

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

A Bill

HOUSE BILL 1337

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE WAR MEMORIAL
11 STADIUM COMMISSION; AND FOR OTHER PURPOSES. "

Subtitle

14 "AN ACT FOR THE WAR MEMORIAL STADIUM
15 COMMISSION REAPPROPRIATION. "

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - CASH. There is hereby appropriated, to the War
21 Memorial Stadium Commission, to be payable from the cash funds as defined by
22 Arkansas Code 19-4-801, for the War Memorial Stadium Commission, the
23 following:

24 (A) Effective July 1, 1999, the balance of the appropriation provided in
25 Item (A) of Section 1 of Act 200 of 1997, for major maintenance, renovation
26 and repairs to War Memorial Stadium, in a sum not to exceed
27 \$3,200,000.
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29 SECTION 2. REAPPROPRIATION - BOND PROCEEDS. There is hereby appropriated,
30 to the War Memorial Stadium Commission, to be payable from Bond Proceeds, for
31 the War Memorial Stadium Commission, the following:

32 (A) Effective July 1, 1999, the balance of the appropriation provided in
33 Item (A) of Section 2 of Act 200 of 1997, for east/west concourse replacement,
34 new restroom facilities, concession area upgrades and various improvements, in
35 a sum not to exceed \$2,606,916.
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1 (B) Effective July 1, 1999, the balance of the appropriation provided in
2 Item (B) of Section 2 of Act 200 of 1997, for replacing rows on the east/west
3 sidelines, in a sum not to exceed\$896,965.

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5 (C) Effective July 1, 1999, the balance of the appropriation provided in
6 Item (C) of Section 2 of Act 200 of 1997, for expenses associated with the
7 press box and private box addition projects, in a sum not to exceed
8\$11,133,967.

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10 (D) Effective July 1, 1999, the balance of the appropriation provided in
11 Item (D) of Section 2 of Act 200 of 1997, for reconstruction of the
12 north/south end zones and providing for new restrooms and other facilities, in
13 a sum not to exceed\$6,620,634.

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15 (E) Effective July 1, 1999, the balance of the appropriation provided in
16 Item (E) of Section 2 of Act 200 of 1997, for expenses associated with the
17 upper deck and concourse project, in a sum not to exceed\$9,958,000.

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19 SECTION 3. REAPPROPRIATION - DAH - NATURAL AND CULTURAL RESOURCES GRANT.

20 There is hereby appropriated, to the War Memorial Stadium Commission, to be
21 payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund,
22 for the War Memorial Stadium Commission, the following:

23 (A) Effective July 1, 1999, the balance of the appropriation provided in
24 Section 52 of Act 1115 of 1997, for Phase II renovations to War Memorial
25 Stadium and other related projects, in a sum not to exceed\$1,000,000.

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27 SECTION 4. REAPPROPRIATION - STATE. There is hereby appropriated, to the
28 War Memorial Stadium Commission, to be payable from the General Improvement
29 Fund or its successor fund or fund accounts, for the War Memorial Stadium
30 Commission, the following:

31 (A) Effective July 1, 1999, the balance of the appropriation provided in
32 Item (A) of Section 3 of Act 200 of 1997, for renovations and repairs to
33 comply with the requirements of the American with Disabilities Act, in a sum
34 not to exceed\$143,000.

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36 (B) Effective July 1, 1999, the balance of the appropriation provided in

1 Item (A) of Section 1 of Act 782 of 1997, for construction at the War Memorial
2 Stadium, in a sum not to exceed\$500,000.

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

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

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

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32 SECTION 7. CODE. All provisions of this Act of a general and permanent
33 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
34 Code Revision Commission shall incorporate the same in the Code.

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36 SECTION 8. SEVERABILITY. If any provision of this act or the application

1 thereof to any person or circumstance is held invalid, such invalidity shall
 2 not affect other provisions or applications of the act which can be given
 3 effect without the invalid provision or application, and to this end the
 4 provisions of this act are declared to be severable.

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 6 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with
 7 this act are hereby repealed.

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 9 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
 10 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 11 prohibits the appropriation of funds for more than a two (2) year period; that
 12 previous General Assemblies have provided appropriations for the projects
 13 provided or enumerated in this act; that certain appropriations will expire
 14 before the adjournment of the General Assembly; and that if such
 15 appropriations expire, the projects and programs authorized herein will cease
 16 thereby depriving the citizens of the State of the benefits to be derived from
 17 such projects. Therefore, an emergency is hereby declared to exist and this
 18 Act being necessary for the immediate preservation of the public peace, health
 19 and safety shall be in full force and effect from and after the date of its
 20 passage and approval. If the bill is neither approved nor vetoed by the
 21 Governor, it shall become effective on the expiration of the period of time
 22 during which the Governor may veto the bill. If the bill is vetoed by the
 23 Governor and the veto is overridden, it shall become effective on the date the
 24 last house overrides the veto.