

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Joint Budget Committee**

# A Bill

**SENATE BILL**

## For An Act To Be Entitled

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

## Subtitle

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

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

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

22 (A) Effective July 1, 1993, the balance of the appropriation provided  
23 in Item (A) of Section 1 of Act 315 of 1991, for the cost of start-up  
24 equipment and facilities for a television station, in a sum not to exceed  
25 ..... \$300,000.

27 SECTION 2. REAPPROPRIATION - SOUTHERN ARKANSAS UNIVERSITY - CASH FUNDS.  
28 There is hereby appropriated, to the Southern Arkansas University, to be  
29 payable from the cash funds as defined by Arkansas Code 19-4-801 of Southern  
30 Arkansas University, the following:

31 (A) Effective July 1, 1993, the balance of the appropriation provided  
32 in Item (A) of Section 2 of Act 1074 of 1991, for the renovation of Caraway  
33 Hall, in a sum not to exceed ..... \$250,000.

35 SECTION 3. REAPPROPRIATION - SOUTHERN ARKANSAS UNIVERSITY - SOUTHWEST

1 TECHNICAL INSTITUTE DIVISION - GENERAL IMPROVEMENT. There is hereby  
2 appropriated, to the Southern Arkansas University - Southwest Technical  
3 Institute Division, to be payable from the General Improvement Fund or its  
4 successor fund or fund accounts, for the Southern Arkansas University -  
5 Southwest Technical Institute Division, the following:

6 (A) Effective July 1, 1993, the balance of the appropriation provided  
7 in Item (D) of Section 4 of Act 1074 of 1991, for constructing, furnishing and  
8 equipping a Technical Engineering Building, in a sum not to exceed  
9 ..... \$1,265,689.

10

11 SECTION 4. REAPPROPRIATION - ARKANSAS STATE UNIVERSITY - BEEBE - GENERAL  
12 IMPROVEMENT. There is hereby appropriated, to the Arkansas State University -  
13 Beebe, to be payable from the General Improvement Fund or its successor fund  
14 or fund accounts, for the Arkansas State University - Beebe, the following:

15 (A) Effective July 1, 1993, the balance of the appropriation provided  
16 in Item (A) of Section 1 of Act 525 of 1991, for the purchase of optics,  
17 communications, manufacturing hardware and software and networking equipment  
18 for the Advanced Technology Center at the Arkansas State Technical Institute,  
19 in a sum not to exceed ..... \$300,000.

20

21 SECTION 5. REAPPROPRIATION - ARKANSAS STATE UNIVERSITY - BEEBE/NEWPORT -  
22 WORK FORCE 2000 DEVELOPMENT FUND. There is hereby appropriated, to the  
23 Arkansas State University - Beebe, to be payable from the Arkansas State  
24 University - Beebe Fund, for the Arkansas State University - Beebe/Newport,  
25 the following:

26 (A) Effective July 1, 1993, the balance of the appropriation provided  
27 in Item (1) of Section 1 of Act 1246 of 1991, for construction,  
28 reconstruction, renovations, purchase of equipment and other capital outlay,  
29 in a sum not to exceed ..... \$181,434.

30

31 SECTION 6. REAPPROPRIATION - ARKANSAS TECH UNIVERSITY - GENERAL  
32 IMPROVEMENT. There is hereby appropriated, to the Arkansas Tech University,  
33 to be payable from the General Improvement Fund or its successor fund or fund  
34 accounts, for the Arkansas Tech University, the following:

35 (A) Effective July 1, 1993, the balance of the appropriation provided

1 in Item (A) of Section 1 of Act 443 of 1991, for planning, constructing,  
2 equipping and other associated costs of a Student Center/Administration  
3 Building, in a sum not to exceed ..... \$600,000.

4

5 SECTION 7. REAPPROPRIATION - UNIVERSITY OF ARKANSAS - FAYETTEVILLE -  
6 GENERAL IMPROVEMENT. There is hereby appropriated, to the University of  
7 Arkansas, to be payable from the General Improvement Fund or its successor  
8 fund or fund accounts, for the University of Arkansas, the following:

9 (A) Effective July 1, 1993, the balance of the appropriation provided  
10 in Item (A) of Section 1 of Act 494 of 1991, for constructing and equipping a  
11 Cooperative Extension Service Office Building in White County, Arkansas,  
12 contingent upon the donation of land on which such building is to be located,  
13 in a sum not to exceed ..... \$285,000.

