

Stricken language would be deleted from present law. Underlined language would be added to current law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

ACT 457 OF 1997
SENATE BILL 314

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF ARKANSAS
11 HERITAGE; AND FOR OTHER PURPOSES."
12

Subtitle

13
14 "AN ACT FOR THE DEPARTMENT OF ARKANSAS
15 HERITAGE REAPPROPRIATION."
16

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

19 SECTION 1. REAPPROPRIATION - DIRECTORS OFFICE. There is hereby
20 appropriated, to the Department of Arkansas Heritage - Director's Office, to
21 be payable from the Arkansas Natural and Cultural Resources Grant and Trust
22 Fund from grants provided by the Natural and Cultural Resources Council for
23 the acquisition, management, stewardship and preservation of state-owned lands
24 or historic sites, the following:

25 (A) Effective July 1, 1997, the balance of the appropriation provided
26 in Section 59 of Act 531 of 1995, for the following items, in a sum not to
27 exceed \$2,667,291.

28 (1)	OPER. EXPENSES	\$ 105,750
29 (2)	CONF. & TRAVEL	14,000
30 (3)	PROF. FEES	61,441
31 (4)	CAPITAL OUTLAY	55,100
32 (5)	DAH GRANTS	436,000
33 (6)	CONSTRUCTION	1,395,000
34 (6)	MANAGEMENT AND STEWARDSHIP	600,000

35
36 SECTION 2. REAPPROPRIATION - DIRECTOR'S OFFICE. There is hereby

1 appropriated, to the Department of Arkansas Heritage, to be payable from the
2 General Improvement Fund or its successor fund or fund accounts, for the
3 Department of Arkansas Heritage - Director's Office, the following:

4 (A) Effective July 1, 1997, the balance of the appropriation provided
5 in Item (B) of Section 6 of Act 1047 of 1995, for major maintenance,
6 renovation and repairs of various facilities within the Department of Arkansas
7 Heritage, in a sum not to exceed \$1,050,350.

8
9 SECTION 3. REAPPROPRIATION - DELTA CULTURAL CENTER. There is hereby
10 appropriated, to the Department of Arkansas Heritage - Delta Cultural Center,
11 to be payable from the General Improvement Fund or its successor fund or fund
12 accounts, for the Department of Arkansas Heritage - Delta Cultural Center, the
13 following:

14 (A) Effective July 1, 1997, the balance of the appropriation provided
15 in Item (A) of Section 2 of Act 306 of 1995, for construction, renovation,
16 repair and equipping of the Research Archives Project, Phase I, in a sum not
17 to exceed \$100,000.

18
19 (B) Effective July 1, 1997, the balance of the appropriation provided
20 in Item (A) of Section 2 of Act 1047 of 1995, for the installation of an
21 elevator at the Visitors Center, in a sum not to exceed \$75,000.

22
23 (C) Effective July 1, 1997, the balance of the appropriation provided
24 in Item (C) of Section 2 of Act 1047 of 1995, for land purchases for a museum
25 and research buildings, in a sum not to exceed \$46,350.

26
27 (D) Effective July 1, 1997, the balance of the appropriation provided
28 in Item (E) of Section 2 of Act 1047 of 1995, for construction of interactive
29 exhibitry, in a sum not to exceed \$200,000.

30
31 SECTION 4. REAPPROPRIATION - COMMEMORATIVE COMMISSION - CASH. There is
32 hereby appropriated, to the Department of Arkansas Heritage, to be payable
33 from the cash funds as defined by Arkansas Code 19-4-801, for the Department
34 of Arkansas Heritage - Commemorative Commission, the following:

35 (A) Effective July 1, 1997, the balance of the appropriation provided

1 in Item (A) of Section 3 of Act 306 of 1995, for Arkansas History exhibits, in
2 a sum not to exceed \$45,000.

3

4 (B) Effective July 1, 1997, the balance of the appropriation provided
5 in Item (A) of Section 5 of Act 1047 of 1995, for Arkansas History exhibits,
6 in a sum not to exceed \$200,000.

7

8 SECTION 5. REAPPROPRIATION - COMMEMORATIVE COMMISSION - TRUST. There is
9 hereby appropriated, to the Department of Arkansas Heritage - Commemorative
10 Commission, to be payable from the Arkansas Natural and Cultural Resources
11 Grant and Trust Fund from grants provided by the Natural and Cultural
12 Resources Council for the acquisition, management, stewardship, and
13 preservation of state-owned lands or historic sites, for the Department of
14 Arkansas Heritage - Commemorative Commission, the following:

15 (A) Effective July 1, 1997, the balance of the appropriation provided
16 in Section 59 of Act 531 of 1995, for construction costs associated with the
17 Old State House Renovation, in a sum not to exceed \$1,500,000.

