

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Joint Budget Committee**

A Bill

ACT 893 OF 1993
HOUSE BILL 2130

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 EDUCATION - FOR CONSTRUCTION, MAJOR MAINTENANCE,
10 RENOVATION, REPAIR AND PURCHASE OF EQUIPMENT; AND FOR
11 OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE DEPARTMENT OF EDUCATION CAPITAL
15 IMPROVEMENT APPROPRIATION."

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

19 SECTION 1. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
20 appropriated, to the Department of Education - Educational Television
21 Division, to be payable from the General Improvement Fund or its successor
22 fund or fund accounts, the following:

23 (A) For the purchase of equipment and a vehicle necessary for a
24 distance learning satellite uplink system and necessary building
25 modifications, the sum of \$750,000.

27 (B) For general network maintenance, the sum of \$1,000,000.

29 SECTION 2. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
30 appropriated, to the Department of Education - School for the Blind, to be
31 payable from the General Improvement Fund or its successor fund or fund
32 accounts, the following:

33 (A) For major maintenance, renovation and repair of various buildings
34 on campus, the sum of \$600,000.

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1 SECTION 3. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
2 appropriated, to the Department of Education - Arkansas State Library, to be
3 payable from the General Improvement Fund or its successor fund or fund
4 accounts, the following:

5 (A) For the purchase of equipment and software necessary for an
6 automated library system, the sum of\$87,000.

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8 (B) For the purchase of library materials in arrearage, the sum
9 of\$438,379.

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11 (C) For the purchase of library shelving and storage units, the sum of
12 \$241,850.

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14 SECTION 4. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to
15 the Department of Education - Educational Television Division, to be payable
16 from the federal funds as designated by the Chief Fiscal Officer of the State,
17 the following:

18 (A) For the purchase of equipment and a vehicle necessary for a
19 distance learning satellite uplink system and necessary building
20 modifications, the sum of
21\$750,000.

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23 (B) For general network maintenance, the sum of\$750,000.

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25 SECTION 5. APPROPRIATION - TRUST. There is hereby appropriated, to the
26 Department of Education, to be payable from the Educational Building Revenue
27 Bond Fund, the following:

28 (A) For purchase of the necessary hardware and software for computer
29 and equipment upgrades including equipment maintenance service contracts, and
30 purchase of copiers including maintenance service contracts, the sum of
31\$260,000.

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33 (B) For maintenance, repairs and purchase of materials for
34 interior/exterior work on the Arch Ford Education Buildings A, B, C and Luther
35 S. Hardin Building, the sum of\$200,000

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(C) For purchases, repairs, maintenance and maintenance contracts for the heating and cooling units for the Arch Ford Education Buildings A, B, C and Luther S. Hardin Building, the sum of \$250,000.

SECTION 6. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of Education - Vocational and Technical Education Division, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For the purchase of instructional equipment for the various postsecondary vocational technical schools, technical institutes and comprehensive lifelong learning centers, the sum of \$600,000.

(B) For major maintenance, renovation and repairs at the various postsecondary vocational technical schools, technical institutes and comprehensive lifelong learning centers, the sum of \$750,000.

(C) For new construction at the various postsecondary vocational technical schools, technical institutes and comprehensive lifelong learning centers, the sum of \$750,000.

SECTION 7. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that institutions and agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income or funds, or both available to it, for the purpose of supplementing the State Treasury funds for financing the entire costs of the project or projects enumerated herein. Provided further, that the appropriations and funds otherwise provided by the General Assembly for Maintenance and General Operations of the agency or institutions receiving appropriation herein shall not be used for any of the purposes as appropriated in this Act.

(B) The restrictions of any applicable provisions of the State

1 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
2 Revenue Stabilization Law and any other applicable fiscal control laws of this
3 State and regulations promulgated by the Department of Finance and
4 Administration, as authorized by law, shall be strictly complied with in
5 disbursement of any funds provided by this Act unless specifically provided
6 otherwise by law.

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

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17 SECTION 9. CODE. All provisions of this Act of a general and permanent
18 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
19 Code Revision Commission shall incorporate the same in the Code.

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21 SECTION 10. SEVERABILITY. If any provision of this Act or the
22 application thereof to any person or circumstance is held invalid, such
23 invalidity shall not affect other provisions or applications of the Act which
24 can be given effect without the invalid provision or application, and to this
25 end the provisions of this Act are declared to be severable.

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27 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict
28 with this Act are hereby repealed.

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30 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the
31 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
32 prohibits the appropriation of funds for more than a two (2) year period; that
33 the effectiveness of this Act on July 1, 1993 is essential to the operation of
34 the agency for which the appropriations in this Act are provided, and that in
35 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 1993 could work irreparable harm upon the
2 proper administration and provision of essential governmental programs.
3 Therefore, an emergency is hereby declared to exist and this Act being
4 necessary for the immediate preservation of the public peace, health and
5 safety shall be in full force and effect from and after July 1, 1993.

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/s/John E. Miller

APPROVED: 4/5/93

As Engrossed: 4/2/93

HB 2130

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