

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

A Bill

SENATE BILL 387

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
10 ARKANSAS HERITAGE; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 AN ACT FOR THE DEPARTMENT OF ARKANSAS
14 HERITAGE REAPPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - DAH - MOSAIC TEMPLARS CULTURAL CENTER -
21 ACQUISITIONS. There is hereby appropriated, to the Department of Arkansas
22 Heritage - Mosaic Templars of America Center for African-American Culture and
23 Business Enterprise, to be payable from the General Improvement Fund or its
24 successor fund or fund accounts, for the Department of Arkansas Heritage -
25 Mosaic Templars of America Center for African-American Culture and Business
26 Enterprise the following:

27 (A) Effective July 1, 2017, the balance of the appropriation provided
28 in Item (A) Section 9 of Act 222 of 2016, for the purchase of the building
29 and land located at 906 Broadway Street in Little Rock, Arkansas, in a sum
30 not to exceed.....\$1,000,000.
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32 SECTION 2. REAPPROPRIATION - DAH HISTORIC PRESERVATION - COUNTY
33 COURTHOUSE RESTORATION GRANTS. There is hereby appropriated, to the
34 Department of Arkansas Heritage - Historic Preservation, to be payable from
35 the General Improvement Fund or its successor fund or fund accounts, for the
36 Department of Arkansas Heritage - Historic Preservation the following:



1 (A) Effective July 1, 2017, the balance of the appropriation provided
2 in Item (A) Section 11 of Act 222 of 2016, for grants for the County
3 Courthouse Restoration Program, in a sum not to exceed.....\$1,250,000.
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5 SECTION 3. REAPPROPRIATION - DAH NATURAL HERITAGE COMMISSION - LAND
6 ACQUISITION. There is hereby appropriated, to the Department of Arkansas
7 Heritage - Natural Heritage Commission, to be payable from the General
8 Improvement Fund or its successor fund or fund accounts, for the Department
9 of Arkansas Heritage - Natural Heritage Commission the following:

10 (A) Effective July 1, 2017, the balance of the appropriation provided
11 in Item (A) Section 13 of Act 222 of 2016, for land acquisition for and
12 stewardship of the Department of Arkansas Heritage natural areas, in a sum
13 not to exceed.....\$2,180,000.
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15 SECTION 4. REAPPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is
16 hereby appropriated, to the Department of Arkansas Heritage - Arkansas State
17 Archives, to be payable from the General Improvement Fund or its successor
18 fund or fund accounts, for the Department of Arkansas Heritage - Arkansas
19 State Archives the following:

20 (A) Effective July 1, 2017, the balance of the appropriation provided
21 in Item (A) Section 1 of Act 108 of 2016, for personal services, operating
22 expenses and equipment for Archival Shelving, in a sum not to exceed
23\$350,000.
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25 SECTION 5. REAPPROPRIATION - DAH - CENTRAL ADMINISTRATION -
26 CONSERVATION TAX - AMENDMENT 75. There is hereby appropriated, to the
27 Department of Arkansas Heritage, to be payable from the Arkansas Department
28 of Heritage Fund Account, for the Department of Arkansas Heritage - DAH -
29 Central Administration - Conservation Tax - Amendment 75 the following:

30 (A) Effective July 1, 2017, the balance of the appropriation provided
31 in Item (A) Section 1 of Act 222 of 2016 for special maintenance, in a sum
32 not to exceed.....\$983,189.
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34 SECTION 6. REAPPROPRIATION - DAH ARKANSAS ARTS COUNCIL - ARTS COUNCIL
35 GRANT PROGRAM. There is hereby appropriated, to the Department of Arkansas
36 Heritage - Arts Council, to be payable from the General Improvement Fund or

1 its successor fund or fund accounts, for the Department of Arkansas Heritage
2 - Arts Council the following:

3 (A) Effective July 1, 2017, the balance of the appropriation provided
4 in Item (A) Section 12 of Act 222 of 2016, for grants for Community Arts
5 Development and Arts Education programs, in a sum not to exceed
6\$775,000.

8 SECTION 7. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -
9 STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the
10 Department of Arkansas Heritage, to be payable from the Arkansas Natural and
11 Cultural Resources Grant and Trust Fund, for the Department of Arkansas
12 Heritage the following:

13 (A) Effective July 1, 2017, the balance of the appropriation provided
14 in Section 24 of Act 253 of 2016, for the acquisition, management,
15 stewardship or preservation of state owned lands, historic sites, buildings,
16 structures or objects, in a sum not to exceed.....\$750,000.

