

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

# A Bill

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
10 EDUCATION; AND FOR OTHER PURPOSES."

## Subtitle

13 "AN ACT FOR THE DEPARTMENT OF EDUCATION REAPPROPRIATION."

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

17 SECTION 1. REAPPROPRIATION - SCHOOL FOR THE BLIND - GENERAL IMPROVEMENT.  
18 There is hereby appropriated, to the Department of Education - School for the  
19 Blind, to be payable from the General Improvement Fund or its successor fund  
20 or fund accounts, for the Department of Education - School for the Blind, the  
21 following:

22 (A) Effective July 1, 1993, the balance of the appropriation provided  
23 in Item (A) of Section 5 of Act 1199 of 1991, for major maintenance,  
24 renovation and repair of various buildings on campus, in a sum not to  
25 exceed..... \$200,000.

27 SECTION 2. REAPPROPRIATION - SCHOOL FOR THE DEAF - GENERAL IMPROVEMENT.  
28 There is hereby appropriated, to the Department of Education - School for the  
29 Deaf, to be payable from the General Improvement Fund or its successor fund or  
30 fund accounts, for the Department of Education - School for the Deaf, the  
31 following:

32 (A) Effective July 1, 1993, the balance of the appropriation provided  
33 in Item (B) of Section 6 of Act 1199 of 1991, for the installation of  
34 dormitory air conditioning, lighting and refurbishing four dormitories, in a  
35 sum not to exceed ..... \$700,000.

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2 (B) Effective July 1, 1993, the balance of the appropriation provided  
3 in Item (A) of Section 6 of Act 1199 of 1991, for gymnasium renovation, in a  
4 sum not to exceed ..... \$327,815.

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6 SECTION 3. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - GENERAL  
7 IMPROVEMENT. There is hereby appropriated, to the Department of Education -  
8 Educational Television Division, to be payable from the General Improvement  
9 Fund or its successor fund or fund accounts, for the Department of Education -  
10 Educational Television Division, the following:

11 (A) Effective July 1, 1993, the balance of the appropriation provided  
12 in Item (B) of Section 3 of Act 1191 of 1991, for distance learning satellite  
13 uplink and communications system, in a sum not to exceed ..... \$650,000.

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15 (B) Effective July 1, 1993, the balance of the appropriation provided  
16 in Item (C) of Section 3 of Act 1191 of 1991, for translators to increase the  
17 AETN service area, in a sum not to exceed ..... \$50,000.

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19 (C) Effective July 1, 1993, the balance of the appropriation provided  
20 in Item (F) of Section 3 of Act 1191 of 1991, for KETG Channel 9 and KAFT  
21 Channel 13 transmitter replacement, in a sum not to exceed ..... \$513,000.

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23 SECTION 4. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - FEDERAL.  
24 There is hereby appropriated, to the Department of Education - Educational  
25 Television Division, to be payable from the federal funds as designated by the  
26 Chief Fiscal Officer of the State, for the Department of Education -  
27 Educational Television Division, the following:

28 (A) Effective July 1, 1993, the balance of the appropriation provided  
29 in Item (B) of Section 4 of Act 1199 of 1991, for distance satellite uplink  
30 and communication system, in a sum not to exceed ..... \$300,000.

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32 (B) Effective July 1, 1993, the balance of the appropriation provided  
33 in Item (F) of Section 4 of Act 1199 of 1991, for KETG Channel 9 and KAFT  
34 Channel 13 transmitter replacement, in a sum not to exceed ..... \$541,491.

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1 (C) Effective July 1, 1993, the balance of the appropriation provided  
2 in Item (B) of Section 5 of Act 1073 of 1991, for construction, and to  
3 purchase and install television and satellite equipment for the Star Schools  
4 Project in a sum not to exceed ..... \$650,000.

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6 SECTION 5. REAPPROPRIATION - VOCATIONAL AND TECHNICAL EDUCATION DIVISION  
7 - GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of  
8 Education - Vocational and Technical Education Division, to be payable from  
9 the General Improvement Fund or its successor fund or fund accounts, for the  
10 Department of Education - Vocational and Technical Education Division, the  
11 following:

12 (A) Effective July 1, 1993, the balance of the appropriation provided  
13 in Item (A) of Section 9 of Act 1199 of 1991, for instructional equipment for  
14 the various postsecondary vocational technical schools, technical institutes  
15 or comprehensive lifelong learning centers, in a sum not to exceed.. \$500,000.

