

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4
5 By: Rep. Dawson

A Bill

HOUSE BILL 2091

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
10 PARKS AND TOURISM TO PROVIDE FUNDING FOR CERTAIN
11 IMPROVEMENTS AT THE ARKANSAS MUSEUM OF NATURAL RESOURCES;
12 AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF PARKS AND
16 TOURISM - ARKANSAS MUSEUM OF NATURAL
17 RESOURCES CAPITAL IMPROVEMENT
18 APPROPRIATION."

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

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22 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
23 Department of Parks and Tourism, to be payable from the Arkansas Museum of
24 Natural Resources Construction Fund Account of the General Improvement Fund,
25 which is hereby created on the books of the State Auditor, State Treasurer,
26 and Chief Fiscal Office of the State, for constructing, equipping, renovating,
27 repairing, landscaping and other associated costs of exhibit expansion and/or
28 buildings at the Arkansas Museum of Natural Resources, the sum of
29 \$1,800,000.

31 SECTION 2. FUNDING AND LOAN PROVISIONS. The Chief Fiscal Officer of
32 the State shall transfer the sum of one million eight hundred thousand dollars
33 (\$1,800,000), or as much thereof as needed and certified by the Director of
34 the Department of Parks and Tourism, from the Budget Stabilization Trust Fund
35 to the Arkansas Museum of Natural Resources Construction Fund Account of the
36 General Improvement Fund to provide funding for the appropriation made herein.

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2 Such transferred amount shall be a loan and shall be repaid by the
3 Arkansas Museum of Natural resources in no more than ten (10) annual payments
4 at an annual interest rate of three percent (3%) on the amount borrowed, with
5 interest to begin on the date of the transfer of funds from the Budget
6 Stabilization Trust Fund. The method of the loan repayment shall be as
7 provided for by this act.

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9 SECTION 3. CALCULATION AND METHOD OF LOAN REPAYMENT. The State
10 Treasurer shall be responsible for calculating and maintaining a record of
11 loan repayments to be made by the Arkansas Museum of Natural resources of the
12 Department of Parks and Tourism. Loan repayments shall be made on July 1 of
13 each fiscal year until such time as the loan has been repaid. Annual interest
14 shall be calculated upon the unpaid balance of the loan. Each annual loan
15 repayment shall consist of any funds available to the Arkansas Museum of
16 Natural Resources. Monies certified as available for loan repayment in the
17 Oil Museum Fund shall be transferred each July 1 to the Budget Stabilization
18 Trust Fund by the Chief Fiscal Officer of the State. Any cash funds of the
19 Arkansas Museum of Natural Resources as are available for loan repayment,
20 shall be paid each July 1, or as soon thereafter as is practicable, by check
21 to the credit of the Budget Stabilization Trust Fund as a trust fund receipt
22 by the Department of Parks and Tourism.

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24 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
25 obligations otherwise incurred in relation to the project or projects
26 described herein in excess of the State Treasury funds actually available
27 therefor as provided by law. Provided, however, that institutions and
28 agencies listed herein shall have the authority to accept and use grants and
29 donations including Federal funds, and to use its unobligated cash income or
30 funds, or both available to it, for the purpose of supplementing the State
31 Treasury funds for financing the entire costs of the project or projects
32 enumerated herein. Provided further, that the appropriations and funds
33 otherwise provided by the General Assembly for Maintenance and General
34 Operations of the agency or institutions receiving appropriation herein shall
35 not be used for any of the purposes as appropriated in this Act.

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

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9 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
10 Assembly that any funds disbursed under the authority of the appropriations
11 contained in this Act shall be in compliance with the stated reasons for which
12 this Act was adopted, as evidenced by the Agency Requests, Executive
13 Recommendations and Legislative Recommendations contained in the budget
14 manuals prepared by the Department of Finance and Administration, letters, or
15 summarized oral testimony in the official minutes of the Arkansas Legislative
16 Council or Joint Budget Committee which relate to its passage and adoption.
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18 SECTION 6. CODE. All provisions of this Act of a general and permanent
19 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
20 Code Revision Commission shall incorporate the same in the Code.
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22 SECTION 7. SEVERABILITY. If any provision of this Act or the
23 application thereof to any person or circumstance is held invalid, such
24 invalidity shall not affect other provisions or applications of the Act which
25 can be given effect without the invalid provision or application, and to this
26 end the provisions of this Act are declared to be severable.
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28 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
29 with this Act are hereby repealed.
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31 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
32 Eighty-First General Assembly, that the Constitution of the State of Arkansas
33 prohibits the appropriation of funds for more than a two (2) year period; that
34 the effectiveness of this Act on July 1, 1997 is essential to the operation of
35 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the Regular Session, the delay in the effective
2 date of this Act beyond July 1, 1997 could work irreparable harm upon the
3 proper administration and provision of essential governmental programs.
4 Therefore, an emergency is hereby declared to exist and this Act being
5 necessary for the immediate preservation of the public peace, health and
6 safety shall be in full force and effect from and after July 1, 1997.

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