

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Joint Budget Committee**

# A Bill

**ACT 274 OF 1995**  
**SENATE BILL 402**

## For An Act To Be Entitled

"AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE INSTITUTIONS OF HIGHER  
EDUCATION; AND FOR OTHER PURPOSES."

## Subtitle

"AN ACT FOR THE INSTITUTIONS OF HIGHER  
EDUCATION REAPPROPRIATION."

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

SECTION 1. REAPPROPRIATION - HENDERSON STATE UNIVERSITY. There is hereby appropriated, to the Henderson State University, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Henderson State University, the following:

(A) Effective July 1, 1995, the balance of the appropriation provided in Item (A) of Section 1 of Act 245 of 1993, for the cost of providing matching funds for a Federal Aviation Administration Grant for construction and equipment, in a sum not to exceed ..... \$802,308.

SECTION 2. REAPPROPRIATION - SOUTHERN ARKANSAS UNIVERSITY - TECH. There is hereby appropriated, to the Southern Arkansas University - TECH - Fire Training Academy, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Southern Arkansas University - TECH - Fire Training Academy, the following:

(A) Effective July 1, 1995, the balance of the appropriation provided in Item (A) of Section 2 of Act 20 of the Second Extraordinary Session of the 79th General Assembly, for constructing and equipping Fire Training Satellite Facilities located in the Washington/Benton County area, in a sum not to exceed ..... \$150,000.

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2 (B) Effective July 1, 1995, the balance of the appropriation provided  
3 in Item (A) of Section 1 of Act 684 of 1993, for constructing and equipping  
4 Fire Training Satellite facilities located at Jonesboro, Arkansas, in a sum  
5 not to exceed ..... \$150,000.

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7 SECTION 3. REAPPROPRIATION - ARKANSAS TECH UNIVERSITY. There is hereby  
8 appropriated, to the Arkansas Tech University, to be payable from the General  
9 Improvement Fund or its successor fund or fund accounts, for the Arkansas Tech  
10 University, the following:

11 (A) Effective July 1, 1995, the balance of the appropriation provided  
12 in Item (A) of Section 6 of Act 336 of 1993, for planning, constructing,  
13 equipping and other associated costs of a Student Center/Administration  
14 Building, in a sum not to exceed ..... \$277,223.

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16 SECTION 4. REAPPROPRIATION - UNIVERSITY OF ARKANSAS. There is hereby  
17 appropriated, to the University of Arkansas, to be payable from the General  
18 Improvement Fund or its successor fund or fund accounts, for the University of  
19 Arkansas, the following:

20 (A) Effective July 1, 1995, the balance of the appropriation provided  
21 in Item (B) of Section 7 of Act 336 of 1993, for constructing, equipping and  
22 associated costs of a Chemistry or Physics Building, or both in a sum not to  
23 exceed ..... \$729,343.

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25 SECTION 5. REAPPROPRIATION - UNIVERSITY OF ARKANSAS AT LITTLE ROCK.  
26 There is hereby appropriated, to the University of Arkansas at Little Rock, to  
27 be payable from the General Improvement Fund or its successor fund or fund  
28 accounts, for the University of Arkansas at Little Rock, the following:

29 (A) Effective July 1, 1995, the balance of the appropriation provided in  
30 Item (A) of Section 3 of Act 834 of 1993, for planning, constructing,  
31 equipping and other associated costs of a Science Complex, in a sum not to  
32 exceed ..... \$1,000,000.

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34 SECTION 6. REAPPROPRIATION - UNIVERSITY OF ARKANSAS AT PINE BLUFF.  
35 There is hereby appropriated, to the University of Arkansas at Pine Bluff, to

1 be payable from the General Improvement Fund or its successor fund or fund  
2 accounts, for the University of Arkansas at Pine Bluff, the following:

3 (A) Effective July 1, 1995, the balance of the appropriation provided in  
4 Item (A) of Section 1 of Act 681 of 1993, for major maintenance projects, in a  
5 sum not to exceed ..... \$667,461.  
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7 SECTION 7. REAPPROPRIATION - NORTH ARKANSAS COMMUNITY/TECHNICAL COLLEGE.

