

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 703 OF 1991
SENATE BILL 585

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 ARKANSAS HERITAGE - CENTRAL ADMINISTRATION FOR COSTS
10 ASSOCIATED WITH RAISING AND RESTORING THE QUEEN CITY CIVIL
11 WAR GUNBOAT; 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 costs associated with raising and restoring the Queen City
20 Civil War Gunboat, which was recently located in the White River and confirmed
21 by officials of National Geographic and the Library of Congress, the sum of
22 \$1,000,000.

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

36 (B) The restrictions of any applicable provisions of the State

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

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

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

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

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

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

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

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/s/Russ

APPROVED: 3-22-91