14 (B) Effective July 1, 1993, the balance of the appropriation provided  
15 in Item (F) of Section 8 of Act 1074 of 1991, for constructing, equipping and  
16 associated costs of a Chemistry or Physics Building or both, in a sum not to  
17 exceed ..... \$1,291,727.

18

19 SECTION 8. REAPPROPRIATION - UNIVERSITY OF ARKANSAS - MEDICAL SCIENCES  
20 CAMPUS - GENERAL IMPROVEMENT. There is hereby appropriated, to the University  
21 of Arkansas for Medical Sciences, to be payable from the General Improvement  
22 Fund or its successor fund or fund accounts, for the University of Arkansas  
23 for Medical Sciences, the following:

24 (A) Effective July 1, 1993, the balance of the appropriation provided  
25 in Item (A) of Section 1 of Act 1184 of 1991, for improvements and expenses of  
26 the Family Practice Residency Program at the Area Health Education Center in  
27 Texarkana, Arkansas, in a sum not to exceed ..... \$600,000.

28 (B) Effective July 1, 1993, the balance of the appropriation provided  
29 in Item (D) of Section 10 of Act 1074 of 1991, for constructing, equipping,  
30 furnishing, renovating and other associated costs for the Emergency Room  
31 renovation and to meet hospital fire/life safety codes, in a sum not to exceed  
32 \$173,313.

33

34 SECTION 9. REAPPROPRIATION - UNIVERSITY OF ARKANSAS - MEDICAL SCIENCES  
35 CAMPUS - UAMS CONSTRUCTION FUND ACCOUNT. There is hereby appropriated, to the

1 University of Arkansas for Medical Sciences, to be payable from the UAMS  
2 Construction Fund Account of the General Improvement Fund, for the University  
3 of Arkansas for Medical Sciences, the following:

4 (A) Effective July 1, 1993, the balance of the appropriation provided  
5 in Item (A) of Section 11 of Act 1074 of 1991, for constructing, equipping,  
6 renovating, repairing, landscaping and other associated costs of a Research  
7 Facility, in a sum not to exceed ..... \$7,173,404.

8

9 SECTION 10. REAPPROPRIATION - UNIVERSITY OF ARKANSAS - MONTICELLO -  
10 GENERAL IMPROVEMENT. There is hereby appropriated, to the University of  
11 Arkansas at Monticello, to be payable from the General Improvement Fund or its  
12 successor fund or fund accounts, for the University of Arkansas at Monticello,  
13 the following:

14 (A) Effective July 1, 1993, the balance of the appropriation provided  
15 in Item (A) of Section 1 of Act 1138 of 1991, for exclusive use by the  
16 Department of Forest Resources for personal services, equipping and operating  
17 the Center for Integrated Forest Management Strategies and to provide matching  
18 funds for the Sturgis Chair in Forest Physiology, in a sum not to exceed  
19 ..... \$350,000.

20

21 SECTION 11. REAPPROPRIATION - EAST ARKANSAS COMMUNITY COLLEGE - WORK  
22 FORCE 2000 DEVELOPMENT FUND. There is hereby appropriated, to the East  
23 Arkansas Community College, to be payable from the East Arkansas Community  
24 College Fund, for the East Arkansas Community College, the following:

25 (A) Effective July 1, 1993, the balance of the appropriation provided  
26 in Item (1) of Section 1 of Act 1246 of 1991, for construction,  
27 reconstruction, renovations, purchase of equipment and other capital outlay,  
28 in a sum not to exceed ..... \$167,721.

29

30 SECTION 12. REAPPROPRIATION - GARLAND COUNTY COMMUNITY COLLEGE - WORK  
31 FORCE 2000 DEVELOPMENT FUND. There is hereby appropriated, to the Garland  
32 County Community College, to be payable from the Garland County Community  
33 College Fund, for the Garland County Community College, the following:

34 (A) Effective July 1, 1993, the balance of the appropriation provided  
35 in Item (1) of Section 1 of Act 1246 of 1991, for construction,

1 reconstruction, renovations, purchase of equipment and other capital outlay,  
2 in a sum not to exceed ..... \$198,078.

