

**Stricken language will be deleted and underlined language will be added.  
Act 292 of the Fiscal Session**

1 State of Arkansas  
2 87th General Assembly  
3 Fiscal Session, 2010

*As Engrossed: S2/22/10*  
**A Bill**

SENATE BILL 115

4  
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, 2010, the balance of the appropriation provided in  
26 Item (A) of Section 1 of Act 1149 of 2009, for grants to cities and counties  
27 for maintenance and operation, construction and personal services for  
28 community recreation activities, ball parks, sports complexes and parks, in a  
29 sum not to exceed .....\$800,000.  
30

31 (B) Effective July 1, 2010, the balance of the appropriation provided in  
32 Item (A) of Section 1 of Act 1160 of 2009, for grants for equipment,  
33 maintenance and operating expenses, construction and personal services for an  
34 Aviation Cadet Museum, in a sum not to exceed .....\$100,000.  
35

36 (C) Effective July 1, 2010, the balance of the appropriation provided in

1 Item (A) of Section 1 of Act 1346 of 2009, for grants for interpretive  
2 displays, educational materials and operating expenses for historic State  
3 parks, in a sum not to exceed .....\$20,000.

4  
5 (D) Effective July 1, 2010, the balance of the appropriation provided in  
6 Item (A) of Section 1 of Act 519 of 2009, for maintenance, renovation,  
7 equipping, construction, acquisition, improvement, upgrade, and repair  
8 projects for all state-owned real property and facilities, in a sum not to  
9 exceed .....\$5,000,000.

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11 (E) Effective July 1, 2010, the balance of the appropriation provided in  
12 Item (A) of Section 2 of Act 112 of 2009, for the purchase of computer  
13 servers and the replacement of an offset printing press, in a sum not to  
14 exceed .....\$84,474.

15

16 (F) Effective July 1, 2010, the balance of the appropriation provided in  
17 Item (B) of Section 2 of Act 112 of 2009, for various maintenance,  
18 renovation, equipping, construction, acquisition, improvement, upgrade, and  
19 repair projects for Park facilities, in a sum not to exceed ....\$2,000,000.

20

21 (G) Effective July 1, 2010, the balance of the appropriation provided in  
22 Item (A) of Section 3 of Act 112 of 2009, for various maintenance,  
23 renovation, equipping, construction, improvement, upgrade, and repair  
24 projects for Park facilities, in a sum not to exceed .....\$92,918.

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26 (H) Effective July 1, 2010, the balance of the appropriation provided in  
27 Item (A) of Section 9 of Act 112 of 2009, for a grant to natural resources  
28 museums in Arkansas, in a sum not to exceed .....\$7,292.

29

30 SECTION 2. REAPPROPRIATION - FEDERAL FUNDS. There is hereby appropriated,  
31 to the Department of Parks and Tourism, to be payable from the federal funds  
32 as designated by the Chief Fiscal Officer of the State, for the Department of  
33 Parks and Tourism, the following:

34 (A) Effective July 1, 2010, the balance of the appropriation provided in  
35 Item (A) of Section 1 of Act 112 of 2009, for funding to begin construction  
36 of facilities planned to support the establishment of the Mississippi River

1 State Park, in a sum not to exceed .....\$280,800.

2

3 (B) Effective July 1, 2010, the balance of the appropriation provided in  
4 Item (B) of Section 1 of Act 112 of 2009, for funding to design, construct,  
5 repair and renovate Airport Infrastructure at the Petit Jean State Park  
6 Airport, in a sum not to exceed .....\$261,485.

7

8 SECTION 3. REAPPROPRIATION - CONSERVATION TAX. There is hereby  
9 appropriated, to the Department of Parks and Tourism, to be payable from the  
10 Department of Parks and Tourism Fund Account, for the Department of Parks and  
11 Tourism, the following:

12 (A) Effective July 1, 2010, the balance of the appropriation provided in  
13 Item (A) of Section 4 of Act 112 of 2009, for construction projects at  
14 various parks system-wide, in a sum not to exceed .....\$13,324,166.

15

16 (B) Effective July 1, 2010, the balance of the appropriation provided in  
17 Item (A) of Section 5 of Act 112 of 2009, for construction projects at  
18 various parks system-wide, in a sum not to exceed .....\$11,159,288.

19

20 (C) Effective July 1, 2010, the balance of the appropriation provided in  
21 Item (A) of Section 6 of Act 112 of 2009, for special maintenance projects at  
22 various parks system-wide, in a sum not to exceed .....\$1,425,936.

23

24 (D) Effective July 1, 2010, the balance of the appropriation provided in  
25 Item (5) of Section 6 of Act 1330 of 2009, for construction, in a sum not to  
26 exceed .....\$11,916,293.