18

19 SECTION 6. REAPPROPRIATION. There is hereby appropriated, to the
20 Department of Arkansas Heritage - Commemorative Commission, to be payable from
21 the General Improvement Fund or its successor fund or fund accounts, for the
22 Department of Arkansas Heritage - Commemorative Commission, the following:

23 (A) Effective July 1, 1997, the balance of the appropriation provided
24 in Item (C) of Section 1 of Act 679 of 1995, for renovation and repair of the
25 Old State House to meet the requirements of the Americans with Disabilities
26 Act, in a sum not to exceed \$400,000.

27

28 (B) Effective July 1, 1997, the balance of the appropriation provided
29 in Item (A) of Section 4 of Act 1047 of 1995, for Arkansas History exhibits,
30 in a sum not to exceed \$250,000.

31

32 SECTION 7. REAPPROPRIATION - TERRITORIAL CAPITOL RESTORATION. There is
33 hereby appropriated, to the Department of Arkansas Heritage, to be payable
34 from the General Improvement Fund or its successor fund or fund accounts, for
35 the Department of Arkansas Heritage - Territorial Capitol Restoration, the

1 following:

2 (A) Effective July 1, 1997, the balance of the appropriation provided
3 in Item (B) of Section 1 of Act 1047 of 1995, for costs associated with the
4 enhancement of permanent exhibits, in a sum not to exceed\$250,000.

5
6 SECTION 8. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
7 obligations otherwise incurred in relation to the project or projects
8 described herein in excess of the State Treasury funds actually available
9 therefor as provided by law. Provided, however, that institutions and
10 agencies listed herein shall have the authority to accept and use grants and
11 donations including Federal funds, and to use its unobligated cash income or
12 funds, or both available to it, for the purpose of supplementing the State
13 Treasury funds for financing the entire costs of the project or projects
14 enumerated herein. Provided further, that the appropriations and funds
15 otherwise provided by the General Assembly for Maintenance and General
16 Operations of the agency or institutions receiving appropriation herein shall
17 not be used for any of the purposes as appropriated in this Act.

18 (B) Any restrictions contained in the Acts enumerated in the
19 reappropriation sections of this Act, the restrictions of any applicable
20 provisions of the State Purchasing Law, the General Accounting and Budgetary
21 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal
22 control laws of this State and regulations promulgated by the Department of
23 Finance and Administration, as authorized by law, shall be strictly complied
24 with in disbursement of any funds provided by this Act unless specifically
25 provided otherwise by law.

26
27 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General
28 Assembly that any funds disbursed under the authority of the appropriations
29 contained in this Act shall be in compliance with the stated reasons for which
30 this Act was adopted, as evidenced by the Agency Requests, Executive
31 Recommendations and Legislative Recommendations contained in the budget
32 manuals prepared by the Department of Finance and Administration, letters, or
33 summarized oral testimony in the official minutes of the Arkansas Legislative
34 Council or Joint Budget Committee which relate to its passage and adoption.

35

1 SECTION 10. CODE. All provisions of this Act of a general and
2 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
3 the Arkansas Code Revision Commission shall incorporate the same in the Code.
4

5 SECTION 11. SEVERABILITY. If any provision of this Act or the
6 application thereof to any person or circumstance is held invalid, such
7 invalidity shall not affect other provisions or applications of the Act which
8 can be given effect without the invalid provision or application, and to this
9 end the provisions of this Act are declared to be severable.
10

11 SECTION 12. GENERAL REPEALER. All laws and parts of laws in conflict
12 with this Act are hereby repealed.
13

14 SECTION 13. EMERGENCY CLAUSE. It is hereby found and determined by the
15 Eighty-First General Assembly, that the Constitution of the State of Arkansas
16 prohibits the appropriation of funds for more than a two (2) year period; that
17 previous General Assemblies have provided appropriations for the projects
18 provided or enumerated in this act; that certain appropriations will expire
19 before the adjournment of the General Assembly; and that if such
20 appropriations expire, the projects and programs authorized herein will cease
21 thereby depriving the citizens of the State of the benefits to be derived from
22 such projects. Therefore, an emergency is hereby declared to exist and this
23 Act being necessary for the immediate preservation of the public peace, health
24 and safety shall be in full force and effect from and after the date of its
25 passage and approval.
26

27 APPROVED:3-12-97
28
29
30
31
32
33
34
35

- 1
- 2
- 3
- 4