

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

As Engrossed: H3/12/09

A Bill

HOUSE BILL 1735

5 By: Representatives Maloch, Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T.
6 Bradford, Breedlove, J. Brown, M. Burris, J. Burris, Carnine, Carroll, Carter, Cash, Cheatham,
7 Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson,
8 Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green,
9 Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde,
10 Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lovell, Lowery, S. Malone, M. Martin, Maxwell,
11 McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle,
12 Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, J. Rogers, Sample, Saunders, Shelby,
13 Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Wills,
14 Woods, Word
15
16

For An Act To Be Entitled

18 AN ACT TO MAKE AN APPROPRIATION TO THE
19 INSTITUTIONS OF HIGHER EDUCATION FOR
20 CONSTRUCTION, MAINTENANCE, EQUIPMENT AND LIBRARY
21 RESOURCES; AND FOR OTHER PURPOSES.
22
23

Subtitle

25 AN ACT FOR THE INSTITUTIONS OF HIGHER
26 EDUCATION - CONSTRUCTION, MAINTENANCE,
27 EQUIPMENT AND LIBRARY RESOURCES GENERAL
28 IMPROVEMENT APPROPRIATION.
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31 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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33 SECTION 1. APPROPRIATION - ARKANSAS STATE UNIVERSITY - JONESBORO. There
34 is hereby appropriated, to the Arkansas State University, to be payable from
35 the General Improvement Fund or its successor fund or fund accounts, the
36 following:



1 (A) For construction/renovation/maintenance/critical maintenance/
2 equipment/library resources, the sum of \$500,000.

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4 SECTION 2. APPROPRIATION - ARKANSAS TECH UNIVERSITY. There is hereby
5 appropriated, to the Arkansas Tech University, to be payable from the General
6 Improvement Fund or its successor fund or fund accounts, the following:

7 (A) For construction/renovation/maintenance/critical maintenance/
8 equipment/library resources, the sum of \$500,000.

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10 SECTION 3. APPROPRIATION - HENDERSON STATE UNIVERSITY. There is hereby
11 appropriated, to the Henderson State University, to be payable from the
12 General Improvement Fund or its successor fund or fund accounts, the
13 following:

14 (A) For construction/renovation/maintenance/critical maintenance/
15 equipment/library resources, the sum of \$500,000.

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17 SECTION 4. APPROPRIATION - SOUTHERN ARKANSAS UNIVERSITY. There is hereby
18 appropriated, to the Southern Arkansas University, to be payable from the
19 General Improvement Fund or its successor fund or fund accounts, the
20 following:

21 (A) For construction/renovation/maintenance/critical maintenance/
22 equipment/library resources, the sum of \$500,000.

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24 SECTION 5. APPROPRIATION - UNIVERSITY OF ARKANSAS. There is hereby
25 appropriated, to the University of Arkansas, to be payable from the General
26 Improvement Fund or its successor fund or fund accounts, the following:

27 (A) For construction/renovation/maintenance/critical maintenance/
28 equipment/library resources, the sum of \$500,000.

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30 SECTION 6. APPROPRIATION - UNIVERSITY OF ARKANSAS - FORT SMITH. There is
31 hereby appropriated, to the University of Arkansas - Fort Smith, to be
32 payable from the General Improvement Fund or its successor fund or fund
33 accounts, the following:

34 (A) For construction/renovation/maintenance/critical maintenance/
35 equipment/library resources, the sum of \$500,000.

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1 SECTION 7. APPROPRIATION - UNIVERSITY OF ARKANSAS - LITTLE ROCK. There is
2 hereby appropriated, to the University of Arkansas at Little Rock, to be
3 payable from the General Improvement Fund or its successor fund or fund
4 accounts, the following:

5 (A) For construction/renovation/maintenance/critical maintenance/
6 equipment/library resources, the sum of \$500,000.

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8 SECTION 8. APPROPRIATION - UNIVERSITY OF ARKANSAS - MONTICELLO. There is
9 hereby appropriated, to the University of Arkansas at Monticello, to be
10 payable from the General Improvement Fund or its successor fund or fund
11 accounts, the following:

12 (A) For construction/renovation/maintenance/critical maintenance/
13 equipment/library resources, the sum of \$500,000.

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15 SECTION 9. APPROPRIATION - UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES.
16 There is hereby appropriated, to the University of Arkansas for Medical
17 Sciences, to be payable from the General Improvement Fund or its successor
18 fund or fund accounts, the following:

19 (A) For construction/renovation/maintenance/critical maintenance/
20 equipment/library resources, the sum of \$500,000.

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22 SECTION 10. APPROPRIATION - UNIVERSITY OF ARKANSAS - PINE BLUFF. There is
23 hereby appropriated, to the University of Arkansas at Pine Bluff, to be
24 payable from the General Improvement Fund or its successor fund or fund
25 accounts, the following:

26 (A) For construction/renovation/maintenance/critical maintenance/
27 equipment/library resources, the sum of \$500,000.

