## ARKANSAS SENATE

88th General Assembly - Regular Session, 2011

## **Amendment Form**

Subtitle of Senate Bill No. 104 AN ACT FOR THE DEPARTMENT OF HIGHER EDUCATION APPROPRIATION FOR THE 2011-2012 FISCAL YEAR. 

## Amendment No. 3 to Senate Bill No. 104

Amend Senate Bill No. 104 as engrossed, \$3/28/11 (version: 03/28/2011 10:56:52 PM) Page 8, line 24, delete "\$800,000" and insert therfor "\$1,300,000" AND

Page 20, delete lines 18 through 26 and insert therefor, "(5) Titles shall not be assigned to the institution from the central pool until specific positions are requested by the institution, recommended by the Department of Higher Education and approved by the Arkansas Legislative Council or the Joint Budget Committee."

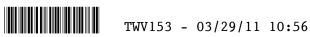
AND

Page 21, delete lines 9 through 17 and insert therefor, "(5) Titles shall not be assigned to the institution from the central pool until specific positions are requested by the institution, recommended by the Department of Higher Education and approved by the Arkansas Legislative Council or the Joint Budget Committee."

AND

Page 21, after line 20 insert new lines,

(c) Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for institutions of higher education each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for institutions of higher education and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that institutions of higher education may operate more efficiently if some flexibility is provided to institutions of higher education authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of



JBC 3-28-11(8) & 3-29-11(1)

the Legislative Council or Joint Budget Committee as provided by this
section. The requirement of approval by the Legislative Council or Joint
Budget Committee is not a severable part of this section. If the requirement
of approval by the Legislative Council or Joint Budget Committee is ruled
unconstitutional by a court of competent jurisdiction, this entire section is
void."

The Amendment was read the first time, rules suspended and read the second time and
By: Joint Budget Committee
TWV/TWV - 03/29/11 10:56

TWV153

**Secretary**