

As Engrossed: 3/4/91

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: *Joint Budget Committee***

A Bill ACT 701 OF 1991
SENATE BILL 559

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 ARKANSAS HERITAGE - CENTRAL ADMINISTRATION FOR THE
10 PURCHASE OF LAND UPON WHICH HISTORIC FORT LINCOLN WAS
11 LOCATED DURING THE CIVIL WAR; AND FOR OTHER PURPOSES."

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

15 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
16 Department of Arkansas Heritage - Central Administration, to be payable from
17 the General Improvement Fund or its successor fund or fund accounts, the
18 following:

19 (A) For the purchase of land located near Devalls Bluff in Prairie
20 County, Arkansas, which was the site of Historic Fort Lincoln during the Civil
21 War, the sum of\$500,000.

23 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
24 obligations otherwise incurred in relation to the project or projects
25 described herein in excess of the State Treasury funds actually available
26 therefor as provided by law. Provided, however, that institutions and
27 agencies listed herein shall have the authority to accept and use grants and
28 donations including Federal funds, and to use its unobligated cash income or
29 funds, or both available to it, for the purpose of supplementing the State
30 Treasury funds for financing the entire costs of the project or projects
31 enumerated herein. Provided further, that the appropriations and funds
32 otherwise provided by the General Assembly for Maintenance and General
33 Operations of the agency or institutions receiving appropriation herein shall
34 not be used for any of the purposes as appropriated in this Act.

35 (B) The restrictions of any applicable provisions of the State
36 Purchasing Law, the General Accounting and Budgetary Procedures Law, the

1 Revenue Stabilization Law and any other applicable fiscal control laws of this
2 State and regulations promulgated by the Department of Finance and
3 Administration, as authorized by law, shall be strictly complied with in
4 disbursement of any funds provided by this Act unless specifically provided
5 otherwise by law.

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7 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
8 Assembly that any funds disbursed under the authority of the appropriations
9 contained in this Act shall be in compliance with the stated reasons for which
10 this Act was adopted, as evidenced by the Agency Requests, Executive
11 Recommendations and Legislative Recommendations contained in the budget
12 manuals prepared by the Department of Finance and Administration, letters, or
13 summarized oral testimony in the official minutes of the Arkansas Legislative
14 Council or Joint Budget Committee which relate to its passage and adoption.

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16 SECTION 4. CODE. All provisions of this Act of a general and permanent
17 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
18 Code Revision Commission shall incorporate the same in the Code.

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20 SECTION 5. SEVERABILITY. If any provision of this Act or the
21 application thereof to any person or circumstance is held invalid, such
22 invalidity shall not affect other provisions or applications of the Act which
23 can be given effect without the invalid provision or application, and to this
24 end the provisions of this Act are declared to be severable.

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26 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict
27 with this Act are hereby repealed.

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29 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
30 Seventy-Eighth General Assembly, that the Constitution of the State of
31 Arkansas prohibits the appropriation of funds for more than a two (2) year
32 period; that the effectiveness of this Act on July 1, 1991 is essential to the
33 operation of the agency for which the appropriations in this Act are provided,
34 and that in the event of an extension of the Regular Session, the delay in the
35 effective date of this Act beyond July 1, 1991 could work irreparable harm
36 upon the proper administration and provision of essential governmental

1 programs. Therefore, an emergency is hereby declared to exist and this Act
2 being necessary for the immediate preservation of the public peace, health and
3 safety shall be in full force and effect from and after July 1, 1991.

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/s/Russ

APPROVED: 3-22-91