

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

# A Bill

SENATE BILL 1052

4  
5 By: Senator Salmon  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO AMEND THE METHOD OF DISTRIBUTION OF  
10 STATE FUNDS TO INSTITUTIONS OF HIGHER EDUCATION;  
11 AND FOR OTHER PURPOSES.  
12

## Subtitle

13  
14 TRUTH IN FUNDING HIGHER EDUCATION ACT OF  
15 2005.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. Arkansas Code § 6-61-223, concerning the Arkansas Higher  
21 Education Coordinating Board funding formula, is amended to add additional  
22 subsections to read as follows:

23 (c) Without consideration of funding or appropriation amounts in prior  
24 years, beginning July 1, 2005, all funds appropriated for all four-year  
25 public institutions of higher education shall be combined and distributed to  
26 each institution by an equal percentage of the state appropriation needed by  
27 each four-year public institution as determined by the funding formulas under  
28 subsection (a) of this section.

29 (d) The equal percentage of the state appropriation needed by each  
30 four-year public institution under subsection (c) of this section shall be  
31 equal to the total combined amount of all funds appropriated for all four-  
32 year public institutions of higher education divided by the total combined  
33 amount of needed funds for all four year public institutions of higher  
34 education generated by the funding formula under subsection (a) of this  
35 section.

36 (e) The calculations, weights, variables, measures, and all other



1 factors that compose, contribute to, or affect the calculations provided by  
2 the funding formulas referred to in subsection (a) of this section are public  
3 record and shall be made available by the Department of Higher Education  
4 immediately upon request of any person.

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6 SECTION 2. Arkansas Code § 6-61-224, concerning the Department of  
7 Higher Education funding formula, is amended to add additional subsections to  
8 read as follows:

9 (c) Without consideration of funding or appropriation amounts in prior  
10 years, beginning July 1, 2005, all funds appropriated for all four-year  
11 public institutions of higher education shall be combined and distributed to  
12 each institution by an equal percentage of the state appropriation needed by  
13 each four-year public institution as determined by the funding formulas under  
14 subsection (a) of this section.

15 (d) The equal percentage of the state appropriation needed by each  
16 four-year public institution under subsection (c) of this section shall be  
17 equal to the total combined amount of all funds appropriated for all four-  
18 year public institutions of higher education divided by the total combined  
19 amount of needed funds for all four year public institutions of higher  
20 education generated by the funding formula under subsection (a) of this  
21 section.

22 (e) The calculations, weights, variables, measures, and all other  
23 factors that compose, contribute to, or affect the calculations provided by  
24 the funding formulas referred to in subsection (a) of this section are public  
25 record and shall be made available by the Department of Higher Education  
26 immediately upon request of any person.

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28 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the  
29 General Assembly of the State of Arkansas that in the upcoming fiscal year  
30 the distribution of funds needs to be equalized under a formula previously  
31 adopted; that prior to the distribution, institutions need sufficient time to  
32 adjust budgets, contracts, staffing, and other fiscal needs for the 2005-2006  
33 school year in the upcoming fiscal year and the distribution of funds needs  
34 to be equalized under a formula previously adopted; and that this act is  
35 immediately necessary because funding for the next fiscal year will be  
36 distributed on July 1, 2005. Therefore, an emergency is declared to exist

1 and this act being immediately necessary for the preservation of the public  
2 peace, health, and safety shall become effective on:

3 (1) The date of its approval by the Governor;

4 (2) If the bill is neither approved nor vetoed by the Governor,  
5 the expiration of the period of time during which the Governor may veto the  
6 bill; or

7 (3) If the bill is vetoed by the Governor and the veto is  
8 overridden, the date the last house overrides the veto.

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