

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Joint Budget Committee**

# A Bill

**ACT 306 OF 1995**  
**HOUSE BILL 1527**

## For An Act To Be Entitled

"AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF ARKANSAS  
HERITAGE; AND FOR OTHER PURPOSES."

### Subtitle

"AN ACT FOR THE DEPARTMENT OF ARKANSAS  
HERITAGE REAPPROPRIATION."

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

SECTION 1. REAPPROPRIATION - DIRECTOR'S OFFICE. There is hereby appropriated, to the Department of Arkansas Heritage, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Arkansas Heritage - Director's Office, the following:

(A) Effective July 1, 1995, the balance of the appropriation provided in Item (B) of Section 1 of Act 1128 of 1993, for major maintenance projects of the Arkansas Territorial Restoration and the Commemorative Commission, in a sum not to exceed ..... \$150,000.

SECTION 2. REAPPROPRIATION - DELTA CULTURAL CENTER. There is hereby appropriated, to the Department of Arkansas Heritage - Delta Cultural Center, to be payable from the General Improvement Fund or its successor fund or fund accounts, for Department of Arkansas Heritage - Delta Cultural Center, the following:

(A) Effective July 1, 1995, the balance of the appropriation provided in Item (A) of Section 2 of Act 1128 of 1993, for construction, renovation, repair and equipping of the Research Archives Project, Phase I, in a sum not to exceed ..... \$150,000.

1 SECTION 3. REAPPROPRIATION - COMMEMORATIVE COMMISSION - CASH. There is  
2 hereby appropriated, to the Department of Arkansas Heritage - Commemorative  
3 Commission, to be payable from cash funds as defined by Arkansas Code 19-4-801  
4 for the Department of Arkansas Heritage - Commemorative Commission, the  
5 following:

6 (A) Effective July 1, 1995, the balance of the appropriation provided  
7 in Item (A) of Section 6 of Act 1128 of 1993, for Arkansas History Exhibits,  
8 in a sum not to exceed ..... \$100,000.

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10 SECTION 4. REAPPROPRIATION - COMMEMORATIVE COMMISSION. There is hereby  
11 appropriated, to the Department of Arkansas Heritage - Commemorative  
12 Commission, to be payable from the General Improvement Fund or its successor  
13 fund or fund accounts, for the Department of Arkansas Heritage - Commemorative  
14 Commission, the following:

15 (A) Effective July 1, 1995, the balance of the appropriation provided  
16 in Item (A) of Section 5 of Act 1128 of 1993, for maintenance, repair, and  
17 associated costs of the Old State House heating and cooling system, in a sum  
18 not to exceed ..... \$50,000.

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20 (B) Effective July 1, 1995, the balance of the appropriation provided  
21 in Item (B) of Section 5 of Act 1128 of 1993, for Arkansas History Exhibits,  
22 in a sum not to exceed ..... \$400,000.

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24 SECTION 5. REAPPROPRIATION - NATURAL HERITAGE COMMISSION. There is  
25 hereby appropriated, to the Department of Arkansas Heritage - Natural Heritage  
26 Commission, to be payable from the General Improvement Fund or its successor  
27 fund or fund accounts, for the Department of Arkansas Heritage - Natural  
28 Heritage Commission, the following:

29 (A) Effective July 1, 1995, the balance of the appropriation provided  
30 in Item (A) of Section 4 of Act 1128 of 1993, for development of Natural Areas  
31 in Boone, Calhoun, Cleveland, Franklin, Lonoke, Monroe and Prairie Counties,  
32 in a sum not to exceed ..... \$100,000.

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34 SECTION 6. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
35 obligations otherwise incurred in relation to the project or projects

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

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

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20 SECTION 7. 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 8. 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 9. 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 10. GENERAL REPEALER. All laws and parts of laws in conflict  
5 with this Act are hereby repealed.

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7 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the  
8 Eightieth 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 previous General Assemblies have provided appropriations for the projects  
11 provided enumerated in this act; that certain appropriations will expire  
12 before the adjournment of the General Assembly; and that if such  
13 appropriations expire, the projects and programs authorized herein will cease  
14 thereby depriving the citizens of the State of the benefits to be derived from  
15 such projects. Therefore, an emergency is hereby declared to exist and this  
16 Act being necessary for the immediate preservation of the public peace, health  
17 and safety shall be in full force and effect July 1, 1995.

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APPROVED: 2-13-95

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