

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

A Bill

HOUSE BILL 1092

4
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 - DIVISION OF HERITAGE;
11 AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF PARKS,
15 HERITAGE, AND TOURISM - DIVISION OF
16 HERITAGE REAPPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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SECTION 1. REAPPROPRIATION - DAH ARTS COUNCIL - ARTS COUNCIL GRANT.

22 There is hereby appropriated, to the Department of Parks, Heritage, and
23 Tourism, to be payable from the Development and Enhancement Fund, for the
24 Department of Parks, Heritage, and Tourism - Division of Heritage the
25 following:
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27 (A) Effective July 1, 2020, the balance of the appropriation provided
28 in Item (A) of Section 3 of Act 228 of 2019, for grants for Community Arts
29 Development and Arts Education programs, in a sum not to exceed\$7,500.
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31 SECTION 2. REAPPROPRIATION - CENTRAL ADMINISTRATION - CONSERVATION TAX
32 - AMENDMENT 75. There is hereby appropriated, to the Department of Parks,
33 Heritage, and Tourism, to be payable from the Arkansas Division of Heritage
34 Special Fund Account, for the Department of Parks, Heritage, and Tourism -
35 Division of Heritage the following:

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



1 in Item (A) of Section 1 of Act 228 of 2019, for special maintenance, in a
2 sum not to exceed\$793,966.

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4 SECTION 3. REAPPROPRIATION - NATURAL AND CULTURAL HISTORY GRANTS AND/OR
5 LOANS. There is hereby appropriated, to the Department of Parks, Heritage,
6 and Tourism, to be payable from the Development and Enhancement Fund, for the
7 Department of Parks, Heritage, and Tourism - Division of Heritage the
8 following:

9 (A) Effective July 1, 2020, the balance of the appropriation provided
10 in Item (A) of Section 1 of Act 413 of 2019, for funding for grants and/or
11 loans to state agencies, cities, counties, community-based non-profit
12 organizations and other eligible entities for projects that preserve and
13 promote Arkansas’s natural cultural heritage, advance the arts, establish or
14 maintain a natural area, chronicle the social, political, and creative
15 history of the state, and/or chronicle the life and times of the people,
16 traditions, music and art of the state, in a sum not to exceed ..\$30,000,000.

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18 SECTION 4. REAPPROPRIATION - NCRC - DAH - DIRECTOR’S OFFICE. There is
19 hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be
20 payable from the Arkansas Natural and Cultural Resources Grant and Trust
21 Fund, for the Department of Parks, Heritage, and Tourism - Division of
22 Heritage the following:

23 (A) Effective July 1, 2020, the balance of the appropriation provided
24 in Section 25 of Act 902 of 2019, for the acquisition, management,
25 stewardship or preservation of state owned lands, historic sites, buildings,
26 structures or objects, in a sum not to exceed\$3,695,175.

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28 SECTION 5. REAPPROPRIATION - NCRC - DAH - HISTORIC PRESERVATION. There
29 is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to
30 be payable from the Arkansas Natural and Cultural Resources Grant and Trust
31 Fund, for the Department of Parks, Heritage, and Tourism - Historic
32 Preservation the following:

33 (A) Effective July 1, 2020, the balance of the appropriation provided
34 in Section 25 of Act 902 of 2019, for the acquisition, management,
35 stewardship or preservation of state owned lands, historic sites, buildings,
36 structures or objects, in a sum not to exceed\$1,761,694.

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SECTION 6. REAPPROPRIATION - NCRC - DAH - NATURAL HERITAGE COMMISSION.

There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Parks, Heritage, and Tourism - Natural Heritage Commission the following:

(A) Effective July 1, 2020, the balance of the appropriation provided in Section 25 of Act 902 of 2019, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed\$1,387,069.

SECTION 7. REAPPROPRIATION - NCRC - DAH - ARKANSAS STATE ARCHIVES.

