

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

HOUSE BILL 1386

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
11 ARKANSAS HERITAGE; AND FOR OTHER PURPOSES.
12
13

Subtitle

14
15 AN ACT FOR THE DEPARTMENT OF ARKANSAS
16 HERITAGE REAPPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES GRANT. There is
22 hereby appropriated, to the Department of Arkansas Heritage, to be payable
23 from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
24 Department of Arkansas Heritage, the following:

25 (A) Effective July 1, 2001, the balance of the appropriation provided in
26 Section 27 of Act 1017 of 1999, for grants for the acquisition, management,
27 stewardship and preservation of state-owned lands or historic sites and for
28 operating expenses, professional fees and services and capital outlay for the
29 Department of Arkansas Heritage - Central Administration, in a sum not to
30 exceed \$41,802.
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32 SECTION 2. REAPPROPRIATION - CENTRAL ADMINISTRATION - GENERAL IMPROVEMENT
33 FUNDS. There is hereby appropriated, to the Department of Arkansas Heritage,
34 to be payable from the General Improvement Fund or its successor fund or fund
35 accounts, for the Department of Arkansas Heritage, the following:

36 (A) Effective July 1, 2001, the balance of the appropriation provided in

1 Item (A) of Section 1 of Act 410 of 1999, for construction, renovation,
2 equipping and repairs of various facilities within the Department of Arkansas
3 Heritage, in a sum not to exceed\$500,000.

4 (B) Effective July 1, 2001, the balance of the appropriation provided in
5 Item (A) of Section 2 of Act 163 of 1999, for major maintenance, renovation
6 and repairs of various facilities within the Department of Arkansas Heritage,
7 in a sum not to exceed\$103,204.

8 (C) Effective July 1, 2001, the balance of the appropriation provided in
9 Item (B) of Section 2 of Act 163 of 1999, for major maintenance, renovation
10 and repairs of various facilities within the Department of Arkansas Heritage,
11 in a sum not to exceed\$25,058.

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13 SECTION 3. REAPPROPRIATION - CONSERVATION TAX PROJECTS. There is hereby
14 appropriated, to the Department of Arkansas Heritage, to be payable from the
15 Arkansas Department of Heritage Fund Account, for the Department of Arkansas
16 Heritage, the following:

17 (A) Effective July 1, 2001, the balance of the appropriation provided in
18 Item (7) of Section 5 of Act 1017 of 1999, for Department of Arkansas Heritage
19 museum/facility construction, in a sum not to exceed\$1,098,956.

20 (B) Effective July 1, 2001, the balance of the appropriation provided in
21 Item (6) of Section 5 of Act 1017 of 1999, for Special Maintenance, in a sum
22 not to exceed\$589,500.

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24 SECTION 4. REAPPROPRIATION - DELTA CULTURAL CENTER - CASH. There is hereby
25 appropriated, to the Department of Arkansas Heritage - Delta Cultural Center,
26 to be payable from the cash funds as defined by Arkansas Code 19-4-801, for
27 the Department of Arkansas Heritage - Delta Cultural Center, the following:

28 (A) Effective July 1, 2001, the balance of the appropriation provided in
29 Item (1) of Section 5 of Act 296 of 1999, for construction, in a sum not to
30 exceed\$939,800.

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32 SECTION 5. REAPPROPRIATION - DELTA CULTURAL CENTER - NATURAL AND CULTURAL
33 RESOURCES GRANT. There is hereby appropriated, to the Department of Arkansas
34 Heritage - Delta Cultural Center, to be payable from the Arkansas Natural and
35 Cultural Resources Grant and Trust Fund, for the Department of Arkansas
36 Heritage - Delta Cultural Center, the following:

1 (A) Effective July 1, 2001, the balance of the appropriation provided in
2 Section 27 of Act 1017 of 1999, for the acquisition, management, stewardship
3 and preservation of state-owned lands or historic sites for construction for
4 the Delta Cultural Center, in a sum not to exceed\$650,000.

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6 SECTION 6. REAPPROPRIATION - DELTA CULTURAL CENTER - GENERAL IMPROVEMENT
7 FUNDS. There is hereby appropriated, to the Department of Arkansas Heritage -
8 Delta Cultural Center, to be payable from the General Improvement Fund or its
9 successor fund or fund accounts, for the Department of Arkansas Heritage -
10 Delta Cultural Center, the following:

11 (A) Effective July 1, 2001, the balance of the appropriation provided in
12 Item (A) of Section 5 of Act 163 of 1999, for construction, renovation, repair
13 and equipping of the Research Archives Project, Phase I, in a sum not to
14 exceed\$26,569.

15 (B) Effective July 1, 2001, the balance of the appropriation provided in
16 Item (B) of Section 5 of Act 163 of 1999, for land purchases for a museum and
17 research buildings, in a sum not to exceed\$21,280.

