

Stricken language will be deleted and underlined language will be added.

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

SENATE BILL 387

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 - MOSAIC TEMPLARS CULTURAL CENTER - ACQUISITIONS. 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 General Improvement Fund or its successor fund or fund accounts, for the Department of Arkansas Heritage - Mosaic Templars of America Center for African-American Culture and Business Enterprise the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 9 of Act 222 of 2016, for the purchase of the building and land located at 906 Broadway Street in Little Rock, Arkansas, in a sum not to exceed.....\$1,000,000.

SECTION 2. REAPPROPRIATION - DAH HISTORIC PRESERVATION - COUNTY COURTHOUSE RESTORATION GRANTS. 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 the following:



(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 11 of Act 222 of 2016, for grants for the County Courthouse Restoration Program, in a sum not to exceed.....\$1,250,000.

SECTION 3. REAPPROPRIATION - DAH NATURAL HERITAGE COMMISSION - LAND ACQUISITION. There is hereby appropriated, to the Department of Arkansas Heritage - Natural Heritage Commission, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Arkansas Heritage - Natural Heritage Commission the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 13 of Act 222 of 2016, for land acquisition for and stewardship of the Department of Arkansas Heritage natural areas, in a sum not to exceed.....\$2,180,000.

SECTION 4. REAPPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is hereby appropriated, to the Department of Arkansas Heritage - Arkansas State Archives, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Arkansas Heritage - Arkansas State Archives the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 1 of Act 108 of 2016, for personal services, operating expenses and equipment for Archival Shelving, in a sum not to exceed\$350,000.

SECTION 5. 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 - DAH - Central Administration - Conservation Tax - Amendment 75 the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 1 of Act 222 of 2016 for special maintenance, in a sum not to exceed.....\$983,189.

SECTION 6. REAPPROPRIATION - DAH ARKANSAS ARTS COUNCIL - ARTS COUNCIL GRANT PROGRAM. 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 the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 12 of Act 222 of 2016, for grants for Community Arts Development and Arts Education programs, in a sum not to exceed\$775,000.

SECTION 7. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the Department of Arkansas Heritage, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$750,000.

SECTION 8. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the Department of Arkansas Heritage - Arkansas State Archives, to be payable from the Arkansas Natural and Cultural Resources Grant and Trust Fund, for the Department of Arkansas Heritage - Arkansas State Archives the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$180,000.

SECTION 9. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. 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 the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$375,000.

SECTION 10. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. 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 the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$533,355.

SECTION 11. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. 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 the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$1,150,000.

SECTION 12. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. 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 the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$450,000.

SECTION 13. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. 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 the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$1,427,013.

SECTION 14. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL - STATE OWNED LANDS OR HISTORIC SITES. 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 the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Section 24 of Act 253 of 2016, for the acquisition, management, stewardship or preservation of state owned lands, historic sites, buildings, structures or objects, in a sum not to exceed.....\$675,000.

SECTION 15. REAPPROPRIATION - DAH CENTRAL ADMINISTRATION - CAPITAL IMPROVEMENT PROJECTS AND PROGRAMS. 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 the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 10 of Act 222 of 2016, for maintenance, renovation, equipping, construction, acquisition, improvement, upgrade and repair of real property, personal services, operating expenses and master plan development, in a sum not to exceed.....\$614,125.

SECTION 16. 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 17. 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 18. 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, 2017 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, 2017 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, 2017.