

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.  
Act 452 of the Regular Session

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

HOUSE BILL 1546

5 By: Representative Roebuck  
6 By: Senator Malone  
7  
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## For An Act To Be Entitled

10 AN ACT TO MAKE AN APPROPRIATION TO HENDERSON  
11 STATE UNIVERSITY FOR ALTERATIONS, IMPROVEMENTS  
12 AND ADDITIONS TO FACILITIES TO COMPLY WITH THE  
13 AMERICANS WITH DISABILITIES ACT OF 1990; AND FOR  
14 OTHER PURPOSES.

## Subtitle

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17 AN ACT FOR HENDERSON STATE UNIVERSITY -  
18 COMPLIANCE WITH THE AMERICANS WITH  
19 DISABILITIES ACT GENERAL IMPROVEMENT  
20 APPROPRIATION.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. APPROPRIATIONS - COMPLIANCE WITH THE AMERICANS WITH  
27 DISABILITIES ACT. There is hereby appropriated, to Henderson State  
28 University, to be payable from the General Improvement Fund or its successor  
29 fund or fund accounts, the following:

30 (A) For making alterations, improvements or additions to its buildings,  
31 grounds or other facilities in order to achieve compliance with the Americans  
32 with Disabilities Act of 1990, the sum of .....\$200,000.  
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34 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
35 obligations otherwise incurred in relation to the project or projects



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

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

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 18 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 19 that any funds disbursed under the authority of the appropriations contained  
 20 in this act shall be in compliance with the stated reasons for which this act  
 21 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 22 and Legislative Recommendations contained in the budget manuals prepared by  
 23 the Department of Finance and Administration, letters, or summarized oral  
 24 testimony in the official minutes of the Arkansas Legislative Council or  
 25 Joint Budget Committee which relate to its passage and adoption.

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 27 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 28 Assembly, that the Constitution of the State of Arkansas prohibits the  
 29 appropriation of funds for more than a two (2) year period; that the  
 30 effectiveness of this Act on July 1, 2005 is essential to the operation of  
 31 the agency for which the appropriations in this Act are provided, and that in  
 32 the event of an extension of the Regular Session, the delay in the effective  
 33 date of this Act beyond July 1, 2005 could work irreparable harm upon the  
 34 proper administration and provision of essential governmental programs.  
 35 Therefore, an emergency is hereby declared to exist and this Act being  
 36 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after July 1, 2005.

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APPROVED: 3/02/2005