

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

SENATE BILL 360

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 EDUCATION - DIVISION OF HIGHER EDUCATION AND
10 NORTHWEST TECHNICAL INSTITUTE FOR CAPITAL IMPROVEMENT
11 PROJECTS; AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF EDUCATION -
15 DIVISION OF HIGHER EDUCATION AND
16 NORTHWEST TECHNICAL INSTITUTE DEVELOPMENT
17 AND ENHANCEMENT APPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - DIVISION OF HIGHER EDUCATION - DEVELOPMENT
24 AND ENHANCEMENT. There is hereby appropriated, to the Department of
25 Education - Division of Higher Education, to be payable from the Development
26 and Enhancement Fund, the following:

27 (A) for various maintenance, renovation, equipping, construction,
28 acquisition, improvement, upgrade, and repair of real property and facilities
29 for all public four-year institutions, two-year institutions, and technical
30 colleges, in a sum not to exceed\$15,000,000.
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32 SECTION 2. APPROPRIATION - DIVISION OF HIGHER EDUCATION - NORTHWEST
33 TECHNICAL INSTITUTE - DEVELOPMENT AND ENHANCEMENT. There is hereby
34 appropriated, to the Department of Education - Division of Higher Education -
35 Northwest Technical Institute, to be payable from the Development and
36 Enhancement Fund, the following:



1 (A) for construction, renovation, major maintenance, purchase of
2 equipment, improvements, repairs, and operations of an Allied Health
3 Facility, in a sum not to exceed\$10,656,000.

4 (B) for construction, acquisition, repair, improvements and major
5 maintenance of a new CDL Training Facility and Driving Pad, in a sum not to
6 exceed\$2,004,066.

7 (C) for purchase of equipment, upgrades, repairs, software licenses,
8 and security for network infrastructure upgrades, a new phone system, a
9 unified security system and other improvements for the overall improvement of
10 the Northwest Technical Institute’s Technology Infrastructure, in a sum not
11 to exceed\$1,801,200.

12 (D) for major maintenance projects including the replacement of two
13 roofs on campus, HVAC replacement and repair, parking lot maintenance and
14 repair, and other maintenance and repair projects on campus, in a sum not to
15 exceed\$636,000.

16 (E) for transfers of or refund to expenditures for capital balances for
17 construction, renovation, major maintenance, and purchase of equipment for
18 various capital projects or facility improvements, in a sum not to exceed
19\$1,000,000.

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21 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
22 obligations otherwise incurred in relation to the project or projects
23 described herein in excess of the State Treasury funds actually available
24 therefor as provided by law. Provided, however, that institutions and
25 agencies listed herein shall have the authority to accept and use grants and
26 donations including Federal funds, and to use its unobligated cash income or
27 funds, or both available to it, for the purpose of supplementing the State
28 Treasury funds for financing the entire costs of the project or projects
29 enumerated herein. Provided further, that the appropriations and funds
30 otherwise provided by the General Assembly for Maintenance and General
31 Operations of the agency or institutions receiving appropriation herein shall
32 not be used for any of the purposes as appropriated in this act.

33 (B) The restrictions of any applicable provisions of the State
34 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
35 Revenue Stabilization Law and any other applicable fiscal control laws of
36 this State and regulations promulgated by the Department of Finance and

1 Administration, as authorized by law, shall be strictly complied with in
2 disbursement of any funds provided by this act unless specifically provided
3 otherwise by law.

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

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14 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
15 Assembly, that the Constitution of the State of Arkansas prohibits the
16 appropriation of funds for more than a one (1) year period; that the
17 effectiveness of this Act on July 1, 2021 is essential to the operation of
18 the agency for which the appropriations in this Act are provided, and that in
19 the event of an extension of the legislative session, the delay in the
20 effective date of this Act beyond July 1, 2021 could work irreparable harm
21 upon the proper administration and provision of essential governmental
22 programs. Therefore, an emergency is hereby declared to exist and this Act
23 being necessary for the immediate preservation of the public peace, health
24 and safety shall be in full force and effect from and after July 1, 2021.