

1 State of Arkansas  
2 89th General Assembly  
3 Fiscal Session, 2014

# A Bill

HOUSE BILL 1027

4  
5 By: Joint Budget Committee

## For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
10 HIGHER EDUCATION; AND FOR OTHER PURPOSES.

## Subtitle

14 AN ACT FOR THE DEPARTMENT OF HIGHER  
15 EDUCATION REAPPROPRIATION.

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
21 appropriated, to the Department of Higher Education, to be payable from the  
22 General Improvement Fund or its successor fund or fund accounts, for the  
23 Department of Higher Education the following:

24 (A) Effective July 1, 2014, the balance of the appropriation provided  
25 in Item (B) Section 1 of Act 286 of 2013, for maintenance, renovation,  
26 equipment, construction, acquisition, improvement, and operational expenses  
27 related to the relocation of Department of Higher Education offices, in a sum  
28 not to exceed.....\$300,000.

29 (B) Effective July 1, 2014, the balance of the appropriation provided  
30 in Item (A) Section 1 of Act 286 of 2013, for maintenance, renovation,  
31 equipment, construction, acquisition, improvement, upgrade, and repair of  
32 real property and facilities of institutions of higher education, in a sum  
33 not to exceed.....\$15,000,000.

34 (C) Effective July 1, 2014, the balance of the appropriation provided  
35 in Item (A) Section 86 of Act 1443 of 2013, for scholarships for Historically  
36 Black Colleges and Universities and for personal services and operating



1 expenses as determined by the Department of Higher Education for outreach  
2 programs to promote awareness of the scholarships for Historically Black  
3 Colleges and Universities, in a sum not to exceed.....\$185,000.  
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5 SECTION 2. REAPPROPRIATION - TRUST - COLLEGE SAVINGS OBLIGATION. There  
6 is hereby appropriated, to the Department of Higher Education, to be payable  
7 from the Higher Education Projects Development Fund, for the Department of  
8 Higher Education the following:

9 (A) Effective July 1, 2014, the balance of the appropriation provided  
10 in Item (A) Section 1 of Act 179 of 2013, for the development of projects at  
11 State Institutions of Higher Education and the payment of project costs and  
12 expenses of the issuance of bonds of the Arkansas College Savings General  
13 Obligation Bonds Program, in a sum not to exceed.....\$122,628.  
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15 SECTION 3. REAPPROPRIATION - TRUST - COLLEGE SAVINGS BOND. There is  
16 hereby appropriated, to the Department of Higher Education, to be payable  
17 from the Higher Education Projects Development Fund, for the Department of  
18 Higher Education the following:

19 (A) Effective July 1, 2014, the balance of the appropriation provided  
20 in Item (A) Section 2 of Act 179 of 2013, for the development of projects at  
21 State Institutions of Higher Education and the payment of project costs and  
22 expenses of the issuance of bonds of the Arkansas College Savings General  
23 Obligation Bonds Program, in a sum not to exceed.....\$3,050,209.  
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25 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
26 obligations otherwise incurred in relation to the project or projects  
27 described herein in excess of the State Treasury funds actually available  
28 therefor as provided by law. Provided, however, that institutions and  
29 agencies listed herein shall have the authority to accept and use grants and  
30 donations including Federal funds, and to use its unobligated cash income or  
31 funds, or both available to it, for the purpose of supplementing the State  
32 Treasury funds for financing the entire costs of the project or projects  
33 enumerated herein. Provided further, that the appropriations and funds  
34 otherwise provided by the General Assembly for Maintenance and General  
35 Operations of the agency or institutions receiving appropriation herein shall  
36 not be used for any of the purposes as appropriated in this act.

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

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8 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
9 Assembly that any funds disbursed under the authority of the appropriations  
10 contained in this act shall be in compliance with the stated reasons for  
11 which this act was adopted, as evidenced by the Agency Requests, Executive  
12 Recommendations and Legislative Recommendations contained in the budget  
13 manuals prepared by the Department of Finance and Administration, letters, or  
14 summarized oral testimony in the official minutes of the Arkansas Legislative  
15 Council or Joint Budget Committee which relate to its passage and adoption.

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17 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
18 Assembly, that the Constitution of the State of Arkansas prohibits the  
19 appropriation of funds for more than a one (1) year period; that the  
20 effectiveness of this Act on July 1, 2014 is essential to the operation of  
21 the agency for which the appropriations in this Act are provided, and that in  
22 the event of an extension of the legislative session, the delay in the  
23 effective date of this Act beyond July 1, 2014 could work irreparable harm  
24 upon the proper administration and provision of essential governmental  
25 programs. Therefore, an emergency is hereby declared to exist and this Act  
26 being necessary for the immediate preservation of the public peace, health  
27 and safety shall be in full force and effect from and after July 1, 2014.