

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 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

HOUSE BILL 1567

5 By: Representatives Pennartz, Breedlove, Glidewell, R. Green, S. Malone, Pyle, Rice  
6 By: Senators Altes, Whitaker, Wilkinson  
7

## For An Act To Be Entitled

10 AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY  
11 OF ARKANSAS - FORT SMITH FOR PROPERTY  
12 ACQUISITION, NEW FACILITY DESIGN, LIBRARY PARKING  
13 AND CONSTRUCTION; AND FOR OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE UNIVERSITY OF ARKANSAS -  
17 FORT SMITH - PROPERTY ACQUISITION, NEW  
18 FACILITY DESIGN, LIBRARY PARKING AND  
19 CONSTRUCTION GENERAL IMPROVEMENT  
20 APPROPRIATION.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. APPROPRIATION - U OF A FORT SMITH. There is hereby  
27 appropriated, to the University of Arkansas - Fort Smith, to be payable from  
28 the General Improvement Fund or its successor fund or fund accounts, the  
29 following:

30 (A) For the acquisition of perimeter property and for the construction of  
31 library parking, the sum of .....\$5,000,000.

32 (B) For new facility design and construction, the sum of ...\$5,000,000.  
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34 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
35 obligations otherwise incurred in relation to the project or projects  
36 described herein in excess of the State Treasury funds actually available



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

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

16  
 17 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 18 that any funds disbursed under the authority of the appropriations contained  
 19 in this act shall be in compliance with the stated reasons for which this act  
 20 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 21 and Legislative Recommendations contained in the budget manuals prepared by  
 22 the Department of Finance and Administration, letters, or summarized oral  
 23 testimony in the official minutes of the Arkansas Legislative Council or  
 24 Joint Budget Committee which relate to its passage and adoption.

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 26 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 27 Assembly, that the Constitution of the State of Arkansas prohibits the  
 28 appropriation of funds for more than a one (1) year period; that the  
 29 effectiveness of this Act on July 1, 2009 is essential to the operation of  
 30 the agency for which the appropriations in this Act are provided, and that in  
 31 the event of an extension of the Regular Session, the delay in the effective  
 32 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
 33 proper administration and provision of essential governmental programs.  
 34 Therefore, an emergency is hereby declared to exist and this Act being  
 35 necessary for the immediate preservation of the public peace, health and  
 36 safety shall be in full force and effect from and after July 1, 2009.