

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

A Bill

ACT 720 OF 1995
SENATE BILL 644

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 ARKANSAS HERITAGE COMMISSION FOR LAND ACQUISITION AND
10 COSTS ASSOCIATED WITH ARCHEOLOGICAL EXPLORATION TO RECOVER
11 CIVIL WAR SHIPS AND OTHER SHIPWRECKS OF HISTORICAL
12 SIGNIFICANCE WHICH BECOME RECOVERABLE DUE TO FLUCTUATIONS
13 IN RIVER CHANNELS, OR ARE AT RISK OF BEING LOST OR
14 DAMAGED; AND FOR OTHER PURPOSES."

Subtitle

17 "AN ACT FOR THE DEPARTMENT OF ARKANSAS
18 HERITAGE COMMISSION CAPITAL IMPROVEMENT
19 APPROPRIATION."

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

23 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
24 Department of Arkansas Heritage - *Director's Office*, to be payable from the
25 General Improvement Fund or its successor fund or fund accounts, the
26 following:

27 (A) For land acquisition and costs associated with archeological
28 exploration to recover threatened shipwrecks of historical significance, the
29 sum of \$100,000.

31 SECTION 2. The funds appropriated in Section 1 herein shall be used to
32 defray expenses associated with archeological exploration to recover
33 steamships, Civil War ships, and other historically significant shipwrecks
34 which are at risk of being lost or damaged, which may contain human remains,
35 or which become recoverable due to fluctuations in the Mississippi River or
36 other river channels.

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SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that institutions and agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income or funds, or both available to it, for the purpose of supplementing the State Treasury funds for financing the entire costs of the project or projects enumerated herein. Provided further, that the appropriations and funds otherwise provided by the General Assembly for Maintenance and General Operations of the agency or institutions receiving appropriation herein shall not be used for any of the purposes as appropriated in this Act.

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

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

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

1 SECTION 6. SEVERABILITY. If any provision of this Act or the
2 application thereof to any person or circumstance is held invalid, such
3 invalidity shall not affect other provisions or applications of the Act which
4 can be given effect without the invalid provision or application, and to this
5 end the provisions of this Act are declared to be severable.

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

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10 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
11 Eightieth General Assembly, that the Constitution of the State of Arkansas
12 prohibits the appropriation of funds for more than a two (2) year period; that
13 the effectiveness of this Act on July 1, 1995 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the Regular Session, the delay in the effective
16 date of this Act beyond July 1, 1995 could work irreparable harm upon the
17 proper administration and provision of essential governmental programs.
18 Therefore, an emergency is hereby declared to exist and this Act being
19 necessary for the immediate preservation of the public peace, health and
20 safety shall be in full force and effect from and after July 1, 1995.

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/s/Snyder et al

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APPROVED: 3-21-95

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As Engrossed: 3/8/95 3/10/95

SB 644

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