

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995

# A Bill

SENATE BILL 402

4 By: Joint Budget Committee

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## For An Act To Be Entitled

8 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE INSTITUTIONS OF HIGHER  
10 EDUCATION; AND FOR OTHER PURPOSES."

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## Subtitle

12 "AN ACT FOR THE INSTITUTIONS OF HIGHER  
13 EDUCATION REAPPROPRIATION."  
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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18 SECTION 1. REAPPROPRIATION - HENDERSON STATE UNIVERSITY. There is  
19 hereby appropriated, to the Henderson State University, to be payable from  
20 the General Improvement Fund or its successor fund or fund accounts, for the  
21 Henderson State University, the following:

22 (A) Effective July 1, 1995, the balance of the appropriation provided  
23 in Item (A) of Section 1 of Act 245 of 1993, for the cost of providing  
24 matching funds for a Federal Aviation Administration Grant for construction  
25 and equipment, in a sum not to exceed ..... \$802,308.

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27 SECTION 2. REAPPROPRIATION - SOUTHERN ARKANSAS UNIVERSITY - TECH.  
28 There is hereby appropriated, to the Southern Arkansas University - TECH -  
29 Fire Training Academy, to be payable from the General Improvement Fund or its  
30 successor fund or fund accounts, for the Southern Arkansas University - TECH  
31 - Fire Training Academy, the following:

32 (A) Effective July 1, 1995, the balance of the appropriation provided  
33 in Item (A) of Section 2 of Act 20 of the Second Extraordinary Session of the  
34 79th General Assembly, for constructing and equipping Fire Training Satellite  
35 Facilities located in the Washington/Benton County area, in a sum not to

1 exceed ..... \$150,000.

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3 (B) Effective July 1, 1995, the balance of the appropriation provided  
4 in Item (A) of Section 1 of Act 684 of 1993, for constructing and equipping  
5 Fire Training Satellite facilities located at Jonesboro, Arkansas, in a sum  
6 not to exceed ..... \$150,000.

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8 SECTION 3. REAPPROPRIATION - ARKANSAS TECH UNIVERSITY. There is hereby  
9 appropriated, to the Arkansas Tech University, to be payable from the General  
10 Improvement Fund or its successor fund or fund accounts, for the Arkansas  
11 Tech University, the following:

12 (A) Effective July 1, 1995, the balance of the appropriation provided  
13 in Item (A) of Section 6 of Act 336 of 1993, for planning, constructing,  
14 equipping and other associated costs of a Student Center/Administration  
15 Building, in a sum not to exceed ..... \$277,223.

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17 SECTION 4. REAPPROPRIATION - UNIVERSITY OF ARKANSAS. There is hereby  
18 appropriated, to the University of Arkansas, to be payable from the General  
19 Improvement Fund or its successor fund or fund accounts, for the University  
20 of Arkansas, the following:

21 (A) Effective July 1, 1995, the balance of the appropriation provided  
22 in Item (B) of Section 7 of Act 336 of 1993, for constructing, equipping and  
23 associated costs of a Chemistry or Physics Building, or both in a sum not to  
24 exceed ..... \$729,343.

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26 SECTION 5. REAPPROPRIATION - UNIVERSITY OF ARKANSAS AT LITTLE ROCK.  
27 There is hereby appropriated, to the University of Arkansas at Little Rock,  
28 to be payable from the General Improvement Fund or its successor fund or fund  
29 accounts, for the University of Arkansas at Little Rock, the following:

30 (A) Effective July 1, 1995, the balance of the appropriation provided in  
31 Item (A) of Section 3 of Act 834 of 1993, for planning, constructing,  
32 equipping and other associated costs of a Science Complex, in a sum not to  
33 exceed ..... \$1,000,000.

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35 SECTION 6. REAPPROPRIATION - UNIVERSITY OF ARKANSAS AT PINE BLUFF.

1 There is hereby appropriated, to the University of Arkansas at Pine Bluff, to  
2 be payable from the General Improvement Fund or its successor fund or fund  
3 accounts, for the University of Arkansas at Pine Bluff, the following:

4 (A) Effective July 1, 1995, the balance of the appropriation provided in  
5 Item (A) of Section 1 of Act 681 of 1993, for major maintenance projects, in  
6 a sum not to exceed ..... \$667,461.

