

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

*As Engrossed: S3/5/99*  
**A Bill**

**Act 697 of 1999**  
SENATE BILL 633

5 *By: Joint Budget Committee*  
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**For An Act To Be Entitled**

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
10 HIGHER EDUCATION FOR DISTRIBUTION TO THE VARIOUS  
11 INSTITUTIONS OF HIGHER EDUCATION FOR CRITICAL  
12 MAINTENANCE AND LIBRARY HOLDINGS/EQUIPMENT; AND FOR  
13 OTHER PURPOSES. "

**Subtitle**

15 "AN ACT FOR THE DEPARTMENT OF HIGHER  
16 EDUCATION - INSTITUTIONS OF HIGHER  
17 EDUCATION CRITICAL MAINTENANCE AND  
18 LIBRARY HOLDINGS/EQUIPMENT CAPITAL  
19 IMPROVEMENT APPROPRIATION.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. APPROPRIATIONS - INSTITUTIONS OF HIGHER EDUCATION CRITICAL  
26 MAINTENANCE & LIBRARY HOLDINGS/EQUIPMENT. There is hereby appropriated, to  
27 the Department of Higher Education, for distribution to the various  
28 institutions of higher education, to be payable from the General Improvement  
29 Fund or its successor fund or fund accounts, the following:

30 (A) For critical maintenance, the sum of ..... \$23,827,257.  
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32 (B) For the purpose of library holdings/equipment, the sum of  
33 ..... \$21,196,462.  
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35 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
36 obligations otherwise incurred in relation to the project or projects

\*JKD180\*

1 described herein in excess of the State Treasury funds actually available  
2 therefor as provided by law. Provided, however, that institutions and  
3 agencies listed herein shall have the authority to accept and use grants and  
4 donations including Federal funds, and to use its unobligated cash income or  
5 funds, or both available to it, for the purpose of supplementing the State  
6 Treasury funds for financing the entire costs of the project or projects  
7 enumerated herein. Provided further, that the appropriations and funds  
8 otherwise provided by the General Assembly for Maintenance and General  
9 Operations of the agency or institutions receiving appropriation herein shall  
10 not be used for any of the purposes as appropriated in this act.

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

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

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27 SECTION 4. CODE. All provisions of this Act of a general and permanent  
28 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
29 Code Revision Commission shall incorporate the same in the Code.

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31 SECTION 5. SEVERABILITY. If any provision of this act or the application  
32 thereof to any person or circumstance is held invalid, such invalidity shall  
33 not affect other provisions or applications of the act which can be given  
34 effect without the invalid provision or application, and to this end the  
35 provisions of this act are declared to be severable.

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1 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict with  
2 this act are hereby repealed.

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4 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the  
5 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
6 prohibits the appropriation of funds for more than a two (2) year period; that  
7 the effectiveness of this Act on July 1, 1999 is essential to the operation of  
8 the agency for which the appropriations in this Act are provided, and that in  
9 the event of an extension of the Regular Session, the delay in the effective  
10 date of this Act beyond July 1, 1999 could work irreparable harm upon the  
11 proper administration and provision of essential governmental programs.  
12 Therefore, an emergency is hereby declared to exist and this Act being  
13 necessary for the immediate preservation of the public peace, health and  
14 safety shall be in full force and effect from and after July 1, 1999.

15 /s/ Russ

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18 APPROVED: 3/17/1999  
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