

1 State of Arkansas  
2 87th General Assembly  
3 Fiscal Session, 2010

# A Bill

SENATE BILL 115

4  
5 By: Joint Budget Committee  
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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 PARKS AND TOURISM; AND FOR OTHER PURPOSES.  
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## Subtitle

14  
15 AN ACT FOR THE DEPARTMENT OF PARKS AND  
16 TOURISM 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 - GENERAL IMPROVEMENT. There is hereby  
22 appropriated, to the Department of Parks and Tourism, to be payable from the  
23 General Improvement Fund or its successor fund or fund accounts, for the  
24 Department of Parks and Tourism, the following:

25 (A) Effective July 1, 2010, the balance of the appropriation provided in  
26 Item (A) of Section 1 of Act 1149 of 2009, for grants to cities and counties  
27 for maintenance and operation, construction and personal services for  
28 community recreation activities, ball parks, sports complexes and parks, in a  
29 sum not to exceed .....\$800,000.  
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31 (B) Effective July 1, 2010, the balance of the appropriation provided in  
32 Item (A) of Section 1 of Act 1160 of 2009, for grants for equipment,  
33 maintenance and operating expenses, construction and personal services for an  
34 Aviation Cadet Museum, in a sum not to exceed .....\$100,000.  
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36 (C) Effective July 1, 2010, the balance of the appropriation provided in



1 Item (A) of Section 1 of Act 1346 of 2009, for grants for interpretive  
2 displays, educational materials and operating expenses for historic State  
3 parks, in a sum not to exceed .....\$20,000.  
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5 (D) Effective July 1, 2010, the balance of the appropriation provided in  
6 Item (A) of Section 1 of Act 519 of 2009, for maintenance, renovation,  
7 equipping, construction, acquisition, improvement, upgrade, and repair  
8 projects for all state-owned real property and facilities, in a sum not to  
9 exceed .....\$5,000,000.  
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11 (E) Effective July 1, 2010, the balance of the appropriation provided in  
12 Item (A) of Section 1 of Act 893 of 2009, for grants for construction,  
13 renovation, maintenance and purchase of equipment for parks and recreational  
14 facilities, in a sum not to exceed .....\$5,000,000.  
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16 (F) Effective July 1, 2010, the balance of the appropriation provided in  
17 Item (A) of Section 2 of Act 112 of 2009, for the purchase of computer  
18 servers and the replacement of an offset printing press, in a sum not to  
19 exceed .....\$84,474.  
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21 (G) Effective July 1, 2010, the balance of the appropriation provided in  
22 Item (B) of Section 2 of Act 112 of 2009, for various maintenance,  
23 renovation, equipping, construction, acquisition, improvement, upgrade, and  
24 repair projects for Park facilities, in a sum not to exceed ....\$2,000,000.  
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26 (H) Effective July 1, 2010, the balance of the appropriation provided in  
27 Item (A) of Section 3 of Act 112 of 2009, for various maintenance,  
28 renovation, equipping, construction, improvement, upgrade, and repair  
29 projects for Park facilities, in a sum not to exceed .....\$92,918.  
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31 (I) Effective July 1, 2010, the balance of the appropriation provided in  
32 Item (A) of Section 9 of Act 112 of 2009, for a grant to natural resources  
33 museums in Arkansas, in a sum not to exceed .....\$7,292.  
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35 SECTION 2. REAPPROPRIATION - FEDERAL FUNDS. There is hereby appropriated,  
36 to the Department of Parks and Tourism, to be payable from the federal funds

1 as designated by the Chief Fiscal Officer of the State, for the Department of  
2 Parks and Tourism, the following:

3 (A) Effective July 1, 2010, the balance of the appropriation provided in  
4 Item (A) of Section 1 of Act 112 of 2009, for funding to begin construction  
5 of facilities planned to support the establishment of the Mississippi River  
6 State Park, in a sum not to exceed .....\$280,800.

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8 (B) Effective July 1, 2010, the balance of the appropriation provided in  
9 Item (B) of Section 1 of Act 112 of 2009, for funding to design, construct,  
10 repair and renovate Airport Infrastructure at the Petit Jean State Park  
11 Airport, in a sum not to exceed .....\$261,485.

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

17 (A) Effective July 1, 2010, the balance of the appropriation provided in  
18 Item (A) of Section 4 of Act 112 of 2009, for construction projects at  
19 various parks system-wide, in a sum not to exceed .....\$13,324,166.

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21 (B) Effective July 1, 2010, the balance of the appropriation provided in  
22 Item (A) of Section 5 of Act 112 of 2009, for construction projects at  
23 various parks system-wide, in a sum not to exceed .....\$11,159,288.

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25 (C) Effective July 1, 2010, the balance of the appropriation provided in  
26 Item (A) of Section 6 of Act 112 of 2009, for special maintenance projects at  
27 various parks system-wide, in a sum not to exceed .....\$1,425,936.

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29 (D) Effective July 1, 2010, the balance of the appropriation provided in  
30 Item (5) of Section 6 of Act 1330 of 2009, for construction, in a sum not to  
31 exceed .....\$11,916,293.

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33 (E) Effective July 1, 2010, the balance of the appropriation provided in  
34 Item (6) of Section 6 of Act 1330 of 2009, for special maintenance, in a sum  
35 not to exceed .....\$1,732,015.

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SECTION 4. REAPPROPRIATION - OPERATIONS AND CONSTRUCTION - CASH FUNDS.

There is hereby appropriated, to the Department of Parks and Tourism, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for the Department of Parks and Tourism, the following:

(A) Effective July 1, 2010, the balance of the appropriation provided in Item (A) of Section 8 of Act 112 of 2009, for construction, in a sum not to exceed .....\$127,085.

SECTION 5. REAPPROPRIATION - NCRC GRANT. There is hereby appropriated, to the Department of Parks and Tourism, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Parks and Tourism, the following:

(A) Effective July 1, 2010, the balance of the appropriation provided in Section 30 of Act 1228 of 2009, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed .....\$5,000,000.

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

(B) The restrictions of any applicable provisions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law and any other applicable fiscal control laws of this State and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of any

1 funds provided by this act unless specifically provided otherwise by law.

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

SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General 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, 2010 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 legislative session, the delay in the effective date of this Act beyond July 1, 2010 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, 2010.