

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

SENATE BILL 316

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
10 ARKANSAS HERITAGE; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 AN ACT FOR THE DEPARTMENT OF ARKANSAS
14 HERITAGE REAPPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - DAH CENTRAL ADMINISTRATION - GENERAL
21 IMPROVEMENT FUNDS. There is hereby appropriated, to the Department of
22 Arkansas Heritage, to be payable from the General Improvement Fund or its
23 successor fund or fund accounts, for the Department of Arkansas Heritage -
24 Central Administration - General Improvement Funds the following:

25 (A) Effective July 1, 2013, the balance of the appropriation provided
26 in Item (A) Section 1 of Act 243 of 2012, for grants, maintenance,
27 renovation, equipping, construction, acquisition, improvement, upgrade and
28 repair projects for all state owned real property and facilities, in a sum
29 not to exceed.....\$72,957.

30 (B) Effective July 1, 2013, the balance of the appropriation provided
31 in Item (C) Section 1 of Act 243 of 2012, for various maintenance,
32 renovation, equipping, construction, acquisition, improvement, upgrade, and
33 repair of real property and facilities, in a sum not to exceed
34\$3,000,000.
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36 SECTION 2. REAPPROPRIATION - DAH CENTRAL ADMINISTRATION - CONSERVATION



1 TAX - AMENDMENT 75. There is hereby appropriated, to the Department of
2 Arkansas Heritage, to be payable from the Arkansas Department of Heritage
3 Fund Account, for the Department of Arkansas Heritage - Central
4 Administration - Conservation Tax - Amendment 75 the following:

5 (A) Effective July 1, 2013, the balance of the appropriation provided
6 in Item (A) Section 2 of Act 243 of 2012 and Item (06) of Section 5 of Act
7 233 of 2012, for Department of Arkansas Heritage Museum/Facility
8 Construction, in a sum not to exceed.....\$5,987,007.

9 (B) Effective July 1, 2013, the balance of the appropriation provided
10 in Item (B) Section 2 of Act 243 of 2012 and Item (07) of Section 5 of Act
11 233 of 2012, for Special Maintenance, in a sum not to exceed
12\$1,483,189.

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14 SECTION 3. REAPPROPRIATION - DELTA CULTURAL CENTER - NCRC GRANTS.

15 There is hereby appropriated, to the Department of Arkansas Heritage - Delta
16 Cultural Center, to be payable from the Arkansas Natural and Cultural
17 Resources Grant and Trust Fund, for the Department of Arkansas Heritage -
18 Delta Cultural Center - NCRC Grants the following:

19 (A) Effective July 1, 2013, the balance of the appropriation provided
20 in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition,
21 management, stewardship or preservation of state owned lands, historic sites,
22 buildings, structures or objects by the Department of Arkansas Heritage -
23 Natural and Cultural Resources Council - State Owned Lands or Historic Sites,
24 in a sum not to exceed.....\$449,005.

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26 SECTION 4. REAPPROPRIATION - ARKANSAS ARTS COUNCIL - GENERAL

27 IMPROVEMENT FUNDS. There is hereby appropriated, to the Department of
28 Arkansas Heritage - Arts Council, to be payable from the General Improvement
29 Fund or its successor fund or fund accounts, for the Department of Arkansas
30 Heritage - Arts Council - General Improvement Funds the following:

31 (A) Effective July 1, 2013, the balance of the appropriation provided
32 in Item (A) Section 4 of Act 243 of 2012, for Community Arts Development
33 Grants, in a sum not to exceed.....\$2,600,000.

