

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.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: S3/5/03
A Bill

SENATE BILL 663

5 By: Senator Gullett
6 By: Representative Dees
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9 **For An Act To Be Entitled**

10 AN ACT TO MAKE AN APPROPRIATION FOR THE
11 DEPARTMENT OF FINANCE AND ADMINISTRATION -
12 DISBURSING OFFICER FOR THE DISTRIBUTION OF
13 ENHANCED REVENUE SUPPORT TO INSTITUTIONS OF
14 HIGHER EDUCATION; TO CREATE THE HIGHER EDUCATION
15 QUALITY ENHANCEMENT FUND FOR THE BIENNIAL PERIOD
16 ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.
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19 **Subtitle**

20 AN ACT FOR THE DEPARTMENT OF FINANCE
21 AND ADMINISTRATION - DISBURSING OFFICER
22 - THE DISTRIBUTION OF ENHANCED REVENUE
23 SUPPORT TO INSTITUTIONS OF HIGHER
24 EDUCATION APPROPRIATION FOR THE
25 2003-2005 BIENNIUM.
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28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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30 SECTION 1. APPROPRIATION - HIGHER EDUCATION QUALITY ENHANCEMENT. There is
31 hereby appropriated, to the Department of Finance and Administration -
32 Disbursing Officer, to be payable from the Higher Education Quality
33 Enhancement Fund, to be transferred for supplemental and additional support
34 to the institutions of higher education for personal services and operating
35 expenses by the Department of Finance and Administration - Disbursing Officer
36 for the biennial period ending June 30, 2005, the following:



ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) TRANSFER FOR PERSONAL SERVICES AND OPERATING EXPENSES TO INSTITUTIONS OF HIGHER EDUCATION	<u>\$ 60,432,239</u>	<u>\$ 62,063,909</u>

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER TO THE INSTITUTIONS OF HIGHER EDUCATION. Upon determining the amount to be transferred from the Higher Education Quality Enhancement Fund as set out by law, the State Treasurer shall certify the amounts and the funds to which the distributions will be made to the Chief Fiscal Officer of the State. The Chief Fiscal Officer of the State shall transfer the same amounts as certified by the State Treasurer of appropriation from the amounts set out herein to each institution of higher education.

SECTION 3. SPECIAL LANGUAGE. ALLOCATIONS OF FUNDS AND APPROPRIATIONS. From the moneys accruing to the Higher Education Quality Enhancement Fund, the Treasurer of State on the last day of the month shall transfer to the various funds and fund accounts listed below, the amounts determined by applying each fund or fund account's proportionate part of the total of all such allocations set forth herein to the amount available for distribution as determined by law.

	FISCAL YEAR ENDING	
	JUNE 30, 2004	JUNE 30, 2005
FUND OR ITS SUCCESSOR	AND THEREAFTER	
(1) Arkansas State University Fund	\$3,850,592	\$3,954,558
(2) Arkansas State University - Beebe Fund	163,602	168,019
(3) Arkansas State University - Mountain Home Fund	773,179	794,055
(4) Arkansas State University - Newport Fund	445,087	457,104

