

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Senator Hardin**

# A Bill

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR LOANS TO THE  
9 POSTSECONDARY VOCATIONAL-TECHNICAL SCHOOLS FOR  
10 CONSTRUCTION, REPAIR OR RENOVATION, AND ACQUISITION OF  
11 EQUIPMENT; TO CREATE THE VOCATIONAL-TECHNICAL SCHOOLS  
12 REVOLVING FUND FOR THE DEPARTMENT OF EDUCATION -  
13 VOCATIONAL AND TECHNICAL EDUCATION DIVISION FOR THE  
14 BIENNIAL PERIOD ENDING JUNE 30, 1993; AND FOR OTHER  
15 PURPOSES."

16  
17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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19 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
20 Department of Education - Vocational and Technical Education Division, to be  
21 payable from the Vocational-Technical Schools Revolving Fund, for loans to the  
22 various postsecondary vocational-technical schools for construction, repair or  
23 renovation, and acquisition of equipment necessary to permit postsecondary  
24 vocational-technical schools to provide the educational and training needs of  
25 business and industry within their community, for the biennial period ending  
26 June 30, 1993, the sum of .....\$2,000,000.

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28 SECTION 2. There is hereby created and established on the books of the  
29 Chief Fiscal Officer of the State, State Treasurer and Auditor of State the  
30 Vocational-Technical Schools Revolving Fund. Such fund shall be used to  
31 provide loans to the postsecondary vocational-technical schools by the Board  
32 of Vocational Education, or its designee, for construction, repair or  
33 renovation, and acquisition of equipment necessary to permit the schools to  
34 provide the educational and training needs of business and industry within  
35 their community. Each postsecondary vocational-technical school receiving a

1 loan from the Vocational-Technical Schools Revolving Fund shall reimburse said  
2 Fund by the end of each fiscal year, from its cash funds, an amount not less  
3 than ten percent (10%) of the total amount borrowed. In no event shall full  
4 repayment of a loan exceed ten years by any school.

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6 SECTION 3. Immediately upon the effective date of this Act, there shall  
7 be transferred on the books of the Chief Fiscal Officer of the State, the  
8 State Treasurer and the State Auditor from the Budget Stabilization Trust Fund  
9 to the Vocational-Technical Schools Revolving Fund the sum of \$2,000,000.

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11 SECTION 4. The postsecondary vocational-technical schools may develop and  
12 submit a loan application to the State Board of Vocational Education, or its  
13 designee, containing the project description and budget request of the  
14 construction, repairs, renovation and equipment needed to adequately allow the  
15 school to provide the educational and training needs of business and industry  
16 within their communities. The State Board of Vocational Education, or its  
17 designee, shall form a committee to review the loan applications submitted by  
18 the vocational-technical schools for such projects. Upon approval of the loan  
19 application, the State Board of Vocational Education, or its designee, shall  
20 transfer the necessary appropriations and funds authorized by this Act to the  
21 postsecondary vocational-technical school making application.

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23 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
24 authorized by this Act shall be limited to the appropriation for such agency  
25 and funds made available by law for the support of such appropriations; and  
26 the restrictions of the State Purchasing Law, the General Accounting and  
27 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
28 Procedures and Restrictions Act, or their successors, and other fiscal control  
29 laws of this State, where applicable, and regulations promulgated by the  
30 Department of Finance and Administration, as authorized by law, shall be  
31 strictly complied with in disbursement of said funds.

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33 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
34 Assembly that any funds disbursed under the authority of the appropriations  
35 contained in this Act shall be in compliance with the stated reasons for which

1 this Act was adopted, as evidenced by the Agency Requests, Executive  
2 Recommendations and Legislative Recommendations contained in the budget  
3 manuals prepared by the Department of Finance and Administration, letters, or  
4 summarized oral testimony in the official minutes of the Arkansas Legislative  
5 Council or Joint Budget Committee which relate to its passage and adoption.

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7 SECTION 7. CODE. All provisions of this Act of a general and permanent  
8 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
9 Code Revision Commission shall incorporate the same in the Code.

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11 SECTION 8. SEVERABILITY. If any provision of this Act or the  
12 application thereof to any person or circumstance is held invalid, such  
13 invalidity shall not affect other provisions or applications of the Act which  
14 can be given effect without the invalid provision or application, and to this  
15 end the provisions of this Act are declared to be severable.

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17 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict  
18 with this Act are hereby repealed.

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20 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the  
21 Seventy-Eighth General Assembly, that the Constitution of the State of  
22 Arkansas prohibits the appropriation of funds for more than a two (2) year  
23 period; that the effectiveness of this Act on July 1, 1991 is essential to the  
24 operation of the agency for which the appropriations in this Act are provided,  
25 and that in the event of an extension of the Regular Session, the delay in the  
26 effective date of this Act beyond July 1, 1991 could work irreparable harm  
27 upon the proper administration and provision of essential governmental  
28 programs. Therefore, an emergency is hereby declared to exist and this Act  
29 being necessary for the immediate preservation of the public peace, health and  
30 safety shall be in full force and effect from and after July 1, 1991.

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