8 There is hereby appropriated, to the North Arkansas Community/Technical  
9 College, to be payable from the North Arkansas Community/Technical College  
10 Fund, for the North Arkansas Community/Technical College, the following:

11 (A) Effective July 1, 1995, the balance of the appropriation provided in  
12 Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
13 renovations, purchase of equipment and other capital outlay for additional  
14 support for vocational technical education, in a sum not to exceed.....  
15 ..... \$319,662.  
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17 SECTION 8. REAPPROPRIATION - SOUTH ARKANSAS COMMUNITY COLLEGE. There is

18 hereby appropriated, to the South Arkansas Community College, to be payable  
19 from the South Arkansas Community College Fund, for the South Arkansas  
20 Community College, the following:

21 (A) Effective July 1, 1995, the balance of the appropriation provided  
22 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
23 renovations, purchase of equipment and other capital outlay for additional  
24 support for vocational technical education, in a sum not to exceed .....  
25 ..... \$184,193.  
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27 SECTION 9. REAPPROPRIATION - BLACK RIVER TECHNICAL COLLEGE. There is

28 hereby appropriated, to the Black River Technical College, to be payable from  
29 the General Improvement Fund or its successor fund or fund accounts, for the  
30 Black River Technical College, the following:

31 (A) Effective July 1, 1995, the balance of the appropriation provided  
32 in Item (A) of Section 1 of Act 161 of 1993, for construction, equipment and  
33 other associated costs of a Burn Building in a sum not to exceed ... \$246,630.  
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35 SECTION 10. REAPPROPRIATION - BLACK RIVER TECHNICAL COLLEGE. There is

1 hereby appropriated, to the Black River Technical College, to be payable from  
2 the Black River Technical College Fund, for the Black River Technical College,  
3 the following:

4 (A) Effective July 1, 1995, the balance of the appropriation provided  
5 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
6 renovations, purchase of equipment and other capital outlay for additional  
7 support for vocational technical education, in a sum not to exceed .....  
8 .....\$452,228.

10 SECTION 11. REAPPROPRIATION - COSSATOT TECHNICAL COLLEGE. There is  
11 hereby appropriated, to the Cossatot Technical College, to be payable from the  
12 Cossatot Technical College Fund, for the Cossatot Technical College, the  
13 following:

14 (A) Effective July 1, 1995, the balance of the appropriation provided  
15 in Item (A) of Section 15 of Act 336 of 1993, and Act 92 of 1993, for  
16 construction, reconstruction, renovations, purchase of equipment and other  
17 capital outlay for additional support for vocational technical education, in a  
18 sum not to exceed .....\$324,184.

20 SECTION 12. REAPPROPRIATION - GATEWAY TECHNICAL COLLEGE. There is  
21 hereby appropriated, to the Gateway Technical College, to be payable from the  
22 Gateway Technical College Fund, for the Gateway Technical College, the  
23 following:

24 (A) Effective July 1, 1995, the balance of the appropriation provided  
25 in Item (A) of Section 16 of Act 336 of 1993, and Act 92 of 1993, for  
26 construction, reconstruction, renovations, purchase of equipment and other  
27 capital outlay for additional support for vocational technical education, in a  
28 sum not to exceed .....\$156,524.

30 SECTION 13. REAPPROPRIATION - MID-SOUTH COMMUNITY COLLEGE. There is  
31 hereby appropriated, to the Mid-South Community College, to be payable from  
32 the Mid-South Community College Fund, for the Mid-South Community College, the  
33 following:

34 (A) Effective July 1, 1995, the balance of the appropriation provided  
35 in Item (A) of Section 17 of Act 336 of 1993, and Act 92 of 1993, for

1 construction, reconstruction, renovations, purchase of equipment and other  
2 capital outlay for additional support for vocational technical education, in a  
3 sum not to exceed ..... \$489,325.  
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6 SECTION 14. REAPPROPRIATION - ASU - MOUNTAIN HOME. There is hereby  
7 appropriated, to the Arkansas State University - Mountain Home, to be payable  
8 from the Arkansas State University - Mountain Home Fund, for the Arkansas  
9 State University - Mountain Home, the following:

10 (A) Effective July 1, 1995, the balance of the appropriation provided  
11 in Item (A) of Section 18 of Act 336 of 1993, for construction,  
12 reconstruction, renovations, purchase of equipment and other capital outlay  
13 for additional support for vocational technical education, in a sum not to  
14 exceed ..... \$225,876.  
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16 (B) Effective July 1, 1995, the balance of the appropriation provided  
17 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
18 renovations, purchase of equipment and other capital outlay for additional  
19 support for vocational technical education, in a sum not to exceed.....  
20 ..... \$181,524.  
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22 SECTION 15. REAPPROPRIATION - OUACHITA TECHNICAL COLLEGE. There is  
23 hereby appropriated, to the Ouachita Technical College, to be payable from the  
24 Ouachita Technical College Fund, for the Ouachita Technical College, the  
25 following:

