

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 85th General Assembly  
3 Regular Session, 2005  
4

As Engrossed: H2/17/05

# A Bill

HOUSE BILL 1518

5 By: Representatives Key, *Davenport, Everett*  
6 By: Senator Womack  
7  
8

## For An Act To Be Entitled

10 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
11 STATE UNIVERSITY - MOUNTAIN HOME FOR  
12 INSTITUTIONAL FACILITIES AND IMPROVEMENTS; AND  
13 FOR OTHER PURPOSES.  
14  
15

### Subtitle

16 AN ACT FOR THE ARKANSAS STATE  
17 UNIVERSITY - MOUNTAIN HOME GENERAL  
18 IMPROVEMENT APPROPRIATION.  
19  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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#### SECTION 1. APPROPRIATIONS - INSTITUTIONAL FACILITIES AND IMPROVEMENTS.

24 There is hereby appropriated, to the Arkansas State University - Mountain  
25 Home, to be payable from the General Improvement Fund or its successor fund  
26 or fund accounts, the following:  
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28 (A) For costs associated with institutional facilities and improvements,  
29 the sum of .....\$1,000,000.

30 (B) For institutional facilities and improvements for a Community  
31 Development Center the sum of .....\$5,000,000.  
32

33 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
34 obligations otherwise incurred in relation to the project or projects  
35 described herein in excess of the State Treasury funds actually available  
36 therefor as provided by law. Provided, however, that institutions and



1 agencies listed herein shall have the authority to accept and use grants and  
2 donations including Federal funds, and to use its unobligated cash income or  
3 funds, or both available to it, for the purpose of supplementing the State  
4 Treasury funds for financing the entire costs of the project or projects  
5 enumerated herein. Provided further, that the appropriations and funds  
6 otherwise provided by the General Assembly for Maintenance and General  
7 Operations of the agency or institutions receiving appropriation herein shall  
8 not be used for any of the purposes as appropriated in this act.

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

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16 SECTION 3. 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.

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25 SECTION 4. 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, 2005 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, 2005 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, 2005.

36 /s/ Key, et al