

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: *Joint Budget Committee***

# A Bill

**SENATE BILL 559**

## **For An Act To Be Entitled**

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
9 ARKANSAS HERITAGE - CENTRAL ADMINISTRATION FOR THE  
10 PURCHASE OF LAND UPON WHICH HISTORIC FORT LINCOLN WAS  
11 LOCATED DURING THE CIVIL WAR; AND FOR OTHER PURPOSES."

13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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15 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
16 Department of Arkansas Heritage - Central Administration, to be payable from  
17 the General Improvement Fund or its successor fund or fund accounts, the  
18 following:

19 (A) For the purchase of land located near Devalls Bluff in Prairie  
20 County, Arkansas, which was the site of Historic Fort Lincoln during the Civil  
21 War, the sum of .....\$500,000.

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23 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
24 obligations otherwise incurred in relation to the project or projects  
25 described herein in excess of the State Treasury funds actually available  
26 therefor as provided by law. Provided, however, that institutions and  
27 agencies listed herein shall have the authority to accept and use grants and  
28 donations including Federal funds, and to use its unobligated cash income or  
29 funds, or both available to it, for the purpose of supplementing the State  
30 Treasury funds for financing the entire costs of the project or projects  
31 enumerated herein. Provided further, that the appropriations and funds  
32 otherwise provided by the General Assembly for Maintenance and General  
33 Operations of the agency or institutions receiving appropriation herein shall  
34 not be used for any of the purposes as appropriated in this Act.

35 (B) The restrictions of any applicable provisions of the State

1 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
2 Revenue Stabilization Law and any other applicable fiscal control laws of this  
3 State and regulations promulgated by the Department of Finance and  
4 Administration, as authorized by law, shall be strictly complied with in  
5 disbursement of any funds provided by this Act unless specifically provided  
6 otherwise by law.

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8       SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
9 Assembly that any funds disbursed under the authority of the appropriations  
10 contained in this Act shall be in compliance with the stated reasons for which  
11 this Act was adopted, as evidenced by the Agency Requests, Executive  
12 Recommendations and Legislative Recommendations contained in the budget  
13 manuals prepared by the Department of Finance and Administration, letters, or  
14 summarized oral testimony in the official minutes of the Arkansas Legislative  
15 Council or Joint Budget Committee which relate to its passage and adoption.

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17       SECTION 4. CODE. All provisions of this Act of a general and permanent  
18 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
19 Code Revision Commission shall incorporate the same in the Code.

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21       SECTION 5. SEVERABILITY. If any provision of this Act or the  
22 application thereof to any person or circumstance is held invalid, such  
23 invalidity shall not affect other provisions or applications of the Act which  
24 can be given effect without the invalid provision or application, and to this  
25 end the provisions of this Act are declared to be severable.

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27       SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict  
28 with this Act are hereby repealed.

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30       SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the  
31 Seventy-Eighth General Assembly, that the Constitution of the State of  
32 Arkansas prohibits the appropriation of funds for more than a two (2) year  
33 period; that the effectiveness of this Act on July 1, 1991 is essential to the  
34 operation of the agency for which the appropriations in this Act are provided,  
35 and that in the event of an extension of the Regular Session, the delay in the  
36 effective date of this Act beyond July 1, 1991 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 and  
4 safety shall be in full force and effect from and after July 1, 1991.

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*/s/Russ*

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