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35 SECTION 5. REAPPROPRIATION - MOSAIC TEMPLARS CULTURAL CENTER - NCRC
36 GRANTS. There is hereby appropriated, to the Department of Arkansas Heritage

1 - Mosaic Templars of America Center for African-American Culture and Business
2 Enterprise, to be payable from the Arkansas Natural and Cultural Resources
3 Grant and Trust Fund, for the Department of Arkansas Heritage - Mosaic
4 Templars of America Center for African-American Culture and Business
5 Enterprise - NCRC Grants the following:

6 (A) Effective July 1, 2013, the balance of the appropriation provided
7 in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition,
8 management, stewardship or preservation of state owned lands, historic sites,
9 buildings, structures or objects by the Department of Arkansas Heritage -
10 Natural and Cultural Resources Council - State Owned Lands or Historic Sites,
11 in a sum not to exceed.....\$450,000.
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13 SECTION 6. REAPPROPRIATION - OLD STATE HOUSE COMMISSION - NCRC GRANTS.

14 There is hereby appropriated, to the Department of Arkansas Heritage - Old
15 State House, to be payable from the Arkansas Natural and Cultural Resources
16 Grant and Trust Fund, for the Department of Arkansas Heritage - Old State
17 House - NCRC Grants the following:

18 (A) Effective July 1, 2013, the balance of the appropriation provided
19 in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition,
20 management, stewardship or preservation of state owned lands, historic sites,
21 buildings, structures or objects by the Department of Arkansas Heritage -
22 Natural and Cultural Resources Council - State Owned Lands or Historic Sites,
23 in a sum not to exceed.....\$550,000.
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25 SECTION 7. REAPPROPRIATION - DAH HISTORIC PRESERVATION COMMISSION -
26 GENERAL IMPROVEMENT FUNDS. There is hereby appropriated, to the Department
27 of Arkansas Heritage - Historic Preservation, to be payable from the General
28 Improvement Fund or its successor fund or fund accounts, for the Department
29 of Arkansas Heritage - Historic Preservation - General Improvement Funds the
30 following:

31 (A) Effective July 1, 2013, the balance of the appropriation provided
32 in Item (A) Section 7 of Act 243 of 2012, for personal services and operating
33 expenses, costs of Arkansas Civil War Sesquicentennial Commission meetings,
34 expenses associated with a website, podcast, design and publication of
35 Arkansas Civil War Sesquicentennial materials which would include Arkansas's
36 Black History, costs for a moderated discussion of the legacy and impact of

1 the Civil War in Arkansas telecasted on AETN which also includes Arkansas's
2 Black History, and the cost of other associated activities at the Old State
3 House, in a sum not to exceed.....\$17,496.
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5 SECTION 8. EXTRA HELP - DAH HISTORIC PRESERVATION COMMISSION - CIVIL
6 WAR SESQUICENTENNIAL COMMISSION. There is hereby authorized, for the
7 Department of Arkansas Heritage - Civil War Sesquicentennial Commission for
8 the 2013-2014 fiscal year, the following maximum number of part-time or
9 temporary employees, to be known as "Extra Help", payable from funds
10 appropriated herein for such purposes: one (1) temporary or part-time
11 employees, when needed, at rates of pay not to exceed those provided in the
12 Uniform Classification and Compensation Act, or its successor, or this act
13 for the appropriate classification.
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15 SECTION 9. REAPPROPRIATION - DAH HISTORIC PRESERVATION COMMISSION -
16 NCRC GRANTS. There is hereby appropriated, to the Department of Arkansas
17 Heritage - Historic Preservation, to be payable from the Arkansas Natural and
18 Cultural Resources Grant and Trust Fund, for the Department of Arkansas
19 Heritage - Historic Preservation - NCRC Grants the following:

20 (A) Effective July 1, 2013, the balance of the appropriation provided
21 in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition,
22 management, stewardship or preservation of state owned lands, historic sites,
23 buildings, structures or objects by the Department of Arkansas Heritage -
24 Natural and Cultural Resources Council - State Owned Lands or Historic Sites,
25 in a sum not to exceed.....\$1,124,224.
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27 SECTION 10. REAPPROPRIATION - DAH NATURAL HERITAGE COMMISSION -
28 CONSERVATION TAX - AMENDMENT 75. There is hereby appropriated, to the
29 Department of Arkansas Heritage - Natural Heritage Commission, to be payable
30 from the Arkansas Department of Heritage Fund Account, for the Department of
31 Arkansas Heritage - Natural Heritage Commission - Conservation Tax -
32 Amendment 75 the following:

33 (A) Effective July 1, 2013, the balance of the appropriation provided
34 in Item (A) Section 10 of Act 243 of 2012 and Item (01) of Section 25 of Act
35 233 of 2012 for the system of Natural Areas: Land Acquisition, Public Access
36 and Inventory capital projects of the Department of Arkansas Heritage, in a

1 sum not to exceed.....\$600,000.