1	<u>(5) Arkansas Tech University Fund</u>	<u>2,709,833</u>	<u>2,782,998</u>
2	<u>(6) Black River Technical College Fund</u>	<u>657,003</u>	<u>674,742</u>
3	<u>(7) Cossatot Community College of the</u>		
4	<u>University of Arkansas Fund</u>	<u>444,213</u>	<u>456,207</u>
5	<u>(8) East Arkansas Community College Fund</u>	<u>114,868</u>	<u>117,969</u>
6	<u>(9) Garland County Community College Fund</u>	<u>486,111</u>	<u>499,236</u>
7	<u>(10) Henderson State University Fund</u>	<u>1,393,160</u>	<u>1,430,775</u>
8	<u>(11) Mid-South Community College Fund</u>	<u>344,890</u>	<u>354,202</u>
9	<u>(12) Mississippi County Community</u>		
10	<u>College Fund</u>	<u>529,781</u>	<u>544,085</u>
11	<u>(13) North Arkansas College Fund</u>	<u>233,652</u>	<u>239,961</u>
12	<u>(14) Northwest Arkansas Community</u>		
13	<u>College Fund</u>	<u>2,086,569</u>	<u>2,142,906</u>
14	<u>(15) Ouachita Technical College Fund</u>	<u>413,174</u>	<u>424,330</u>
15	<u>(16) Ozarka College Fund</u>	<u>430,099</u>	<u>441,712</u>
16	<u>(17) Phillips Community College of</u>		
17	<u>the University of Arkansas Fund</u>	<u>273,007</u>	<u>280,378</u>
18	<u>(18) Pulaski Technical College Fund</u>	<u>4,103,339</u>	<u>4,214,129</u>
19	<u>(19) Rich Mountain Community College Fund</u>	<u>209,145</u>	<u>214,792</u>
20	<u>(20) SAU-Tech Fund</u>	<u>93,137</u>	<u>95,652</u>
21	<u>(21) SAU-Tech Fund - Environmental Control</u>		
22	<u>Center</u>	<u>20,788</u>	<u>21,349</u>
23	<u>(22) SAU-Tech Fund - Fire Training Academy</u>	<u>94,910</u>	<u>97,473</u>
24	<u>(23) South Arkansas Community College Fund</u>	<u>168,054</u>	<u>172,591</u>
25	<u>(24) Southeast Arkansas College Fund</u>	<u>1,138,973</u>	<u>1,169,725</u>
26	<u>(25) Southern Arkansas University Fund</u>	<u>1,137,721</u>	<u>1,168,439</u>
27	<u>(26) University of Arkansas Fund</u>	<u>8,165,237</u>	<u>8,385,698</u>
28	<u>(27) University of Arkansas Fund -</u>		
29	<u>Archeological Survey</u>	<u>158,037</u>	<u>162,304</u>
30	<u>(28) University of Arkansas Fund -</u>		
31	<u>Criminal Justice Institute</u>	<u>496,731</u>	<u>510,143</u>
32	<u>(29) University of Arkansas Fund -</u>		
33	<u>Division of Agriculture</u>	<u>4,593,953</u>	<u>4,717,990</u>
34	<u>(30) University of Arkansas - Fort</u>		
35	<u>Smith Fund</u>	<u>1,452,782</u>	<u>1,492,007</u>
36	<u>(31) University of Arkansas at Little</u>		

1	Rock Fund	8,006,298	8,222,468
2	<u>(32) University of Arkansas at Monticello</u>		
3	Fund	1,343,744	1,380,025
4	<u>(33) University of Arkansas at Pine Bluff</u>		
5	Fund	2,126,315	2,183,726
6	<u>(34) University of Arkansas Community College</u>		
7	at Batesville Fund	810,995	832,892
8	<u>(35) University of Arkansas Community College</u>		
9	at Hope Fund	346,624	355,983
10	<u>(36) University of Arkansas Community College</u>		
11	at Morrilton Fund	842,556	865,305
12	<u>(37) University of Arkansas Medical</u>		
13	Center Fund	6,445,054	6,619,070
14	<u>(38) University of Arkansas Fund -</u>		
15	System Administration	296,380	304,382
16	<u>(39) University of Central Arkansas Fund</u>	3,032,646	3,114,527

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18 SECTION 4. SPECIAL LANGUAGE. HIGHER EDUCATION QUALITY ENHANCEMENT FUND

19 CREATED. (a) There is hereby established on the books of the Treasurer of

20 State, Auditor of State, and Chief Fiscal Officer of the State a special

21 revenue fund to be known as the Higher Education Quality Enhancement Fund.

22 (b) This fund shall consist of a portion, as set out by law, of those

23 additional special revenues enacted by the Eighty-fourth General Assembly

24 meeting in regular session from a sales or excise tax levied on tobacco

25 products, there to be distributed to the various funds and fund accounts.

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27 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

28 by this act shall be limited to the appropriation for such agency and funds

29 made available by law for the support of such appropriations; and the

30 restrictions of the State Purchasing Law, the General Accounting and

31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

32 Procedures and Restrictions Act, or their successors, and other fiscal

33 control laws of this State, where applicable, and regulations promulgated by

34 the Department of Finance and Administration, as authorized by law, shall be

35 strictly complied with in disbursement of said funds.

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1 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
2 that any funds disbursed under the authority of the appropriations contained
3 in this act shall be in compliance with the stated reasons for which this act
4 was adopted, as evidenced by the Agency Requests, Executive Recommendations
5 and Legislative Recommendations contained in the budget manuals prepared by
6 the Department of Finance and Administration, letters, or summarized oral
7 testimony in the official minutes of the Arkansas Legislative Council or
8 Joint Budget Committee which relate to its passage and adoption.

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10 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
11 Assembly, that the Constitution of the State of Arkansas prohibits the
12 appropriation of funds for more than a two (2) year period; that the
13 effectiveness of this Act on July 1, 2003 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the Regular Session, the delay in the effective
16 date of this Act beyond July 1, 2003 could work irreparable harm upon the
17 proper administration and provision of essential governmental programs.
18 Therefore, an emergency is hereby declared to exist and this Act being
19 necessary for the immediate preservation of the public peace, health and
20 safety shall be in full force and effect from and after July 1, 2003.

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22 /s/ Gullett
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