

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 119 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

A Bill

HOUSE BILL 1341

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE WAR MEMORIAL
STADIUM COMMISSION; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE WAR MEMORIAL STADIUM
COMMISSION REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION - TRUST FUNDS. There is hereby appropriated, to the War Memorial Stadium Commission, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the War Memorial Stadium Commission, the following:

(A) Effective July 1, 2005, the balance of the appropriation provided in Item (1) of Section 24 of Act 1605 of 2003, for major maintenance, renovation of facilities and repairs of War Memorial Stadium, in a sum not to exceed\$1,000,000.

SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby appropriated, to the War Memorial Stadium Commission, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the War Memorial Stadium Commission, the following:

(A) Effective July 1, 2005, the balance of the appropriation provided in Item (A) of Section 3 of Act 95 of 2003, for construction at War Memorial



1 Stadium, in a sum not to exceed\$44,476.

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3 (B) Effective July 1, 2005, the balance of the appropriation provided in
4 Item (B) of Section 3 of Act 95 of 2003, for renovation, demolition and
5 reconstruction for Phase II renovations to War Memorial Stadium, in a sum not
6 to exceed\$149,888.

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8 (C) Effective July 1, 2005, the balance of the appropriation provided in
9 Section 1 of Act 301 of 2003, for construction, renovation, major maintenance
10 and improvements to War Memorial Stadium, in a sum not to exceed
11\$4,200,000.

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13 SECTION 3. REAPPROPRIATION - CASH FUNDS. There is hereby appropriated, to
14 the War Memorial Stadium Commission, to be payable from the cash funds as
15 defined by Arkansas Code 19-4-801, for the War Memorial Stadium Commission,
16 the following:

17 (A) Effective July 1, 2005, the balance of the appropriation provided in
18 Item (A) of Section 1 of Act 95 of 2003, for major maintenance, renovation
19 and repairs to War Memorial Stadium, in a sum not to exceed\$3,200,000.

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21 SECTION 4. REAPPROPRIATION - BOND PROCEEDS. There is hereby appropriated,
22 to the War Memorial Stadium Commission, to be payable from the Bond Proceeds,
23 for the War Memorial Stadium Commission, the following:

24 (A) Effective July 1, 2005, the balance of the appropriation provided in
25 Item (A) of Section 2 of Act 95 of 2003, for expenses associated with the
26 press box and private box addition projects, in a sum not to exceed
27\$11,133,967.

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29 (B) Effective July 1, 2005, the balance of the appropriation provided in
30 Item (B) of Section 2 of Act 95 of 2003, for reconstruction of the
31 north/south end zones and providing for new restrooms and other facilities,
32 in a sum not to exceed\$6,406,102.

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34 (C) Effective July 1, 2005, the balance of the appropriation provided in
35 Item (C) of Section 2 of Act 95 of 2003, for expenses associated with the
36 upper deck and concourse project, in a sum not to exceed\$9,958,000.

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

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

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 21 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
 22 that any funds disbursed under the authority of the appropriations contained
 23 in this act shall be in compliance with the stated reasons for which this act
 24 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 25 and Legislative Recommendations contained in the budget manuals prepared by
 26 the Department of Finance and Administration, letters, or summarized oral
 27 testimony in the official minutes of the Arkansas Legislative Council or
 28 Joint Budget Committee which relate to its passage and adoption.

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 30 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
 31 Assembly, that the Constitution of the State of Arkansas prohibits the
 32 appropriation of funds for more than a two (2) year period; that previous
 33 General Assemblies have provided appropriations for the projects provided or
 34 enumerated in this act; that certain appropriations will expire before the
 35 adjournment of the General Assembly; and that if such appropriations expire,
 36 the projects and programs authorized herein will cease thereby depriving the

1 citizens of the State of the benefits to be derived from such projects.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after the date of its
5 passage and approval. If the bill is neither approved nor vetoed by the
6 Governor, it shall become effective on the expiration of the period of time
7 during which the Governor may veto the bill. If the bill is vetoed by the
8 Governor and the veto is overridden, it shall become effective on the date
9 the last house overrides the veto.

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12 APPROVED: 2/10/2005
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