

1 State of Arkansas
2 92nd General Assembly
3 Fiscal Session, 2020
4

A Bill

HOUSE BILL 1091

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 PARKS, HERITAGE, AND TOURISM - STATE PARKS AND
11 TOURISM DIVISIONS; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT FOR THE DEPARTMENT OF PARKS,
14 HERITAGE, AND TOURISM - STATE PARKS AND
15 TOURISM DIVISIONS REAPPROPRIATION.
16
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

SECTION 1. REAPPROPRIATION - DEVELOPMENT AND ENHANCEMENT FUND PROJECTS.

21 There is hereby appropriated, to the Department of Parks, Heritage, and
22 Tourism, to be payable from the Development and Enhancement Fund, for the
23 Department of Parks, Heritage, and Tourism - State Parks and Tourism
24 Divisions the following:
25

26 (A) Effective July 1, 2020, the balance of the appropriation provided
27 in Item (B) of Section 1 of Act 273 of 2019, for purchase of equipment,
28 construction, improvements, renovations, and maintenance, in a sum not to
29 exceed\$5,000.
30

31 SECTION 2. REAPPROPRIATION - CASH FUNDS. There is hereby appropriated,
32 to the Department of Parks, Heritage, and Tourism, to be payable from the
33 cash fund deposited in the State Treasury as determined by the Chief Fiscal
34 Officer of the State, for the Department of Parks, Heritage, and Tourism -
35 State Parks and Tourism Divisions the following:

36 (A) Effective July 1, 2020, the balance of the appropriation provided



1 in Item (A) of Section 2 of Act 273 of 2019, for maintenance and replacement
2 of Field Turf of War Memorial Stadium, in a sum not to exceed\$435,000.

3 (B) Effective July 1, 2020, the balance of the appropriation provided
4 in Item (B) of Section 2 of Act 273 of 2019, for maintenance, renovation,
5 equipping, construction, acquisition, improvement, upgrade and repair of the
6 Southwest Concourse Restrooms of War Memorial Stadium, in a sum not to exceed
7\$42,500.

8
9 SECTION 3. REAPPROPRIATION - CAPITAL PROJECTS. There is hereby
10 appropriated, to the Department of Parks, Heritage, and Tourism, to be
11 payable from the Development and Enhancement Fund, for the Department of
12 Parks, Heritage, and Tourism - State Parks and Tourism Divisions the
13 following:

14 (A) Effective July 1, 2020, the balance of the appropriation provided
15 in Item (A) of Section 1 of Act 405 of 2019, for development of the Delta
16 Heritage Trail State Park, in a sum not to exceed\$3,316,719.

17 (B) Effective July 1, 2020, the balance of the appropriation provided
18 in Item (B) of Section 1 of Act 405 of 2019, for construction of a
19 New/Replacement Visitor Center at Petit Jean State Park, in a sum not to
20 exceed\$7,722,513.

21 (C) Effective July 1, 2020, the balance of the appropriation provided
22 in Item (C) of Section 1 of Act 405 of 2019, for maintenance, acquisition,
23 replacement, repair, expansion, construction, equipping, renovation,
24 purchase, improvement and upgrade of real property and facilities of the War
25 Memorial Stadium, in a sum not to exceed\$5,000,000.

26
27 SECTION 4. REAPPROPRIATION - NCRC - STATE PARK IMPROVEMENTS. There is
28 hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be
29 payable from the Arkansas Natural and Cultural Resources Grant and Trust
30 Fund, for the Department of Parks, Heritage, and Tourism - State Parks and
31 Tourism Divisions the following:

32 (A) Effective July 1, 2020, the balance of the appropriation provided
33 in Section 25 of Act 902 of 2019, for the acquisition, management,
34 stewardship or preservation of state owned lands, historic sites, buildings,
35 structures or objects, in a sum not to exceed\$8,248,044.

36

1 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
2 obligations otherwise incurred in relation to the project or projects
3 described herein in excess of the State Treasury funds actually available
4 therefor as provided by law. Provided, however, that institutions and
5 agencies listed herein shall have the authority to accept and use grants and
6 donations including Federal funds, and to use its unobligated cash income or
7 funds, or both available to it, for the purpose of supplementing the State
8 Treasury funds for financing the entire costs of the project or projects
9 enumerated herein. Provided further, that the appropriations and funds
10 otherwise provided by the General Assembly for Maintenance and General
11 Operations of the agency or institutions receiving appropriation herein shall
12 not be used for any of the purposes as appropriated in this act.

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

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

29
30 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
31 Assembly, that the Constitution of the State of Arkansas prohibits the
32 appropriation of funds for more than a one (1) year period; that the
33 effectiveness of this Act on July 1, 2020 is essential to the operation of
34 the agency for which the appropriations in this Act are provided, and that in
35 the event of an extension of the legislative session, the delay in the
36 effective date of this Act beyond July 1, 2020 could work irreparable harm

1 upon the proper administration and provision of essential governmental
2 programs. Therefore, an emergency is hereby declared to exist and this Act
3 being necessary for the immediate preservation of the public peace, health
4 and safety shall be in full force and effect from and after July 1, 2020.

5
6
7 **APPROVED: 4/17/20**
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36