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29 SECTION 11. APPROPRIATION - UNIVERSITY OF CENTRAL ARKANSAS. There is
30 hereby appropriated, to the University of Central Arkansas, to be payable
31 from the General Improvement Fund or its successor fund or fund accounts, the
32 following:

33 (A) For construction/renovation/maintenance/critical maintenance/
34 equipment/library resources, the sum of \$500,000.

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36 SECTION 12. APPROPRIATION - ARKANSAS NORTHEASTERN COLLEGE. There is

1 hereby appropriated, to the Arkansas Northeastern College, to be payable from
2 the General Improvement Fund or its successor fund or fund accounts, the
3 following:

4 (A) For construction/renovation/maintenance/critical maintenance/
5 equipment/library resources, the sum of \$500,000.

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7 SECTION 13. APPROPRIATION - ARKANSAS STATE UNIVERSITY - BEEBE. There is
8 hereby appropriated, to the Arkansas State University - Beebe, to be payable
9 from the General Improvement Fund or its successor fund or fund accounts, the
10 following:

11 (A) For construction/renovation/maintenance/critical maintenance/
12 equipment/library resources, the sum of \$500,000.

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14 SECTION 14. APPROPRIATION - ARKANSAS STATE UNIVERSITY - MOUNTAIN HOME.
15 There is hereby appropriated, to the Arkansas State University - Mountain
16 Home, to be payable from the General Improvement Fund or its successor fund
17 or fund accounts, the following:

18 (A) For construction/renovation/maintenance/critical maintenance/
19 equipment/library resources, the sum of \$500,000.

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21 SECTION 15. APPROPRIATION - ARKANSAS STATE UNIVERSITY - NEWPORT. There is
22 hereby appropriated, to the Arkansas State University - Newport, to be
23 payable from the General Improvement Fund or its successor fund or fund
24 accounts, the following:

25 (A) For construction/renovation/maintenance/critical maintenance/
26 equipment/library resources, the sum of \$500,000.

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28 SECTION 16. APPROPRIATION - BLACK RIVER TECHNICAL COLLEGE. There is
29 hereby appropriated, to the Black River Technical College, to be payable from
30 the General Improvement Fund or its successor fund or fund accounts, the
31 following:

32 (A) For construction/renovation/maintenance/critical maintenance/
33 equipment/library resources, the sum of \$500,000.

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35 SECTION 17. APPROPRIATION - U OF A - COSSATOT COMMUNITY COLLEGE. There is
36 hereby appropriated, to the Cossatot Community College of the University of

1 Arkansas, to be payable from the General Improvement Fund or its successor
2 fund or fund accounts, the following:

3 (A) For construction/renovation/maintenance/critical maintenance/
4 equipment/library resources, the sum of \$500,000.

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6 SECTION 18. APPROPRIATION - EAST ARKANSAS COMMUNITY COLLEGE. There is
7 hereby appropriated, to the East Arkansas Community College, to be payable
8 from the General Improvement Fund or its successor fund or fund accounts, the
9 following:

10 (A) For construction/renovation/maintenance/critical maintenance/
11 equipment/library resources, the sum of \$500,000.

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13 SECTION 19. APPROPRIATION - MID-SOUTH COMMUNITY COLLEGE. There is hereby
14 appropriated, to the Mid-South Community College, to be payable from the
15 General Improvement Fund or its successor fund or fund accounts, the
16 following:

17 (A) For construction/renovation/maintenance/critical maintenance/
18 equipment/library resources, the sum of \$500,000.

19
20 SECTION 20. APPROPRIATION - NATIONAL PARK COMMUNITY COLLEGE. There is
21 hereby appropriated, to the National Park Community College, to be payable
22 from the General Improvement Fund or its successor fund or fund accounts, the
23 following:

24 (A) For construction/renovation/maintenance/critical maintenance/
25 equipment/library resources, the sum of \$500,000.

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27 SECTION 21. APPROPRIATION - NORTH ARKANSAS COLLEGE. There is hereby
28 appropriated, to the North Arkansas College, to be payable from the General
29 Improvement Fund or its successor fund or fund accounts, the following:

30 (A) For construction/renovation/maintenance/critical maintenance/
31 equipment/library resources, the sum of \$500,000.

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33 SECTION 22. APPROPRIATION - NORTHWEST ARKANSAS COMMUNITY COLLEGE. There
34 is hereby appropriated, to the Northwest Arkansas Community College, to be
35 payable from the General Improvement Fund or its successor fund or fund
36 accounts, the following:

1 (A) For construction/renovation/maintenance/critical maintenance/
2 equipment/library resources, the sum of \$500,000.

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4 SECTION 23. APPROPRIATION - OUACHITA TECHNICAL COLLEGE. There is hereby
5 appropriated, to the Ouachita Technical College, to be payable from the
6 General Improvement Fund or its successor fund or fund accounts, the
7 following:

8 (A) For construction/renovation/maintenance/critical maintenance/
9 equipment/library resources, the sum of \$500,000.

