

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas
2 89th General Assembly
3 Fiscal Session, 2014
4

As Engrossed: S3/4/14
A Bill

SENATE BILL 148

5 *By: Joint Budget Committee*
6

7 **For An Act To Be Entitled**

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE UNIVERSITY OF
10 ARKANSAS - FORT SMITH; AND FOR OTHER PURPOSES.
11

12
13 **Subtitle**

14 AN ACT FOR THE UNIVERSITY OF ARKANSAS -
15 FORT SMITH REAPPROPRIATION.
16

17
18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
19

20 SECTION 1. REAPPROPRIATION - U OF A - FORT SMITH. There is hereby
21 appropriated, to the University of Arkansas - Fort Smith, to be payable from
22 the General Improvement Fund or its successor fund or fund accounts, for the
23 University of Arkansas - Fort Smith the following:

24 (A) Effective July 1, 2014, the balance of the appropriation provided
25 in Item (A) Section 1 of Act 820 of 2013, for design development,
26 construction, land acquisition, equipment, renovation, and operating expenses
27 for the Mallalieu Center for Academic Excellence or construction, land
28 acquisition, equipment, renovation, personal services and operating expenses,
29 in a sum not to exceed.....\$50,000.
30

31 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As
33 referenced in Section 1(A) of Act 820 of 2013, Section 3(c) of Act 1518 of
34 2013 and Section 3(c) of Act 1519 of 2013, the authorized funding for the
35 University of Arkansas - Fort Smith for design development, construction,
36 land acquisition, equipment, renovation, and operating expenses for the



1 Mallalieu Center for Academic Excellence shall be deemed to also include
2 construction, land acquisition, equipment, renovation, personal services and
3 operating expenses.

4
5 SECTION 3. SPECIAL LANGUAGE. Uncodified Item (H) of Section 23 of Act
6 34 of 2014, concerning Reappropriations to Institutions of Higher Education,
7 is amended to read as follows:

8 ~~(H) Effective July 1, 2014, the balance of the appropriation provided~~
9 ~~in Item (A) Section 1 of Act 820 of 2013, for design development,~~
10 ~~construction, land acquisition, equipment, renovation, and operating expenses~~
11 ~~for the Mallalieu Center for Academic Excellence, in a sum not to exceed~~
12 ~~.....\$2,000,000.~~

13
14 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
15 obligations otherwise incurred in relation to the project or projects
16 described herein in excess of the State Treasury funds actually available
17 therefor as provided by law. Provided, however, that institutions and
18 agencies listed herein shall have the authority to accept and use grants and
19 donations including Federal funds, and to use its unobligated cash income or
20 funds, or both available to it, for the purpose of supplementing the State
21 Treasury funds for financing the entire costs of the project or projects
22 enumerated herein. Provided further, that the appropriations and funds
23 otherwise provided by the General Assembly for Maintenance and General
24 Operations of the agency or institutions receiving appropriation herein shall
25 not be used for any of the purposes as appropriated in this act.

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

32
33 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
34 Assembly that any funds disbursed under the authority of the appropriations
35 contained in this act shall be in compliance with the stated reasons for
36 which this act was adopted, as evidenced by the Agency Requests, Executive

1 Recommendations and Legislative Recommendations contained in the budget
2 manuals prepared by the Department of Finance and Administration, letters, or
3 summarized oral testimony in the official minutes of the Arkansas Legislative
4 Council or Joint Budget Committee which relate to its passage and adoption.
5

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

18 */s/Holland*
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36