

As Engrossed: 3/1/94

1 **State of Arkansas**
2 **79th General Assembly**
3 **First Extraordinary Session, 1994**
4 **By: *Joint Budget Committee***

Call Item 3
ACT 2 OF 1994
HOUSE BILL 1003

A Bill

For An Act To Be Entitled

8 "AN ACT TO ALLOW FUNDS AND APPROPRIATION TO BE USED BY THE
9 ARKANSAS DEPARTMENT OF EDUCATION TO ADDRESS DISPARITIES IN
10 ALLOCATIONS MADE TO VARIOUS SCHOOL DISTRICTS OF THE STATE
11 AS A RESULT OF ADMINISTERING A PORTION OF THE SCHOOL
12 FINANCE ACT OF 1984 FOR THE REMAINDER OF THE BIENNIAL
13 PERIOD ENDING JUNE 30, 1995, AND FOR OTHER PURPOSES."

Subtitle

16 "AN ACT TO ALLOW FUNDS AND APPROPRIATION TO BE USED BY THE
17 ARKANSAS DEPARTMENT OF EDUCATION."

18
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Notwithstanding any other provisions of A.C.A. §6-20-301 et.
22 seq. (the School Finance Act of 1984), the Arkansas Department of Education,
23 with the approval of the Governor and the Chief Fiscal Officer of the State,
24 is hereby authorized to expend from the funds and appropriations provided in
25 Item (4) of Section 1 of Act 1312 of 1993 and from those funds and
26 appropriations as may be provided by the Eightieth General Assembly for
27 Minimum Foundation Program Aid for the biennial period ending June 30, 1997,
28 for the purpose of providing additional amounts to those school districts that
29 will suffer a loss of funds due to a change in A.C.A. 6-20-302 by this
30 Extraordinary Session, the following: (1) for the fiscal year ending June 30,
31 1994, an amount not to exceed Three Million Seven-Hundred Thousand Dollars
32 (\$3,700,000); (2) for the fiscal year ending June 30, 1995, an amount not to
33 exceed Two Million Eight Hundred Thirty Three Thousand Three Hundred Thirty
34 Three Dollars (\$2,833,333) and (3) for each fiscal year of the biennial period
35 ending June 30, 1997, an amount as determined by the Department of Education
36 and approved by the Governor. The additional amounts shall not exceed :

1 (a) for the fiscal year ending June 30, 1995, eighty-five percent (85%)
2 of lost funds as determined by the Department of Education for any school
3 district;

4 (b) for the fiscal year ending June 30, 1996, fifty percent (50%) of
5 lost funds as determined by the Department of Education for any school
6 district; and

7 (c) for the fiscal year ending June 30, 1997, twenty-five percent (25%)
8 of lost funds as determined by the Department of Education for any school
9 district.

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11 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
12 authorized by this Act shall be limited to the appropriation for such agency
13 and funds made available by law for the support of such appropriations; and
14 the restrictions of the State Purchasing Law, the General Accounting and
15 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
16 Procedures and Restrictions Act, or their successors, and other fiscal control
17 laws of this State, where applicable, and regulations promulgated by the
18 Department of Finance and Administration, as authorized by law, shall be
19 strictly complied with in disbursement of said funds.

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21 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
22 Assembly that any funds disbursed under the authority of the appropriations
23 contained in this Act shall be in compliance with the stated reasons for which
24 this Act was adopted, as evidenced by the Agency Requests, Executive
25 Recommendations and Legislative Recommendations contained in the budget
26 manuals prepared by the Department of Finance and Administration, letters, or
27 summarized oral testimony in the official minutes of the Arkansas Legislative
28 Council or Joint Budget Committee which relate to its passage and adoption.

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30 SECTION 4. CODE. All provisions of this Act of a general and permanent
31 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
32 Code Revision Commission shall incorporate the same in the Code.

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34 SECTION 5. SEVERABILITY. If any provision of this Act or the
35 application thereof to any person or circumstance is held invalid, such

1 invalidity shall not affect other provisions or applications of the Act which
2 can be given effect without the invalid provision or application, and to this
3 end the provisions of this Act are declared to be severable.

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5 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict
6 with this Act are hereby repealed.

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8 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
9 Seventy-Ninth General Assembly, meeting in First Extraordinary Session, that
10 the provisions of this Act are of critical importance in providing a "general,
11 suitable and efficient system of free public schools" as provided for in the
12 Arkansas Constitution and that to accomplish the appropriate expenditure of
13 public funds, the provisions of this Act are necessary. Therefore, an
14 emergency is hereby declared to exist, and this Act being necessary for the
15 immediate preservation of the public peace, health, and safety shall be in
16 full force and effect from and after the effective date of legislation enacted
17 by this Extraordinary Session which equalizes the charges levied against real
18 property, personal property, and utility and regulated carriers to 25 mills.

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/s/Ed Thicksten

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APPROVED: 3-3-94

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As Engrossed: 3/1/94

HB 1003

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