

1 State of Arkansas  
2 92nd General Assembly  
3 Fiscal Session, 2020  
4

# A Bill

HOUSE BILL 1091

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

13 AN ACT FOR THE DEPARTMENT OF PARKS,  
14 HERITAGE, AND TOURISM - STATE PARKS AND  
15 TOURISM DIVISIONS REAPPROPRIATION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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### SECTION 1. REAPPROPRIATION - DEVELOPMENT AND ENHANCEMENT FUND PROJECTS.

21 There is hereby appropriated, to the Department of Parks, Heritage, and  
22 Tourism, to be payable from the Development and Enhancement Fund, for the  
23 Department of Parks, Heritage, and Tourism - State Parks and Tourism  
24 Divisions the following:  
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26 (A) Effective July 1, 2020, the balance of the appropriation provided  
27 in Item (B) of Section 1 of Act 273 of 2019, for purchase of equipment,  
28 construction, improvements, renovations, and maintenance, in a sum not to  
29 exceed .....\$5,000.  
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31 SECTION 2. REAPPROPRIATION - CASH FUNDS. There is hereby appropriated,  
32 to the Department of Parks, Heritage, and Tourism, to be payable from the  
33 cash fund deposited in the State Treasury as determined by the Chief Fiscal  
34 Officer of the State, for the Department of Parks, Heritage, and Tourism -  
35 State Parks and Tourism Divisions the following:

36 (A) Effective July 1, 2020, the balance of the appropriation provided



1 in Item (A) of Section 2 of Act 273 of 2019, for maintenance and replacement  
2 of Field Turf of War Memorial Stadium, in a sum not to exceed .....\$435,000.

3 (B) Effective July 1, 2020, the balance of the appropriation provided  
4 in Item (B) of Section 2 of Act 273 of 2019, for maintenance, renovation,  
5 equipping, construction, acquisition, improvement, upgrade and repair of the  
6 Southwest Concourse Restrooms of War Memorial Stadium, in a sum not to exceed  
7 .....\$42,500.

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9 SECTION 3. REAPPROPRIATION - CAPITAL PROJECTS. There is hereby  
10 appropriated, to the Department of Parks, Heritage, and Tourism, to be  
11 payable from the Development and Enhancement Fund, for the Department of  
12 Parks, Heritage, and Tourism - State Parks and Tourism Divisions the  
13 following:

14 (A) Effective July 1, 2020, the balance of the appropriation provided  
15 in Item (A) of Section 1 of Act 405 of 2019, for development of the Delta  
16 Heritage Trail State Park, in a sum not to exceed .....\$3,316,719.

17 (B) Effective July 1, 2020, the balance of the appropriation provided  
18 in Item (B) of Section 1 of Act 405 of 2019, for construction of a  
19 New/Replacement Visitor Center at Petit Jean State Park, in a sum not to  
20 exceed .....\$7,722,513.

21 (C) Effective July 1, 2020, the balance of the appropriation provided  
22 in Item (C) of Section 1 of Act 405 of 2019, for maintenance, acquisition,  
23 replacement, repair, expansion, construction, equipping, renovation,  
24 purchase, improvement and upgrade of real property and facilities of the War  
25 Memorial Stadium, in a sum not to exceed .....\$5,000,000.

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27 SECTION 4. REAPPROPRIATION - NCRC - STATE PARK IMPROVEMENTS. There is  
28 hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be  
29 payable from the Arkansas Natural and Cultural Resources Grant and Trust  
30 Fund, for the Department of Parks, Heritage, and Tourism - State Parks and  
31 Tourism Divisions the following:

32 (A) Effective July 1, 2020, the balance of the appropriation provided  
33 in Section 25 of Act 902 of 2019, for the acquisition, management,  
34 stewardship or preservation of state owned lands, historic sites, buildings,  
35 structures or objects, in a sum not to exceed .....\$8,248,044.

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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  
14 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
15 Revenue Stabilization Law and any other applicable fiscal control laws of  
16 this State and regulations promulgated by the Department of Finance and  
17 Administration, as authorized by law, shall be strictly complied with in  
18 disbursement of any funds provided by this act unless specifically provided  
19 otherwise by law.

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21 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
22 Assembly that any funds disbursed under the authority of the appropriations  
23 contained in this act shall be in compliance with the stated reasons for  
24 which this act was adopted, as evidenced by the Agency Requests, Executive  
25 Recommendations and Legislative Recommendations contained in the budget  
26 manuals prepared by the Department of Finance and Administration, letters, or  
27 summarized oral testimony in the official minutes of the Arkansas Legislative  
28 Council or Joint Budget Committee which relate to its passage and adoption.

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30 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
31 Assembly, that the Constitution of the State of Arkansas prohibits the  
32 appropriation of funds for more than a one (1) year period; that the  
33 effectiveness of this Act on July 1, 2020 is essential to the operation of  
34 the agency for which the appropriations in this Act are provided, and that in  
35 the event of an extension of the legislative session, the delay in the  
36 effective date of this Act beyond July 1, 2020 could work irreparable harm

1 upon the proper administration and provision of essential governmental  
2 programs. Therefore, an emergency is hereby declared to exist and this Act  
3 being necessary for the immediate preservation of the public peace, health  
4 and safety shall be in full force and effect from and after July 1, 2020.

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