

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

HOUSE BILL 1297

5 By: Joint Budget Committee
6

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.
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Subtitle

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13 AN ACT FOR THE DEPARTMENT OF HIGHER
14 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, 2015, the balance of the appropriation provided
25 in Item (A) Section 1 of Act 50 of 2014, 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, 2015, the balance of the appropriation provided
30 in Item (B) Section 1 of Act 50 of 2014, 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.
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35 SECTION 2. REAPPROPRIATION - TRUST - COLLEGE SAVINGS OBLIGATION. There
36 is hereby appropriated, to the Department of Higher Education, to be payable



1 from the Higher Education Projects Development Fund, for the Department of
2 Higher Education the following:

3 (A) Effective July 1, 2015, the balance of the appropriation provided
4 in Item (A) Section 2 of Act 50 of 2014, for the development of projects at
5 State Institutions of Higher Education and the payment of project costs and
6 expenses of the issuance of bonds of the Arkansas College Savings General
7 Obligation Bonds Program, in a sum not to exceed.....\$122,628.
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9 SECTION 3. REAPPROPRIATION - TRUST - COLLEGE SAVINGS BOND. There is
10 hereby appropriated, to the Department of Higher Education, to be payable
11 from the Higher Education Projects Development Fund, for the Department of
12 Higher Education the following:

13 (A) Effective July 1, 2015, the balance of the appropriation provided
14 in Item (A) Section 3 of Act 50 of 2014, for the development of projects at
15 State Institutions of Higher Education and the payment of project costs and
16 expenses of the issuance of bonds of the Arkansas College Savings General
17 Obligation Bonds Program, in a sum not to exceed.....\$3,050,209.
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19 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
20 obligations otherwise incurred in relation to the project or projects
21 described herein in excess of the State Treasury funds actually available
22 therefor as provided by law. Provided, however, that institutions and
23 agencies listed herein shall have the authority to accept and use grants and
24 donations including Federal funds, and to use its unobligated cash income or
25 funds, or both available to it, for the purpose of supplementing the State
26 Treasury funds for financing the entire costs of the project or projects
27 enumerated herein. Provided further, that the appropriations and funds
28 otherwise provided by the General Assembly for Maintenance and General
29 Operations of the agency or institutions receiving appropriation herein shall
30 not be used for any of the purposes as appropriated in this act.

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

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

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11 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
12 Assembly, that the Constitution of the State of Arkansas prohibits the
13 appropriation of funds for more than a one (1) year period; that the
14 effectiveness of this Act on July 1, 2015 is essential to the operation of
15 the agency for which the appropriations in this Act are provided, and that in
16 the event of an extension of the legislative session, the delay in the
17 effective date of this Act beyond July 1, 2015 could work irreparable harm
18 upon the proper administration and provision of essential governmental
19 programs. Therefore, an emergency is hereby declared to exist and this Act
20 being necessary for the immediate preservation of the public peace, health
21 and safety shall be in full force and effect from and after July 1, 2015.