

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 979 of the Regular Session**

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

*As Engrossed: H3/12/09 H3/18/09 S4/1/09*

**A Bill**

HOUSE BILL 1735

5 By: Representatives Maloch, Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T.  
6 Bradford, Breedlove, J. Brown, M. Burris, J. Burris, Carnine, Carroll, Carter, Cash, Cheatham,  
7 Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson,  
8 Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green,  
9 Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde,  
10 Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lovell, Lowery, S. Malone, M. Martin, Maxwell,  
11 McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle,  
12 Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, J. Rogers, Sample, Saunders, Shelby,  
13 Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Wills,  
14 Woods, Word  
15  
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**For An Act To Be Entitled**

18 AN ACT TO MAKE AN APPROPRIATION TO THE  
19 INSTITUTIONS OF HIGHER EDUCATION FOR  
20 CONSTRUCTION, MAINTENANCE, EQUIPMENT AND LIBRARY  
21 RESOURCES; AND FOR OTHER PURPOSES.  
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**Subtitle**

25 AN ACT FOR THE INSTITUTIONS OF HIGHER  
26 EDUCATION - CONSTRUCTION, MAINTENANCE,  
27 EQUIPMENT AND LIBRARY RESOURCES GENERAL  
28 IMPROVEMENT APPROPRIATION.  
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31 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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33 SECTION 1. APPROPRIATION - ARKANSAS STATE UNIVERSITY - JONESBORO. There  
34 is hereby appropriated, to the Arkansas State University, to be payable from  
35 the General Improvement Fund or its successor fund or fund accounts, the



1 following:

2 (A) For construction/renovation/maintenance/critical maintenance/  
3 equipment/library resources, the sum of ..... \$1,000,000.

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5 SECTION 2. APPROPRIATION - ARKANSAS TECH UNIVERSITY. There is hereby  
6 appropriated, to the Arkansas Tech University, to be payable from the General  
7 Improvement Fund or its successor fund or fund accounts, the following:

8 (A) For construction/renovation/maintenance/critical maintenance/  
9 equipment/library resources, the sum of ..... \$1,000,000.

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11 SECTION 3. APPROPRIATION - HENDERSON STATE UNIVERSITY. There is hereby  
12 appropriated, to the Henderson State University, to be payable from the  
13 General Improvement Fund or its successor fund or fund accounts, the  
14 following:

15 (A) For construction/renovation/maintenance/critical maintenance/  
16 equipment/library resources, the sum of ..... \$1,000,000.

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18 SECTION 4. APPROPRIATION - SOUTHERN ARKANSAS UNIVERSITY. There is hereby  
19 appropriated, to the Southern Arkansas University, to be payable from the  
20 General Improvement Fund or its successor fund or fund accounts, the  
21 following:

22 (A) For construction/renovation/maintenance/critical maintenance/  
23 equipment/library resources, the sum of ..... \$1,000,000.

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25 SECTION 5. APPROPRIATION - UNIVERSITY OF ARKANSAS. There is hereby  
26 appropriated, to the University of Arkansas, to be payable from the General  
27 Improvement Fund or its successor fund or fund accounts, the following:

28 (A) For construction/renovation/maintenance/critical maintenance/  
29 equipment/library resources, the sum of ..... \$1,000,000.

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31 SECTION 6. APPROPRIATION - UNIVERSITY OF ARKANSAS - FORT SMITH. There is  
32 hereby appropriated, to the University of Arkansas - Fort Smith, to be  
33 payable from the General Improvement Fund or its successor fund or fund  
34 accounts, the following:

35 (A) For construction/renovation/maintenance/critical maintenance/  
36 equipment/library resources, the sum of ..... \$1,000,000.

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SECTION 7. APPROPRIATION - UNIVERSITY OF ARKANSAS - LITTLE ROCK. There is hereby appropriated, to the University of Arkansas at Little Rock, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For construction/renovation/maintenance/critical maintenance/ equipment/library resources, the sum of ..... \$1,000,000.

