

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

SENATE BILL 385

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
10 OF ARKANSAS HERITAGE FOR GENERAL IMPROVEMENT  
11 PROJECTS; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

15 AN ACT FOR THE DEPARTMENT OF ARKANSAS  
16 HERITAGE GENERAL IMPROVEMENT  
17 APPROPRIATION.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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### SECTION 1. APPROPRIATION - STATE-OWNED REAL PROPERTY AND FACILITIES.

23 There is hereby appropriated, to the Department of Arkansas Heritage, to be  
24 payable from the General Improvement Fund or its successor fund or fund  
25 accounts, the following:

26 (A) For grants, maintenance, renovation, equipping, construction,  
27 acquisition, improvement, upgrade and repair projects for all state-owned  
28 real property and facilities, the sum of .....\$1,500,000.  
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30 SECTION 2. APPROPRIATION - CULTURAL REGIONAL ARTS GRANTS. There is hereby  
31 appropriated, to the Department of Arkansas Heritage - Arts Council, to be  
32 payable from the General Improvement Fund or its successor fund or fund  
33 accounts, the following:

34 (A) For Cultural Regional Arts Grants to non-profit arts organizations for  
35 personal services and operating expenses, construction, land acquisition,  
36 renovation, major maintenance, and purchase of equipment, the sum of



1 .....\$500,000.

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3 SECTION 3. APPROPRIATION - GENERAL IMPROVEMENT - LAND ACQUISITION. There  
4 is hereby appropriated, to the Department of Arkansas Heritage - Natural  
5 Heritage Commission, to be payable from the General Improvement Fund or its  
6 successor fund or fund accounts, the following:

7 (A) For land acquisition/stewardship at the Department of Arkansas  
8 Heritage natural areas, the sum of .....\$1,441,600.

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10 SECTION 4. APPROPRIATION - FEDERAL - LAND ACQUISITION. There is hereby  
11 appropriated, to the Department of Arkansas Heritage - Natural Heritage  
12 Commission, to be payable from the federal funds as designated by the Chief  
13 Fiscal Officer of the State, the following:

14 (A) For land acquisition/stewardship at the Department of Arkansas  
15 Heritage natural areas, the sum of .....\$1,022,400.

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17 SECTION 5. 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 6. 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  
7 Joint Budget Committee which relate to its passage and adoption.

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9 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
10 Assembly, that the Constitution of the State of Arkansas prohibits the  
11 appropriation of funds for more than a one (1) year period; that the  
12 effectiveness of this Act on July 1, 2009 is essential to the operation of  
13 the agency for which the appropriations in this Act are provided, and that in  
14 the event of an extension of the Regular Session, the delay in the effective  
15 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
16 proper administration and provision of essential governmental programs.  
17 Therefore, an emergency is hereby declared to exist and this Act being  
18 necessary for the immediate preservation of the public peace, health and  
19 safety shall be in full force and effect from and after July 1, 2009.

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