

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL 1800

For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION FOR THE PURPOSE OF
FUNDING THE OPERATION OF THE UNIVERSITY CENTER AT WESTARK
COMMUNITY COLLEGE FOR THE BIENNIAL PERIOD ENDING JUNE 30,
1993; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. The Board of Trustees of Westark Community College, with the
advice of the Director of the Department of Higher Education, shall distribute
funds appropriated by this Act in accordance with the provisions of this Act.

SECTION 2. APPROPRIATIONS. There is hereby appropriated, to Westark
Community College, to be payable from the Westark Community College Fund, for
the operation and expenses of the University Center and the transfer of funds
and appropriation to various Arkansas public universities which are approved
by the State Board of Higher Education to offer courses and programs under the
auspices of the Center, as deemed appropriate by the Board of Trustees of
Westark Community College, with the advice of the Director of the Department
of Higher Education, for the biennial period ending June 30, 1993, the
following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) UNIVERSITY CENTER - WESTARK COMMUNITY		
COLLEGE EXPENSES & TRANSFERS TO VARIOUS		
PUBLIC UNIVERSITIES	<u>\$400,000</u>	<u>\$400,000</u>

SECTION 3. RESTRICTIONS. The proportion of funding allocated to

1 Westark Community College for expenses related to student services, library
2 and academic support, administration, provision of facilities, maintenance,
3 and other University Center related expenses shall not exceed twenty-five
4 percent (25%) of the amount appropriated under the provisions of this Act.

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6 SECTION 4. TRANSFER. The Chief Fiscal Officer of the State may
7 transfer the sum of four hundred thousand dollars (\$400,000) on July 1, 1991
8 and on July 1, 1992 from the General Improvement Fund to the Westark Community
9 College Fund in order to provide funding for the appropriations made in this
10 Act.

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12 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
13 authorized by this Act shall be limited to the appropriation for such agency
14 and funds made available by law for the support of such appropriations; and
15 the restrictions of the State Purchasing Law, the General Accounting and
16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
17 Procedures and Restrictions Act, the Higher Education Expenditure Restrictions
18 Act, or their successors, and other fiscal control laws of this State, where
19 applicable, and regulations promulgated by the Department of Finance and
20 Administration, as authorized by law, shall be strictly complied with in
21 disbursement of said funds.

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23 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
24 Assembly that any funds disbursed under the authority of the appropriations
25 contained in this Act shall be in compliance with the stated reasons for which
26 this Act was adopted, as evidenced by the Agency Requests, Executive
27 Recommendations and Legislative Recommendations contained in the budget
28 manuals prepared by the Department of Finance and Administration, letters, or
29 summarized oral testimony in the official minutes of the Arkansas Legislative
30 Council or Joint Budget Committee which relate to its passage and adoption.

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32 SECTION 7. CODE. All provisions of this Act of a general and permanent
33 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
34 Code Revision Commission shall incorporate the same in the Code.

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36 SECTION 8. SEVERABILITY. If any provision of this Act or the

1 application thereof to any person or circumstance is held invalid, such
2 invalidity shall not affect other provisions or applications of the Act which
3 can be given effect without the invalid provision or application, and to this
4 end the provisions of this Act are declared to be severable.

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6 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict
7 with this Act are hereby repealed.

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9 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
10 Seventy-Eighth General Assembly, that the Constitution of the State of
11 Arkansas prohibits the appropriation of funds for more than a two (2) year
12 period; that the effectiveness of this Act on July 1, 1991 is essential to the
13 operation of the agency for which the appropriations in this Act are provided,
14 and that in the event of an extension of the Regular Session, the delay in the
15 effective date of this Act beyond July 1, 1991 could work irreparable harm
16 upon the proper administration and provision of essential governmental
17 programs. Therefore, an emergency is hereby declared to exist and this Act
18 being necessary for the immediate preservation of the public peace, health and
19 safety shall be in full force and effect from and after July 1, 1991.

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21 /s/ John E. Miller

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