

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

Call Item 3

# A Bill

SENATE BILL 94

5 By: Senator Broadway  
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## For An Act To Be Entitled

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

## Subtitle

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

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27 There is hereby appropriated, to the Bureau of Legislative Research  
28 Disbursing Officer, to be payable from the Department of Education Public  
29 School Fund Account, for operating expenses and other expenses of the Joint  
30 Committee on Educational Facilities which shall be supplemental and in  
31 addition to those funds appropriated in Section 1 of Act 1284 of 2003, the  
32 sum of .....\$ 10,000,000.  
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34 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CONTRACT  
36 REQUIREMENT. Any contract to be paid from funds appropriated in this Act



1 shall not be implemented until having received approval from the Office of  
2 Attorney General.

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

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

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23 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
24 Assembly, that the Constitution of the State of Arkansas prohibits the  
25 appropriation of funds for more than a two (2) year period; that the  
26 effectiveness of this Act on the date of its passage and approval is  
27 essential due to the recent Arkansas Supreme Court ruling that the State has  
28 not fulfilled its constitutional duty to provide the children of this State  
29 with a general, suitable, and efficient school funding system; and the  
30 Arkansas Supreme Court has ruled that the k-12 public school system in  
31 Arkansas is neither equitable nor adequate; and in its decision the Arkansas  
32 Supreme Court provided a stay to the issuance of its mandate only until  
33 January 1, 2004 to give the state time to chart a new course for public  
34 education in this state; and that in order to initiate substantial progress  
35 towards implementing a constitutional public k-12 school system the  
36 effectiveness of this Act on the date of its passage and approval is

1 essential, the delay in the effective date of this Act beyond the date of its  
2 passage and approval could work irreparable harm upon the proper  
3 administration and provision of essential governmental programs. Therefore,  
4 an emergency is hereby declared to exist and this Act being necessary for the  
5 immediate preservation of the public peace, health and safety shall be in  
6 full force and effect from and after the date of its passage and approval.  
7 If the bill is neither approved nor vetoed by the Governor, it shall become  
8 effective on the expiration of the period of time during which the Governor  
9 may veto the bill. If the bill is vetoed by the Governor and the veto is  
10 overridden, it shall become effective on the date the last house overrides  
11 the veto.

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