

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 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1312

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

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

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 - CENTRAL ADMINISTRATION - CONSERVATION TAX
22 PROJECTS - AMENDMENT 75. There is hereby appropriated, to the Department of
23 Arkansas Heritage, to be payable from the Arkansas Department of Heritage
24 Fund Account, for the Department of Arkansas Heritage, the following:

25 (A) Effective July 1, 2009, the balance of the appropriation provided in
26 Item (A) of Section 2 of Act 504 of 2007 and Item (06) of Section 5 of Act
27 793 of 2007, for Department of Arkansas Heritage Museum/Facility
28 Construction, in a sum not to exceed\$4,277,084.

29 (B) Effective July 1, 2009, the balance of the appropriation provided in
30 Item (B) of Section 2 of Act 504 of 2007 and Item (07) of Section 5 of Act
31 793 of 2007, for Special Maintenance, in a sum not to exceed...\$1,714,355.
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33 SECTION 2. REAPPROPRIATION - CENTRAL ADMINISTRATION - GENERAL IMPROVEMENT
34 FUNDS. There is hereby appropriated, to the Department of Arkansas Heritage,
35 to be payable from the General Improvement Fund or its successor fund or fund
36 accounts, for the Department of Arkansas Heritage, the following:



1 (A) Effective July 1, 2009, the balance of the appropriation provided in
2 Item (A) of Section 3 of Act 504 of 2007, for major maintenance, renovation
3 and repairs of various facilities within the Department of Arkansas Heritage,
4 in a sum not to exceed\$5,466.

5 (B) Effective July 1, 2009, the balance of the appropriation provided in
6 Item (B) of Section 3 of Act 504 of 2007, for construction, purchase, and
7 acquisition of materials to build a permanent music stage and for the
8 development of a music sound studio for tourism, education, and cultural
9 enrichment and for other costs in Helena, Arkansas, in a sum not to exceed
10\$5,860.

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12 SECTION 3. REAPPROPRIATION - DELTA CULTURAL CENTER. There is hereby
13 appropriated, to the Department of Arkansas Heritage - Delta Cultural Center,
14 to be payable from the Arkansas Natural and Cultural Resources Grant and
15 Trust Fund, for the Department of Arkansas Heritage - Delta Cultural Center,
16 the following:

17 (A) Effective July 1, 2009, the balance of the appropriation provided in
18 Item (01) of Section 30 of Act 793 of 2007, for grants for the acquisition,
19 management, stewardship or preservation of state owned lands, historic sites,
20 buildings, structures or objects by the Department of Arkansas Heritage -
21 Natural and Cultural Resources Council, in a sum not to exceed ...\$596,600.

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23 SECTION 4. REAPPROPRIATION - DELTA CULTURAL CENTER. There is hereby
24 appropriated, to the Department of Arkansas Heritage - Delta Cultural Center,
25 to be payable from the General Improvement Fund or its successor fund or fund
26 accounts, for the Department of Arkansas Heritage - Delta Cultural Center,
27 the following:

28 (A) Effective July 1, 2009, the balance of the appropriation provided in
29 Item (A) of Section 6 of Act 504 of 2007, for land purchase for a museum and
30 research buildings, in a sum not to exceed\$1,253.

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32 SECTION 5. REAPPROPRIATION - MOSAIC TEMPLARS CULTURAL CENTER. There is
33 hereby appropriated, to the Department of Arkansas Heritage - Mosaic Templars
34 of America Center for African-American Culture and Business Enterprise, to be
35 payable from the Arkansas Natural and Cultural Resources Grant and Trust
36 Fund, for the Department of Arkansas Heritage - Mosaic Templars of America

1 Center for African-American Culture and Business Enterprise, the following:

2 (A) Effective July 1, 2009, the balance of the appropriation provided in
3 Item (01) of Section 30 of Act 793 of 2007, for grants for the acquisition,
4 management, stewardship or preservation of state owned lands, historic sites,
5 buildings, structures or objects by the Department of Arkansas Heritage -
6 Natural and Cultural Resources Council, in a sum not to exceed ...\$250,000.

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8 SECTION 6. REAPPROPRIATION - OLD STATE HOUSE COMMISSION. There is hereby
9 appropriated, to the Department of Arkansas Heritage - Old State House, to be
10 payable from the Arkansas Natural and Cultural Resources Grant and Trust
11 Fund, for the Department of Arkansas Heritage - Old State House, the
12 following:

13 (A) Effective July 1, 2009, the balance of the appropriation provided in
14 Item (01) of Section 30 of Act 793 of 2007, for grants for the acquisition,
15 management, stewardship or preservation of state owned lands, historic sites,
16 buildings, structures or objects by the Department of Arkansas Heritage -
17 Natural and Cultural Resources Council, in a sum not to exceed ...\$1,350,000.

