

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

SENATE BILL 481

5 By: Senator Teague  
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## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
9 WATERWAYS COMMISSION FOR GENERAL IMPROVEMENT  
10 PROJECTS; AND FOR OTHER PURPOSES.  
11

## Subtitle

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13 AN ACT FOR THE ARKANSAS WATERWAYS  
14 COMMISSION GENERAL IMPROVEMENT  
15 APPROPRIATION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is  
22 hereby appropriated, to the Arkansas Waterways Commission, to be payable from  
23 the General Improvement Fund or its successor fund or fund accounts, the  
24 following:

25 (A) for personal services, operating expenses, construction, and  
26 project expenses for the "Three Rivers Study" of the area at the confluence  
27 of the Arkansas, Mississippi, and White Rivers, in a sum not to  
28 exceed.....\$10,000,000.

29 (B) for grants to port authorities and intermodal authorities under the  
30 Arkansas Port, Intermodal, and Waterway Development Grant Program for port  
31 development projects as defined by Arkansas Code § 15-23-205, in a sum not to  
32 exceed.....\$10,000,000.  
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34 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
35 obligations otherwise incurred in relation to the project or projects  
36 described herein in excess of the State Treasury funds actually available



1 therefor as provided by law. Provided, however, that institutions and  
 2 agencies listed herein shall have the authority to accept and use grants and  
 3 donations including Federal funds, and to use its unobligated cash income or  
 4 funds, or both available to it, for the purpose of supplementing the State  
 5 Treasury funds for financing the entire costs of the project or projects  
 6 enumerated herein. Provided further, that the appropriations and funds  
 7 otherwise provided by the General Assembly for Maintenance and General  
 8 Operations of the agency or institutions receiving appropriation herein shall  
 9 not be used for any of the purposes as appropriated in this act.

10 (B) The restrictions of any applicable provisions of the State  
 11 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
 12 Revenue Stabilization Law and any other applicable fiscal control laws of  
 13 this State and regulations promulgated by the Department of Finance and  
 14 Administration, as authorized by law, shall be strictly complied with in  
 15 disbursement of any funds provided by this act unless specifically provided  
 16 otherwise by law.

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 18 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
 19 Assembly that any funds disbursed under the authority of the appropriations  
 20 contained in this act shall be in compliance with the stated reasons for  
 21 which this act was adopted, as evidenced by the Agency Requests, Executive  
 22 Recommendations and Legislative Recommendations contained in the budget  
 23 manuals prepared by the Department of Finance and Administration, letters, or  
 24 summarized oral testimony in the official minutes of the Arkansas Legislative  
 25 Council or Joint Budget Committee which relate to its passage and adoption.

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 27 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 28 Assembly, that the Constitution of the State of Arkansas prohibits the  
 29 appropriation of funds for more than a one (1) year period; that the  
 30 effectiveness of this Act on July 1, 2017 is essential to the operation of  
 31 the agency for which the appropriations in this Act are provided, and that in  
 32 the event of an extension of the legislative session, the delay in the  
 33 effective date of this Act beyond July 1, 2017 could work irreparable harm  
 34 upon the proper administration and provision of essential governmental  
 35 programs. Therefore, an emergency is hereby declared to exist and this Act  
 36 being necessary for the immediate preservation of the public peace, health

and safety shall be in full force and effect from and after July 1, 2017.

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