

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

Call Item 3

A Bill

SENATE BILL 7

5 By: Senator Broadway
6 By: Representative Elliott
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For An Act To Be Entitled

10 AN ACT TO MAKE AN APPROPRIATION FOR OPERATING
11 EXPENSES AND OTHER EXPENSES FOR THE BUREAU OF
12 LEGISLATIVE RESEARCH DISBURSING OFFICER - JOINT
13 COMMITTEE ON EDUCATIONAL FACILITIES WHICH SHALL
14 BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
15 APPROPRIATED BY ACT 1284 OF 2003; AND FOR OTHER
16 PURPOSES.

Subtitle

19 AN ACT FOR THE BUREAU OF LEGISLATIVE
20 RESEARCH DISBURSING OFFICER - JOINT
21 COMMITTEE ON EDUCATIONAL FACILITIES
22 SUPPLEMENTAL APPROPRIATION.
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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SECTION 1. APPROPRIATION - JOINT COMMITTEE ON EDUCATIONAL FACILITIES.

28 There is hereby appropriated, to the Bureau of Legislative Research
29 Disbursing Officer, to be payable from the Department of Education Public
30 School Fund Account, for operating expenses and other expenses of the Joint
31 Committee on Educational Facilities which shall be supplemental and in
32 addition to those funds appropriated in Section 1 of Act 1284 of 2003, the
33 sum of\$ 10,000,000.
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SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE



1 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
2 TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal
3 Officer of the State shall transfer on his books and those of the State
4 Treasurer and the Auditor of the State the sum of ten million dollars
5 (\$10,000,000) from funds received from the Jobs and Growth Tax Relief
6 Reconciliation Act of 2003, Public Law 108-27 to the Department of Education
7 Public School Fund Account.

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9 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
10 by this act shall be limited to the appropriation for such agency and funds
11 made available by law for the support of such appropriations; and the
12 restrictions of the State Purchasing Law, the General Accounting and
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
14 Procedures and Restrictions Act, or their successors, and other fiscal
15 control laws of this State, where applicable, and regulations promulgated by
16 the Department of Finance and Administration, as authorized by law, shall be
17 strictly complied with in disbursement of said funds.

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19 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
20 that any funds disbursed under the authority of the appropriations contained
21 in this act shall be in compliance with the stated reasons for which this act
22 was adopted, as evidenced by the Agency Requests, Executive Recommendations
23 and Legislative Recommendations contained in the budget manuals prepared by
24 the Department of Finance and Administration, letters, or summarized oral
25 testimony in the official minutes of the Arkansas Legislative Council or
26 Joint Budget Committee which relate to its passage and adoption.

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28 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
29 Assembly, that the Constitution of the State of Arkansas prohibits the
30 appropriation of funds for more than a two (2) year period; that the
31 effectiveness of this Act on the date of its passage and approval is
32 essential due to the recent Arkansas Supreme Court ruling that the State has
33 not fulfilled its constitutional duty to provide the children of this State
34 with a general, suitable, and efficient school funding system; and the
35 Arkansas Supreme Court has ruled that the k-12 public school system in
36 Arkansas is neither equitable nor adequate; and in its decision the Arkansas

1 Supreme Court provided a stay to the issuance of its mandate only until
2 January 1, 2004 to give the state time to chart a new course for public
3 education in this state; and that in order to initiate substantial progress
4 towards implementing a constitutional public k-12 school system the
5 effectiveness of this Act on the date of its passage and approval is
6 essential, the delay in the effective date of this Act beyond the date of its
7 passage and approval could work irreparable harm upon the proper
8 administration and provision of essential governmental programs. Therefore,
9 an emergency is hereby declared to exist and this Act being necessary for the
10 immediate preservation of the public peace, health and safety shall be in
11 full force and effect from and after the date of its passage and approval.
12 If the bill is neither approved nor vetoed by the Governor, it shall become
13 effective on the expiration of the period of time during which the Governor
14 may veto the bill. If the bill is vetoed by the Governor and the veto is
15 overridden, it shall become effective on the date the last house overrides
16 the veto.

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