

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 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 2110

5 By: Representative Maloch
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PROJECTS AS
10 AUTHORIZED BY ACT 1282 OF 2005, THE ARKANSAS
11 HIGHER EDUCATION TECHNOLOGY AND FACILITY
12 IMPROVEMENT ACT, FOR THE DEPARTMENT OF HIGHER
13 EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30,
14 2007; AND FOR OTHER PURPOSES.
15

Subtitle

16
17 AN ACT FOR THE DEPARTMENT OF HIGHER
18 EDUCATION - ARKANSAS HIGHER EDUCATION
19 TECHNOLOGY AND FACILITY IMPROVEMENT ACT
20 PROJECTS APPROPRIATION FOR THE 2005-2007
21 BIENNIUM.
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27 SECTION 1. APPROPRIATION - TECHNOLOGY AND FACILITY PROJECTS. There is
28 hereby appropriated, to the Department of Higher Education, to be payable
29 from the Technology and Facility Improvement Fund, for projects at State
30 institutions of higher education and the payment of project costs and
31 expenses of the issuance of the bonds of the Arkansas Higher Education
32 General Obligation Bonds Program of the Department of Higher Education for
33 the biennial period ending June 30, 2007, the sum of.....\$150,000,000.
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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



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.

17
 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
 25 Joint Budget Committee which relate to its passage and adoption.

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

1 immediate preservation of the public peace, health and safety shall be in
2 full force and effect from and after the date of its passage and approval.

3 If the bill is neither approved nor vetoed by the Governor, it shall become
4 effective on the expiration of the period of time during which the Governor
5 may veto the bill. If the bill is vetoed by the Governor and the veto is
6 overridden, it shall become effective on the date the last house overrides
7 the veto.

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