

**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 266 of the Regular Session**

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

A Bill

SENATE BILL 385

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF ARKANSAS HERITAGE FOR GENERAL IMPROVEMENT
11 PROJECTS; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF ARKANSAS
15 HERITAGE GENERAL IMPROVEMENT
16 APPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. APPROPRIATION - STATE-OWNED REAL PROPERTY AND FACILITIES.

23 There is hereby appropriated, to the Department of Arkansas Heritage, to be
24 payable from the General Improvement Fund or its successor fund or fund
25 accounts, the following:

26 (A) For grants, maintenance, renovation, equipping, construction,
27 acquisition, improvement, upgrade and repair projects for all state-owned
28 real property and facilities, the sum of\$1,500,000.
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30 SECTION 2. APPROPRIATION - CULTURAL REGIONAL ARTS GRANTS. There is hereby
31 appropriated, to the Department of Arkansas Heritage - Arts Council, to be
32 payable from the General Improvement Fund or its successor fund or fund
33 accounts, the following:

34 (A) For Cultural Regional Arts Grants to non-profit arts organizations for
35 personal services and operating expenses, construction, land acquisition,



1 renovation, major maintenance, and purchase of equipment, the sum of
2\$500,000.
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4 SECTION 3. APPROPRIATION - GENERAL IMPROVEMENT - LAND ACQUISITION. There
5 is hereby appropriated, to the Department of Arkansas Heritage - Natural
6 Heritage Commission, to be payable from the General Improvement Fund or its
7 successor fund or fund accounts, the following:

8 (A) For land acquisition/stewardship at the Department of Arkansas
9 Heritage natural areas, the sum of\$1,441,600.
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11 SECTION 4. APPROPRIATION - FEDERAL - LAND ACQUISITION. There is hereby
12 appropriated, to the Department of Arkansas Heritage - Natural Heritage
13 Commission, to be payable from the federal funds as designated by the Chief
14 Fiscal Officer of the State, the following:

15 (A) For land acquisition/stewardship at the Department of Arkansas
16 Heritage natural areas, the sum of\$1,022,400.
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18 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
19 obligations otherwise incurred in relation to the project or projects
20 described herein in excess of the State Treasury funds actually available
21 therefor as provided by law. Provided, however, that institutions and
22 agencies listed herein shall have the authority to accept and use grants and
23 donations including Federal funds, and to use its unobligated cash income or
24 funds, or both available to it, for the purpose of supplementing the State
25 Treasury funds for financing the entire costs of the project or projects
26 enumerated herein. Provided further, that the appropriations and funds
27 otherwise provided by the General Assembly for Maintenance and General
28 Operations of the agency or institutions receiving appropriation herein shall
29 not be used for any of the purposes as appropriated in this act.

30 (B) The restrictions of any applicable provisions of the State Purchasing
31 Law, the General Accounting and Budgetary Procedures Law, the Revenue
32 Stabilization Law and any other applicable fiscal control laws of this State
33 and regulations promulgated by the Department of Finance and Administration,
34 as authorized by law, shall be strictly complied with in disbursement of any
35 funds provided by this act unless specifically provided otherwise by law.
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1 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
 2 that any funds disbursed under the authority of the appropriations contained
 3 in this act shall be in compliance with the stated reasons for which this act
 4 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 5 and Legislative Recommendations contained in the budget manuals prepared by
 6 the Department of Finance and Administration, letters, or summarized oral
 7 testimony in the official minutes of the Arkansas Legislative Council or
 8 Joint Budget Committee which relate to its passage and adoption.

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 10 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
 11 Assembly, that the Constitution of the State of Arkansas prohibits the
 12 appropriation of funds for more than a one (1) year period; that the
 13 effectiveness of this Act on July 1, 2009 is essential to the operation of
 14 the agency for which the appropriations in this Act are provided, and that in
 15 the event of an extension of the Regular Session, the delay in the effective
 16 date of this Act beyond July 1, 2009 could work irreparable harm upon the
 17 proper administration and provision of essential governmental programs.
 18 Therefore, an emergency is hereby declared to exist and this Act being
 19 necessary for the immediate preservation of the public peace, health and
 20 safety shall be in full force and effect from and after July 1, 2009.

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 23 **APPROVED: 2/26/2009**
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