

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

*As Engrossed: S3/12/15*

# A Bill

SENATE BILL 695

5 By: Senators S. Flowers, *J. English, Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark,*  
6 *J. Cooper, J. Dismang, Elliott, Files, Flippo, J. Hendren, Hester, Hickey, K. Ingram, Irvin, B. Johnson, D.*  
7 *Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, E. Williams*  
8 *By: Representatives V. Flowers, Cozart, C. Armstrong, E. Armstrong, Blake, Bragg, K. Ferguson,*  
9 *Fielding, K. Hendren, M. Hodges, Jean, Jett, Leding, Magie, G. McGill, D. Meeks, Nicks, Ratliff, Vines,*  
10 *Walker, D. Whitaker, Womack*  
11

## For An Act To Be Entitled

12  
13 AN ACT TO AMEND THE DISTRIBUTION OF CERTAIN *FEES,*  
14 *PENALTIES, AND FINES COLLECTED UNDER THE LOCAL OPTION*  
15 *HORSE RACING AND GREYHOUND RACING ELECTRONIC GAMES OF*  
16 *SKILL ACT; TO PROVIDE A SOURCE OF FUNDING FOR LAND-*  
17 *GRANT MATCH PAYMENTS FOR THE UNIVERSITY OF ARKANSAS*  
18 *AT PINE BLUFF; TO DECLARE AN EMERGENCY; AND FOR OTHER*  
19 *PURPOSES.*  
20

## Subtitle

21  
22  
23 *TO AMEND THE DISTRIBUTION OF CERTAIN*  
24 *FEES, PENALTIES, AND FINES RELATING TO*  
25 *ELECTRONIC GAMES OF SKILL; TO PROVIDE*  
26 *FUNDING FOR LAND-GRANT MATCH PAYMENTS FOR*  
27 *THE UNIVERSITY OF ARKANSAS AT PINE BLUFF;*  
28 *AND TO DECLARE AN EMERGENCY.*  
29

30  
31 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

32  
33 SECTION 1. DO NOT CODIFY. Legislative findings.

34 The General Assembly finds that:

35 (1) The University of Arkansas at Pine Bluff is one (1) of only  
36 two (2) land-grant universities in the State of Arkansas;



1           (2) The University of Arkansas at Pine Bluff is the only  
2 university in the state that does not receive sufficient general revenues to  
3 provide the entire required state match for land-grant universities under the  
4 Agricultural College Act of 1890, 7 U.S.C. § 321 et seq.;

5           (3) The University of Arkansas at Pine Bluff is required to find  
6 other revenue sources each year to try to make the complete match payments  
7 required of land-grant universities under federal law; and

8           (4) The state should provide a permanent source of funding for  
9 the University of Arkansas at Pine Bluff to fully fund the match payments  
10 required of land-grant universities under federal law.

11  
12           SECTION 2. Arkansas Code Title 6, Chapter 64, Subchapter 10, is  
13 amended to add an additional section to read as follows:

14           6-64-1014. University of Arkansas at Pine Bluff Land Grant Match –  
15 Certification and verification.

16           (a) Before October 1 of each year, the Chancellor of the University of  
17 Arkansas at Pine Bluff shall certify in writing to the Chief Fiscal Officer  
18 of the State the amount allocated to the university under the Agricultural  
19 College Act of 1890, 7 U.S.C. § 321 et seq., concerning land-grant colleges  
20 and universities, the amount of the required state match, and the amount of  
21 the required state match that exceeds the general revenues budgeted by the  
22 university for the purpose of making the required state match.

23           (b) The chancellor shall submit information to the Chief Fiscal  
24 Officer of the State evidencing the amounts certified under subsection (a) of  
25 this section, including without limitation documentation received from the  
26 federal government reflecting the exact amount that will be made available to  
27 the university and any other information requested by the Chief Fiscal  
28 Officer of the State to verify the amounts certified under subsection (a) of  
29 this section.

30           (c) Upon receiving the certification from the university under  
31 subsection (b) of this section, the Chief Fiscal Officer of the State shall  
32 verify the amount of the state match required for the next state fiscal year  
33 under the Agricultural College Act of 1890, 7 U.S.C. § 321 et seq. that  
34 exceeds the general revenues budgeted by the university for the purpose of  
35 making the required state match.

36

1           SECTION 3. Arkansas Code § 23-113-604, concerning the distribution of  
2 certain privilege fees, license fees, permit fees, penalties, and fines  
3 collected under the Local Option Horse Racing and Greyhound Racing Electronic  
4 Games of Skill Act, is amended to add an additional subsection to read as  
5 follows:

6           (c)(1) Any privilege fees collected by the director under this chapter  
7 and the permit or license fees, penalties, and fines collected by the  
8 commission under this chapter that exceed forty-four million eight hundred  
9 thousand dollars (\$44,800,000) in the aggregate for the fiscal year, up to  
10 the amount verified under § 6-64-1014, shall be held in a subfund created on  
11 the books of the Chief Fiscal Officer of the State, the State Treasurer, and  
12 the Auditor of the State.

13           (2) The Department of Finance and Administration shall annually  
14 transfer the amount in the subfund created under subdivision (c)(1) of this  
15 section to the University of Arkansas at Pine Bluff Fund to be used to make  
16 the required state match under the Agricultural College Act of 1890, 7 U.S.C.  
17 321 et seq., for the following fiscal year, as provided in § 6-64-1014.

18           (3) Any privilege fees, permit or license fees, penalties, and  
19 fines collected that exceed the amount held in the subfund under subdivision  
20 (c)(1) of this section shall be distributed under subsections (a) and (b) of  
21 this section.

22           (4) This subsection provides funding that is supplemental to but  
23 not in lieu of any other funding used to make the required state match under  
24 the Agricultural College Act of 1890, 7 U.S.C. 321 et seq.

25  
26           SECTION 4. EMERGENCY CLAUSE. It is found and determined by the  
27 General Assembly of the State of Arkansas that the University of Arkansas at  
28 Pine Bluff is one (1) of only two (2) land grant universities in the State of  
29 Arkansas; that the University of Arkansas at Pine Bluff is the only land-  
30 grant university in the state that does not receive sufficient general  
31 revenues to fund the required state match for land-grant universities under  
32 federal law; and that this act is immediately necessary because it will  
33 provide essential state land-grant match funds. Therefore, an emergency is  
34 declared to exist, and this act being immediately necessary for the  
35 preservation of the public peace, health, and safety shall become effective  
36 on:

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto.

/s/S. Flowers