

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

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

*As Engrossed: S3/9/99 S3/26/99*

# A Bill

SENATE BILL 747

5 *By: Joint Budget Committee*  
6  
7

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
10 ARKANSAS HERITAGE FOR PROVIDING GRANTS FOR RESTORATION  
11 OF PROPERTIES CONSTRUCTED DURING THE ARKANSAS  
12 TERRITORIAL PERIOD AND HISTORIC PROPERTIES DAMAGED BY  
13 NATURAL DISASTER; AND FOR GRANTS TO ARKANSAS CITIES  
14 FOR STREETSCAPE IMPROVEMENTS; AND FOR OTHER PURPOSES."

## Subtitle

16 "AN ACT FOR THE DEPARTMENT OF ARKANSAS  
17 HERITAGE - TERRITORIAL PROPERTY  
18 RESTORATION, DISASTER REPAIR, AND  
19 STREETSCAPING IMPROVEMENTS CAPITAL  
20 IMPROVEMENT APPROPRIATION."  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. APPROPRIATION - TERRITORIAL RESTORATION AND PRESERVATION GRANTS.  
27 There is hereby appropriated, to the Department of Arkansas Heritage, to be  
28 payable from the Natural and Cultural Resources *Historic Preservation* Fund,  
29 for providing matching grants to private individuals, non-profit  
30 organizations, and local governments for restoration, rehabilitation, and  
31 repair of properties constructed *prior to 1860* which are listed in the State  
32 Register of Historic Properties or the National Register of Historic Places;  
33 and for the restoration, rehabilitation, and repair of historic properties  
34 *constructed prior to 1860 which are listed in the State Register of Historic*  
35 *Properties or the National Register of Historic Places which have been damaged*  
36 by natural disaster, the sum of.....\$300,000.

\*PLR176\*

1 SECTION 2. APPROPRIATION - STREETScape IMPROVEMENTS. There is hereby  
 2 appropriated, to the Department of Arkansas Heritage, to be payable from the  
 3 Natural and Cultural Resources *Historic Preservation* Fund, for providing  
 4 grants to local governments for downtown streetscape improvements, including  
 5 purchase and renovation of lighting and water fixtures, landscaping, and other  
 6 improvements, the sum of ..... \$200,000.

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 8 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
 9 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER.  
 10 Immediately upon the effective date of this Act, the Chief Fiscal Officer of  
 11 the State shall transfer on his books and those of the State Treasurer the  
 12 assets and cash in the sum of five hundred thousand dollars (\$500,000) or as  
 13 much as is available thereof from the Historic Preservation Revolving Loan  
 14 Fund to the Natural and Cultural Resources *Historic Preservation* Fund to  
 15 provide funds for the appropriations provided herein.

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

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

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 36 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly

1 that any funds disbursed under the authority of the appropriations contained  
2 in this act shall be in compliance with the stated reasons for which this act  
3 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
4 and Legislative Recommendations contained in the budget manuals prepared by  
5 the Department of Finance and Administration, letters, or summarized oral  
6 testimony in the official minutes of the Arkansas Legislative Council or Joint  
7 Budget Committee which relate to its passage and adoption.

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

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13 SECTION 7. SEVERABILITY. If any provision of this act or the application  
14 thereof to any person or circumstance is held invalid, such invalidity shall  
15 not affect other provisions or applications of the act which can be given  
16 effect without the invalid provision or application, and to this end the  
17 provisions of this act are declared to be severable.

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19 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict with  
20 this act are hereby repealed.

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22 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
23 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
24 prohibits the appropriation of funds for more than a two (2) year period; that  
25 the effectiveness of this Act on the date of its passage and approval is  
26 essential to the operation of the agency for which the appropriations in this  
27 Act are provided, and that in the event of an extension of the Regular  
28 Session, the delay in the effective date of this Act beyond the date of its  
29 passage and approval could work irreparable harm upon the proper  
30 administration and provision of essential governmental programs. Therefore, an  
31 emergency is hereby declared to exist and this Act being necessary for the  
32 immediate preservation of the public peace, health and safety shall be in full  
33 force and effect from and after the date of its passage and approval. If the  
34 bill is neither approved nor vetoed by the Governor, it shall become effective  
35 on the expiration of the period of time during which the Governor may veto the  
36 bill. If the bill is vetoed by the Governor and the veto is overridden, it

1 shall become effective on the date the last house overrides the veto.

2 /s/ Russ

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