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8 SECTION 7. REAPPROPRIATION - NORTH ARKANSAS COMMUNITY/TECHNICAL

9 COLLEGE. There is hereby appropriated, to the North Arkansas  
10 Community/Technical College, to be payable from the North Arkansas  
11 Community/Technical College Fund, for the North Arkansas Community/Technical  
12 College, the following:

13 (A) Effective July 1, 1995, the balance of the appropriation provided in  
14 Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
15 renovations, purchase of equipment and other capital outlay for additional  
16 support for vocational technical education, in a sum not to exceed.....  
17 ..... \$319,662.

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19 SECTION 8. REAPPROPRIATION - SOUTH ARKANSAS COMMUNITY COLLEGE. There  
20 is hereby appropriated, to the South Arkansas Community College, to be  
21 payable from the South Arkansas Community College Fund, for the South  
22 Arkansas Community College, the following:

23 (A) Effective July 1, 1995, the balance of the appropriation provided  
24 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
25 renovations, purchase of equipment and other capital outlay for additional  
26 support for vocational technical education, in a sum not to exceed .....  
27 .....  
28 \$184,193.

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30 SECTION 9. REAPPROPRIATION - BLACK RIVER TECHNICAL COLLEGE. There is  
31 hereby appropriated, to the Black River Technical College, to be payable from  
32 the General Improvement Fund or its successor fund or fund accounts, for the  
33 Black River Technical College, the following:

34 (A) Effective July 1, 1995, the balance of the appropriation provided  
35 in Item (A) of Section 1 of Act 161 of 1993, for construction, equipment and

1 other associated costs of a Burn Building in a sum not to exceed .. \$246,630.  
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3 SECTION 10. REAPPROPRIATION - BLACK RIVER TECHNICAL COLLEGE. There is  
4 hereby appropriated, to the Black River Technical College, to be payable from  
5 the Black River Technical College Fund, for the Black River Technical  
6 College, the following:

7 (A) Effective July 1, 1995, the balance of the appropriation provided  
8 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
9 renovations, purchase of equipment and other capital outlay for additional  
10 support for vocational technical education, in a sum not to exceed .....  
11 .....\$452,228  
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14 SECTION 11. REAPPROPRIATION - COSSATOT TECHNICAL COLLEGE. There is  
15 hereby appropriated, to the Cossatot Technical College, to be payable from  
16 the Cossatot Technical College Fund, for the Cossatot Technical College, the  
17 following:

18 (A) Effective July 1, 1995, the balance of the appropriation provided  
19 in Item (A) of Section 15 of Act 336 of 1993, and Act 92 of 1993, for  
20 construction, reconstruction, renovations, purchase of equipment and other  
21 capital outlay for additional support for vocational technical education, in  
22 a sum not to exceed ..... \$324,184.  
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24 SECTION 12. REAPPROPRIATION - GATEWAY TECHNICAL COLLEGE. There is  
25 hereby appropriated, to the Gateway Technical College, to be payable from the  
26 Gateway Technical College Fund, for the Gateway Technical College, the  
27 following:

28 (A) Effective July 1, 1995, the balance of the appropriation provided  
29 in Item (A) of Section 16 of Act 336 of 1993, and Act 92 of 1993, for  
30 construction, reconstruction, renovations, purchase of equipment and other  
31 capital outlay for additional support for vocational technical education, in  
32 a sum not to exceed ..... \$156,524.  
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34 SECTION 13. REAPPROPRIATION - MID-SOUTH COMMUNITY COLLEGE. There is  
35 hereby appropriated, to the Mid-South Community College, to be payable from

1 the Mid-South Community College Fund, for the Mid-South Community College,  
2 the following:

3 (A) Effective July 1, 1995, the balance of the appropriation provided  
4 in Item (A) of Section 17 of Act 336 of 1993, and Act 92 of 1993, for  
5 construction, reconstruction, renovations, purchase of equipment and other  
6 capital outlay for additional support for vocational technical education, in  
7 a sum not to exceed ..... \$489,325.

