

**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 446 of the Regular Session**

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

HOUSE BILL 1599

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 DEPARTMENT OF  
PARKS AND TOURISM; AND FOR OTHER PURPOSES.

### Subtitle

AN ACT FOR THE DEPARTMENT OF PARKS AND  
TOURISM REAPPROPRIATION.

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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
22 appropriated, to the Department of Parks and Tourism, to be payable from the  
23 General Improvement Fund or its successor fund or fund accounts, for the  
24 Department of Parks and Tourism, the following:

25 (A) Effective July 1, 2007, the balance of the appropriation provided in  
26 Item (B) of Section 1 of Act 213 of 2005, for construction costs of the Delta  
27 Heritage Trail, in a sum not to exceed .....\$1,499,547.  
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29 (B) Effective July 1, 2007, the balance of the appropriation provided in  
30 Item (A) of Section 1 of Act 213 of 2005, for various maintenance,  
31 renovation, equipping, construction, improvement, upgrade, and repair  
32 projects for Park facilities, in a sum not to exceed .....\$329,215.  
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34 SECTION 2. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL. There  
35 is hereby appropriated, to the Department of Parks and Tourism, to be payable



1 from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for  
2 the Department of Parks and Tourism, the following:

3 (A) Effective July 1, 2007, the balance of the appropriation provided in  
4 Item (01) of Section 32 of Act 2019 of 2005, for a grant by the Department of  
5 Arkansas Heritage - Natural and Cultural Resources Council for systemwide  
6 park improvement projects, in a sum not to exceed .....\$3,719,085.  
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8 (B) Effective July 1, 2007, the balance of the appropriation provided in  
9 Item (01) of Section 32 of Act 2019 of 2005, for a grant by the Department of  
10 Arkansas Heritage - Natural and Cultural Resources Council for projects at  
11 Historic Washington and Village Creek State Parks and systemwide Trail of  
12 Tears Wayside Exhibits, in a sum not to exceed .....\$54,000.  
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14 SECTION 3. REAPPROPRIATION - CONSERVATION TAX. There is hereby  
15 appropriated, to the Department of Parks and Tourism, to be payable from the  
16 Department of Parks and Tourism Fund Account, for the Department of Parks and  
17 Tourism, the following:

18 (A) Effective July 1, 2007, the balance of the appropriation provided in  
19 Item (A) and Item (B) of Section 2 of Act 214 of 2005, for construction  
20 projects at various parks systemwide, in a sum not to exceed ....\$20,407,255.  
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22 (B) Effective July 1, 2007, the balance of the appropriation provided in  
23 Item (C) of Section 2 of Act 214 of 2005, for special maintenance projects at  
24 various parks systemwide, in a sum not to exceed .....\$1,187,081.  
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26 SECTION 4. REAPPROPRIATION - CASH FUNDS. There is hereby appropriated, to  
27 the Department of Parks and Tourism, to be payable from the cash fund  
28 deposited in the State Treasury as determined by the Chief Fiscal Officer of  
29 the State, for the Department of Parks and Tourism, the following:

30 (A) Effective July 1, 2007, the balance of the appropriation provided in  
31 Item (A) and Item (B) of Section 4 of Act 214 of 2005, for construction, in a  
32 sum not to exceed .....\$153,619.  
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34 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
35 obligations otherwise incurred in relation to the project or projects  
36 described herein in excess of the State Treasury funds actually available

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

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

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

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 26 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
 27 Assembly, that the Constitution of the State of Arkansas prohibits the  
 28 appropriation of funds for more than a two (2) year period; that previous  
 29 General Assemblies have provided appropriations for the projects provided or  
 30 enumerated in this act; that certain appropriations will expire before the  
 31 adjournment of the General Assembly; and that if such appropriations expire,  
 32 the projects and programs authorized herein will cease thereby depriving the  
 33 citizens of the State of the benefits to be derived from such projects.  
 34 Therefore, an emergency is hereby declared to exist and this Act being  
 35 necessary for the immediate preservation of the public peace, health and  
 36 safety shall be in full force and effect from and after the date of its

1 passage and approval. If the bill is neither approved nor vetoed by the  
2 Governor, it shall become effective on the expiration of the period of time  
3 during which the Governor may veto the bill. If the bill is vetoed by the  
4 Governor and the veto is overridden, it shall become effective on the date  
5 the last house overrides the veto.

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8 **APPROVED: 3/22/2007**  
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