

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

As Engrossed: H3/12/97

A Bill

SENATE BILL 329

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
10 PARKS AND TOURISM FOR VARIOUS CONSTRUCTION, DEVELOPMENT OF
11 FACILITIES AND LAND ACQUISITION; AND FOR OTHER PURPOSES."
12

Subtitle

13
14 "AN ACT FOR THE DEPARTMENT OF PARKS AND
15 TOURISM CAPITAL IMPROVEMENT
16 APPROPRIATION."
17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
19
20

21 SECTION 1. APPROPRIATION. There is hereby appropriated, to the
22 Department of Parks and Tourism, to be payable from the General Improvement
23 Fund or its successor fund or fund accounts, the following:

24 (A) For development of new facilities at parks which have been
25 authorized but are currently underdeveloped, the sum of\$10,242,964.
26

27 SECTION 2. APPROPRIATIONS - CASH. There is hereby appropriated, to the
28 Department of Parks and Tourism, to be payable from the cash funds of the
29 Department of Parks and Tourism, the following:

30 (A) For land purchases and various construction and improvement
31 projects for Mount Nebo State Park, the sum of\$320,000.
32

33 SECTION 3. REAPPROPRIATIONS. *Item (G) of Section 3 of Act 158 of 1997*
34 *is hereby amended to read as follows:*
35

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

1 in Item U of Section 1 of Act 1048 of 1995, for repairs, replacement, and
2 renovation of buildings, grounds, and equipment at various state parks, in a
3 sum not to exceed.....950,000."
4

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

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

24

25 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
26 Assembly that any funds disbursed under the authority of the appropriations
27 contained in this Act shall be in compliance with the stated reasons for which
28 this Act was adopted, as evidenced by the Agency Requests, Executive
29 Recommendations and Legislative Recommendations contained in the budget
30 manuals prepared by the Department of Finance and Administration, letters, or
31 summarized oral testimony in the official minutes of the Arkansas Legislative
32 Council or Joint Budget Committee which relate to its passage and adoption.

33

34 SECTION 6. CODE. All provisions of this Act of a general and permanent
35 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas

1 Code Revision Commission shall incorporate the same in the Code.

2

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

8

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

11

12 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
13 Eighty-First General Assembly, that the Constitution of the State of Arkansas
14 prohibits the appropriation of funds for more than a two (2) year period; that
15 the effectiveness of this Act on July 1, 1997 is essential to the operation of
16 the agency for which the appropriations in this Act are provided, and that in
17 the event of an extension of the Regular Session, the delay in the effective
18 date of this Act beyond July 1, 1997 could work irreparable harm upon the
19 proper administration and provision of essential governmental programs.
20 Therefore, an emergency is hereby declared to exist and this Act being
21 necessary for the immediate preservation of the public peace, health and
22 safety shall be in full force and effect from and after July 1, 1997.

23

/s/JBC

24

25

26

27

28

29

30

31

32

33

34

35

1

2