SECTION 8. APPROPRIATION - UNIVERSITY OF ARKANSAS - MONTICELLO. There is hereby appropriated, to the University of Arkansas at Monticello, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For construction/renovation/maintenance/critical maintenance/ equipment/library resources, the sum of ..... \$1,000,000.

SECTION 9. APPROPRIATION - UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES. There is hereby appropriated, to the University of Arkansas for Medical Sciences, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For construction/renovation/maintenance/critical maintenance/ equipment/library resources, the sum of ..... \$1,000,000

(B) For grants for construction, renovation, equipment, maintenance, furnishing and finishing the Arkansas Children's Hospital new south wing project ..... \$2,000,000.

SECTION 10. APPROPRIATION - UNIVERSITY OF ARKANSAS - PINE BLUFF. There is hereby appropriated, to the University of Arkansas at Pine Bluff, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For construction/renovation/maintenance/critical maintenance/ equipment/library resources, the sum of ..... \$1,000,000.

SECTION 11. APPROPRIATION - UNIVERSITY OF CENTRAL ARKANSAS. There is hereby appropriated, to the University of Central Arkansas, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

1 (A) For construction/renovation/maintenance/critical maintenance/  
2 equipment/library resources, the sum of ..... \$1,000,000.

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4 SECTION 12. APPROPRIATION - ARKANSAS NORTHEASTERN COLLEGE. There is  
5 hereby appropriated, to the Arkansas Northeastern College, to be payable from  
6 the General Improvement Fund or its successor fund or fund accounts, the  
7 following:

8 (A) For construction/renovation/maintenance/critical maintenance/  
9 equipment/library resources, the sum of ..... \$1,000,000.

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

15 (A) For construction/renovation/maintenance/critical maintenance/  
16 equipment/library resources, the sum of ..... \$1,000,000.

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18 SECTION 14. APPROPRIATION - ARKANSAS STATE UNIVERSITY - MOUNTAIN HOME.  
19 There is hereby appropriated, to the Arkansas State University - Mountain  
20 Home, to be payable from the General Improvement Fund or its successor fund  
21 or fund accounts, the following:

22 (A) For construction/renovation/maintenance/critical maintenance/  
23 equipment/library resources, the sum of ..... \$1,000,000.

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25 SECTION 15. APPROPRIATION - ARKANSAS STATE UNIVERSITY - NEWPORT. There is  
26 hereby appropriated, to the Arkansas State University - Newport, to be  
27 payable from the General Improvement Fund or its successor fund or fund  
28 accounts, the following:

29 (A) For construction/renovation/maintenance/critical maintenance/  
30 equipment/library resources, the sum of ..... \$1,000,000.

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32 SECTION 16. APPROPRIATION - BLACK RIVER TECHNICAL COLLEGE. There is  
33 hereby appropriated, to the Black River Technical College, to be payable from  
34 the General Improvement Fund or its successor fund or fund accounts, the  
35 following:

36 (A) For construction/renovation/maintenance/critical maintenance/

1 equipment/library resources, the sum of ..... \$1,000,000.

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3 SECTION 17. APPROPRIATION - U OF A - COSSATOT COMMUNITY COLLEGE. There is  
4 hereby appropriated, to the Cossatot Community College of the University of  
5 Arkansas, to be payable from the General Improvement Fund or its successor  
6 fund or fund accounts, the following:

7 (A) For construction/renovation/maintenance/critical maintenance/  
8 equipment/library resources, the sum of ..... \$1,000,000.

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10 SECTION 18. APPROPRIATION - EAST ARKANSAS COMMUNITY COLLEGE. There is  
11 hereby appropriated, to the East Arkansas Community College, to be payable  
12 from the General Improvement Fund or its successor fund or fund accounts, the  
13 following:

14 (A) For construction/renovation/maintenance/critical maintenance/  
15 equipment/library resources, the sum of ..... \$1,000,000.

