

1 **State of Arkansas**
2 **79th General Assembly**
3 **Second Extraordinary Session, 1994**
4 **By: Representative Mahony**

A Bill

Call Item 34

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AUTHORIZE THE ARKANSAS DEPARTMENT OF EDUCATION
9 (ADE) TO EXPEND MINIMUM FOUNDATION PROGRAM AID FUNDS
10 APPROPRIATED TO THE DEPARTMENT TO ADDRESS DISPARITIES IN
11 ALLOCATIONS MADE TO ARKANSAS SCHOOL DISTRICTS CONTIGUOUS
12 TO ADJOINING STATES AND HISTORICALLY AND CONTINUOUSLY
13 SERVING STUDENTS IN THOSE STATES; AND TO DECLARE AN
14 EMERGENCY; AND FOR OTHER PURPOSES."

Subtitle

17 "AUTHORIZING ADE TO EXPEND ADDITIONAL
18 MFPA FUNDS TO SCHOOL DISTRICTS
19 CONTIGUOUS TO ADJOINING STATES."
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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25 SECTION 1. Notwithstanding any other provisions of law, the Arkansas
26 Department of Education is hereby authorized to expend from Minimum Foundation
27 Program Aid funds appropriated to the department in Section 1 of Act 1312 of
28 1993 for the biennial period ending June 30, 1995, for the purpose of
29 providing educational services to Arkansas students in any Arkansas school
30 district contiguous to an adjoining state and historically and continuously
31 serving students in that state. These additional amounts shall not exceed
32 for the fiscal year ending June 30, 1995, two hundred thousand dollars
33 (\$200,000) to be determined by the department using the following guidelines:

34 (1) Any grant shall be conditioned upon the passage of a millage
35 increase that is necessary for the long-term survival of a school district;

1 and

2 (2) That such sums are necessary for a school district to meet the
3 Standards for Accreditation Of Arkansas Public Schools adopted by the State
4 Board of Education in 1984 and revised in 1993.

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6 SECTION 2. All provisions of this act of a general and permanent
7 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
8 Code Revision Commission shall incorporate the same in the Code.

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10 SECTION 3. If any provision of this act or the application thereof to
11 any person or circumstance is held invalid, such invalidity shall not affect
12 other provisions or applications of the act which can be given effect without
13 the invalid provision or application, and to this end the provisions of this
14 act are declared to be severable.

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16 SECTION 4. All laws and parts of laws in conflict with this act are
17 hereby repealed.

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19 SECTION 5. EMERGENCY CLAUSE. It is hereby found and determined by the
20 Seventy-Ninth General Assembly, meeting in Second Extraordinary Session, that
21 the provisions of this Act are of critical importance in providing a "general,
22 suitable and efficient system of public schools" as provided for in the
23 Arkansas Constitution to those Arkansas students who are enrolled in school
24 districts contiguous to adjoining states; and that failure to provide these
25 students the same educational opportunities as those afforded to students in
26 other Arkansas school districts could cause irreparable harm. Therefore, an
27 emergency is hereby declared to exist, and this Act being necessary for the
28 immediate preservation of the public peace, health, and safety shall be in
29 full force and effect from and after its passage.

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