

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 1656 of the Regular Session

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

As Engrossed: S3/5/07

A Bill

SENATE BILL 619

5 By: Senator Womack  
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8 **For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
10 OF HIGHER EDUCATION FOR GRANTS AND AID; AND FOR  
11 OTHER PURPOSES.  
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14 **Subtitle**

15 AN ACT FOR THE DEPARTMENT OF HIGHER  
16 EDUCATION - GRANTS AND AID GENERAL  
17 IMPROVEMENT APPROPRIATION.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. APPROPRIATIONS - GRANTS AND AID. There is hereby appropriated,  
23 to the Department of Higher Education, to be payable from the General  
24 Improvement Fund or its successor fund or fund accounts, the following:

25 (A) For grants and aid as administered by the Arkansas Department of  
26 Higher Education, the sum of .....\$10,000,000.  
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28 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
29 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS. The  
30 grants authorized in Section 1 of this Act shall not be restricted by  
31 requirements that may be applicable to other grant programs currently  
32 administered by the Department of Higher Education. The Department of Higher  
33 Education may adopt rules and regulations to carry out the intent of the  
34 General Assembly regarding the grant appropriations authorized in Section 1  
35 of this Act.



1       The provisions of this section shall be in effect only from July 1, 2007  
2 through June 30, 2009.

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

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

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

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32       SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
33 Assembly, that the Constitution of the State of Arkansas prohibits the  
34 appropriation of funds for more than a two (2) year period; that the  
35 effectiveness of this Act on July 1, 2007 is essential to the operation of  
36 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the Regular Session, the delay in the effective  
2 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
3 proper administration and provision of essential governmental programs.  
4 Therefore, an emergency is hereby declared to exist and this Act being  
5 necessary for the immediate preservation of the public peace, health and  
6 safety shall be in full force and effect from and after July 1, 2007.

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*/s/ Womack*

**APPROVED: 4/10/2007**