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11 SECTION 24. APPROPRIATION - OZARKA COLLEGE. There is hereby appropriated,
12 to the Ozarka College, to be payable from the General Improvement Fund or its
13 successor fund or fund accounts, the following:

14 (A) For construction/renovation/maintenance/critical maintenance/
15 equipment/library resources, the sum of \$500,000.

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17 SECTION 25. APPROPRIATION - U OF A - PHILLIPS COMMUNITY COLLEGE. There is
18 hereby appropriated, to the Phillips Community College of the University of
19 Arkansas, to be payable from the General Improvement Fund or its successor
20 fund or fund accounts, the following:

21 (A) For construction/renovation/maintenance/critical maintenance/
22 equipment/library resources, the sum of \$500,000.

23
24 SECTION 26. APPROPRIATION - PULASKI TECHNICAL COLLEGE. There is hereby
25 appropriated, to the Pulaski Technical College, to be payable from the
26 General Improvement Fund or its successor fund or fund accounts, the
27 following:

28 (A) For construction/renovation/maintenance/critical maintenance/
29 equipment/library resources, the sum of \$500,000.

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31 SECTION 27. APPROPRIATION - RICH MOUNTAIN COMMUNITY COLLEGE. There is
32 hereby appropriated, to the Rich Mountain Community College, to be payable
33 from the General Improvement Fund or its successor fund or fund accounts, the
34 following:

35 (A) For construction/renovation/maintenance/critical maintenance/
36 equipment/library resources, the sum of \$500,000.

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SECTION 28. APPROPRIATION - SOUTH ARKANSAS COMMUNITY COLLEGE. There is hereby appropriated, to the South Arkansas Community College, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For construction/renovation/maintenance/critical maintenance/equipment/library resources, the sum of \$500,000.

SECTION 29. APPROPRIATION - SOUTHEAST ARKANSAS COLLEGE. There is hereby appropriated, to the Southeast Arkansas College, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For construction/renovation/maintenance/critical maintenance/equipment/library resources, the sum of \$500,000.

SECTION 30. APPROPRIATION - SOUTHERN ARKANSAS UNIVERSITY - TECH. There is hereby appropriated, to the SAU-Tech, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For construction/renovation/maintenance/critical maintenance/equipment/library resources, the sum of \$500,000.

SECTION 31. APPROPRIATION - U OF A - COMMUNITY COLLEGE - BATESVILLE. There is hereby appropriated, to the University of Arkansas Community College at Batesville, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For construction/renovation/maintenance/critical maintenance/equipment/library resources, the sum of \$500,000.

SECTION 32. APPROPRIATION - U OF A - COMMUNITY COLLEGE - HOPE. There is hereby appropriated, to the University of Arkansas Community College at Hope, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For construction/renovation/maintenance/critical maintenance/equipment/library resources, the sum of \$500,000.

SECTION 33. APPROPRIATION - U OF A - COMMUNITY COLLEGE - MORRILTON. There

1 is hereby appropriated, to the University of Arkansas Community College at
2 Morrilton, to be payable from the General Improvement Fund or its successor
3 fund or fund accounts, the following:

4 (A) For construction/renovation/maintenance/critical maintenance/
5 equipment/library resources, the sum of \$500,000.

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7 SECTION 34. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
8 obligations otherwise incurred in relation to the project or projects
9 described herein in excess of the State Treasury funds actually available
10 therefor as provided by law. Provided, however, that institutions and
11 agencies listed herein shall have the authority to accept and use grants and
12 donations including Federal funds, and to use its unobligated cash income or
13 funds, or both available to it, for the purpose of supplementing the State
14 Treasury funds for financing the entire costs of the project or projects
15 enumerated herein. Provided further, that the appropriations and funds
16 otherwise provided by the General Assembly for Maintenance and General
17 Operations of the agency or institutions receiving appropriation herein shall
18 not be used for any of the purposes as appropriated in this act.

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

25
26 SECTION 35. LEGISLATIVE INTENT. It is the intent of the General Assembly
27 that any funds disbursed under the authority of the appropriations contained
28 in this act shall be in compliance with the stated reasons for which this act
29 was adopted, as evidenced by the Agency Requests, Executive Recommendations
30 and Legislative Recommendations contained in the budget manuals prepared by
31 the Department of Finance and Administration, letters, or summarized oral
32 testimony in the official minutes of the Arkansas Legislative Council or
33 Joint Budget Committee which relate to its passage and adoption.

34
35 SECTION 36. EMERGENCY CLAUSE. It is found and determined by the General
36 Assembly, that the Constitution of the State of Arkansas prohibits the

1 appropriation of funds for more than a one (1) year period; that the
2 effectiveness of this Act on July 1, 2009 is essential to the operation of
3 the agency for which the appropriations in this Act are provided, and that in
4 the event of an extension of the Regular Session, the delay in the effective
5 date of this Act beyond July 1, 2009 could work irreparable harm upon the
6 proper administration and provision of essential governmental programs.
7 Therefore, an emergency is hereby declared to exist and this Act being
8 necessary for the immediate preservation of the public peace, health and
9 safety shall be in full force and effect from and after July 1, 2009.

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11 */s/ Maloch*
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