

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 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: S3/11/03 S3/18/03

A Bill

SENATE BILL 503

5 By: Senators Broadway, Bryles, Critcher, Gullett, Miller, Faris, Salmon, Womack, Argue, Steele, Brown
6 By: Representatives Cleveland, White, Ormond, Childers, Hutchinson, Wood, Dickinson, Weaver,
7 Hickinbotham, Milligan, Chesterfield, Fite, Elliott, S. Prater, Rosenbaum, J. Johnson, Martin, Napper,
8 Bright, Ledbetter, Scrimshire, Bond, Bradford, Creekmore, Dobbins, Lendall, Lewellen, Mathis, Moore,
9 R. Smith, Bennett

For An Act To Be Entitled

10
11
12 AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING
13 ADDITIONAL FUNDING AND APPROPRIATION TO THE TWO
14 YEAR COLLEGES FOR EQUITY AND FULLY FUNDING
15 EXISTING STUDENTS BY THE DEPARTMENT OF HIGHER
16 EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30,
17 2005; TO CREATE THE TWO YEAR COLLEGE MODEL
18 FORMULA FUND; AND FOR OTHER PURPOSES.
19

Subtitle

20
21
22 AN ACT FOR THE DEPARTMENT OF HIGHER
23 EDUCATION - TWO YEAR COLLEGE MODEL
24 FORMULA FUND APPROPRIATION FOR THE
25 2003-2005 BIENNIUM.
26

27
28
29 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

30
31 SECTION 1. APPROPRIATION - TWO YEAR COLLEGE MODEL FORMULA FUND. There is
32 hereby appropriated, to the Department of Higher Education, to be payable
33 from the Two Year College Model Formula Fund, for providing additional
34 funding and appropriation for transfer to the fund from which each of the
35 various two year colleges draws its general revenue support, for equity and
36 fully funding existing students based upon and in accordance with the



03012003JKD0908.JKD011

1 computations included in the formula adopted and recommended by the Arkansas
 2 Higher Education Coordinating Board in July, 2002 in the order of first, the
 3 “Cost of 2.7% Increase”, then “Restoration of 70% of WF2000 Loss 1997-98 to
 4 2002-03” and then “The Greater of a Distribution Based on Mini-Model or a
 5 Distribution Based on a 2.7% Increase on General Revenue Portion of
 6 Salaries”, by the Department of Higher Education for the biennial period
 7 ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) APPROPRIATION & FUND TRANSFERS TO VARIOUS TWO YEAR COLLEGES-EQUITY & STUDENT FUNDING	\$ 29,872,890	\$ 34,026,223

15 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TWO YEAR
 17 COLLEGE MODEL FORMULA FUND ALLOCATIONS. The Department of Higher Education
 18 shall transfer the following amounts of appropriation and funds as contained
 19 in Section 1 of this Act or so much as is available to the fund from which
 20 each of the various two year colleges draws its general revenue support,
 21 based upon and in accordance with the computations included in the formula
 22 adopted and recommended by the Arkansas Higher Education Coordinating Board
 23 in July, 2002 in the order of first, the “Cost of 2.7% Increase”, then
 24 “Restoration of 70% of WF2000 Loss 1997-98 to 2002-03” and then “The Greater
 25 of a Distribution Based on Mini-Model or a Distribution Based on a 2.7%
 26 Increase on General Revenue Portion of Salaries”:

	<u>ALLOCATION</u>	
<u>TWO YEAR COLLEGE</u>	<u>FY2003-04</u>	<u>FY2004-05</u>
<u>PULASKI TECHNICAL COLLEGE</u>	<u>\$8,579,908</u>	<u>\$9,057,397</u>
<u>NORTHWEST ARKANSAS COMM COLL</u>	<u>4,362,927</u>	<u>4,692,317</u>
<u>SOUTHEAST ARKANSAS COLLEGE</u>	<u>2,381,544</u>	<u>2,597,538</u>
<u>ASU-MOUNTAIN HOME</u>	<u>1,616,684</u>	<u>1,748,433</u>
<u>ASU-NEWPORT</u>	<u>930,659</u>	<u>1,027,381</u>
<u>UA-COMM COLL AT BATESVILLE</u>	<u>1,695,757</u>	<u>1,842,073</u>

