

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

SENATE BILL 463

4
5 By: Senator Horn
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For An Act To Be Entitled

8
9 AN ACT TO AUTHORIZE A TRANSFER TO THE RED RIVER
10 COMMISSION FROM THE GENERAL IMPROVEMENT FUND BY
11 THE ARKANSAS SOIL AND WATER CONSERVATION
12 COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE
13 30, 2007; AND FOR OTHER PURPOSES.
14

Subtitle

15
16 AN ACT TO AUTHORIZE THE ARKANSAS SOIL
17 AND WATER CONSERVATION COMMISSION TO
18 TRANSFER TO THE RED RIVER WATERWAYS
19 PROJECT TRUST FUND APPROPRIATION FOR THE
20 2005-2007 BIENNIUM.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. On the effective date of this act or when funds are available,
27 the State Treasurer shall transfer upon his books and shall notify the Chief
28 Fiscal Officer of the State of such transfers, the sum of One Million Dollars
29 (\$1,000,000) from the General Improvement Fund or its successor fund or fund
30 accounts to the Red River Waterways Project Trust Fund.
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32 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GENERAL
34 IMPROVEMENT FUND TRANSFER. When funds are authorized to be made available
35 through the provisions of the General Improvement Distribution Act of 2005
36 for the Red River Waterways Project herein and upon meeting all other



1 conditions as set out by law, the Chief Fiscal Officer of the State and the
2 State Treasurer shall implement the transfer authorized in Section 1, or so
3 much thereof as is made available therefrom, from the General Improvement
4 Fund or its successor fund or fund accounts to the Red River Waterways
5 Project Trust Fund.

6 The provisions of this section shall be in effect only from July 1, 2005
7 through June 30, 2007.

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9 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
10 by this act shall be limited to the appropriation for such agency and funds
11 made available by law for the support of such appropriations; and the
12 restrictions of the State Procurement Law, the General Accounting and
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
14 Procedures and Restrictions Act, or their successors, and other fiscal
15 control laws of this State, where applicable, and regulations promulgated by
16 the Department of Finance and Administration, as authorized by law, shall be
17 strictly complied with in disbursement of said funds.

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19 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
20 that any funds disbursed under the authority of the appropriations contained
21 in this act shall be in compliance with the stated reasons for which this act
22 was adopted, as evidenced by the Agency Requests, Executive Recommendations
23 and Legislative Recommendations contained in the budget manuals prepared by
24 the Department of Finance and Administration, letters, or summarized oral
25 testimony in the official minutes of the Arkansas Legislative Council or
26 Joint Budget Committee which relate to its passage and adoption.

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28 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
29 Assembly, that the Constitution of the State of Arkansas prohibits the
30 appropriation of funds for more than a two (2) year period; that the
31 effectiveness of this Act on July 1, 2005 is essential to the operation of
32 the agency for which the appropriations in this Act are provided, and that in
33 the event of an extension of the Regular Session, the delay in the effective
34 date of this Act beyond July 1, 2005 could work irreparable harm upon the
35 proper administration and provision of essential governmental programs.
36 Therefore, an emergency is hereby declared to exist and this Act being

1 necessary for the immediate preservation of the public peace, health and
2 safety shall be in full force and effect from and after July 1, 2005.

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