

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 1345

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 AND TOURISM; AND FOR OTHER PURPOSES.
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Subtitle

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13 AN ACT FOR THE DEPARTMENT OF PARKS AND
14 TOURISM REAPPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - FEDERAL FUNDS. There is hereby
21 appropriated, to the Department of Parks and Tourism, to be payable from the
22 federal funds as designated by the Chief Fiscal Officer of the State, for the
23 Department of Parks and Tourism the following:

24 (A) Effective July 1, 2011, the balance of the appropriation provided
25 in Item (A) Section 2 of Act 292 of 2010, for funding to begin construction
26 of facilities planned to support the establishment of the Mississippi River
27 State Park, in a sum not to exceed.....\$280,800.

28 (B) Effective July 1, 2011, the balance of the appropriation provided
29 in Item (B) Section 2 of Act 292 of 2010, for funding to design, construct,
30 repair and renovate Airport Infrastructure at the Petit Jean State Park
31 Airport, in a sum not to exceed.....\$261,485.
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33 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
34 appropriated, to the Department of Parks and Tourism, to be payable from the
35 General Improvement Fund or its successor fund or fund accounts, for the
36 Department of Parks and Tourism the following:



1 (A) Effective July 1, 2011, the balance of the appropriation provided
2 in Item (G) Section 1 of Act 292 of 2010, for various maintenance,
3 renovation, equipping, construction, improvement, upgrade, and repair
4 projects for Park facilities, in a sum not to exceed.....\$38,166.

5 (B) Effective July 1, 2011, the balance of the appropriation provided
6 in Item (E) Section 1 of Act 292 of 2010, for the purchase of computer
7 servers and the replacement of an offset printing press, in a sum not to
8 exceed.....\$17,634.

9 (C) Effective July 1, 2011, the balance of the appropriation provided
10 in Item (F) Section 1 of Act 292 of 2010, for various maintenance,
11 renovation, equipping, construction, acquisition, improvement, upgrade, and
12 repair projects for Park facilities, in a sum not to exceed.....\$489,513.

13 (D) Effective July 1, 2011, the balance of the appropriation provided
14 in Item (D) Section 1 of Act 292 of 2010, for maintenance, renovation,
15 equipping, construction, acquisition, improvement, upgrade, and repair
16 projects for all state-owned real property and facilities, in a sum not to
17 exceed.....\$5,000,000.

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

23 (A) Effective July 1, 2011, the balance of the appropriation provided
24 in Section 30 of Act 237 of 2010, for the acquisition, management,
25 stewardship or preservation of state owned land, historic sites, buildings,
26 structures or objects, in a sum not to exceed.....\$4,999,321.

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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, 2011 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, 2011 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, 2011.