

**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 106 of the Regular Session**

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1298

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
PARKS AND TOURISM - ARKANSAS HISTORY COMMISSION;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF PARKS AND
TOURISM - ARKANSAS HISTORY COMMISSION
REAPPROPRIATION.

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REAPPROPRIATION - LIBRARY OF OZARK FOLKLIFE TREASURES. There is
24 hereby appropriated, to the Department of Parks and Tourism - Arkansas
25 History Commission, to be payable from the Arkansas Natural and Cultural
26 Resources Grant and Trust Fund, for the Department of Parks and Tourism -
27 History Commission, the following:

28 (A) Effective July 1, 2009, the balance of the appropriation provided in
29 Item (1) of Section 30 of Act 793 of 2007, for the operating expenses and
30 processing materials of the Library at Ozark Folklife Treasures, in a sum not
31 to exceed.....\$97,438
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33 SECTION 2. REAPPROPRIATION - BLACK HISTORY COMMISSION. There is hereby
34 appropriated, to the Department of Parks and Tourism - Arkansas History
35 Commission, to be payable from the General Improvement Fund or its successor



1 fund or fund accounts, for the Department of Parks and Tourism - History
2 Commission, the following:

3 (A) Effective July 1, 2009, the balance of the appropriation provided in
4 Item (A) of Section 1 of Act 1735 of 2007, for programmatic and operation
5 expenses to support the Black History Commission, in a sum not to
6 exceed..... \$28,410
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8 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
9 obligations otherwise incurred in relation to the project or projects
10 described herein in excess of the State Treasury funds actually available
11 therefor as provided by law. Provided, however, that institutions and
12 agencies listed herein shall have the authority to accept and use grants and
13 donations including Federal funds, and to use its unobligated cash income or
14 funds, or both available to it, for the purpose of supplementing the State
15 Treasury funds for financing the entire costs of the project or projects
16 enumerated herein. Provided further, that the appropriations and funds
17 otherwise provided by the General Assembly for Maintenance and General
18 Operations of the agency or institutions receiving appropriation herein shall
19 not be used for any of the purposes as appropriated in this act.

20 (B) The restrictions of any applicable provisions of the State Purchasing
21 Law, the General Accounting and Budgetary Procedures Law, the Revenue
22 Stabilization Law and any other applicable fiscal control laws of this State
23 and regulations promulgated by the Department of Finance and Administration,
24 as authorized by law, shall be strictly complied with in disbursement of any
25 funds provided by this act unless specifically provided otherwise by law.
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27 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
28 that any funds disbursed under the authority of the appropriations contained
29 in this act shall be in compliance with the stated reasons for which this act
30 was adopted, as evidenced by the Agency Requests, Executive Recommendations
31 and Legislative Recommendations contained in the budget manuals prepared by
32 the Department of Finance and Administration, letters, or summarized oral
33 testimony in the official minutes of the Arkansas Legislative Council or
34 Joint Budget Committee which relate to its passage and adoption.
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36 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the
2 appropriation of funds for more than a one (1) year period; that the
3 effectiveness of this Act on July 1, 2009 is essential to the operation of
4 the agency for which the appropriations in this Act are provided, and that in
5 the event of an extension of the Regular Session, the delay in the effective
6 date of this Act beyond July 1, 2009 could work irreparable harm upon the
7 proper administration and provision of essential governmental programs.
8 Therefore, an emergency is hereby declared to exist and this Act being
9 necessary for the immediate preservation of the public peace, health and
10 safety shall be in full force and effect from and after July 1, 2009.

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13 **APPROVED: 2/12/2009**
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