

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 1172 OF 1995
SENATE BILL 808

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE §6-5-302 AND §6-5-303 TO
ALLOW FOR ALLOCATIONS OF THE EDUCATIONAL EXCELLENCE TRUST
FUND; AND FOR OTHER PURPOSES."

Subtitle

"AN ACT TO AMEND ARKANSAS CODE §6-5-302
AND §6-5-303 TO ALLOW FOR ALLOCATIONS OF
THE EDUCATIONAL EXCELLENCE TRUST FUND."

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

SECTION 1. Arkansas Code 6-5-302 is hereby amended to read as follows:

(a) From the monies accruing to the Educational Excellence Trust Fund, the Treasurer of State on the last day of the month shall transfer to the various funds and fund accounts listed below, until there has been transferred a total of one hundred seventy-four million, ninety-nine thousand, nine hundred twenty five dollars (\$174,099,925) for fiscal year 1995-96 and one hundred eighty-five million, three hundred ninety-nine thousand, nine hundred eighty-three dollars (\$185,399,983) for fiscal year 1996-97 and for each fiscal year thereafter, or as much as may become available, provided that the Treasurer of State shall make such monthly allocations in accordance with each fund or fund account's proportionate part of the total of all such allocations set forth herein:

<u>Fund or Fund Accounts</u>	Fiscal Year Ending	
	<u>June 30, 1996</u>	<u>June 30, 1997</u> & <u>Thereafter</u>
Public School Fund	\$128,795,730	\$137,200,726
Dept. of Education Fund Account	700,000	700,000

1	Vocational Education Admin. Fund Account	2,117,106	2,254,518
2	Higher Education Grants Fund Account	7,781,786	8,286,868
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4	Institutions of Higher Education:		
5	Arkansas State University Fund	3,555,774	3,786,562
6	Arkansas State University - Beebe Fund	848,342	903,405
7	Arkansas Tech University Fund	1,191,919	1,269,281
8	Henderson State University Fund	1,232,983	1,313,011
9	Southern Arkansas University Fund	728,966	776,280
10	SAU - Tech Fund	190,325	202,678
11	University of Arkansas Fund	8,823,484	9,396,176
12	University of Arkansas at Little Rock Fund	3,131,170	3,334,401
13	University of Arkansas Med. Center Fund	5,391,262	5,741,185
14	University of Arkansas Med. Center -		
15	Indigent Care	134,157	142,864
16	University of Arkansas at Monticello Fund	629,121	669,955
17	University of Arkansas at Pine Bluff Fund	1,092,141	1,163,027
18	University of Central Arkansas Fund	2,713,576	2,889,703
19	East Arkansas Community College Fund	443,958	472,774
20	Garland County Community College Fund	664,003	707,100
21	Mississippi County Community College Fund	425,274	452,876
22	North Arkansas Community/Technical College Fund	262,196	279,214
23	Northwest Arkansas Community College Fund	586,805	624,892
24	Phillips County Community College Fund	432,355	460,418
25	Rich Mountain Community College Fund	117,189	124,795
26	South Arkansas Community College Fund	303,636	323,344
27	Westark Community College Fund	<u>1,806,667</u>	<u>1,923,930</u>
28	Total Institutions of Higher Education	\$ 34,705,303	\$ 36,957,871

29 (b) After making the maximum allocations each fiscal year provided for
30 in subsection (a) of this section, the Treasurer of State shall transfer any
31 remaining revenues accruing to the Educational Excellence Trust Fund to the
32 funds and fund accounts listed herein in accordance with each fund account's
33 proportionate part of the total of all such allocations set forth herein.

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35 SECTION 2. For the 1996-97 school year, and each year thereafter, Local

1 *School Districts must first expend Educational Excellence Trust Funds to*
2 *satisfy the Classroom Teacher salary requirement of \$1,548.59 per average*
3 *daily membership.*

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

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

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24 SECTION 5. CODE. All provisions of this Act of a general and permanent
25 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
26 Code Revision Commission shall incorporate the same in the Code.

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28 SECTION 6. SEVERABILITY. If any provision of this Act or the
29 application thereof to any person or circumstance is held invalid, such
30 invalidity shall not affect other provisions or applications of the Act which
31 can be given effect without the invalid provision or application, and to this
32 end the provisions of this Act are declared to be severable.

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34 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict
35 with this Act are hereby repealed.

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SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the Eightieth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1995 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1995 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1995.

/s/Russ

APPROVED: 4-11-95

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