

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

SENATE BILL 218

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 EDUCATION - DIVISION OF HIGHER EDUCATION - NORTHWEST
11 TECHNICAL INSTITUTE; AND FOR OTHER PURPOSES.
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Subtitle

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

27 (A) Effective July 1, 2023, the balance of the appropriation provided
28 in Item (E) of Section 2 of Act 74 of 2022, for transfers of or refund to
29 expenditures for capital balances for construction, renovation, major
30 maintenance, and purchase of equipment for various capital projects or
31 facility improvements, in a sum not to exceed\$1,000,000.

32 (B) Effective July 1, 2023, the balance of the appropriation provided
33 in Item (F) of Section 2 of Act 74 of 2022, for Industrial Technology Center
34 construction, parking, equipment, and furnishings costs, in a sum not to
35 exceed\$36,037.

36 (C) Effective July 1, 2023, the balance of the appropriation provided



1 in Item (G) of Section 2 of Act 74 of 2022, for transfers of or refund to
2 expenditures for capital balances for construction, renovation, major
3 maintenance, and purchase of equipment for various capital projects or
4 facility improvements, in a sum not to exceed\$356,883.
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6 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
7 obligations otherwise incurred in relation to the project or projects
8 described herein in excess of the State Treasury funds actually available
9 therefor as provided by law. Provided, however, that institutions and
10 agencies listed herein shall have the authority to accept and use grants and
11 donations including Federal funds, and to use its unobligated cash income or
12 funds, or both available to it, for the purpose of supplementing the State
13 Treasury funds for financing the entire costs of the project or projects
14 enumerated herein. Provided further, that the appropriations and funds
15 otherwise provided by the General Assembly for Maintenance and General
16 Operations of the agency or institutions receiving appropriation herein shall
17 not be used for any of the purposes as appropriated in this act.

18 (B) The restrictions of any applicable provisions of the State
19 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
20 Revenue Stabilization Law and any other applicable fiscal control laws of
21 this State and regulations promulgated by the Department of Finance and
22 Administration, as authorized by law, shall be strictly complied with in
23 disbursement of any funds provided by this act unless specifically provided
24 otherwise by law.
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26 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
27 Assembly that any funds disbursed under the authority of the appropriations
28 contained in this act shall be in compliance with the stated reasons for
29 which this act was adopted, as evidenced by the Agency Requests, Executive
30 Recommendations and Legislative Recommendations contained in the budget
31 manuals prepared by the Department of Finance and Administration, letters, or
32 summarized oral testimony in the official minutes of the Arkansas Legislative
33 Council or Joint Budget Committee which relate to its passage and adoption.
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35 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
36 Assembly, that the Constitution of the State of Arkansas prohibits the

appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2023 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2023 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2023.

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