3

4 SECTION 13. REAPPROPRIATION - NORTH ARKANSAS COMMUNITY/TECHNICAL COLLEGE  
5 - GENERAL IMPROVEMENT. There is hereby appropriated, to the North Arkansas  
6 Community/Technical College, or its successor, to be payable from the General  
7 Improvement Fund or its successor fund or fund accounts, for the North  
8 Arkansas Community/Technical College, the following:

9 (A) Effective July 1, 1993, the balance of the appropriation provided  
10 in Item (A) of Section 18 of Act 1074 of 1991, for the purchase of  
11 instructional, clinical and agricultural research equipment, in a sum not to  
12 exceed ..... \$11,237.

13 (B) Effective July 1, 1993, the balance of the appropriation provided  
14 in Item (B) of Section 18 of Act 1074 of 1991, for the purchase of additional  
15 library volumes, in a sum not to exceed ..... \$8,808.

16

17 SECTION 14. REAPPROPRIATION - WESTARK COMMUNITY COLLEGE - UNIVERSITY  
18 CENTER. There is hereby appropriated, to the Westark Community College, to be  
19 payable from the Westark Community College Fund, for the Westark Community  
20 College, the following:

21 (A) Effective July 1, 1993, the balance of the appropriation provided  
22 in Item (01) of Section 2 of Act 1077 of 1991, for the operation and expenses  
23 of the University Center and the transfer of funds and appropriation to  
24 various Arkansas public universities which are approved by the State Board of  
25 Higher Education to offer courses and programs under the auspices of the  
26 Center, as deemed appropriate by the Board of Trustees of Westark Community  
27 College, with the advice of the Director of the Department of Higher  
28 Education, in a sum not to exceed ..... \$360,767.

29

30 SECTION 15. REAPPROPRIATION - COSSATOT TECHNICAL COLLEGE - WORK FORCE  
31 2000 DEVELOPMENT FUND. There is hereby appropriated, to the Cossatot  
32 Technical College, to be payable from the Cossatot Technical College Fund, for  
33 the Cossatot Technical College, the following:

34 (A) Effective July 1, 1993, the balance of the appropriation provided  
35 in Item (1) of Section 1 of Act 1246 of 1991, for construction,

1 reconstruction, renovations, purchase of equipment and other capital outlay,  
2 in a sum not to exceed ..... \$227,000.

3

4 SECTION 16. REAPPROPRIATION - GATEWAY TECHNICAL COLLEGE - WORK FORCE  
5 2000 DEVELOPMENT FUND. There is hereby appropriated, to the Gateway Technical  
6 College, to be payable from the Gateway Technical College Fund, for the  
7 Gateway Technical College, the following:

8 (A) Effective July 1, 1993, the balance of the appropriation provided  
9 in Item (1) of Section 1 of Act 1246 of 1991, for construction,  
10 reconstruction, renovations, purchase of equipment and other capital outlay,  
11 in a sum not to exceed ..... \$110,000.

12

13 SECTION 17. REAPPROPRIATION - MID-SOUTH TECHNICAL COLLEGE - WORK FORCE  
14 2000 DEVELOPMENT FUND. There is hereby appropriated, to the Mid-South  
15 Technical College, or its successor, to be payable from the Mid-South  
16 Technical College Fund, for the Mid-South Technical College, the following:

17 (A) Effective July 1, 1993, the balance of the appropriation provided  
18 in Item (1) of Section 1 of Act 1246 of 1991, for construction,  
19 reconstruction, renovations, purchase of equipment and other capital outlay,  
20 in a sum not to exceed ..... \$189,550.

21

22 SECTION 18. REAPPROPRIATION - MOUNTAIN HOME TECHNICAL COLLEGE - WORK  
23 FORCE 2000 DEVELOPMENT FUND. There is hereby appropriated, to the Mountain  
24 Home Technical College, to be payable from the Mountain Home Technical College  
25 Fund, for the Mountain Home Technical College, the following:

26 (A) Effective July 1, 1993, the balance of the appropriation provided  
27 in Item (1) of Section 1 of Act 1246 of 1991, for construction,  
28 reconstruction, renovations, purchase of equipment and other capital outlay,  
29 in a sum not to exceed ..... \$300,000.

