

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

A Bill ACT 433 OF 1991
HOUSE BILL 1463

For An Act To Be Entitled

8 "AN ACT TO REAPPROPRIATE THE BALANCES OF APPROPRIATIONS AS
9 AUTHORIZED BY THE SECOND DIVISION OF CHANCERY COURT OF
10 PULASKI COUNTY FOR THE ARKANSAS GAME AND FISH COMMISSION;
11 AND FOR OTHER PURPOSES."

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

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15 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the
16 Arkansas Game and Fish Commission, to be payable from the segregated account
17 within the Game Protection Fund, for the Arkansas Game and Fish Commission,
18 the following:

19 (A) Effective June 23, 1991, the balance of the appropriation provided
20 in Item (1) of Section 1 of Act 171 of the First Extraordinary Session of
21 1989, for Legal Fees, in a sum not to exceed \$11,000.

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23 (B) Effective June 23, 1991, the balance of the appropriation provided
24 in Item (2) of Section 1 of Act 171 of the First Extraordinary Session of
25 1989, for Refunds, Administrative Costs and Reimbursement for Administrative
26 Costs As Required To Implement The Refund Program As Directed By The Court, in
27 a sum not to exceed \$2,957,880.

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29 (C) Effective June 23, 1991, the balance of the appropriation provided
30 in Item (3) of Section 1 of Act 171 of the First Extraordinary Session of 1989
31 and in Section 1 of Act 4 of the Third Extraordinary Session of 1989, for
32 Acquisition of Land, in a sum not to exceed \$194.

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34 (D) Effective June 23, 1991, the balance of the appropriation provided
35 in Item (4) of Section 1 of Act 171 of the First Extraordinary Session of
36 1989, for Capital Improvements On Game and Fish Lands, in a sum not to exceed

1 \$345,576.

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3 (E) Effective June 23, 1991, the balance of the appropriation provided
4 in Item (5) of Section 1 of Act 171 of the First Extraordinary Session of
5 1989, for Capital Improvements For Habitat Rehabilitation For Quail and Other
6 Wildlife, in a sum not to exceed \$ 309,624.

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8 (F) Effective June 23, 1991, the balance of the appropriation provided
9 in Item (6) of Section 1 of Act 171 of the First Extraordinary Session of
10 1989, for Hardwood Reforestation Expenses, in a sum not to exceed . . \$278,307.

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12 SECTION 2. APPROPRIATIONS. *There is hereby appropriated, to the*
13 *Arkansas Game and Fish Commission, to be payable from the segregated account*
14 *within the Game Protection Fund, for acquisition of land, for those purposes*
15 *as set out in Item (3) of Section 1 of Act 171 of the First Extraordinary*
16 *Session of 1989, as authorized by the Second Division of Chancery Court of*
17 *Pulaski County, Arkansas, the sum of \$25,000.*

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

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

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

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

SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Eighth 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 provided enumerated in this act; that certain appropriations will expire before the adjournment of the General Assembly; and that if such appropriations expire, the projects and programs authorized herein will 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 June 23, 1991.

/s/ John E. Miller

APPROVED: 3-11-91

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