

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1397

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
10 PARKS, HERITAGE, AND TOURISM - STATE PARKS AND
11 TOURISM DIVISIONS; AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF PARKS,
15 HERITAGE, AND TOURISM - STATE PARKS AND
16 TOURISM DIVISIONS REAPPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REAPPROPRIATION - CASH FUNDS. There is hereby appropriated,
23 to the Department of Parks, Heritage, and Tourism, to be payable from the
24 cash fund deposited in the State Treasury as determined by the Chief Fiscal
25 Officer of the State, for the Department of Parks, Heritage, and Tourism -
26 State Parks and Tourism Divisions the following:

27 (A) Effective July 1, 2021, the balance of the appropriation provided
28 in Item (A) of Section 2 of Act 81 of 2020, for maintenance and replacement
29 of Field Turf of War Memorial Stadium, in a sum not to exceed\$435,000.

30 (B) Effective July 1, 2021, the balance of the appropriation provided
31 in Item (B) of Section 2 of Act 81 of 2020, for maintenance, renovation,
32 equipping, construction, acquisition, improvement, upgrade and repair of the
33 Southwest Concourse Restrooms of War Memorial Stadium, in a sum not to exceed
34\$42,500.
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36 SECTION 2. REAPPROPRIATION - CAPITAL PROJECTS. There is hereby



1 appropriated, to the Department of Parks, Heritage, and Tourism, to be
2 payable from the Development and Enhancement Fund, for the Department of
3 Parks, Heritage, and Tourism - State Parks and Tourism Divisions the
4 following:

5 (A) Effective July 1, 2021, the balance of the appropriation provided
6 in Item (A) of Section 3 of Act 81 of 2020, for development of the Delta
7 Heritage Trail State Park, in a sum not to exceed\$3,316,719.

8 (B) Effective July 1, 2021, the balance of the appropriation provided
9 in Item (B) of Section 3 of Act 81 of 2020, for construction of a
10 New/Replacement Visitor Center at Petit Jean State Park, in a sum not to
11 exceed\$7,722,513.

12 (C) Effective July 1, 2021, the balance of the appropriation provided
13 in Item (C) of Section 3 of Act 81 of 2020, for maintenance, acquisition,
14 replacement, repair, expansion, construction, equipping, renovation,
15 purchase, improvement and upgrade of real property and facilities of the War
16 Memorial Stadium, in a sum not to exceed\$5,000,000.

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18 SECTION 3. REAPPROPRIATION - NCRC GRANT. There is hereby appropriated,
19 to the Department of Parks, Heritage, and Tourism, to be payable from the
20 Arkansas Natural and Cultural Resources Grant and Trust Fund, for the
21 Department of Parks, Heritage, and Tourism - State Parks and Tourism
22 Divisions the following:

23 (A) Effective July 1, 2021, the balance of the appropriation provided
24 in Section 27 of Act 18 of 2020, for grants for the acquisition, management,
25 stewardship or preservation of state owned lands, historic sites, buildings,
26 structures or objects, in a sum not to exceed\$8,998,861.

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28 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
29 obligations otherwise incurred in relation to the project or projects
30 described herein in excess of the State Treasury funds actually available
31 therefor as provided by law. Provided, however, that institutions and
32 agencies listed herein shall have the authority to accept and use grants and
33 donations including Federal funds, and to use its unobligated cash income or
34 funds, or both available to it, for the purpose of supplementing the State
35 Treasury funds for financing the entire costs of the project or projects
36 enumerated herein. Provided further, that the appropriations and funds

1 otherwise provided by the General Assembly for Maintenance and General
 2 Operations of the agency or institutions receiving appropriation herein shall
 3 not be used for any of the purposes as appropriated in this act.

4 (B) The restrictions of any applicable provisions of the State
 5 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
 6 Revenue Stabilization Law and any other applicable fiscal control laws of
 7 this State and regulations promulgated by the Department of Finance and
 8 Administration, as authorized by law, shall be strictly complied with in
 9 disbursement of any funds provided by this act unless specifically provided
 10 otherwise by law.

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 12 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
 13 Assembly that any funds disbursed under the authority of the appropriations
 14 contained in this act shall be in compliance with the stated reasons for
 15 which this act was adopted, as evidenced by the Agency Requests, Executive
 16 Recommendations and Legislative Recommendations contained in the budget
 17 manuals prepared by the Department of Finance and Administration, letters, or
 18 summarized oral testimony in the official minutes of the Arkansas Legislative
 19 Council or Joint Budget Committee which relate to its passage and adoption.

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 21 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
 22 Assembly, that the Constitution of the State of Arkansas prohibits the
 23 appropriation of funds for more than a one (1) year period; that the
 24 effectiveness of this Act on July 1, 2021 is essential to the operation of
 25 the agency for which the appropriations in this Act are provided, and that in
 26 the event of an extension of the legislative session, the delay in the
 27 effective date of this Act beyond July 1, 2021 could work irreparable harm
 28 upon the proper administration and provision of essential governmental
 29 programs. Therefore, an emergency is hereby declared to exist and this Act
 30 being necessary for the immediate preservation of the public peace, health
 31 and safety shall be in full force and effect from and after July 1, 2021.