

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 314

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

8  
9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF ARKANSAS  
11 HERITAGE; AND FOR OTHER PURPOSES."  
12

## Subtitle

13  
14 "AN ACT FOR THE DEPARTMENT OF ARKANSAS  
15 HERITAGE REAPPROPRIATION."  
16

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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19 SECTION 1. REAPPROPRIATION - DIRECTORS OFFICE. There is hereby  
20 appropriated, to the Department of Arkansas Heritage - Director's Office, to  
21 be payable from the Arkansas Natural and Cultural Resources Grant and Trust  
22 Fund from grants provided by the Natural and Cultural Resources Council for  
23 the acquisition, management, stewardship and preservation of state-owned lands  
24 or historic sites, the following:

25 (A) Effective July 1, 1997, the balance of the appropriation provided  
26 in Section 59 of Act 531 of 1995, for the following items, in a sum not to  
27 exceed ..... \$2,667,291.

28 (1)	OPER. EXPENSES	\$ 105,750
29 (2)	CONF. & TRAVEL	14,000
30 (3)	PROF. FEES	61,441
31 (4)	CAPITAL OUTLAY	55,100
32 (5)	DAH GRANTS	436,000
33 (6)	CONSTRUCTION	1,395,000
34 (6)	MANAGEMENT AND STEWARDSHIP	600,000

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36 SECTION 2. REAPPROPRIATION - DIRECTOR'S OFFICE. There is hereby

1 appropriated, to the Department of Arkansas Heritage, to be payable from the  
2 General Improvement Fund or its successor fund or fund accounts, for the  
3 Department of Arkansas Heritage - Director's Office, the following:

4 (A) Effective July 1, 1997, the balance of the appropriation provided  
5 in Item (B) of Section 6 of Act 1047 of 1995, for major maintenance,  
6 renovation and repairs of various facilities within the Department of Arkansas  
7 Heritage, in a sum not to exceed ..... \$1,050,350.

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9 SECTION 3. REAPPROPRIATION - DELTA CULTURAL CENTER. There is hereby  
10 appropriated, to the Department of Arkansas Heritage - Delta Cultural Center,  
11 to be payable from the General Improvement Fund or its successor fund or fund  
12 accounts, for the Department of Arkansas Heritage - Delta Cultural Center, the  
13 following:

14 (A) Effective July 1, 1997, the balance of the appropriation provided  
15 in Item (A) of Section 2 of Act 306 of 1995, for construction, renovation,  
16 repair and equipping of the Research Archives Project, Phase I, in a sum not  
17 to exceed ..... \$100,000.

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19 (B) Effective July 1, 1997, the balance of the appropriation provided  
20 in Item (A) of Section 2 of Act 1047 of 1995, for the installation of an  
21 elevator at the Visitors Center, in a sum not to exceed ..... \$75,000.

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23 (C) Effective July 1, 1997, the balance of the appropriation provided  
24 in Item (C) of Section 2 of Act 1047 of 1995, for land purchases for a museum  
25 and research buildings, in a sum not to exceed ..... \$46,350.

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27 (D) Effective July 1, 1997, the balance of the appropriation provided  
28 in Item (E) of Section 2 of Act 1047 of 1995, for construction of interactive  
29 exhibitry, in a sum not to exceed ..... \$200,000.

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31 SECTION 4. REAPPROPRIATION - COMMEMORATIVE COMMISSION - CASH. There is  
32 hereby appropriated, to the Department of Arkansas Heritage, to be payable  
33 from the cash funds as defined by Arkansas Code 19-4-801, for the Department  
34 of Arkansas Heritage - Commemorative Commission, the following:

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

1 in Item (A) of Section 3 of Act 306 of 1995, for Arkansas History exhibits, in  
2 a sum not to exceed ..... \$45,000.

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4 (B) Effective July 1, 1997, the balance of the appropriation provided  
5 in Item (A) of Section 5 of Act 1047 of 1995, for Arkansas History exhibits,  
6 in a sum not to exceed ..... \$200,000.

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8 SECTION 5. REAPPROPRIATION - COMMEMORATIVE COMMISSION - TRUST. There is  
9 hereby appropriated, to the Department of Arkansas Heritage - Commemorative  
10 Commission, to be payable from the Arkansas Natural and Cultural Resources  
11 Grant and Trust Fund from grants provided by the Natural and Cultural  
12 Resources Council for the acquisition, management, stewardship, and  
13 preservation of state-owned lands or historic sites, for the Department of  
14 Arkansas Heritage - Commemorative Commission, the following:

15 (A) Effective July 1, 1997, the balance of the appropriation provided  
16 in Section 59 of Act 531 of 1995, for construction costs associated with the  
17 Old State House Renovation, in a sum not to exceed ..... \$1,500,000.

