

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.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 124 of 2001
HOUSE BILL 1389

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 PARKS AND TOURISM; AND FOR OTHER PURPOSES.
12
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF PARKS
15 AND TOURISM REAPPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES GRANT. There is
22 hereby appropriated, to the Department of Parks and Tourism, to be payable
23 from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
24 Department of Parks and Tourism, the following:

25 (A) Effective July 1, 2001, the balance of the appropriation provided in
26 Item (1) of Section 27 of Act 1017 of 1999, for grants for state lands and
27 historic sites and for extra help, personal services matching, professional
28 fees and services and construction for state parks, in a sum not to exceed
29 \$3,194,801.
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31 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT FUNDS. There is hereby
32 appropriated, to the Department of Parks and Tourism, to be payable from the
33 General Improvement Fund or its successor fund or fund accounts, for the
34 Department of Parks and Tourism, the following:

35 (A) Effective July 1, 2001, the balance of the appropriation provided in
36 Item (A) of Section 1 of Act 970 of 1999, for research grants and operating

1 expenses for the Black History Advisory Committee, in a sum not to exceed
2\$26,384.

3 (B) Effective July 1, 2001, the balance of the appropriation provided in
4 Item (E) of Section 1 of Act 92 of 1999, for replacement of underground
5 electrical and burial of overhead power lines at state parks, in a sum not to
6 exceed\$10,000.

7 (C) Effective July 1, 2001, the balance of the appropriation provided in
8 Item (A) of Section 1 of Act 92 of 1999, for construction, equipping and
9 capital improvements at Mount Magazine State Park, in a sum not to exceed
10\$1,000,000.

11 (D) Effective July 1, 2001, the balance of the appropriation provided in
12 Item (C) of Section 1 of Act 92 of 1999, for repair, replacement and
13 renovation of buildings, grounds and equipment at various state parks, in a
14 sum not to exceed\$75,000.

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16 SECTION 3. REAPPROPRIATION - CONSERVATION TAX. There is hereby
17 appropriated, to the Department of Parks and Tourism, to be payable from the
18 Department of Parks and Tourism Fund Account, for the Department of Parks and
19 Tourism, the following:

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21 (A) Effective July 1, 2000, the balance of the appropriation provided in
22 Item (6) of Section 9 of Act 728 of 1999, for construction, in a sum not to
23 exceed\$20,000,000.

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25 SECTION 4. REAPPROPRIATION - FEDERAL. There is hereby appropriated, to the
26 Department of Parks and Tourism, to be payable from the federal funds as
27 designated by the Chief Fiscal Officer of the State, for the Department of
28 Parks and Tourism, the following:

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30 (A) Effective July 1, 2000, the balance of the appropriation provided in
31 Item (A) of Section 2 of Act 92 of 1999, for construction and renovation
32 projects for buildings, grounds and equipment at various state parks, in a sum
33 not to exceed\$467,680.

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35 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
36 obligations otherwise incurred in relation to the project or projects

1 described herein in excess of the State Treasury funds actually available
2 therefor as provided by law. Provided, however, that institutions and
3 agencies listed herein shall have the authority to accept and use grants and
4 donations including Federal funds, and to use its unobligated cash income or
5 funds, or both available to it, for the purpose of supplementing the State
6 Treasury funds for financing the entire costs of the project or projects
7 enumerated herein. Provided further, that the appropriations and funds
8 otherwise provided by the General Assembly for Maintenance and General
9 Operations of the agency or institutions receiving appropriation herein shall
10 not be used for any of the purposes as appropriated in this act.

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

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

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27 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
28 Assembly, that the Constitution of the State of Arkansas prohibits the
29 appropriation of funds for more than a two (2) year period; that previous
30 General Assemblies have provided appropriations for the projects provided or
31 enumerated in this act; that certain appropriations will expire before the
32 adjournment of the General Assembly; and that if such appropriations expire,
33 the projects and programs authorized herein will cease thereby depriving the
34 citizens of the State of the benefits to be derived from such projects.
35 Therefore, an emergency is hereby declared to exist and this Act being
36 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after the date of its
2 passage and approval. If the bill is neither approved nor vetoed by the
3 Governor, it shall become effective on the expiration of the period of time
4 during which the Governor may veto the bill. If the bill is vetoed by the
5 Governor and the veto is overridden, it shall become effective on the date the
6 last house overrides the veto.

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APPROVED: 2/7/2001