

State of Arkansas  
89th General Assembly  
Regular Session, 2013

# A Bill

SENATE BILL 316

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
ARKANSAS HERITAGE; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF ARKANSAS  
HERITAGE REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION - DAH CENTRAL ADMINISTRATION - GENERAL  
IMPROVEMENT FUNDS. There is hereby appropriated, to the Department of  
Arkansas Heritage, to be payable from the General Improvement Fund or its  
successor fund or fund accounts, for the Department of Arkansas Heritage -  
Central Administration - General Improvement Funds the following:

(A) Effective July 1, 2013, the balance of the appropriation provided  
in Item (A) Section 1 of Act 243 of 2012, for grants, maintenance,  
renovation, equipping, construction, acquisition, improvement, upgrade and  
repair projects for all state owned real property and facilities, in a sum  
not to exceed.....\$72,957.

(B) Effective July 1, 2013, the balance of the appropriation provided  
in Item (C) Section 1 of Act 243 of 2012, for various maintenance,  
renovation, equipping, construction, acquisition, improvement, upgrade, and  
repair of real property and facilities, in a sum not to exceed  
.....\$3,000,000.

SECTION 2. REAPPROPRIATION - DAH CENTRAL ADMINISTRATION - CONSERVATION



TAX - AMENDMENT 75. There is hereby appropriated, to the Department of Arkansas Heritage, to be payable from the Arkansas Department of Heritage Fund Account, for the Department of Arkansas Heritage - Central Administration - Conservation Tax - Amendment 75 the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (A) Section 2 of Act 243 of 2012 and Item (06) of Section 5 of Act 233 of 2012, for Department of Arkansas Heritage Museum/Facility Construction, in a sum not to exceed.....\$5,987,007.

(B) Effective July 1, 2013, the balance of the appropriation provided in Item (B) Section 2 of Act 243 of 2012 and Item (07) of Section 5 of Act 233 of 2012, for Special Maintenance, in a sum not to exceed .....\$1,483,189.

SECTION 3. REAPPROPRIATION - DELTA CULTURAL CENTER - NCRC GRANTS.

There is hereby appropriated, to the Department of Arkansas Heritage - Delta Cultural Center, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Delta Cultural Center - NCRC Grants the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects by the Department of Arkansas Heritage - Natural and Cultural Resources Council - State Owned Lands or Historic Sites, in a sum not to exceed.....\$449,005.

SECTION 4. REAPPROPRIATION - ARKANSAS ARTS COUNCIL - GENERAL

IMPROVEMENT FUNDS. There is hereby appropriated, to the Department of Arkansas Heritage - Arts Council, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Arkansas Heritage - Arts Council - General Improvement Funds the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (A) Section 4 of Act 243 of 2012, for Community Arts Development Grants, in a sum not to exceed.....\$2,600,000.

SECTION 5. REAPPROPRIATION - MOSAIC TEMPLARS CULTURAL CENTER - NCRC

GRANTS. There is hereby appropriated, to the Department of Arkansas Heritage

- Mosaic Templars of America Center for African-American Culture and Business Enterprise, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Mosaic Templars of America Center for African-American Culture and Business Enterprise - NCRC Grants the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects by the Department of Arkansas Heritage - Natural and Cultural Resources Council - State Owned Lands or Historic Sites, in a sum not to exceed.....\$450,000.

SECTION 6. REAPPROPRIATION - OLD STATE HOUSE COMMISSION - NCRC GRANTS. There is hereby appropriated, to the Department of Arkansas Heritage - Old State House, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Old State House - NCRC Grants the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects by the Department of Arkansas Heritage - Natural and Cultural Resources Council - State Owned Lands or Historic Sites, in a sum not to exceed.....\$550,000.

SECTION 7. REAPPROPRIATION - DAH HISTORIC PRESERVATION COMMISSION - GENERAL IMPROVEMENT FUNDS. There is hereby appropriated, to the Department of Arkansas Heritage - Historic Preservation, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Arkansas Heritage - Historic Preservation - General Improvement Funds the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (A) Section 7 of Act 243 of 2012, for personal services and operating expenses, costs of Arkansas Civil War Sesquicentennial Commission meetings, expenses associated with a website, podcast, design and publication of Arkansas Civil War Sesquicentennial materials which would include Arkansas's Black History, costs for a moderated discussion of the legacy and impact of

the Civil War in Arkansas telecasted on AETN which also includes Arkansas's Black History, and the cost of other associated activities at the Old State House, in a sum not to exceed.....\$17,496.

SECTION 8. EXTRA HELP - DAH HISTORIC PRESERVATION COMMISSION - CIVIL WAR SESQUICENTENNIAL COMMISSION. There is hereby authorized, for the Department of Arkansas Heritage - Civil War Sesquicentennial Commission for the 2013-2014 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: one (1) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 9. REAPPROPRIATION - DAH HISTORIC PRESERVATION COMMISSION - NCRC GRANTS. There is hereby appropriated, to the Department of Arkansas Heritage - Historic Preservation, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Historic Preservation - NCRC Grants the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects by the Department of Arkansas Heritage - Natural and Cultural Resources Council - State Owned Lands or Historic Sites, in a sum not to exceed.....\$1,124,224.

SECTION 10. REAPPROPRIATION - DAH NATURAL HERITAGE COMMISSION - CONSERVATION TAX - AMENDMENT 75. There is hereby appropriated, to the Department of Arkansas Heritage - Natural Heritage Commission, to be payable from the Arkansas Department of Heritage Fund Account, for the Department of Arkansas Heritage - Natural Heritage Commission - Conservation Tax - Amendment 75 the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (A) Section 10 of Act 243 of 2012 and Item (01) of Section 25 of Act 233 of 2012 for the system of Natural Areas: Land Acquisition, Public Access and Inventory capital projects of the Department of Arkansas Heritage, in a

sum not to exceed.....\$600,000.

SECTION 11. REAPPROPRIATION - DAH NATURAL HERITAGE COMMISSION - NCRC GRANTS. There is hereby appropriated, to the Department of Arkansas Heritage - Natural Heritage Commission, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Natural Heritage Commission - NCRC Grants the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects by the Department of Arkansas Heritage - Natural and Cultural Resources Council - State Owned Lands or Historic Sites, in a sum not to exceed.....\$316,933.

SECTION 12. REAPPROPRIATION - DAH HISTORIC ARKANSAS MUSEUM COMMISSION - NCRC GRANTS. There is hereby appropriated, to the Department of Arkansas Heritage - Historic Arkansas Museum, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Historic Arkansas Museum - NCRC Grants the following:

(A) Effective July 1, 2013, the balance of the appropriation provided in Item (01) Section 30 of Act 233 of 2012, for grants for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects by the Department of Arkansas Heritage - Natural and Cultural Resources Council - State Owned Lands or Historic Sites, in a sum not to exceed.....\$532,375.

SECTION 13. 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 funds provided by this act unless specifically provided otherwise by law.

SECTION 14. 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 15. 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, 2013 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, 2013 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, 2013.