27

28 (E) Effective July 1, 2010, the balance of the appropriation provided in  
29 Item (6) of Section 6 of Act 1330 of 2009, for special maintenance, in a sum  
30 not to exceed .....\$1,732,015.

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33 SECTION 4. REAPPROPRIATION - OPERATIONS AND CONSTRUCTION - CASH FUNDS.  
34 There is hereby appropriated, to the Department of Parks and Tourism, to be  
35 payable from the cash fund deposited in the State Treasury as determined by  
36 the Chief Fiscal Officer of the State, for the Department of Parks and

1 Tourism, the following:

2 (A) Effective July 1, 2010, the balance of the appropriation provided in  
3 Item (A) of Section 8 of Act 112 of 2009, for construction, in a sum not to  
4 exceed .....\$127,085.

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6 SECTION 5. REAPPROPRIATION - NCRC GRANT. There is hereby appropriated, to  
7 the Department of Parks and Tourism, to be payable from the Arkansas Natural  
8 and Cultural Resources Grant and Trust Fund, for the Department of Parks and  
9 Tourism, the following:

10 (A) Effective July 1, 2010, the balance of the appropriation provided in  
11 Section 30 of Act 1228 of 2009, for the acquisition, management, stewardship  
12 or preservation of state owned lands, historic sites, buildings, structures  
13 or objects, in a sum not to exceed .....\$5,000,000.

14

15 SECTION 6. SECTION 1 of Act 893 of 2009 is amended to read as follows:

16 ~~SECTION 1. APPROPRIATION - COMMUNITY GRANTS. There is hereby appropriated,~~  
17 ~~to the Department of Parks and Tourism, to be payable from the General~~  
18 ~~Improvement Fund or its successor fund or fund accounts, the following:~~  
19 ~~(A) For grants for construction, renovation, maintenance and purchase of~~  
20 ~~equipment for parks and recreational facilities, the sum of.....~~  
21 ~~.....\$5,000,000.~~

22

23 SECTION 7. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
24 obligations otherwise incurred in relation to the project or projects  
25 described herein in excess of the State Treasury funds actually available  
26 therefor as provided by law. Provided, however, that institutions and  
27 agencies listed herein shall have the authority to accept and use grants and  
28 donations including Federal funds, and to use its unobligated cash income or  
29 funds, or both available to it, for the purpose of supplementing the State  
30 Treasury funds for financing the entire costs of the project or projects  
31 enumerated herein. Provided further, that the appropriations and funds  
32 otherwise provided by the General Assembly for Maintenance and General  
33 Operations of the agency or institutions receiving appropriation herein shall  
34 not be used for any of the purposes as appropriated in this act.

35 (B) The restrictions of any applicable provisions of the State Purchasing  
36 Law, the General Accounting and Budgetary Procedures Law, the Revenue

1 Stabilization Law and any other applicable fiscal control laws of this State  
2 and regulations promulgated by the Department of Finance and Administration,  
3 as authorized by law, shall be strictly complied with in disbursement of any  
4 funds provided by this act unless specifically provided otherwise by law.

5  
6 *SECTION 8. LEGISLATIVE INTENT.* It is the intent of the General Assembly  
7 that any funds disbursed under the authority of the appropriations contained  
8 in this act shall be in compliance with the stated reasons for which this act  
9 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
10 and Legislative Recommendations contained in the budget manuals prepared by  
11 the Department of Finance and Administration, letters, or summarized oral  
12 testimony in the official minutes of the Arkansas Legislative Council or  
13 Joint Budget Committee which relate to its passage and adoption.

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15 *SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General*  
16 *Assembly, that the Constitution of the State of Arkansas prohibits the*  
17 *appropriation of funds for more than a one (1) year period; that the*  
18 *effectiveness of this Act on July 1, 2010, with the exception that Section 6*  
19 *in this Act shall be in full force and effect from and after the date of its*  
20 *passage and approval, is essential to the operation of the agency for which*  
21 *the appropriations in this Act are provided, and that in the event of an*  
22 *extension of the legislative session, the delay in the effective date of this*  
23 *Act beyond July 1, 2010, with the exception that Section 6 in this Act shall*  
24 *be in full force and effect from and after the date of its passage and*  
25 *approval, could work irreparable harm upon the proper administration and*  
26 *provision of essential governmental programs. Therefore, an emergency is*  
27 *hereby declared to exist and this Act being necessary for the immediate*  
28 *preservation of the public peace, health and safety shall be in full force*  
29 *and effect from and after July 1, 2010, with the exception that Section 6 in*  
30 *this Act shall be in full force and effect from and after the date of its*  
31 *passage and approval.*

32  
33 /s/ Joint Budget Committee  
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35 **APPROVED: 2/26/2010**