There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Parks, Heritage, and Tourism - Arkansas State Archives the following:

(A) Effective July 1, 2020, the balance of the appropriation provided in Section 25 of Act 902 of 2019, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed\$350,000.

SECTION 8. REAPPROPRIATION - NCRC - DAH - MOSAIC TEMPLARS. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Parks, Heritage, and Tourism - Mosaic Templars Cultural Center the following:

(A) Effective July 1, 2020, the balance of the appropriation provided in Section 25 of Act 902 of 2019, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed\$126,000.

SECTION 9. REAPPROPRIATION - NCRC - DAH - OLD STATE HOUSE MUSEUM.

There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Parks, Heritage, and Tourism - Old State House the following:

1 (A) Effective July 1, 2020, the balance of the appropriation provided
2 in Section 25 of Act 902 of 2019, for the acquisition, management,
3 stewardship or preservation of state owned lands, historic sites, buildings,
4 structures or objects, in a sum not to exceed\$377,165.

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6 SECTION 10. REAPPROPRIATION - NCRC - GRANTS/AID. There is hereby
7 appropriated, to the Department of Parks, Heritage, and Tourism, to be
8 payable from the Arkansas Natural and Cultural Resources Grant and Trust
9 Fund, for the Department of Parks, Heritage, and Tourism - Natural and
10 Cultural Resources Council the following:

11 (A) Effective July 1, 2020, the balance of the appropriation provided
12 in Section 25 of Act 902 of 2019, for the acquisition, management,
13 stewardship or preservation of state owned lands, historic sites, buildings,
14 structures or objects, in a sum not to exceed\$5,110,351.

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16 SECTION 11. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
17 obligations otherwise incurred in relation to the project or projects
18 described herein in excess of the State Treasury funds actually available
19 therefor as provided by law. Provided, however, that institutions and
20 agencies listed herein shall have the authority to accept and use grants and
21 donations including Federal funds, and to use its unobligated cash income or
22 funds, or both available to it, for the purpose of supplementing the State
23 Treasury funds for financing the entire costs of the project or projects
24 enumerated herein. Provided further, that the appropriations and funds
25 otherwise provided by the General Assembly for Maintenance and General
26 Operations of the agency or institutions receiving appropriation herein shall
27 not be used for any of the purposes as appropriated in this act.

28 (B) The restrictions of any applicable provisions of the State
29 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
30 Revenue Stabilization Law and any other applicable fiscal control laws of
31 this State and regulations promulgated by the Department of Finance and
32 Administration, as authorized by law, shall be strictly complied with in
33 disbursement of any funds provided by this act unless specifically provided
34 otherwise by law.

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36 SECTION 12. LEGISLATIVE INTENT. It is the intent of the General

1 Assembly that any funds disbursed under the authority of the appropriations
 2 contained in this act shall be in compliance with the stated reasons for
 3 which this act was adopted, as evidenced by the Agency Requests, Executive
 4 Recommendations and Legislative Recommendations contained in the budget
 5 manuals prepared by the Department of Finance and Administration, letters, or
 6 summarized oral testimony in the official minutes of the Arkansas Legislative
 7 Council or Joint Budget Committee which relate to its passage and adoption.

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 9 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the
 10 General Assembly, that the Constitution of the State of Arkansas prohibits
 11 the appropriation of funds for more than a one (1) year period; that the
 12 effectiveness of this Act on July 1, 2020 is essential to the operation of
 13 the agency for which the appropriations in this Act are provided, and that in
 14 the event of an extension of the legislative session, the delay in the
 15 effective date of this Act beyond July 1, 2020 could work irreparable harm
 16 upon the proper administration and provision of essential governmental
 17 programs. Therefore, an emergency is hereby declared to exist and this Act
 18 being necessary for the immediate preservation of the public peace, health
 19 and safety shall be in full force and effect from and after July 1, 2020.

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 22 **APPROVED: 4/17/20**
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