18 SECTION 8. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -
19 STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the
20 Department of Arkansas Heritage - Arkansas State Archives, to be payable from
21 the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
22 Department of Arkansas Heritage - Arkansas State Archives the following:

23 (A) Effective July 1, 2017, the balance of the appropriation provided
24 in Section 24 of Act 253 of 2016, for the acquisition, management,
25 stewardship or preservation of state owned lands, historic sites, buildings,
26 structures or objects, in a sum not to exceed.....\$180,000.

28 SECTION 9. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -
29 STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the
30 Department of Arkansas Heritage - Delta Cultural Center, to be payable from
31 the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
32 Department of Arkansas Heritage - Delta Cultural Center the following:

33 (A) Effective July 1, 2017, the balance of the appropriation provided
34 in Section 24 of Act 253 of 2016, for the acquisition, management,
35 stewardship or preservation of state owned lands, historic sites, buildings,
36 structures or objects, in a sum not to exceed.....\$375,000.

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SECTION 10. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the Department of Arkansas Heritage - Historic Arkansas Museum, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Historic Arkansas Museum the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$533,355.

SECTION 11. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the Department of Arkansas Heritage - Historic Preservation, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Historic Preservation the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$1,150,000.

SECTION 12. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the Department of Arkansas Heritage - Mosaic Templars of America Center for African-American Culture and Business Enterprise, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Mosaic Templars of America Center for African-American Culture and Business Enterprise the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$450,000.

SECTION 13. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the Department of Arkansas Heritage - Natural Heritage Commission, to be payable

1 from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for
2 the Department of Arkansas Heritage - Natural Heritage Commission the
3 following:

4 (A) Effective July 1, 2017, the balance of the appropriation provided
5 in Section 24 of Act 253 of 2016, for the acquisition, management,
6 stewardship or preservation of state owned lands, historic sites, buildings,
7 structures or objects, in a sum not to exceed.....\$1,427,013.

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9 SECTION 14. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -
10 STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the
11 Department of Arkansas Heritage - Old State House, to be payable from the
12 Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
13 Department of Arkansas Heritage - Old State House the following:

14 (A) Effective July 1, 2017, the balance of the appropriation provided
15 in Section 24 of Act 253 of 2016, for the acquisition, management,
16 stewardship or preservation of state owned lands, historic sites, buildings,
17 structures or objects, in a sum not to exceed.....\$675,000.

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19 SECTION 15. REAPPROPRIATION - DAH CENTRAL ADMINISTRATION - CAPITAL
20 IMPROVEMENT PROJECTS AND PROGRAMS. There is hereby appropriated, to the
21 Department of Arkansas Heritage, to be payable from the General Improvement
22 Fund or its successor fund or fund accounts, for the Department of Arkansas
23 Heritage the following:

24 (A) Effective July 1, 2017, the balance of the appropriation provided
25 in Item (A) Section 10 of Act 222 of 2016, for maintenance, renovation,
26 equipping, construction, acquisition, improvement, upgrade and repair of real
27 property, personal services, operating expenses and master plan development,
28 in a sum not to exceed.....\$614,125.

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30 SECTION 16. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
31 obligations otherwise incurred in relation to the project or projects
32 described herein in excess of the State Treasury funds actually available
33 therefor as provided by law. Provided, however, that institutions and
34 agencies listed herein shall have the authority to accept and use grants and
35 donations including Federal funds, and to use its unobligated cash income or
36 funds, or both available to it, for the purpose of supplementing the State

1 Treasury funds for financing the entire costs of the project or projects
2 enumerated herein. Provided further, that the appropriations and funds
3 otherwise provided by the General Assembly for Maintenance and General
4 Operations of the agency or institutions receiving appropriation herein shall
5 not be used for any of the purposes as appropriated in this act.

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

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14 SECTION 17. LEGISLATIVE INTENT. It is the intent of the General
15 Assembly that any funds disbursed under the authority of the appropriations
16 contained in this act shall be in compliance with the stated reasons for
17 which this act was adopted, as evidenced by the Agency Requests, Executive
18 Recommendations and Legislative Recommendations contained in the budget
19 manuals prepared by the Department of Finance and Administration, letters, or
20 summarized oral testimony in the official minutes of the Arkansas Legislative
21 Council or Joint Budget Committee which relate to its passage and adoption.

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23 SECTION 18. EMERGENCY CLAUSE. It is found and determined by the
24 General Assembly, that the Constitution of the State of Arkansas prohibits
25 the appropriation of funds for more than a one (1) year period; that the
26 effectiveness of this Act on July 1, 2017 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the legislative session, the delay in the
29 effective date of this Act beyond July 1, 2017 could work irreparable harm
30 upon the proper administration and provision of essential governmental
31 programs. Therefore, an emergency is hereby declared to exist and this Act
32 being necessary for the immediate preservation of the public peace, health
33 and safety shall be in full force and effect from and after July 1, 2017.