

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 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 1459

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
10 SOIL AND WATER CONSERVATION COMMISSION FOR
11 CAPITAL IMPROVEMENT PROJECTS; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

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

27 (A) For the Water Development Fund to provide financial assistance to
28 communities allowing them to provide safe, affordable water to their citizens
29 and commercial users, the sum of\$11,000,000.

30 (B) For the Water, Sewer, and Solid Waste Management Fund to provide
31 financial assistance to communities allowing them to provide safe, affordable
32 water to their citizens and commercial users, the sum of\$9,000,000.

33 (C) For the Water Resources Cost Share Revolving Fund to provide funding
34 to the state and its political subdivisions to finance the non-federal share
35 of their obligations in regard to a water resources development project, the
36 sum of\$24,000,000.



1 (D) For the Drinking Water State Revolving Fund to provide funding for
2 various projects, the sum of\$5,000,000.

3 (E) For the Clean Water State Revolving Fund to provide funding for
4 various projects, the sum of\$5,000,000.

5 (F) For the Red River Waterways Trust Fund to provide funding for the
6 construction of the Red River Waterways Project, the sum of\$3,000,000.

7 (G) For the Ouachita River Waterway Trust Fund to provide funding for
8 various projects, the sum of\$500,000.

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10 SECTION 2. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to the
11 Arkansas Soil and Water Conservation Commission, to be payable from the
12 federal funds as designated by the Chief Fiscal Officer of the State, the
13 following:

14 (A) For the Water Development Fund to provide financial assistance to
15 communities allowing them to provide safe, affordable water to their citizens
16 and commercial users, the sum of\$106,000,000.

17 (B) For the Water, Sewer, and Solid Waste Management Fund to provide
18 financial assistance to communities to fund safe, affordable water, sewage,
19 and solid waste disposal, the sum of\$69,000,000.

20 (C) For the Water Resources Cost Share Revolving Fund to provide funding
21 to the state and its political subdivisions to finance the non-federal share
22 of their obligations in regard to a water resources development project, the
23 sum of\$140,400,000.

24 (D) For the Drinking Water State Revolving Fund to provide funding for
25 various projects, the sum of\$25,000,000.

26 (E) For the Clean Water State Revolving Fund to provide funding for
27 various projects, the sum of\$25,000,000.

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29 SECTION 3. APPROPRIATIONS - CASH. There is hereby appropriated, to the
30 Arkansas Soil and Water Conservation Commission, to be payable from the cash
31 fund deposited in the State Treasury as determined by the Chief Fiscal
32 Officer of the State, the following:

33 (A) For the Water Development Fund to provide financial assistance to
34 communities allowing them to provide safe, affordable water to their citizens
35 and commercial users, the sum of\$22,780,000.

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1 SECTION 4. APPROPRIATIONS - BOND PROCEEDS. There is hereby appropriated,
2 to the Arkansas Soil and Water Conservation Commission, to be payable from
3 the Bond Proceeds, the following:

4 (A) For the Water Development Fund to provide financial assistance to
5 communities allowing them to provide safe, affordable water to their citizens
6 and commercial users, the sum of\$11,220,000.

7 (B) For the Water Resources Cost Share Revolving Fund to provide funding
8 to the state and its political subdivisions to finance the non-federal share
9 of their obligations in regard to a water resources development project, the
10 sum of\$51,600,000.

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12 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
13 obligations otherwise incurred in relation to the project or projects
14 described herein in excess of the State Treasury funds actually available
15 therefor as provided by law. Provided, however, that institutions and
16 agencies listed herein shall have the authority to accept and use grants and
17 donations including Federal funds, and to use its unobligated cash income or
18 funds, or both available to it, for the purpose of supplementing the State
19 Treasury funds for financing the entire costs of the project or projects
20 enumerated herein. Provided further, that the appropriations and funds
21 otherwise provided by the General Assembly for Maintenance and General
22 Operations of the agency or institutions receiving appropriation herein shall
23 not be used for any of the purposes as appropriated in this act.

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

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31 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
32 that any funds disbursed under the authority of the appropriations contained
33 in this act shall be in compliance with the stated reasons for which this act
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations
35 and Legislative Recommendations contained in the budget manuals prepared by
36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or
2 Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
5 Assembly, that the Constitution of the State of Arkansas prohibits the
6 appropriation of funds for more than a two (2) year period; that the
7 effectiveness of this Act on July 1, 2005 is essential to the operation of
8 the agency for which the appropriations in this Act are provided, and that in
9 the event of an extension of the Regular Session, the delay in the effective
10 date of this Act beyond July 1, 2005 could work irreparable harm upon the
11 proper administration and provision of essential governmental programs.
12 Therefore, an emergency is hereby declared to exist and this Act being
13 necessary for the immediate preservation of the public peace, health and
14 safety shall be in full force and effect from and after July 1, 2005.

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