

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

A Bill

SENATE BILL 1000

5 By: Senator Broadway
6
7

For An Act To Be Entitled

8 AN ACT TO ADJUST THE LIMITATIONS ON ATHLETIC
9 EXPENDITURES AT INSTITUTIONS OF HIGHER EDUCATION;
10 AND FOR OTHER PURPOSES.
11

Subtitle

12 AN ACT TO ADJUST THE LIMITATIONS ON
13 ATHLETIC EXPENDITURES AT INSTITUTIONS OF
14 HIGHER EDUCATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 6-62-802 is amended to read as follows:
22 6-62-802. Definitions.

23 As used in this subchapter:

24 (1) "Athletic deficit" means the amount of athletic expenditures
25 offset by the amount of athletic revenues, including:

26 (A) Athletic-generated income;

27 (B) Profits from other auxiliary enterprises;

28 (C) The federally funded portion of college work-study
29 students in the intercollegiate athletic program;

30 (D) Transfers from funds other than the unrestricted
31 educational and general fund; and

32 (E) The allowable unrestricted educational and general
33 transfer for four-year institutions, for two-year branches of four-year
34 institutions, and at other two-year institutions of higher education;

35 (2) "Athletic expenditures" means:

36 (A) All direct and indirect expenses, prorated if



1 necessary, including salaries;

2 (B) All fringe benefits such as medical and dental
 3 insurance, workers' compensation, pension plans, tuition waivers, and any
 4 other cost associated with recruitment and retention of staff;

5 (C) Travel;

6 (D) Equipment;

7 (E) Scholarships;

8 (F) Meals;

9 (G) Housing and dormitory supplies;

10 (H) Supplies;

11 (I) Property and medical insurance;

12 (J) Medical expenses;

13 (K) Utilities; and

14 (L) Maintenance of facilities related to all
 15 intercollegiate teams and spirit groups, excluding bands; and

16 (3) "Athletic program" means intercollegiate athletics.

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 18 SECTION 2. Arkansas Code § 6-62-803 is amended to read as follows:
 19 6-62-803. Limits on funding.

20 (a) ~~Beginning in fiscal year 1991-1992~~ Beginning in fiscal year 2005-
 21 2006, the amount of unrestricted educational and general funds for
 22 intercollegiate athletic programs at state-supported institutions of higher
 23 education shall be limited to ~~four hundred fifty thousand dollars (\$450,000)~~
 24 an amount to be determined by the Department of Higher Education based on the
 25 higher education inflation factor at four-year institutions and to ~~fifty-one~~
 26 ~~dollars (\$51,000)~~ an amount to be determined by the Department of Higher
 27 Education based on the higher education inflation factor per full-time-
 28 equivalent student per year at two-year branches of four-year institutions
 29 and at other two-year institutions of higher education.

30 (b)(1) ~~Beginning in fiscal year 1997-1998~~ Beginning in fiscal year
 31 2005-2006, state-supported four-year institutions of higher education may use
 32 an additional ~~three hundred thousand dollars (\$300,000)~~ amount to be
 33 determined by the Department of Higher Education based on the higher
 34 education inflation factor per fiscal year of unrestricted educational and
 35 general funds to provide gender equity in intercollegiate athletic programs.

36 (2) Two-year branches of the four-year institutions and other

1 two-year institutions of higher education may use an additional amount of
2 unrestricted educational and general funds for providing gender equity in
3 intercollegiate athletic programs in ~~the amount of thirty four dollars~~
4 ~~(\$34.00)~~ an amount to be determined by the Department of Higher Education
5 based on the higher education inflation factor per full-time-equivalent
6 student per year.

7
8 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the
9 General Assembly of the State of Arkansas that the limitations on athletic
10 expenditure has not been adjusted as necessary to allow for increases in
11 inflation; that this adjustment is necessary to allow necessary expenditures
12 for institutions of higher education; and that it is necessary for this act
13 to begin on July 1, 2005, because that is the beginning of the fiscal year.
14 Therefore, an emergency is declared to exist and this act being necessary for
15 the preservation of the public peace, health, and safety shall become
16 effective on July 1, 2005.