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19 SECTION 6. REAPPROPRIATION. There is hereby appropriated, to the  
20 Department of Arkansas Heritage - Commemorative Commission, to be payable from  
21 the General Improvement Fund or its successor fund or fund accounts, for the  
22 Department of Arkansas Heritage - Commemorative Commission, the following:

23 (A) Effective July 1, 1997, the balance of the appropriation provided  
24 in Item (C) of Section 1 of Act 679 of 1995, for renovation and repair of the  
25 Old State House to meet the requirements of the Americans with Disabilities  
26 Act, in a sum not to exceed ..... \$400,000.

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28 (B) Effective July 1, 1997, the balance of the appropriation provided  
29 in Item (A) of Section 4 of Act 1047 of 1995, for Arkansas History exhibits,  
30 in a sum not to exceed ..... \$250,000.

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32 SECTION 7. REAPPROPRIATION - TERRITORIAL CAPITOL RESTORATION. There is  
33 hereby appropriated, to the Department of Arkansas Heritage, to be payable  
34 from the General Improvement Fund or its successor fund or fund accounts, for  
35 the Department of Arkansas Heritage - Territorial Capitol Restoration, the

1 following:

2 (A) Effective July 1, 1997, the balance of the appropriation provided  
 3 in Item (B) of Section 1 of Act 1047 of 1995, for costs associated with the  
 4 enhancement of permanent exhibits, in a sum not to exceed .....\$250,000.

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6 SECTION 8. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
 7 obligations otherwise incurred in relation to the project or projects  
 8 described herein in excess of the State Treasury funds actually available  
 9 therefor as provided by law. Provided, however, that institutions and  
 10 agencies listed herein shall have the authority to accept and use grants and  
 11 donations including Federal funds, and to use its unobligated cash income or  
 12 funds, or both available to it, for the purpose of supplementing the State  
 13 Treasury funds for financing the entire costs of the project or projects  
 14 enumerated herein. Provided further, that the appropriations and funds  
 15 otherwise provided by the General Assembly for Maintenance and General  
 16 Operations of the agency or institutions receiving appropriation herein shall  
 17 not be used for any of the purposes as appropriated in this Act.

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

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27 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General  
 28 Assembly that any funds disbursed under the authority of the appropriations  
 29 contained in this Act shall be in compliance with the stated reasons for which  
 30 this Act was adopted, as evidenced by the Agency Requests, Executive  
 31 Recommendations and Legislative Recommendations contained in the budget  
 32 manuals prepared by the Department of Finance and Administration, letters, or  
 33 summarized oral testimony in the official minutes of the Arkansas Legislative  
 34 Council or Joint Budget Committee which relate to its passage and adoption.

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1 SECTION 10. CODE. All provisions of this Act of a general and  
2 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
3 the Arkansas Code Revision Commission shall incorporate the same in the Code.  
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5 SECTION 11. SEVERABILITY. If any provision of this Act or the  
6 application thereof to any person or circumstance is held invalid, such  
7 invalidity shall not affect other provisions or applications of the Act which  
8 can be given effect without the invalid provision or application, and to this  
9 end the provisions of this Act are declared to be severable.  
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11 SECTION 12. GENERAL REPEALER. All laws and parts of laws in conflict  
12 with this Act are hereby repealed.  
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14 SECTION 13. EMERGENCY CLAUSE. It is hereby found and determined by the  
15 Eighty-First General Assembly, that the Constitution of the State of Arkansas  
16 prohibits the appropriation of funds for more than a two (2) year period; that  
17 previous General Assemblies have provided appropriations for the projects  
18 provided or enumerated in this act; that certain appropriations will expire  
19 before the adjournment of the General Assembly; and that if such  
20 appropriations expire, the projects and programs authorized herein will cease  
21 thereby depriving the citizens of the State of the benefits to be derived from  
22 such projects. Therefore, an emergency is hereby declared to exist and this  
23 Act being necessary for the immediate preservation of the public peace, health  
24 and safety shall be in full force and effect from and after the date of its  
25 passage and approval.  
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