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17 SECTION 19. APPROPRIATION - MID-SOUTH COMMUNITY COLLEGE. There is hereby  
18 appropriated, to the Mid-South Community College, to be payable from the  
19 General Improvement Fund or its successor fund or fund accounts, the  
20 following:

21 (A) For construction/renovation/maintenance/critical maintenance/  
22 equipment/library resources, the sum of ..... \$1,000,000.

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24 SECTION 20. APPROPRIATION - NATIONAL PARK COMMUNITY COLLEGE. There is  
25 hereby appropriated, to the National Park Community College, to be payable  
26 from the General Improvement Fund or its successor fund or fund accounts, the  
27 following:

28 (A) For construction/renovation/maintenance/critical maintenance/  
29 equipment/library resources, the sum of ..... \$1,000,000.

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31 SECTION 21. APPROPRIATION - NORTH ARKANSAS COLLEGE. There is hereby  
32 appropriated, to the North Arkansas College, to be payable from the General  
33 Improvement Fund or its successor fund or fund accounts, the following:

34 (A) For construction/renovation/maintenance/critical maintenance/  
35 equipment/library resources, the sum of ..... \$1,000,000.

1 SECTION 22. APPROPRIATION - NORTHWEST ARKANSAS COMMUNITY COLLEGE. There  
2 is hereby appropriated, to the Northwest Arkansas Community College, to be  
3 payable from the General Improvement Fund or its successor fund or fund  
4 accounts, the following:

5 (A) For construction/renovation/maintenance/critical maintenance/  
6 equipment/library resources, the sum of ..... \$1,000,000.  
7

8 SECTION 23. APPROPRIATION - OUACHITA TECHNICAL COLLEGE. There is hereby  
9 appropriated, to the Ouachita Technical College, to be payable from the  
10 General Improvement Fund or its successor fund or fund accounts, the  
11 following:

12 (A) For construction/renovation/maintenance/critical maintenance/  
13 equipment/library resources, the sum of ..... \$1,000,000.  
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15 SECTION 24. APPROPRIATION - OZARKA COLLEGE. There is hereby appropriated,  
16 to the Ozarka College, to be payable from the General Improvement Fund or its  
17 successor fund or fund accounts, the following:

18 (A) For construction/renovation/maintenance/critical maintenance/  
19 equipment/library resources, the sum of ..... \$1,000,000.  
20

21 SECTION 25. APPROPRIATION - U OF A - PHILLIPS COMMUNITY COLLEGE. There is  
22 hereby appropriated, to the Phillips Community College of the University of  
23 Arkansas, to be payable from the General Improvement Fund or its successor  
24 fund or fund accounts, the following:

25 (A) For construction/renovation/maintenance/critical maintenance/  
26 equipment/library resources, the sum of ..... \$1,000,000.  
27

28 SECTION 26. APPROPRIATION - PULASKI TECHNICAL COLLEGE. There is hereby  
29 appropriated, to the Pulaski Technical College, to be payable from the  
30 General Improvement Fund or its successor fund or fund accounts, the  
31 following:

32 (A) For construction/renovation/maintenance/critical maintenance/  
33 equipment/library resources, the sum of ..... \$1,000,000.  
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35 SECTION 27. APPROPRIATION - RICH MOUNTAIN COMMUNITY COLLEGE. There is  
36 hereby appropriated, to the Rich Mountain Community College, to be payable

1 from the General Improvement Fund or its successor fund or fund accounts, the  
2 following:

3 (A) For construction/renovation/maintenance/critical maintenance/  
4 equipment/library resources, the sum of ..... \$1,000,000.

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6 SECTION 28. APPROPRIATION - SOUTH ARKANSAS COMMUNITY COLLEGE. There is  
7 hereby appropriated, to the South Arkansas Community College, to be payable  
8 from the General Improvement Fund or its successor fund or fund accounts, the  
9 following:

10 (A) For construction/renovation/maintenance/critical maintenance/  
11 equipment/library resources, the sum of ..... \$1,000,000.

