

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 85th General Assembly
3 Regular Session, 2005
4

A Bill

HOUSE BILL 1341

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.
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Subtitle

14 AN ACT FOR THE WAR MEMORIAL STADIUM
15 COMMISSION 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 - TRUST FUNDS. There is hereby appropriated, to
22 the War Memorial Stadium Commission, to be payable from the Arkansas Natural
23 and Cultural Resources Grant and Trust Fund, for the War Memorial Stadium
24 Commission, the following:

25 (A) Effective July 1, 2005, the balance of the appropriation provided in
26 Item (1) of Section 24 of Act 1605 of 2003, for major maintenance, renovation
27 of facilities and repairs of War Memorial Stadium, in a sum not to exceed
28\$1,000,000.
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30 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby
31 appropriated, to the War Memorial Stadium Commission, to be payable from the
32 General Improvement Fund or its successor fund or fund accounts, for the War
33 Memorial Stadium Commission, the following:

34 (A) Effective July 1, 2005, the balance of the appropriation provided in
35 Item (A) of Section 3 of Act 95 of 2003, for construction at War Memorial
36 Stadium, in a sum not to exceed\$44,476.



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(B) Effective July 1, 2005, the balance of the appropriation provided in Item (B) of Section 3 of Act 95 of 2003, for renovation, demolition and reconstruction for Phase II renovations to War Memorial Stadium, in a sum not to exceed\$149,888.

(C) Effective July 1, 2005, the balance of the appropriation provided in Section 1 of Act 301 of 2003, for construction, renovation, major maintenance and improvements to War Memorial Stadium, in a sum not to exceed\$4,200,000.

SECTION 3. REAPPROPRIATION - CASH FUNDS. There is hereby appropriated, to the War Memorial Stadium Commission, to be payable from the cash funds as defined by Arkansas Code 19-4-801, for the War Memorial Stadium Commission, the following:

(A) Effective July 1, 2005, the balance of the appropriation provided in Item (A) of Section 1 of Act 95 of 2003, for major maintenance, renovation and repairs to War Memorial Stadium, in a sum not to exceed\$3,200,000.

SECTION 4. REAPPROPRIATION - BOND PROCEEDS. There is hereby appropriated, to the War Memorial Stadium Commission, to be payable from the Bond Proceeds, for the War Memorial Stadium Commission, the following:

(A) Effective July 1, 2005, the balance of the appropriation provided in Item (A) of Section 2 of Act 95 of 2003, for expenses associated with the press box and private box addition projects, in a sum not to exceed\$11,133,967.

(B) Effective July 1, 2005, the balance of the appropriation provided in Item (B) of Section 2 of Act 95 of 2003, for reconstruction of the north/south end zones and providing for new restrooms and other facilities, in a sum not to exceed\$6,406,102.

(C) Effective July 1, 2005, the balance of the appropriation provided in Item (C) of Section 2 of Act 95 of 2003, for expenses associated with the upper deck and concourse project, in a sum not to exceed\$9,958,000.

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

13 (B) The restrictions of any applicable provisions of the State Purchasing
 14 Law, the General Accounting and Budgetary Procedures Law, the Revenue
 15 Stabilization Law and any other applicable fiscal control laws of this State
 16 and regulations promulgated by the Department of Finance and Administration,
 17 as authorized by law, shall be strictly complied with in disbursement of any
 18 funds provided by this act unless specifically provided otherwise by law.
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20 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
 21 that any funds disbursed under the authority of the appropriations contained
 22 in this act shall be in compliance with the stated reasons for which this act
 23 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 24 and Legislative Recommendations contained in the budget manuals prepared by
 25 the Department of Finance and Administration, letters, or summarized oral
 26 testimony in the official minutes of the Arkansas Legislative Council or
 27 Joint Budget Committee which relate to its passage and adoption.
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29 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
 30 Assembly, that the Constitution of the State of Arkansas prohibits the
 31 appropriation of funds for more than a two (2) year period; that previous
 32 General Assemblies have provided appropriations for the projects provided or
 33 enumerated in this act; that certain appropriations will expire before the
 34 adjournment of the General Assembly; and that if such appropriations expire,
 35 the projects and programs authorized herein will cease thereby depriving the
 36 citizens of the State of the benefits to be derived from such projects.

Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after the date of its passage and approval. If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto.

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