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17 (B) Effective July 1, 1993, the balance of the appropriation provided  
18 in Item (B) of Section 9 of Act 1199 of 1991, for major maintenance,  
19 renovation and repairs at the various postsecondary vocational technical  
20 schools, technical institutes or comprehensive lifelong learning centers,  
21 in a sum not to exceed ..... \$300,000.

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23 (C) Effective July 1, 1993, the balance of the appropriation provided  
24 in Item (C) of Section 9 of Act 1199 of 1991, for new construction at the  
25 various postsecondary vocational technical schools, technical institutes or  
26 comprehensive lifelong learning centers, in a sum not to exceed.... \$400,000.

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28 (D) Effective July 1, 1993, the balance of the appropriation provided  
29 in Section 3 of Act 123 of 1991, to match local funds on a one to one basis,  
30 to be used for repair or renovation or both of secondary vocational education  
31 centers, in a sum not to exceed ..... \$125,000.

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33 SECTION 6. REAPPROPRIATION - VOCATIONAL AND TECHNICAL EDUCATION DIVISION  
34 - TRUST. There is hereby appropriated, to the Department of Education -  
35 Vocational and Technical Education Division, to be payable from the Building

1 Trades Revolving Fund, for the Department of Education - Vocational and  
2 Technical Education Division, the following:

3 (A) Effective July 1, 1993, the balance of the appropriation provided  
4 in Item (A) of Section 10 of Act 1199 of 1991, for the purchase of lots and  
5 construction of single dwelling units and for other purposes by the Department  
6 of Education - Vocational and Technical Education Division, in a sum not to  
7 exceed ..... \$245,627.

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9 SECTION 7. REAPPROPRIATION - VOCATIONAL TECHNICAL POST SECONDARY

10 SCHOOLS. There is hereby appropriated, to the Department of Education -  
11 Vocational and Technical Education Division, to be payable from the General  
12 Improvement Fund or its successor fund or fund accounts, for the Department of  
13 Education - Vocational and Technical Education Division - Vocational Technical  
14 Post Secondary Schools, the following:

15 (A) Effective July 1, 1993, the balance of the appropriation provided  
16 in Item (B) of Section 1 of Act 1073 of 1991, for purchase of instructional  
17 equipment for Arkansas Valley Technical Institute, in a sum not to exceed  
18 ..... \$39,000.

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20 (B) Effective July 1, 1993, the balance of the appropriation provided  
21 in Item (B) of Section 1 of Act 1073 of 1991, for purchase of instructional  
22 equipment for Cotton Boll Technical Institute, in a sum not to exceed  
23 \$9,784.

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25 (C) Effective July 1, 1993, the balance of the appropriation provided  
26 in Item (A) of Section 9 of Act 1199 of 1991, for purchase of instructional  
27 equipment for Cotton Boll Technical Institute, in a sum not to exceed  
28 ..... \$8,953.

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30 (D) Effective July 1, 1993, the balance of the appropriation provided  
31 in Item (A) of Section 9 of Act 1199 of 1991, for purchase of instructional  
32 equipment for Crowley's Ridge Technical Institute, in a sum not to exceed  
33 ..... \$57,784.

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35 (E) Effective July 1, 1993, the balance of the appropriation provided

1 in Item (B) of Section 1 of Act 1073 of 1991, for purchase of instructional  
2 equipment for Crowley's Ridge Technical Institute, in a sum not to exceed  
3 .....\$39,000.

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5 (F) Effective July 1, 1993, the balance of the appropriation provided  
6 in Item (B) of Section 1 of Act 1073 of 1991, for purchase of instructional  
7 equipment for Delta Technical Institute, in a sum not to exceed. ....\$4,035.

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9 (G) Effective July 1, 1993, the balance of the appropriation provided  
10 in Item (A) of Section 9 of Act 1199 of 1991, for purchase of instructional  
11 equipment for Delta Technical Institute, in a sum not to exceed. ....\$23,786.

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13 (H) Effective July 1, 1993, the balance of the appropriation provided  
14 in Item (A) of Section 9 of Act 1199 of 1991, for purchase of instructional  
15 equipment for Foothills Technical Institute, in a sum not to exceed... \$57,016.

