

As Engrossed: 3/3/93

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: *Joint Budget Committee***

A Bill

HOUSE BILL 1468

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR
10 CONSTRUCTION, LANDSCAPING, EQUIPPING AND ASSOCIATED COSTS
11 FOR THE ARKANSAS ENTERTAINERS' HALL OF FAME MUSEUM; AND
12 FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION -
16 DISBURSING OFFICER CAPITAL IMPROVEMENT APPROPRIATION."

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

20 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
21 Department of Finance and Administration - Disbursing Officer, to be payable
22 from the General Improvement Fund or its successor fund or fund accounts, the
23 following:

24 (A) For constructing, landscaping, equipping, and all associated costs
25 for the Arkansas Entertainers' Hall of Fame Museum, the sum of.... \$1,500,000.

27 SECTION 2. MATCHING FUNDS. The funds appropriated in Section 1 of this
28 Act shall be paid on a three-to-one matching basis, with one part payable from
29 local funds or real property, or both. The State's obligation shall be
30 limited to three-fourths of two million dollars. The total project cost of
31 the Arkansas Entertainers' Hall of Fame Museum shall not exceed two million
32 dollars, unless additional local funds are utilized.

34 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor

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

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

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

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29 SECTION 5. CODE. All provisions of this Act of a general and permanent
30 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
31 Code Revision Commission shall incorporate the same in the Code.

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33 SECTION 6. SEVERABILITY. If any provision of this Act or the
34 application thereof to any person or circumstance is held invalid, such
35 invalidity shall not affect other provisions or applications of the Act which

1 can be given effect without the invalid provision or application, and to this
2 end the provisions of this Act are declared to be severable.

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4 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict
5 with this Act are hereby repealed.

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7 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
8 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
9 prohibits the appropriation of funds for more than a two (2) year period; that
10 the effectiveness of this Act on July 1, 1993 is essential to the operation of
11 the agency for which the appropriations in this Act are provided, and that in
12 the event of an extension of the Regular Session, the delay in the effective
13 date of this Act beyond July 1, 1993 could work irreparable harm upon the
14 proper administration and provision of essential governmental programs.
15 Therefore, an emergency is hereby declared to exist and this Act being
16 necessary for the immediate preservation of the public peace, health and
17 safety shall be in full force and effect from and after July 1, 1993.

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/s/John E. Miller

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