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19 SECTION 7. REAPPROPRIATION - COMMEMORATIVE COMMISSION - NATURAL AND
20 CULTURAL RESOURCES GRANT. There is hereby appropriated, to the Department of
21 Arkansas Heritage - Commemorative Commission, to be payable from the Arkansas
22 Natural and Cultural Resources Grant and Trust Fund, for the Department of
23 Arkansas Heritage - Commemorative Commission, the following:

24 (A) Effective July 1, 2001, the balance of the appropriation provided in
25 Item (1) of Section 27 of Act 1017 of 1999, for the acquisition, management,
26 stewardship and preservation of state-owned lands or historic sites for
27 operating expenses, professional fees and services and capital outlay for the
28 Commemorative Commission, in a sum not to exceed\$648,409.

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30 SECTION 8. REAPPROPRIATION - HISTORIC PRESERVATION - NATURAL AND CULTURAL
31 RESOURCES GRANT. There is hereby appropriated, to the Department of Arkansas
32 Heritage - Historic Preservation, to be payable from the Arkansas Natural and
33 Cultural Resources Grant and Trust Fund, for the Department of Arkansas
34 Heritage - Historic Preservation, the following:

35 (A) Effective July 1, 2001, the balance of the appropriation provided in
36 Item (1) of Section 27 of Act 1017 of 1999, for the acquisition, management,

1 stewardship and preservation of state-owned lands or historic sites for grants
2 for the Historic Preservation Division, in a sum not to exceed\$600,000.

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4 SECTION 9. REAPPROPRIATION - NATURAL HERITAGE COMMISSION - NATURAL AND
5 CULTURAL RESOURCES GRANT. There is hereby appropriated, to the Department of
6 Arkansas Heritage - Natural Heritage Commission, to be payable from the
7 Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
8 Department of Arkansas Heritage - Natural Heritage Commission, the following:

9 (A) Effective July 1, 2001, the balance of the appropriation provided in
10 Item (1) of Section 27 of Act 1017 of 1999, for the acquisition, management,
11 stewardship and preservation of state-owned lands or historic sites for extra
12 help, operating expenses, personal services matching, professional fees and
13 services, and land acquisition for the Natural Heritage Commission, in a sum
14 not to exceed\$420,500.

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16 SECTION 10. REAPPROPRIATION - NATURAL HERITAGE COMMISSION - FEDERAL. There
17 is hereby appropriated, to the Department of Arkansas Heritage - Natural
18 Heritage Commission, to be payable from the federal funds as designated by the
19 Chief Fiscal Officer of the State, for the Department of Arkansas Heritage -
20 Natural Heritage Commission, the following:

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22 (A) Effective July 1, 2001, the balance of the appropriation provided in
23 Item (A) of Section 2 of Act 410 of 1999, for construction, renovation,
24 equipping and repairs of various facilities within the Department of Arkansas
25 Heritage for the Natural Heritage Commission, in a sum not to exceed
26\$129,000.

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28 SECTION 11. REAPPROPRIATION - TERRITORIAL CAPITOL RESTORATION - NATURAL AND
29 CULTURAL RESOURCES GRANT. There is hereby appropriated, to the Department of
30 Arkansas Heritage - Territorial Capitol Restoration, to be payable from the
31 Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
32 Department of Arkansas Heritage - Territorial Capitol Restoration, the
33 following:

34 (A) Effective July 1, 2001, the balance of the appropriation provided in
35 Item (1) of Section 27 of Act 1017 of 1999, for the acquisition, management,
36 stewardship and preservation of state-owned lands or historic sites for

1 construction, professional fees and services and capital outlay for the
2 Territorial Capitol Restoration, in a sum not to exceed\$403,499.

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4 SECTION 12. 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 13. 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 14. EMERGENCY CLAUSE. It is found and determined by the General
33 Assembly, that the Constitution of the State of Arkansas prohibits the
34 appropriation of funds for more than a two (2) year period; that previous
35 General Assemblies have provided appropriations for the projects provided or
36 enumerated in this act; that certain appropriations will expire before the

1 adjournment of the General Assembly; and that if such appropriations expire,
2 the projects and programs authorized herein will cease thereby depriving the
3 citizens of the State of the benefits to be derived from such projects.
4 Therefore, an emergency is hereby declared to exist and this Act being
5 necessary for the immediate preservation of the public peace, health and
6 safety shall be in full force and effect from and after the date of its
7 passage and approval. If the bill is neither approved nor vetoed by the
8 Governor, it shall become effective on the expiration of the period of time
9 during which the Governor may veto the bill. If the bill is vetoed by the
10 Governor and the veto is overridden, it shall become effective on the date the
11 last house overrides the veto.

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