

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Joint Budget Committee**

# A Bill

**ACT 415 OF 1995**  
**HOUSE BILL 1581**

## For An Act To Be Entitled

8 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF PARKS AND  
10 TOURISM; AND FOR OTHER PURPOSES."

## Subtitle

13 "AN ACT FOR THE DEPARTMENT OF PARKS AND  
14 TOURISM REAPPROPRIATION."

16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

18 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
19 appropriated, to the Department of Parks and Tourism, to be payable from the  
20 General Improvement Fund or its successor fund or fund accounts, for the  
21 Department of Parks and Tourism, the following:

22 (A) Effective July 1, 1995, the balance of the appropriation provided  
23 in Item (A) of Section 1 of Act 894 of 1993, for major maintenance, renovation  
24 and repair regarding systemwide barrier-free facility modifications to conform  
25 with the Americans with Disabilities Act, in a sum not to exceed..... \$918,580.

27 (B) Effective July 1, 1995, the balance of the appropriation provided  
28 in Item (B) of Section 1 of Act 894 of 1993, for structural stabilization and  
29 restoration of the 1836 State Capitol and the 1874 Courthouse at Old  
30 Washington State Park, in a sum not to exceed ..... \$397,360.

32 (C) Effective July 1, 1995, the balance of the appropriation provided  
33 in Item (C) of Section 1 of Act 894 of 1993, for replacement of underground  
34 electrical wiring at the various parks and campgrounds, in a sum not to exceed  
35 \$521,909.

1 (D) Effective July 1, 1995, the balance of the appropriation provided  
2 in Item (D) of Section 1 of Act 894 of 1993, for the renovation and remodeling  
3 of rooms, cabins and restrooms, the purchase of furnishings and other  
4 improvements to conform with the requirements of the Americans with  
5 Disabilities Act, in a sum not to exceed .....\$844,519.  
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7 (E) Effective July 1, 1995, the balance of the appropriation provided  
8 in Item (E) of Section 1 of Act 894 of 1993, for the renovation and repair of  
9 camping sites at various parks and campgrounds, in a sum not to exceed  
10 .....\$25,000.  
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12 (F) Effective July 1, 1995, the balance of the appropriation provided in  
13 Item (F) of Section 1 of Act 894 of 1993, for the construction of employee  
14 residences at the Cossatot River State Park - Natural Area and at the Parkin  
15 Archaeological State Park, in a sum not to exceed .....\$144,000.  
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17 (G) Effective July 1, 1995, the balance of the appropriation provided  
18 in Item (G) of Section 1 of Act 894 of 1993, for the construction and  
19 equipping of collection stations at various state parks, in a sum not  
20 to exceed .....\$270,000.  
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22 (H) Effective July 1, 1995, the balance of the appropriation provided  
23 in Item (A) of Section 1 of Act 647 of 1993, for the park development at Mount  
24 Magazine State Park, in a sum not to exceed. ....\$500,000.  
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26 SECTION 2. REAPPROPRIATION - FEDERAL. There is hereby appropriated, to  
27 the Department of Parks and Tourism, to be payable from the federal funds as  
28 designated by the Chief Fiscal Officer of the State, for the Department of  
29 Parks and Tourism, the following:

30 (A) Effective June 30, 1995, the balance of the appropriation provided  
31 in Item (A) of Section 3 of Act 600 of 1993, for construction, renovation,  
32 improving, acquiring real and personal property and for other purposes at  
33 various state parks, in a sum not to exceed. ....\$8,435.  
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35 SECTION 3. REAPPROPRIATION - REVENUE BONDS. There is hereby

1 appropriated, to the Department of Parks and Tourism, to be payable from cash  
2 funds of the Department of Parks and Tourism as defined by Arkansas Code 19-4-  
3 801 from the Revenue Bonds issued under the authority of Arkansas Code 22-4-  
4 302 et. seq., the following:

5 (A) Effective April 9, 1995, the balance of the appropriation provided  
6 in Item (A) of Section 4 of Act 600 of 1993, for land purchases and various  
7 construction and improvement projects for Mount Nebo State Park, in a sum not  
8 to exceed..... \$158,347.  
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10 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
11 obligations otherwise incurred in relation to the project or projects  
12 described herein in excess of the State Treasury funds actually available  
13 therefor as provided by law. Provided, however, that institutions and  
14 agencies listed herein shall have the authority to accept and use grants and  
15 donations including Federal funds, and to use its unobligated cash income or  
16 funds, or both available to it, for the purpose of supplementing the State  
17 Treasury funds for financing the entire costs of the project or projects  
18 enumerated herein. Provided further, that the appropriations and funds  
19 otherwise provided by the General Assembly for Maintenance and General  
20 Operations of the agency or institutions receiving appropriation herein shall  
21 not be used for any of the purposes as appropriated in this Act.

22 (B) Any restrictions contained in the Acts enumerated in the  
23 reappropriation sections of this Act, the restrictions of any applicable  
24 provisions of the State Purchasing Law, the General Accounting and Budgetary  
25 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal  
26 control laws of this State and regulations promulgated by the Department of  
27 Finance and Administration, as authorized by law, shall be strictly complied  
28 with in disbursement of any funds provided by this Act unless specifically  
29 provided otherwise by law.  
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31 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
32 Assembly that any funds disbursed under the authority of the appropriations  
33 contained in this Act shall be in compliance with the stated reasons for which  
34 this Act was adopted, as evidenced by the Agency Requests, Executive  
35 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or  
2 summarized oral testimony in the official minutes of the Arkansas Legislative  
3 Council or Joint Budget Committee which relate to its passage and adoption.

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5 SECTION 6. CODE. All provisions of this Act of a general and permanent  
6 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
7 Code Revision Commission shall incorporate the same in the Code.

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9 SECTION 7. SEVERABILITY. If any provision of this Act or the  
10 application thereof to any person or circumstance is held invalid, such  
11 invalidity shall not affect other provisions or applications of the Act which  
12 can be given effect without the invalid provision or application, and to this  
13 end the provisions of this Act are declared to be severable.

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15 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
16 with this Act are hereby repealed.

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18 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
19 Eightieth General Assembly, that the Constitution of the State of Arkansas  
20 prohibits the appropriation of funds for more than a two (2) year period; that  
21 previous General Assemblies have provided appropriations for the projects  
22 provided or enumerated in this act; that certain appropriations will expire  
23 before the adjournment of the General Assembly; and that if such  
24 appropriations expire, the projects and programs authorized herein will cease  
25 thereby depriving the citizens of the State of the benefits to be derived from  
26 such projects. Therefore, an emergency is hereby declared to exist and this  
27 Act being necessary for the immediate preservation of the public peace, health  
28 and safety shall be in full force and effect from and after the date of its  
29 passage and approval.

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APPROVED: 2-23-95

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