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10 SECTION 14. REAPPROPRIATION - ASU - MOUNTAIN HOME. There is hereby  
11 appropriated, to the Arkansas State University - Mountain Home, to be payable  
12 from the Arkansas State University - Mountain Home Fund, for the Arkansas  
13 State University - Mountain Home, the following:

14 (A) Effective July 1, 1995, the balance of the appropriation provided  
15 in Item (A) of Section 18 of Act 336 of 1993, for construction,  
16 reconstruction, renovations, purchase of equipment and other capital outlay  
17 for additional support for vocational technical education, in a sum not to  
18 exceed ..... \$225,876.

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20 (B) Effective July 1, 1995, the balance of the appropriation provided  
21 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
22 renovations, purchase of equipment and other capital outlay for additional  
23 support for vocational technical education, in a sum not to exceed.....  
24 ..... \$181,524.

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26 SECTION 15. REAPPROPRIATION - OUACHITA TECHNICAL COLLEGE. There is  
27 hereby appropriated, to the Ouachita Technical College, to be payable from  
28 the Ouachita Technical College Fund, for the Ouachita Technical College, the  
29 following:

30 (A) Effective July 1, 1995, the balance of the appropriation provided  
31 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
32 renovations, purchase of equipment and other capital outlay for additional  
33 support for vocational technical education, in a sum not to  
34 exceed...\$250,000.

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1 SECTION 16. REAPPROPRIATION - OZARKA TECHNICAL COLLEGE. There is  
2 hereby appropriated, to the Ozarka Technical College, to be payable from the  
3 Ozarka Technical College Fund, for the Ozarka Technical College, the  
4 following:

5 (A) Effective July 1, 1995, the balance of the appropriation provided  
6 in Item (A) of Section 19 of Act 336 of 1993, and Act 92 of 1993 for  
7 construction, reconstruction, renovations, purchase of equipment and other  
8 capital outlay for additional support for vocational technical education, in  
9 a sum not to exceed ..... \$269,171.

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11 SECTION 17. REAPPROPRIATION - RED RIVER TECHNICAL COLLEGE. There is  
12 hereby appropriated, to the Red River Technical College, to be payable from  
13 the Red River Technical College Fund, for the Red River Technical College,  
14 the following:

15 (A) Effective July 1, 1995, the balance of the appropriation provided  
16 in Item (A) of Section 2 of Act 92 of 1993, for construction, reconstruction,  
17 renovations, purchase of equipment and other capital outlay for additional  
18 support for vocational technical education, in a sum not to exceed .....  
19 .....\$252,143.

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21 SECTION 18. REAPPROPRIATION - COLLEGE SAVINGS BOND PROGRAM. There is  
22 hereby appropriated, to the Department of Higher Education to be payable from  
23 the Higher Education Projects Development Fund, the following:

24 (A) Effective March 13, 1995, the balance of the appropriations and  
25 allocations provided in Item (A) of Section 20 of Act 336 of 1993, for the  
26 development of projects at State Institutions of Higher Education and the  
27 payment of project costs and expenses of the issuance of the bonds of the  
28 Arkansas College Savings General Obligation Bond Program, in a sum not to  
29 exceed ..... \$37,840.

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31 (B) Effective July 1, 1995, the balance of appropriations and  
32 allocations provided in Item (B) of Section 20 of Act 336 of 1993, for the  
33 development of projects at State Institutions of Higher Education and the  
34 payment of project costs and expenses of the issuance of the bonds of the  
35 Arkansas College Savings General Obligation Bonds Program, in a sum not to

1 exceed..... \$50,033,585.

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

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

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

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33       SECTION 21. CODE. All provisions of this Act of a general and  
34 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
35 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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SECTION 22. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 23. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 24. EMERGENCY CLAUSE. It is hereby found and determined by the Eightieth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that previous General Assemblies have provided appropriations for the projects provided or enumerated in this act; that certain appropriations will expire before the adjournment of the General Assembly; and that if such appropriations expire, the projects and programs authorized herein will cease thereby depriving the citizens of the State of the benefits to be derived from such projects. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after the date of its passage and approval.



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