30

31 SECTION 19. REAPPROPRIATION - OZARKA TECHNICAL COLLEGE - WORK FORCE 2000  
32 DEVELOPMENT FUND. There is hereby appropriated, to the Ozarka Technical  
33 College, to be payable from the Ozarka Technical College Fund, for the Ozarka  
34 Technical College, the following:

35 (A) Effective July 1, 1993, the balance of the appropriation provided

1 in Item (1) of Section 1 of Act 1246 of 1991, for construction,  
2 reconstruction, renovations, purchase of equipment and other capital outlay,  
3 in a sum not to exceed ..... \$150,000.

4  
5 SECTION 20. REAPPROPRIATION - COLLEGE SAVINGS BOND PROGRAM. There is  
6 hereby appropriated, to the Department of Higher Education, to be payable from  
7 the Higher Education Projects Development Fund, the following:

8 (A) Effective March 13, 1993, the balance of the appropriation provided  
9 in Section 1 of Act 534 of 1991 and the balance of the allocations provided in  
10 Section 2 of Act 534 of 1991, for the development of projects at State  
11 institutions of higher education and the payment of project costs and expenses  
12 of the issuance of the bonds of the Arkansas College Savings General  
13 Obligation Bonds Program, in a sum not to exceed ..... \$3,018,617.

14 (B) Effective July 1, 1993, the balance of the appropriation provided  
15 in Section 1 of Act 523 of 1991 and the balance of the allocations provided in  
16 Section 2 of Act 523 of 1991, for the development of projects at State  
17 institutions of higher education and the payment of project costs and expenses  
18 of the issuance of the bonds of the Arkansas College Savings General  
19 Obligation Bonds Program, in a sum not to exceed ..... \$83,094,889.

20  
21 SECTION 21. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
22 obligations otherwise incurred in relation to the project or projects  
23 described herein in excess of the State Treasury funds actually available  
24 therefor as provided by law. Provided, however, that institutions and  
25 agencies listed herein shall have the authority to accept and use grants and  
26 donations including Federal funds, and to use its unobligated cash income or  
27 funds, or both available to it, for the purpose of supplementing the State  
28 Treasury funds for financing the entire costs of the project or projects  
29 enumerated herein. Provided further, that the appropriations and funds  
30 otherwise provided by the General Assembly for Maintenance and General  
31 Operations of the agency or institutions receiving appropriation herein shall  
32 not be used for any of the purposes as appropriated in this Act.

33 (B) Any restrictions contained in the Acts enumerated in the  
34 reappropriation sections of this Act, the restrictions of any applicable  
35 provisions of the State Purchasing Law, the General Accounting and Budgetary

1 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal  
2 control laws of this State and regulations promulgated by the Department of  
3 Finance and Administration, as authorized by law, shall be strictly complied  
4 with in disbursement of any funds provided by this Act unless specifically  
5 provided otherwise by law.

6

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

15

16 SECTION 23. CODE. All provisions of this Act of a general and  
17 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
18 the Arkansas Code Revision Commission shall incorporate the same in the Code.

19

20 SECTION 24. SEVERABILITY. If any provision of this Act or the  
21 application thereof to any person or circumstance is held invalid, such  
22 invalidity shall not affect other provisions or applications of the Act which  
23 can be given effect without the invalid provision or application, and to this  
24 end the provisions of this Act are declared to be severable.

25

26 SECTION 25. GENERAL REPEALER. All laws and parts of laws in conflict  
27 with this Act are hereby repealed.

28

29 SECTION 26. EMERGENCY CLAUSE. It is hereby found and determined by the  
30 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
31 prohibits the appropriation of funds for more than a two (2) year period; that  
32 previous General Assemblies have provided appropriations for the projects  
33 provided enumerated in this act; that certain appropriations will expire  
34 before the adjournment of the General Assembly; and that if such  
35 appropriations expire, the projects and programs authorized herein will cease

1 thereby depriving the citizens of the State of the benefits to be derived from  
2 such projects. Therefore, an emergency is hereby declared to exist and this  
3 Act being necessary for the immediate preservation of the public peace, health  
4 and safety shall be in full force and effect from and after the date of its  
5 passage and approval.

6

7