

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

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

SENATE BILL 312

4
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 PARKS AND
11 TOURISM; AND FOR OTHER PURPOSES."

Subtitle

13 "AN ACT FOR THE DEPARTMENT OF PARKS AND
14 TOURISM REAPPROPRIATION."
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
18

19 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the
20 Department of Parks and Tourism, to be payable from the Arkansas Natural and
21 Cultural Resources Grant and Trust Fund, for the Department of Parks and
22 Tourism, the following:

23 (A) Effective July 1, 1997, the balance of the appropriation provided
24 in Item 1 of Section 59 of Act 531 of 1995, for development, operating
25 expenses and grants to the Black River History/Red River Region, in a sum not
26 to exceed \$265,000.
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28 (B) Effective July 1, 1997, the balance of the appropriation provided in
29 Item 1 of Section 59 of Act 531 of 1995, for Statewide Park Improvements, in a
30 sum not to exceed \$2,109,600.
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32 SECTION 2. REAPPROPRIATION - FEDERAL. There is hereby appropriated, to
33 the Department of Parks and Tourism, to be payable from the federal funds as
34 designated by the Chief Fiscal Officer of the State, for the Department of
35 Parks and Tourism, the following:

36 (A) Effective July 1, 1997, the balance of the appropriation provided

1 in Item A of Section 2 of Act 1048 of 1995, for construction and renovation
2 projects for buildings, grounds, and equipment at various state parks, in a
3 sum not to exceed \$500,000.
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5 SECTION 3. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
6 appropriated, to the Department of Parks and Tourism, to be payable from the
7 General Improvement Fund or its successor fund or fund accounts, for the
8 Department of Parks and Tourism, the following:

9 (A) Effective July 1, 1997, the balance of the appropriation provided
10 in Item D of Section 1 of Act 415 of 1995, for renovation and remodeling to
11 conform with the requirements of the American with Disabilities Act, in a sum
12 not to exceed \$7,241.
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14 (B) Effective July 1, 1997, the balance of the appropriation provided
15 in Item A of Section 1 of Act 1048 of 1995, for the renovation/repair of
16 deteriorated camping sites at various state parks, in a sum not to exceed ...
17\$50,000.
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19 (C) Effective July 1, 1997, the balance of the appropriation provided
20 in Item B of Section 1 of Act 1048 of 1995, for replacement of underground
21 electrical and burial of overhead power lines at state parks, in a sum not to
22 exceed \$60,000.
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24 (D) Effective July 1, 1997, the balance of the appropriation provided
25 in Item J of Section 1 of Act 1048 of 1995, for reconstruction, historical
26 landscaping, rebuilding a rock and concrete retaining wall, walkway, outdoor
27 exhibits and various other projects at Powhatan Courthouse State Park, in a
28 sum not to exceed \$125,000.
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30 (E) Effective July 1, 1997, the balance of the appropriation provided
31 in Item M of Section 1 of Act 1048 of 1995, for renovation of sewer treatment
32 plant, road and parking lots at Old Davidsonville State Park, in a sum not to
33 exceed \$75,000.
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35 (F) Effective July 1, 1997, the balance of the appropriation provided

1 in Item R of Section 1 of Act 1048 of 1995, for capital improvements at Mt.
2 Magazine State Park, in a sum not to exceed\$4,500,000.

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4 (G) Effective July 1, 1997, the balance of the appropriation provided
5 in Item U of Section 1 of Act 1048 of 1995, for repairs, replacement, and
6 renovation of buildings, grounds, and equipment at various state parks, in a
7 sum not to exceed\$200,000.

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

21 (B) Any restrictions contained in the Acts enumerated in the
22 reappropriation sections of this Act, the restrictions of any applicable
23 provisions of the State Purchasing Law, the General Accounting and Budgetary
24 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal
25 control laws of this State and regulations promulgated by the Department of
26 Finance and Administration, as authorized by law, shall be strictly complied
27 with in disbursement of any funds provided by this Act unless specifically
28 provided otherwise by law.

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30 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
31 Assembly that any funds disbursed under the authority of the appropriations
32 contained in this Act shall be in compliance with the stated reasons for which
33 this Act was adopted, as evidenced by the Agency Requests, Executive
34 Recommendations and Legislative Recommendations contained in the budget
35 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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

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