

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 1497 of the Regular Session**

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

# A Bill

SENATE BILL 795

5 By: Senator Capps  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
10 OF HIGHER EDUCATION FOR CONTRACTING WITH NATIONAL  
11 CONSULTANTS TO ASSIST IN THE REVIEW OF THE ROLE  
12 AND SCOPE OF EACH HIGHER EDUCATION INSTITUTION  
13 RELATIVE TO ECONOMIC DEVELOPMENT GOALS; AND FOR  
14 OTHER PURPOSES.  
15

## Subtitle

16  
17 AN ACT FOR THE DEPARTMENT OF HIGHER  
18 EDUCATION - REVIEW OF THE ROLE AND SCOPE  
19 OF EACH HIGHER EDUCATION INSTITUTION  
20 RELATIVE TO ECONOMIC DEVELOPMENT GOALS  
21 GENERAL IMPROVEMENT APPROPRIATION.  
22  
23

24  
25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
26

27 SECTION 1. APPROPRIATIONS - REVIEW OF THE ROLE AND SCOPE OF EACH HIGHER  
28 EDUCATION INSTITUTION RELATIVE TO ECONOMIC DEVELOPMENT GOALS. There is  
29 hereby appropriated, to the Department of Higher Education, to be payable  
30 from the General Improvement Fund or its successor fund or fund accounts, the  
31 following:

32 (A) For utilization of national consultants to assist in the review of the  
33 role and scope of each institution of higher education relative to the  
34 state's overall and regional economic development goals, the sum of \$.85,000.  
35



1 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
2 obligations otherwise incurred in relation to the project or projects  
3 described herein in excess of the State Treasury funds actually available  
4 therefor as provided by law. Provided, however, that institutions and  
5 agencies listed herein shall have the authority to accept and use grants and  
6 donations including Federal funds, and to use its unobligated cash income or  
7 funds, or both available to it, for the purpose of supplementing the State  
8 Treasury funds for financing the entire costs of the project or projects  
9 enumerated herein. Provided further, that the appropriations and funds  
10 otherwise provided by the General Assembly for Maintenance and General  
11 Operations of the agency or institutions receiving appropriation herein shall  
12 not be used for any of the purposes as appropriated in this act.

13 (B) The restrictions of any applicable provisions of the State Purchasing  
14 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
15 Stabilization Law and any other applicable fiscal control laws of this State  
16 and regulations promulgated by the Department of Finance and Administration,  
17 as authorized by law, shall be strictly complied with in disbursement of any  
18 funds provided by this act unless specifically provided otherwise by law.  
19

20 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
21 that any funds disbursed under the authority of the appropriations contained  
22 in this act shall be in compliance with the stated reasons for which this act  
23 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
24 and Legislative Recommendations contained in the budget manuals prepared by  
25 the Department of Finance and Administration, letters, or summarized oral  
26 testimony in the official minutes of the Arkansas Legislative Council or  
27 Joint Budget Committee which relate to its passage and adoption.  
28

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

1 Therefore, an emergency is hereby declared to exist and this Act being  
2 necessary for the immediate preservation of the public peace, health and  
3 safety shall be in full force and effect from and after July 1, 2005.

4  
5  
6 APPROVED: 3/31/2005  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

1