1	<u>UA-COMM COLL AT MORRILTON</u>	<u>1,761,748</u>	<u>1,930,707</u>
2	<u>ASU-BEEBE</u>	<u>342,085</u>	<u>610,305</u>
3	<u>MISSISSIPPI COUNTY COMM COLL</u>	<u>1,107,750</u>	<u>1,318,291</u>
4	<u>OZARKA COLLEGE</u>	<u>899,319</u>	<u>1,005,857</u>
5	<u>GARLAND COUNTY COMM COLL</u>	<u>1,016,438</u>	<u>1,237,112</u>
6	<u>BLACK RIVER TECHNICAL COLL</u>	<u>1,373,765</u>	<u>1,579,493</u>
7	<u>OUACHITA TECHNICAL COLL</u>	<u>863,929</u>	<u>978,325</u>
8	<u>COSSATOT COMM COLL-UA</u>	<u>928,831</u>	<u>1,043,178</u>
9	<u>RICH MOUNTAIN COMM COLL</u>	<u>437,314</u>	<u>534,799</u>
10	<u>UA-COMM COLL AT HOPE</u>	<u>346,624</u>	<u>488,782</u>
11	<u>NORTH ARKANSAS COLLEGE</u>	<u>233,652</u>	<u>462,372</u>
12	<u>MID-SOUTH COMM COLL</u>	<u>344,890</u>	<u>461,733</u>
13	<u>PHILLIPS COMM COLL-UA</u>	<u>273,007</u>	<u>538,957</u>
14	<u>EAST ARKANSAS COMM COLL</u>	<u>114,868</u>	<u>288,806</u>
15	<u>SAU-TECH</u>	<u>93,137</u>	<u>237,257</u>
16	<u>SOUTH ARKANSAS COMM COLL</u>	<u>168,054</u>	<u>345,110</u>
17	<u>TOTAL AMOUNT ALLOCATED</u>	<u>\$29,872,890</u>	<u>\$34,026,223</u>

18
19

20 SECTION 3. SPECIAL LANGUAGE. TWO YEAR COLLEGE MODEL FORMULA FUND
21 CREATED. Arkansas Code Title 19, Chapter 5, Subchapter 3 is amended by adding
22 the following new subsection:

- 23 (aa) (1) Two Year College Model Formula Fund. There is established on the
24 books of the Treasurer of State, the Auditor of State and the Chief Fiscal
25 Officer of the State a fund to be known as the Two Year College Model Formula
26 Fund, there to be used for the distribution of funds to the various two year
27 colleges by the Department of Higher Education as may be authorized by law.
28 (2) The fund shall consist of:
29 (A) Such general revenues as may be provided by law; and
30 (B) Any other funds made available by the General Assembly.

31

32 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
34 RESTRICTIONS. If funding of any of the elements of the formula enumerated in
35 this act are provided through other legislation, then only the remaining
36 elements shall be financed through this act and only to the extent necessary

1 such that the additional funds, when added to the funds in this act, do not
2 exceed the appropriations provided herein.

3 The provisions of this section shall be in effect only from July 1, 2003
4 through June 30, 2005.

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

15
16 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
17 that any funds disbursed under the authority of the appropriations contained
18 in this act shall be in compliance with the stated reasons for which this act
19 was adopted, as evidenced by the Agency Requests, Executive Recommendations
20 and Legislative Recommendations contained in the budget manuals prepared by
21 the Department of Finance and Administration, letters, or summarized oral
22 testimony in the official minutes of the Arkansas Legislative Council or
23 Joint Budget Committee which relate to its passage and adoption.

24
25 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
26 Assembly, that the Constitution of the State of Arkansas prohibits the
27 appropriation of funds for more than a two (2) year period; that the
28 effectiveness of this Act on July 1, 2003 is essential to the operation of
29 the agency for which the appropriations in this Act are provided, and that in
30 the event of an extension of the Regular Session, the delay in the effective
31 date of this Act beyond July 1, 2003 could work irreparable harm upon the
32 proper administration and provision of essential governmental programs.
33 Therefore, an emergency is hereby declared to exist and this Act being
34 necessary for the immediate preservation of the public peace, health and
35 safety shall be in full force and effect from and after July 1, 2003.

36

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28
- 29
- 30
- 31
- 32
- 33
- 34
- 35
- 36

/s/ Broadway