

By: Joint Budget Committee

"AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF PARKS AND TOURISM; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. GENERAL IMPROVEMENT. There is hereby appropriated to the Department of Parks and Tourism, to be payable from the General Improvement Fund or its successor fund or fund accounts for the Department of Parks and Tourism, the following:

(A) Effective June 30, 1989, the balance of the appropriation provided in Item (5) of Section 1 of Act 1062 of 1987 for land acquisition and restoration of facilities at Old Washington State Park, in a sum not to exceed \$51,990.

(B) Effective June 30, 1989, the balance of the appropriation provided in Item (6) of Section 1 of Act 1062 of 1987 for construction of a water storage facility, construction and equipping of maintenance facilities and other purposes at Mount Nebo State Park, in a sum not to exceed \$42,513.

(C) Effective June 30, 1989, the balance of the appropriation provided in Item (7) of Section 1 of Act 1062 of 1987 for the cost share relocation of a substation near the visitor Information Center and removal of overhead power lines and/or for renovation and equipping a hydroelectric facility to be used as an interpretative/research project at Mammoth Springs State Park, in a sum not to exceed \$166,488.

(D) Effective June 30, 1989, the balance of the appropriation provided in Item (A) of Section 1 of Act 710 of 1987 for acquisition and renovation of land and facilities at Moro Bay and Mississippi River State Parks, in a sum not to exceed \$133,705.

(E) Effective June 30, 1989, the balance of the appropriation provided in Item (B) of Section 1 of Act 710 of 1987 for acquisition of land at Parkin Indian Mound State Park, in a sum not to exceed \$155,000.

(F) Effective June 30, 1989, the balance of the appropriation provided in Item (D) of Section 1 of Act 710 of 1987 for constructing and equipping roadways, a visitor information center, a bathhouse, a restroom/pavilion, campsites, maintenance facilities, and a sewer system at Cane Creek State Park, in a sum not to exceed \$840,609.

(G) Effective June 30, 1989, the balance of the appropriation provided in Item (A) of Section 3 of Act 710 of 1987 for acquisition of land adjacent to Devil's Den State Park, in a sum not to exceed \$200,000.

SECTION 2. FEDERAL. There is hereby appropriated to the Department of Parks and Tourism, to be payable from the federal funds made available to the Department of Parks and Tourism for the Department of Parks and Tourism, the following:

(A) Effective June 30, 1989, the balance of the appropriation provided in Item (1) of Section 2 of Act 1062 of 1987 for construction, renovating, improving, acquiring real and personal property and for other purposes at various state parks, in a sum not to exceed \$321,522.

(B) Effective April 15, 1989, the balance of the appropriation provided

in Item (2) of Section 2 of Act 1062 of 1987 for constructing, renovating, repairing, improving, acquiring real and personal properties and for such other purposes as may be required for making available recreational facilities for the citizens of Arkansas, by the Department of Parks and Tourism, in a sum not to exceed \$44,463.

(C) Effective June 30, 1989, the balance of the appropriation provided in Section 2 of Act 710 of 1987 for constructing and equipping roadways, a visitor information center, a bathhouse, a restroom/pavilion, campsites, maintenance facilities, and a sewer system at Cane Creek State Park, in a sum not to exceed \$840,609.

SECTION 3. CASH - MOUNT NEBO. There is hereby appropriated to the Department of Parks and Tourism, to be payable from the Mount Nebo Land Sales Cash Fund for the Department of Parks and Tourism, the following:

(A) Effective June 30, 1989, the balance of the appropriation provided in Section 4 of Act 1062 of 1987 for investment of fund balances from Mount Nebo Land Sales Fund Account, in a sum not to exceed \$300,000.

SECTION 4. CASH - OIL AND BRINE MUSEUM REDEMPTION. There is hereby appropriated to the Department of Parks and Tourism, to be payable from the cash funds of the Arkansas Oil and Brine Museum for the Department of Parks and Tourism, the following:

(A) Effective June 30, 1989, the balance of the appropriation provided in Item (07) Section 14 of Act 931 of 1987 for construction, in a sum not to exceed \$1,671,459.

SECTION 5. REVENUE BONDS. There is hereby appropriated to the Department of Parks and Tourism, to be payable from the Revenue Bonds issued under the authority of Arkansas Code 22-4-302 et seq. for the Department of Parks and Tourism, the following:

(A) Effective April 9, 1989, the balance of the appropriation provided in Item (1) of Section 3 of Act 1062 of 1987 for land purchase and various construction and improvement projects for Mount Nebo State Park, in a sum not to exceed \$43,183.

SECTION 6. CASH. There is hereby appropriated to the Department of Parks and Tourism, to be payable from the cash funds of the Department of Parks and Tourism for the Department of Parks and Tourism, the following:

(A) Effective June 30, 1989, for construction, in a sum not to exceed \$481,190.

(B) Effective June 30, 1989, for various construction projects, in a sum not to exceed \$7,000.

SECTION 7. DISBURSEMENT CONTROLS. (A) No contract may be awarded or obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that the Institutions and Agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income, and/or funds available to it, for the purpose of supplementing the said State Treasury funds for financing the entire costs of said project or projects. Provided further, that the appropriations and funds otherwise provided by the General Assembly for maintenance and general operation of the said Institutions and Agencies shall not be used for any of the purposes set out in this Act.

(B) The General Accounting Procedures Law, the State Purchasing Law, the Revenue Stabilization Law, and other applicable fiscal laws of the State, or

their successors, shall be strictly complied with, with respect to use of any funds provided by this Act.

SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this Act shall be in compliance with the stated reasons for which this Act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 9. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that previous General Assemblies have provided appropriations for the projects enumerated in this Act; that certain appropriations will expire before the adjournment of the Regular Session; and that if such appropriations expire, the programs authorized by such appropriations would cease, thereby depriving the citizens of the State of the benefits to be derived from such projects. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

APPROVED: March 14, 1989
