

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

State of Arkansas
90th General Assembly
Regular Session, 2015

As Engrossed: S3/12/15
A Bill

SENATE BILL 695

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

For An Act To Be Entitled

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

Subtitle

TO AMEND THE DISTRIBUTION OF CERTAIN FEES, PENALTIES, AND FINES RELATING TO ELECTRONIC GAMES OF SKILL; TO PROVIDE FUNDING FOR LAND-GRANT MATCH PAYMENTS FOR THE UNIVERSITY OF ARKANSAS AT PINE BLUFF; AND TO DECLARE AN EMERGENCY.

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

SECTION 1. DO NOT CODIFY. Legislative findings.

The General Assembly finds that:

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



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

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

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

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

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

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

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

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

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

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

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

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

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

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

(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