

As Engrossed: 3/10/95

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

A Bill

ACT 1228 OF 1995
SENATE BILL 643

For An Act To Be Entitled

8 "AN ACT TO AMEND SECTION 1 OF ACT 2 OF 1994, FIRST
9 EXTRAORDINARY SESSION OF THE 79TH GENERAL ASSEMBLY, TO
10 ALLOW FUNDS AND APPROPRIATION TO BE USED BY THE DEPARTMENT
11 OF EDUCATION TO ADDRESS DISPARITIES IN ALLOCATIONS MADE TO
12 VARIOUS SCHOOLS DISTRICTS OF THE STATE AS A RESULT OF
13 ADMINISTERING A PORTION OF THE SCHOOL FINANCE ACT OF 1984;
14 AND FOR OTHER PURPOSES."

Subtitle

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

20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

22
23 SECTION 1. Section 1 of Act 2 of 1994, First Extraordinary Session of
24 the 79th General Assembly, is hereby amended to read as follows:

25 "SECTION 1. Notwithstanding any other provisions of A.C.A. § 6-20-301
26 et seq. (the School Finance Act of 1984), the Arkansas Department of
27 Education, with the approval of the Governor and the Chief Fiscal Officer of
28 the State, is hereby authorized to expend from the funds and appropriations
29 provided in Item (4) of Section 1 of Act 1312 of 1993 and from those funds and
30 appropriations as may be provided by the Eightieth General Assembly for
31 Minimum Foundation Program Aid for the biennial period ending June 30, 1997,
32 for the purposes of providing additional amounts to those school districts
33 that will suffer a loss of funds due to a change in A.C.A. 6-20-302 by Act 1
34 of 1994, First Extraordinary Session of the 79th General Assembly, as follows:
35 (a) for the fiscal year ending June 30, 1995, eighty-five percent (85%)
36 of lost funds computed for the entire 1993-94 school year for any school

1 district, or as determined by the Department of Education;

2 (b) for the fiscal year ending June 30, 1996, fifty percent (50%) of
3 lost funds computed for the entire 1994-95 school year for any school
4 district, or as determined by the Department of Education; and

5 (c) for the fiscal year ending June 30, 1997, twenty-five percent (25%)
6 of lost funds computed for the entire 1995-96 school year for any school
7 district, or as determined by the Department of Education."

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9 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
10 authorized by this Act shall be limited to the appropriation for such agency
11 and funds made available by law for the support of such appropriations; and
12 the 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 control
15 laws of this State, where applicable, and regulations promulgated by the
16 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 3. LEGISLATIVE INTENT. It is the intent of the General
20 Assembly that any funds disbursed under the authority of the appropriations
21 contained in this Act shall be in compliance with the stated reasons for which
22 this Act was adopted, as evidenced by the Agency Requests, Executive
23 Recommendations and Legislative Recommendations contained in the budget
24 manuals prepared by the Department of Finance and Administration, letters, or
25 summarized oral testimony in the official minutes of the Arkansas Legislative
26 Council or Joint Budget Committee which relate to its passage and adoption.

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

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32 SECTION 5. SEVERABILITY. If any provision of this Act or the
33 application thereof to any person or circumstance is held invalid, such
34 invalidity shall not affect other provisions or applications of the Act which
35 can be given effect without the invalid provision or application, and to this

1 end the provisions of this Act are declared to be severable.

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

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6 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
7 Eightieth General Assembly, meeting in Regular Session, that the provisions of
8 this Act are of critical importance in providing a "general, suitable and
9 efficient system of free public schools" as provided for in the Arkansas
10 Constitution and that to accomplish the appropriate expenditure of public
11 funds, the provisions of this Act are necessary. Therefore, an emergency is
12 hereby declared to exist and this Act being necessary for the immediate
13 preservation of the public peace, health and safety shall be in full force and
14 effect from and after its passage and approval.

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/s/Russ

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APPROVED: 4-12-95

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SB 643

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