

1 State of Arkansas  
2 84th General Assembly  
3 Second Extraordinary Session, 2003  
4

Call Item 3

# A Bill

SENATE BILL 10

5 By: Senator Broadway  
6 By: Representative Elliott  
7

## For An Act To Be Entitled

10 AN ACT TO AMEND ACT 1284 OF THE REGULAR SESSION  
11 OF 2003 TO REPEAL THE FISCAL YEAR FUNDING  
12 ALLOCATION PROVISION FOR OPERATING AND OTHER  
13 EXPENSES OF THE JOINT COMMITTEE ON EDUCATIONAL  
14 FACILITIES; AND FOR OTHER PURPOSES.

## Subtitle

16 AN ACT TO AMEND ACT 1284 OF 2003 TO  
17 REPEAL THE FISCAL YEAR ALLOCATION  
18 PROVISION FOR EXPENSES OF THE JOINT  
19 COMMITTEE ON EDUCATIONAL FACILITIES.  
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22  
23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Section 2 of Act 1284 of 2003, Regular Session, regarding  
26 the allocation of funds each fiscal year is repealed as follows:

27 ~~SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS~~  
28 ~~CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JOINT~~  
29 ~~COMMITTEE ON EDUCATIONAL FACILITIES FUNDING PROVISION. Of the total~~  
30 ~~appropriation authorized by this act for operating and other expenses of the~~  
31 ~~Joint Committee on Educational Facilities, two hundred fifty thousand dollars~~  
32 ~~(\$250,000) shall be made available for Fiscal Year 2002-03 and two hundred~~  
33 ~~fifty thousand dollars (\$250,000) shall be made available for Fiscal Year~~  
34 ~~2003-04.~~

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36 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds



1 authorized by this act shall be limited to the appropriation for such agency  
 2 and funds made available by law for the support of such appropriations; and  
 3 the restrictions of the State Purchasing Law, the General Accounting and  
 4 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 5 Procedures and Restrictions Act, or their successors, and other fiscal  
 6 control laws of this State, where applicable, and regulations promulgated by  
 7 the Department of Finance and Administration, as authorized by law, shall be  
 8 strictly complied with in disbursement of said funds.

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 10 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
 11 Assembly that any funds disbursed under the authority of the appropriations  
 12 contained in this act shall be in compliance with the stated reasons for  
 13 which this act was adopted, as evidenced by the Agency Requests, Executive  
 14 Recommendations and Legislative Recommendations contained in the budget  
 15 manuals prepared by the Department of Finance and Administration, letters, or  
 16 summarized oral testimony in the official minutes of the Arkansas Legislative  
 17 Council or Joint Budget Committee which relate to its passage and adoption.

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 19 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 20 Assembly, that the effectiveness of this Act on the date of its passage and  
 21 approval is essential due to the November 2002 Arkansas Supreme Court ruling  
 22 that the State has not fulfilled its constitutional duty to provide the  
 23 children of this state with a general, suitable, and efficient educational  
 24 system; and that in order to initiate immediate progress towards implementing  
 25 a constitutional public k-12 school facilities program the effectiveness of  
 26 this Act on the date of its passage and approval is essential to the  
 27 operation of the agency for which the appropriations in this Act are provided  
 28 and that in the event of an extension of the Second Extraordinary Session of  
 29 2003, the delay in the effective date of this Act beyond the date of its  
 30 passage and approval could work irreparable harm upon the proper  
 31 administration and provision of essential governmental programs. Therefore,  
 32 an emergency is hereby declared to exist and this Act being immediately  
 33 necessary for the preservation of the public peace, health and safety shall  
 34 become effective on:

35 (A) The date of its approval by the Governor;

36 (B) If the bill is neither approved nor vetoed by the Governor, the

1 expiration of the period of time during which the Governor may veto the bill;

2 or

3 (C) If the bill is vetoed by the Governor and the veto is overridden,  
4 the date the last house overrides the veto.

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