

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003

A Bill

HOUSE BILL 1161

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS SOIL
11 AND WATER CONSERVATION COMMISSION; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS SOIL AND WATER
17 CONSERVATION COMMISSION REAPPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby
23 appropriated, to the Arkansas Soil and Water Conservation Commission, to be
24 payable from the General Improvement Fund or its successor fund or fund
25 accounts, for the Arkansas Soil and Water Conservation Commission, the
26 following:

27 (A) Effective July 1, 2003, the balance of the appropriation provided in
28 Item (N) of Section 1 of Act 100 of 2001, for various Water Development Fund
29 projects to assist local communities in the development of water supplies,
30 distribution systems, drainage, flood control systems, and water resources
31 research, in a sum not to exceed\$8,028.

32 (B) Effective July 1, 2003, the balance of the appropriation provided in
33 Item (O) of Section 1 of Act 100 of 2001, for various Water, Sewer, and Solid
34 Waste Management Fund projects to communities including the development of
35 water, sewer, and solid waste management systems, in a sum not to exceed
36\$42,619.



1 (C) Effective July 1, 2003, the balance of the appropriation provided in
2 Item (F) of Section 1 of Act 100 of 2001, for water treatment, supply,
3 distribution, storage systems and for irrigation and flood control projects,
4 in a sum not to exceed\$495,400.

5 (D) Effective July 1, 2003, the balance of the appropriation provided in
6 Item (G) of Section 1 of Act 100 of 2001, for safe water, sanitary sewage and
7 solid waste disposal systems, in a sum not to exceed\$50,068.

8 (E) Effective July 1, 2003, the balance of the appropriation provided in
9 Item (I) of Section 1 of Act 100 of 2001, for water treatment, supply, and
10 distribution projects, water storage tanks, irrigation and flood control
11 projects throughout the state, in a sum not to exceed\$306,000.

12 (F) Effective July 1, 2003, the balance of the appropriation provided in
13 Item (J) of Section 1 of Act 100 of 2001, for a grant to fund a detailed
14 engineering feasibility study for the Lake Boydsville Project in Clay County,
15 in a sum not to exceed\$72,792.

16 (G) Effective July 1, 2003, the balance of the appropriation provided in
17 Item (A) of Section 1 of Act 416 of 2001, for costs associated with the Osage
18 Basin Wastewater System development to include preliminary engineering,
19 environmental studies and acquisition of the treatment plant site, in a sum
20 not to exceed\$353,457.

21 (H) Effective July 1, 2003, the balance of the appropriation provided in
22 Item (A) of Section 1 of Act 1128 of 2001, for Natural Resource Digital Data,
23 in a sum not to exceed\$486,572.

24 (I) Effective July 1, 2003, the balance of the appropriation provided in
25 Item (A) of Section 1 of Act 1109 of 2001, for costs associated with the
26 Osage Basin Wastewater System development to include preliminary engineering,
27 environmental studies and acquisition of the treatment plant site, in a sum
28 not to exceed\$843.

29 (J) Effective July 1, 2003, the balance of the appropriation provided in
30 Item (A) of Section 1 of Act 489 of 2001, for the Union County Conservation
31 District for costs associated with an information, education and technical
32 assistance program in the five county area of South Arkansas in which the
33 Sparta Aquifer has been designated a critical ground water area, in a sum not
34 to exceed\$190,057.

35 (K) Effective July 1, 2003, the balance of the appropriation provided in
36 Item (A) of Section 1 of Act 1315 of 2001, for costs associated with the Lake

1 Boydsville Project, in a sum not to exceed\$33,790.

2 (L) Effective July 1, 2003, the balance of the appropriation provided in
3 Item (A) of Section 1 of Act 377 of 2001, for the Arkansas Water Development
4 Fund for various water supply, distribution, and research efforts, in a sum
5 not to exceed\$257,500.

6 (M) Effective July 1, 2003, the balance of the appropriation provided in
7 Item (A) of Section 1 of Act 422 of 2001, for construction and associated
8 costs of the Wooster Water Extension Project, in a sum not to exceed
9\$5,619.

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11 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
12 obligations otherwise incurred in relation to the project or projects
13 described herein in excess of the State Treasury funds actually available
14 therefor as provided by law. Provided, however, that institutions and
15 agencies listed herein shall have the authority to accept and use grants and
16 donations including Federal funds, and to use its unobligated cash income or
17 funds, or both available to it, for the purpose of supplementing the State
18 Treasury funds for financing the entire costs of the project or projects
19 enumerated herein. Provided further, that the appropriations and funds
20 otherwise provided by the General Assembly for Maintenance and General
21 Operations of the agency or institutions receiving appropriation herein shall
22 not be used for any of the purposes as appropriated in this act.

23 (B) The restrictions of any applicable provisions of the State Purchasing
24 Law, the General Accounting and Budgetary Procedures Law, the Revenue
25 Stabilization Law and any other applicable fiscal control laws of this State
26 and regulations promulgated by the Department of Finance and Administration,
27 as authorized by law, shall be strictly complied with in disbursement of any
28 funds provided by this act unless specifically provided otherwise by law.

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30 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly
31 that any funds disbursed under the authority of the appropriations contained
32 in this act shall be in compliance with the stated reasons for which this act
33 was adopted, as evidenced by the Agency Requests, Executive Recommendations
34 and Legislative Recommendations contained in the budget manuals prepared by
35 the Department of Finance and Administration, letters, or summarized oral
36 testimony in the official minutes of the Arkansas Legislative Council or

1 Joint Budget Committee which relate to its passage and adoption.

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3 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
4 Assembly, that the Constitution of the State of Arkansas prohibits the
5 appropriation of funds for more than a two (2) year period; that previous
6 General Assemblies have provided appropriations for the projects provided or
7 enumerated in this act; that certain appropriations will expire before the
8 adjournment of the General Assembly; and that if such appropriations expire,
9 the projects and programs authorized herein will cease thereby depriving the
10 citizens of the State of the benefits to be derived from such projects.
11 Therefore, an emergency is hereby declared to exist and this Act being
12 necessary for the immediate preservation of the public peace, health and
13 safety shall be in full force and effect from and after the date of its
14 passage and approval. If the bill is neither approved nor vetoed by the
15 Governor, it shall become effective on the expiration of the period of time
16 during which the Governor may veto the bill. If the bill is vetoed by the
17 Governor and the veto is overridden, it shall become effective on the date
18 the last house overrides the veto.

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