26 (A) Effective July 1, 1995, the balance of the appropriation provided  
27 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
28 renovations, purchase of equipment and other capital outlay for additional  
29 support for vocational technical education, in a sum not to exceed...\$250,000.  
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31 SECTION 16. REAPPROPRIATION - OZARKA TECHNICAL COLLEGE. There is hereby  
32 appropriated, to the Ozarka Technical College, to be payable from the Ozarka  
33 Technical College Fund, for the Ozarka Technical College, the following:

34 (A) Effective July 1, 1995, the balance of the appropriation provided  
35 in Item (A) of Section 19 of Act 336 of 1993, and Act 92 of 1993 for

1 construction, reconstruction, renovations, purchase of equipment and other  
2 capital outlay for additional support for vocational technical education, in a  
3 sum not to exceed ..... \$269,171.

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5 SECTION 17. REAPPROPRIATION - RED RIVER TECHNICAL COLLEGE. There is  
6 hereby appropriated, to the Red River Technical College, to be payable from  
7 the Red River Technical College Fund, for the Red River Technical College, the  
8 following:

9 (A) Effective July 1, 1995, the balance of the appropriation provided  
10 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
11 renovations, purchase of equipment and other capital outlay for additional  
12 support for vocational technical education, in a sum not to exceed .....  
13 .....\$252,143.

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15 SECTION 18. REAPPROPRIATION - COLLEGE SAVINGS BOND PROGRAM. There is  
16 hereby appropriated, to the Department of Higher Education to be payable from  
17 the Higher Education Projects Development Fund, the following:

18 (A) Effective March 13, 1995, the balance of the appropriations and  
19 allocations provided in Item (A) of Section 20 of Act 336 of 1993, for the  
20 development of projects at State Institutions of Higher Education and the  
21 payment of project costs and expenses of the issuance of the bonds of the  
22 Arkansas College Savings General Obligation Bond Program, in a sum not to  
23 exceed ..... \$37,840.

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25 (B) Effective July 1, 1995, the balance of appropriations and  
26 allocations provided in Item (B) of Section 20 of Act 336 of 1993, for the  
27 development of projects at State Institutions of Higher Education and the  
28 payment of project costs and expenses of the issuance of the bonds of the  
29 Arkansas College Savings General Obligation Bonds Program, in a sum not to  
30 exceed..... \$50,033,585.

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32 SECTION 19. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
33 obligations otherwise incurred in relation to the project or projects  
34 described herein in excess of the State Treasury funds actually available  
35 therefor as provided by law. Provided, however, that institutions and

1 agencies listed herein shall have the authority to accept and use grants and  
2 donations including Federal funds, and to use its unobligated cash income or  
3 funds, or both available to it, for the purpose of supplementing the State  
4 Treasury funds for financing the entire costs of the project or projects  
5 enumerated herein. Provided further, that the appropriations and funds  
6 otherwise provided by the General Assembly for Maintenance and General  
7 Operations of the agency or institutions receiving appropriation herein shall  
8 not be used for any of the purposes as appropriated in this Act.

9 (B) Any restrictions contained in the Acts enumerated in the  
10 reappropriation sections of this Act, the restrictions of any applicable  
11 provisions of the State Purchasing Law, the General Accounting and Budgetary  
12 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal  
13 control laws of this State and regulations promulgated by the Department of  
14 Finance and Administration, as authorized by law, shall be strictly complied  
15 with in disbursement of any funds provided by this Act unless specifically  
16 provided otherwise by law.

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18 SECTION 20. LEGISLATIVE INTENT. It is the intent of the General  
19 Assembly that any funds disbursed under the authority of the appropriations  
20 contained in this Act shall be in compliance with the stated reasons for which  
21 this Act was adopted, as evidenced by the Agency Requests, Executive  
22 Recommendations and Legislative Recommendations contained in the budget  
23 manuals prepared by the Department of Finance and Administration, letters, or  
24 summarized oral testimony in the official minutes of the Arkansas Legislative  
25 Council or Joint Budget Committee which relate to its passage and adoption.

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27 SECTION 21. CODE. All provisions of this Act of a general and  
28 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
29 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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

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SECTION 23. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 24. EMERGENCY CLAUSE. It is hereby found and determined by the Eightieth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that previous General Assemblies have provided appropriations for the projects provided or enumerated in this act; that certain appropriations will expire before the adjournment of the General Assembly; and that if such appropriations expire, the projects and programs authorized herein will cease thereby depriving the citizens of the State of the benefits to be derived from such projects. 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 the date of its passage and approval.

APPROVED: 2-13-95



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