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19 SECTION 7. REAPPROPRIATION - HISTORIC PRESERVATION. There is hereby
20 appropriated, to the Department of Arkansas Heritage - Historic Preservation,
21 to be payable from the General Improvement Fund or its successor fund or fund
22 accounts, for the Department of Arkansas Heritage - Historic Preservation,
23 the following:

24 (A) Effective July 1, 2009, the balance of the appropriation provided in
25 Item (A) of Section 1 of Act 1469 of 2007, for construction and various
26 operating expenses of the Mosiac Templar, in a sum not to exceed
27\$2,275,000.

28 (B) Effective July 1, 2009, the balance of the appropriation provided in
29 Item (A) of Section 1 of Act 1752 of 2007, for renovation and preservation of
30 Veterans' Memorial Park, in a sum not to exceed\$11,429.

31 (C) Effective July 1, 2009, the balance of the appropriation provided in
32 Item (A) of Section 1 of Act 1271 of 2007, for renovations and improvements
33 to Historic Bridges, in a sum not to exceed\$20,000.

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35 SECTION 8. REAPPROPRIATION - HISTORIC PRESERVATION. There is hereby
36 appropriated, to the Department of Arkansas Heritage - Historic Preservation,

1 to be payable from the Arkansas Natural and Cultural Resources Grant and
2 Trust Fund, for the Department of Arkansas Heritage - Historic Preservation,
3 the following:

4 (A) Effective July 1, 2009, the balance of the appropriation provided in
5 Item (01) of Section 30 of Act 793 of 2007, for grants for the acquisition,
6 management, stewardship or preservation of state owned lands, historic sites,
7 buildings, structures or objects by the Department of Arkansas Heritage -
8 Natural and Cultural Resources Council, in a sum not to exceed ...\$972,978.

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10 SECTION 9. REAPPROPRIATION - NATURAL HERITAGE COMMISSION. There is hereby
11 appropriated, to the Department of Arkansas Heritage - Natural Heritage
12 Commission, to be payable from the Arkansas Natural and Cultural Resources
13 Grant and Trust Fund, for the Department of Arkansas Heritage - Natural
14 Heritage Commission, the following:

15 (A) Effective July 1, 2009, the balance of the appropriation provided in
16 Item (01) of Section 30 of Act 793 of 2007, for grants for the acquisition,
17 management, stewardship or preservation of state owned lands, historic sites,
18 buildings, structures or objects by the Department of Arkansas Heritage -
19 Natural and Cultural Resources Council, in a sum not to exceed...\$1,732,146.

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21 SECTION 10. REAPPROPRIATION - NATURAL HERITAGE COMMISSION. There is hereby
22 appropriated, to the Department of Arkansas Heritage - Natural Heritage
23 Commission, to be payable from the Arkansas Department of Heritage Fund
24 Account, for the Department of Arkansas Heritage - Natural Heritage
25 Commission, the following:

26 (A) Effective July 1, 2009, the balance of the appropriation provided in
27 Item (A) of Section 13 of Act 504 of 2007 and Section 25 of Act 793 of 2007,
28 for the system of Natural Areas: Land Acquisition, Public Access and
29 Inventory capital project of the Department of Arkansas Heritage, in a sum
30 not to exceed\$186,110.

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32 SECTION 11. REAPPROPRIATION - HISTORIC ARKANSAS MUSEUM COMMISSION. There
33 is hereby appropriated, to the Department of Arkansas Heritage - Historic
34 Arkansas Museum, to be payable from the Arkansas Natural and Cultural
35 Resources Grant and Trust Fund, for the Department of Arkansas Heritage -
36 Historic Arkansas Museum, the following:

1 (A) Effective July 1, 2009, the balance of the appropriation provided in
 2 Item (01) of Section 30 of Act 793 of 2007, for grants for the acquisition,
 3 management, stewardship or preservation of state owned lands, historic sites,
 4 buildings, structures or objects by the Department of Arkansas Heritage -
 5 Natural and Cultural Resources Council, in a sum not to exceed ...\$779,728.

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

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

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 26 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General Assembly
 27 that any funds disbursed under the authority of the appropriations contained
 28 in this act shall be in compliance with the stated reasons for which this act
 29 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 30 and Legislative Recommendations contained in the budget manuals prepared by
 31 the Department of Finance and Administration, letters, or summarized oral
 32 testimony in the official minutes of the Arkansas Legislative Council or
 33 Joint Budget Committee which relate to its passage and adoption.

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 35 SECTION 14. EMERGENCY CLAUSE. It is found and determined by the General
 36 Assembly, that the Constitution of the State of Arkansas prohibits the

appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2009 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2009 could work irreparable harm upon the proper administration and provision of essential governmental programs. 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 July 1, 2009.

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