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3 SECTION 11. REAPPROPRIATION - DAH NATURAL HERITAGE COMMISSION - NCRC
4 GRANTS. There is hereby appropriated, to the Department of Arkansas Heritage
5 - Natural Heritage Commission, to be payable from the Arkansas Natural and
6 Cultural Resources Grant and Trust Fund, for the Department of Arkansas
7 Heritage - Natural Heritage Commission - NCRC Grants the following:

8 (A) Effective July 1, 2013, the balance of the appropriation provided
9 in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition,
10 management, stewardship or preservation of state owned lands, historic sites,
11 buildings, structures or objects by the Department of Arkansas Heritage -
12 Natural and Cultural Resources Council - State Owned Lands or Historic Sites,
13 in a sum not to exceed.....\$316,933.

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15 SECTION 12. REAPPROPRIATION - DAH HISTORIC ARKANSAS MUSEUM COMMISSION -
16 NCRC GRANTS. There is hereby appropriated, to the Department of Arkansas
17 Heritage - Historic Arkansas Museum, to be payable from the Arkansas Natural
18 and Cultural Resources Grant and Trust Fund, for the Department of Arkansas
19 Heritage - Historic Arkansas Museum - NCRC Grants the following:

20 (A) Effective July 1, 2013, the balance of the appropriation provided
21 in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition,
22 management, stewardship or preservation of state owned lands, historic sites,
23 buildings, structures or objects by the Department of Arkansas Heritage -
24 Natural and Cultural Resources Council - State Owned Lands or Historic Sites,
25 in a sum not to exceed.....\$532,375.

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27 SECTION 13. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
28 obligations otherwise incurred in relation to the project or projects
29 described herein in excess of the State Treasury funds actually available
30 therefor as provided by law. Provided, however, that institutions and
31 agencies listed herein shall have the authority to accept and use grants and
32 donations including Federal funds, and to use its unobligated cash income or
33 funds, or both available to it, for the purpose of supplementing the State
34 Treasury funds for financing the entire costs of the project or projects
35 enumerated herein. Provided further, that the appropriations and funds
36 otherwise provided by the General Assembly for Maintenance and General

1 Operations of the agency or institutions receiving appropriation herein shall
2 not be used for any of the purposes as appropriated in this act.

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

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10 SECTION 14. LEGISLATIVE INTENT. It is the intent of the General
11 Assembly that any funds disbursed under the authority of the appropriations
12 contained in this act shall be in compliance with the stated reasons for
13 which this act was adopted, as evidenced by the Agency Requests, Executive
14 Recommendations and Legislative Recommendations contained in the budget
15 manuals prepared by the Department of Finance and Administration, letters, or
16 summarized oral testimony in the official minutes of the Arkansas Legislative
17 Council or Joint Budget Committee which relate to its passage and adoption.

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19 SECTION 15. EMERGENCY CLAUSE. It is found and determined by the
20 General Assembly, that the Constitution of the State of Arkansas prohibits
21 the appropriation of funds for more than a one (1) year period; that the
22 effectiveness of this Act on July 1, 2013 is essential to the operation of
23 the agency for which the appropriations in this Act are provided, and that in
24 the event of an extension of the legislative session, the delay in the
25 effective date of this Act beyond July 1, 2013 could work irreparable harm
26 upon the proper administration and provision of essential governmental
27 programs. Therefore, an emergency is hereby declared to exist and this Act
28 being necessary for the immediate preservation of the public peace, health
29 and safety shall be in full force and effect from and after July 1, 2013.

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32 **APPROVED: 03/01/2013**
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