

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

A Bill

ACT 972 OF 1995
HOUSE BILL 1845

For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
EDUCATION FOR CONSTRUCTION, MAJOR MAINTENANCE, RENOVATION,
REPAIR AND PURCHASE OF EQUIPMENT; AND FOR OTHER PURPOSES."

Subtitle

"AN ACT FOR THE DEPARTMENT OF EDUCATION
CAPITAL IMPROVEMENT APPROPRIATION."

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

SECTION 1. APPROPRIATIONS - TRUST. There is hereby appropriated, to the
Department of Education - General Education Division, to be payable from the
Educational Building Revenue Bond Fund, the following:

(A) For purchases, repairs, maintenance and maintenance contracts for
the heating and cooling units for the Arch Ford Education Buildings A,B,C and
Luther S. Hardin Building, the sum of \$300,000.

(B) For maintenance, repairs and purchase of materials for
interior/exterior work on the Arch Ford Education Buildings A,B,C and Luther
S. Hardin Building, the sum of \$204,625.

(C) For purchase of the necessary hardware and software for computer
and equipment upgrades including equipment maintenance services contracts, the
sum of \$260,000.

SECTION 2. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to
the Department of Education - Educational Television Division, to be payable
from the federal funds as designated by the Chief Fiscal Officer of the State,
the following:

1 (A) For general network maintenance, the sum of \$1,000,000.

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3 (B) For KEMV transmitter replacement and transmission line
4 refurbishment, the sum of \$332,500.

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6 (C) For the purchase of field production and editing equipment, the sum
7 of \$875,000.

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9 SECTION 3. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to
10 the Department of Education - Vocational and Technical Education - Arkansas
11 Rehabilitation Services, to be payable from the federal funds as designated by
12 the Chief Fiscal Officer of the State, the following:

13 (A) For retaining wall repair and replacement at the Hot Springs
14 Rehabilitation Center, the sum of \$245,474.

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16 (B) For expenses associated with the Americans With Disabilities Act
17 Transition Plan at the Hot Springs Rehabilitation Center, the sum
18 of \$84,283.

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20 (C) For asbestos survey and abatement costs at the Hot Springs
21 Rehabilitation Center, the sum of \$221,037.

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23 (D) For retrofitting a 500-ton A/C system in compliance with the 1990
24 Clean Air Act of the Hot Springs Rehabilitation Center, the sum
25 of \$247,826.

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27 (E) For the underground oil tank removal project at the Hot Springs
28 Rehabilitation Center, the sum of \$20,682.

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30 (F) For renovation of the secondary electrical system in Building #1 at
31 the Hot Springs Rehabilitation Center, the sum of \$83,139.

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33 (G) For expenses associated with the purchase and installation of air
34 conditioning at the Hot Springs Rehabilitation Center, the sum
35 of \$312,975.

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SECTION 4. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of Education - Educational Television Division, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For general network maintenance, the sum of\$1,000,000.

(B) For KEMV transmitter replacement and transmission line refurbishment, the sum of\$332,500.

(C) For the purchase of field production and editing equipment, the sum of \$875,000.

SECTION 5. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of Education - School for the Blind, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For major maintenance, renovation and repair of various buildings on campus, the sum of\$500,000.

SECTION 6. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of Education - School for the Deaf, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For major maintenance, renovation and repair of various buildings on campus, the sum of\$500,000.

SECTION 7. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of Education - Arkansas State Library, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For the purchase of equipment and software necessary for a computerized integrated library system, the sum of\$75,000.

SECTION 8. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby

1 appropriated, to the Department of Education - Vocational and Technical
2 Education - Arkansas Rehabilitation Services, to be payable from the General
3 Improvement Fund or its successor fund or fund accounts, the following:

4 (A) For retaining wall repair and replacement at the Hot Springs
5 Rehabilitation Center, the sum of \$66,437.

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7 (B) For asbestos survey and abatement costs at the Hot Springs
8 Rehabilitation Center, the sum of \$59,823.