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13 SECTION 29. APPROPRIATION - SOUTHEAST ARKANSAS COLLEGE. There is hereby  
14 appropriated, to the Southeast Arkansas College, to be payable from the  
15 General Improvement Fund or its successor fund or fund accounts, the  
16 following:

17 (A) For construction/renovation/maintenance/critical maintenance/  
18 equipment/library resources, the sum of ..... \$1,000,000.

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20 SECTION 30. APPROPRIATION - SOUTHERN ARKANSAS UNIVERSITY - TECH. There is  
21 hereby appropriated, to the SAU-Tech, to be payable from the General  
22 Improvement Fund or its successor fund or fund accounts, the following:

23 (A) For construction/renovation/maintenance/critical maintenance/  
24 equipment/library resources, the sum of ..... \$1,000,000.

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26 SECTION 31. APPROPRIATION - U OF A - COMMUNITY COLLEGE - BATESVILLE.  
27 There is hereby appropriated, to the University of Arkansas Community College  
28 at Batesville, to be payable from the General Improvement Fund or its  
29 successor fund or fund accounts, the following:

30 (A) For construction/renovation/maintenance/critical maintenance/  
31 equipment/library resources, the sum of ..... \$1,000,000.

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33 SECTION 32. APPROPRIATION - U OF A - COMMUNITY COLLEGE - HOPE. There is  
34 hereby appropriated, to the University of Arkansas Community College at Hope,  
35 to be payable from the General Improvement Fund or its successor fund or fund  
36 accounts, the following:

1 (A) For construction/renovation/maintenance/critical maintenance/  
2 equipment/library resources, the sum of ..... \$1,000,000.

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4 SECTION 33. APPROPRIATION - U OF A - COMMUNITY COLLEGE - MORRILTON. There  
5 is hereby appropriated, to the University of Arkansas Community College at  
6 Morrilton, to be payable from the General Improvement Fund or its successor  
7 fund or fund accounts, the following:

8 (A) For construction/renovation/maintenance/critical maintenance/  
9 equipment/library resources, the sum of ..... \$1,000,000.

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11 SECTION 34. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
12 obligations otherwise incurred in relation to the project or projects  
13 described herein in excess of the State Treasury funds actually available  
14 therefor as provided by law. Provided, however, that institutions and  
15 agencies listed herein shall have the authority to accept and use grants and  
16 donations including Federal funds, and to use its unobligated cash income or  
17 funds, or both available to it, for the purpose of supplementing the State  
18 Treasury funds for financing the entire costs of the project or projects  
19 enumerated herein. Provided further, that the appropriations and funds  
20 otherwise provided by the General Assembly for Maintenance and General  
21 Operations of the agency or institutions receiving appropriation herein shall  
22 not be used for any of the purposes as appropriated in this act.

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

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30 SECTION 35. LEGISLATIVE INTENT. It is the intent of the General Assembly  
31 that any funds disbursed under the authority of the appropriations contained  
32 in this act shall be in compliance with the stated reasons for which this act  
33 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
34 and Legislative Recommendations contained in the budget manuals prepared by  
35 the Department of Finance and Administration, letters, or summarized oral  
36 testimony in the official minutes of the Arkansas Legislative Council or



1 Joint Budget Committee which relate to its passage and adoption.

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3 SECTION 36. EMERGENCY CLAUSE. It is found and determined by the General  
4 Assembly, that the Constitution of the State of Arkansas prohibits the  
5 appropriation of funds for more than a one (1) year period; that the  
6 effectiveness of this Act on July 1, 2009 is essential to the operation of  
7 the agency for which the appropriations in this Act are provided, and that in  
8 the event of an extension of the Regular Session, the delay in the effective  
9 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
10 proper administration and provision of essential governmental programs.  
11 Therefore, an emergency is hereby declared to exist and this Act being  
12 necessary for the immediate preservation of the public peace, health and  
13 safety shall be in full force and effect from and after July 1, 2009.

14  
15 */s/ Maloch*

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17 **APPROVED: 4/7/2009**