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17 (I) Effective July 1, 1993, the balance of the appropriation provided  
18 in Item (A) of Section 9 of Act 1199 of 1991, for purchase of instructional  
19 equipment for Forest Echoes Technical Institute, in a sum not to exceed  
20 .....\$60,907.

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22 (J) Effective July 1, 1993, the balance of the appropriation provided  
23 in Item (C) of Section 9 of Act 1199 of 1991, for new construction at Forest  
24 Echoes Technical Institute, in a sum not to exceed .....\$17,260.

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26 (K) Effective July 1, 1993, the balance of the appropriation provided  
27 in Item (B) of Section 1 of Act 1073 of 1991, for purchase of instructional  
28 equipment for Forest Echoes Technical Institute, in a sum not to exceed  
29 .....\$39,000.

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31 (L) Effective July 1, 1993, the balance of the appropriation provided  
32 in Item (B) of Section 1 of Act 1073 of 1991, for purchase of instructional  
33 equipment for Great Rivers Comprehensive Lifelong Learning Center in a sum  
34 not to exceed .....\$11,775.

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1 (M) Effective July 1, 1993, the balance of the appropriation provided  
2 in Item (A) of Section 9 of Act 1199 of 1991, for purchase of instructional  
3 equipment for Great Rivers Comprehensive Lifelong Learning Center, in a sum  
4 not to exceed .....\$33,101.

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6 (N) Effective July 1, 1993, the balance of the appropriation provided  
7 in Item (E) of Section 1 of Act 1073 of 1991, for new construction at the  
8 Northwest Technical Institute, in a sum not to exceed .....\$110,000.

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10 (O) Effective July 1, 1993, the balance of the appropriation provided  
11 in Item (A) of Section 9 of Act 1199 of 1991, for purchase of instructional  
12 equipment for Quapaw Technical Institute, in a sum not to exceed ....\$32,239.

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14 (P) Effective July 1, 1993, the balance of the appropriation provided  
15 in Item (C) of Section 9 of Act 1199 of 1991, for new construction at the  
16 Quapaw Technical Institute, in a sum not to exceed .....\$80,000.

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18 (Q) Effective July 1, 1993, the balance of the appropriation provided  
19 in Item (A) of Section 9 of Act 1199 of 1991, for purchase of instructional  
20 equipment for Rice Belt Vocational Technical School, in a sum not to  
21 exceed .....\$21,800.

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23 (R) Effective July 1, 1993, the balance of the appropriation provided  
24 in Item (B) of Section 1 of Act 1073 of 1991, for purchase of instructional  
25 equipment for Rice Belt Vocational Technical School, in a sum not to exceed  
26 .....\$27,917.

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28 (S) Effective July 1, 1993, the balance of the appropriation provided  
29 in Item (A) of Section 9 of Act 1199 of 1991, for purchase of instructional  
30 equipment for Riverside Vocational Technical School, in a sum not to exceed  
31 .....\$3,955.

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33 (T) Effective July 1, 1993, the balance of the appropriation provided  
34 in Item (C) of Section 9 of Act 1199 of 1991, for new construction at  
35 Riverside Vocational Technical School, in a sum not to exceed .....\$97,995.

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SECTION 8. 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) Any restrictions contained in the Acts enumerated in the reappropriation sections of this Act, the restrictions of any applicable provisions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law and any other applicable fiscal control laws of this State and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of any funds provided by this Act unless specifically provided otherwise by law.

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

SECTION 10. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

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

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

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10          SECTION 13. EMERGENCY CLAUSE. It is hereby found and determined by the  
11 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
12 prohibits the appropriation of funds for more than a two (2) year period; that  
13 previous General Assemblies have provided appropriations for the projects  
14 provided enumerated in this act; that certain appropriations will expire  
15 before the adjournment of the General Assembly; and that if such  
16 appropriations expire, the projects and programs authorized herein will cease  
17 thereby depriving the citizens of the State of the benefits to be derived from  
18 such projects. Therefore, an emergency is hereby declared to exist and this  
19 Act being necessary for the immediate preservation of the public peace, health  
20 and safety shall be in full force and effect from and after the date of its  
21 passage and approval.

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