

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

# A Bill

**HOUSE BILL 1169**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING ADDITIONAL  
9 SUPPORT FOR VOCATIONAL TECHNICAL EDUCATION TO BE DISBURSED  
10 BY THE DEPARTMENT OF FINANCE AND ADMINISTRATION AS  
11 DIRECTED BY THE STATE BOARD OF HIGHER EDUCATION AND THE  
12 STATE BOARD OF VOCATIONAL EDUCATION FOR THE DEPARTMENT OF  
13 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE  
14 BIENNIAL PERIOD ENDING JUNE 30, 1995; AND FOR OTHER  
15 PURPOSES."

## Subtitle

18 "AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION -  
19 DISBURSING OFFICER APPROPRIATION."

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

23 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
24 Department of Finance and Administration - Disbursing Officer, to be payable  
25 from the Work Force 2000 Development Fund, for additional support for  
26 vocational technical education for the biennial period ending June 30, 1995,  
27 the following:

ITEM	FISCAL YEARS	
NO.	1993-94	1994-95
1) ADDITIONAL PERSONAL SERVICES, OPERATING		
EXPENSES, CONSTRUCTION, RECONSTRUCTION,		
RENOVATIONS, PURCHASE OF EQUIPMENT AND		
OTHER CAPITAL OUTLAY FOR TECHNICAL		
COLLEGES, AS DETERMINED BY THE STATE		

1	BOARD OF HIGHER EDUCATION	\$ 15,000,000	\$ 15,000,000
2	2) ADDITIONAL PERSONAL SERVICES, OPERATING		
3	EXPENSES, CONSTRUCTION, RECONSTRUCTION,		
4	RENOVATIONS, PURCHASE OF EQUIPMENT AND		
5	OTHER CAPITAL OUTLAY FOR TECHNICAL		
6	INSTITUTES AND COMPREHENSIVE LIFELONG		
7	LEARNING CENTERS, AS DETERMINED BY THE		
8	STATE BOARD OF VOCATIONAL EDUCATION	<u>5,500,000</u>	<u>5,500,000</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$ 20,500,000</u>	<u>\$ 20,500,000</u>

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11 SECTION 2. REAPPROPRIATION. There is hereby appropriated, to the  
 12 Department of Finance and Administration - Disbursing Officer, to be payable  
 13 from the Work Force 2000 Development Fund, for the Department of Finance and  
 14 Administration - Disbursing Officer, the following:

15 (A) Effective July 1, 1993, the balance of the appropriation provided  
 16 in Item (1) of Section 1 of Act 1246 of 1991, for *construction,*  
 17 *reconstruction, renovations, purchase of equipment & other capital outlay*  
 18 additional support for vocational technical education, in a sum not to exceed  
 19 \$4,573,237.

20 (B) Effective July 1, 1993, the balance of the appropriation provided  
 21 in Item (2) of Section 1 of Act 1246 of 1991 for *additional personal services*  
 22 *and operating expenses for additional support for vocational technical*  
 23 *education, in a sum not to exceed.....\$4,806,610.*

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25 SECTION 3. After the amount to be made available to a technical  
 26 college, technical institute or comprehensive lifelong learning center has  
 27 been determined by the State Board of Higher Education or State Board of  
 28 Vocational Education, as provided by law, the Chief Fiscal Officer of the  
 29 State shall process the documents necessary so that the funds may be  
 30 transferred from the Work Force 2000 Development Fund to the State Treasury  
 31 fund or fund account from which the technical college, technical institute, or  
 32 comprehensive lifelong learning center draws its general revenue support.

33 *The Chief Fiscal Officer of the State shall also cause an equal amount*  
 34 *of the appropriation provided in Items (1) and (2) of Section 1 of this Act to*  
 35 *be transferred to the institutions' appropriate line item appropriation or*

1 allocation, there to be supplemental and in addition to those appropriations  
2 or allocations provided by the General Assembly for personal services and  
3 operating expenses of the institution from the State Treasury Fund or fund  
4 account.

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6 SECTION 4. 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) Any restrictions contained in the Acts enumerated in the  
19 reappropriation sections of this Act, the restrictions of any applicable  
20 provisions of the State Purchasing Law, the General Accounting and Budgetary  
21 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal  
22 control laws of this State and regulations promulgated by the Department of  
23 Finance and Administration, as authorized by law, shall be strictly complied  
24 with in disbursement of any funds provided by this Act unless specifically  
25 provided otherwise by law.

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27 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
28 Assembly that any funds disbursed under the authority of the appropriations  
29 contained in this Act shall be in compliance with the stated reasons for which  
30 this Act was adopted, as evidenced by the Agency Requests, Executive  
31 Recommendations and Legislative Recommendations contained in the budget  
32 manuals prepared by the Department of Finance and Administration, letters, or  
33 summarized oral testimony in the official minutes of the Arkansas Legislative  
34 Council or Joint Budget Committee which relate to its passage and adoption.

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1 SECTION 6. CODE. All provisions of this Act of a general and permanent  
2 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
3 Code Revision Commission shall incorporate the same in the Code.

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5 SECTION 7. SEVERABILITY. If any provision of this Act or the  
6 application thereof to any person or circumstance is held invalid, such  
7 invalidity shall not affect other provisions or applications of the Act which  
8 can be given effect without the invalid provision or application, and to this  
9 end the provisions of this Act are declared to be severable.

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11 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
12 with this Act are hereby repealed.

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14 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
15 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
16 prohibits the appropriation of funds for more than a two (2) year period; that  
17 previous General Assemblies have provided appropriations for the projects  
18 provided enumerated in this act; that certain appropriations will expire  
19 before the adjournment of the General Assembly; and that if such  
20 appropriations expire, the projects and programs authorized herein will cease  
21 thereby depriving the citizens of the State of the benefits to be derived from  
22 such projects. Therefore, an emergency is hereby declared to exist and this  
23 Act 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, 1993.

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*/s/John E. Miller*

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