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10 (C) For retrofitting a 500-ton A/C system in compliance with the 1990
11 Clean Air Act at the Hot Springs Rehabilitation Center, the sum
12 of \$67,074.

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14 (D) For renovation of the secondary electrical system in Building #1 at
15 the Hot Springs Rehabilitation Center, the sum of \$22,501.

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17 (E) For the underground oil tank removal project at the Hot Springs
18 Rehabilitation Center, the sum of \$5,598.

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20 (F) For expenses associated with the purchase and installation of air
21 conditioning at the Hot Springs Rehabilitation Center, the sum
22 of \$84,706.

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24 SECTION 9. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
25 appropriated, to the Department of Education - Vocational and Technical
26 Education Division, to be payable from the General Improvement Fund or its
27 successor fund or fund accounts, the following:

28 (A) For funded depreciation/maintenance for vocational technical
29 schools, technical institutes, and comprehensive lifelong learning centers,
30 the sum of \$4,909,699.

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32 (B) For the purchase of instructional equipment for various
33 postsecondary vocational technical schools, technical institutes and
34 comprehensive lifelong learning centers, the sum of \$600,000.

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1 (C) For major maintenance, renovation and repairs at the various
2 postsecondary vocational technical schools, technical institutes and
3 comprehensive lifelong learning centers, the sum of\$750,000.
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5 (D) For productivity standards/operating expenses to be distributed
6 based on productivity standards developed by the State Board of Vocational
7 Education, the sum of\$1,800,000.
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9 SECTION 10. *There is hereby appropriated, to the Department of*
10 *Education-General Education Division, to be payable from the General*
11 *Improvement Fund or its successor fund or fund accounts, for the fiscal year*
12 *ending June 30, 1997, for public school facilities, the sum*
13 *of.....\$10,000,000.*
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15 SECTION 11. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
16 obligations otherwise incurred in relation to the project or projects
17 described herein in excess of the State Treasury funds actually available
18 therefor as provided by law. Provided, however, that institutions and
19 agencies listed herein shall have the authority to accept and use grants and
20 donations including Federal funds, and to use its unobligated cash income or
21 funds, or both available to it, for the purpose of supplementing the State
22 Treasury funds for financing the entire costs of the project or projects
23 enumerated herein. Provided further, that the appropriations and funds
24 otherwise provided by the General Assembly for Maintenance and General
25 Operations of the agency or institutions receiving appropriation herein shall
26 not be used for any of the purposes as appropriated in this Act.

27 (B) The restrictions of any applicable provisions of the State
28 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
29 Revenue Stabilization Law and any other applicable fiscal control laws of this
30 State and regulations promulgated by the Department of Finance and
31 Administration, as authorized by law, shall be strictly complied with in
32 disbursement of any funds provided by this Act unless specifically provided
33 otherwise by law.
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35 SECTION 12. LEGISLATIVE INTENT. It is the intent of the General

1 Assembly that any funds disbursed under the authority of the appropriations
2 contained in this Act shall be in compliance with the stated reasons for which
3 this Act was adopted, as evidenced by the Agency Requests, Executive
4 Recommendations and Legislative Recommendations contained in the budget
5 manuals prepared by the Department of Finance and Administration, letters, or
6 summarized oral testimony in the official minutes of the Arkansas Legislative
7 Council or Joint Budget Committee which relate to its passage and adoption.

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9 SECTION 13. CODE. All provisions of this Act of a general and permanent
10 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
11 Code Revision Commission shall incorporate the same in the Code.

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13 SECTION 14. SEVERABILITY. If any provision of this Act or the
14 application thereof to any person or circumstance is held invalid, such
15 invalidity shall not affect other provisions or applications of the Act which
16 can be given effect without the invalid provision or application, and to this
17 end the provisions of this Act are declared to be severable.

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19 SECTION 15. GENERAL REPEALER. All laws and parts of laws in conflict
20 with this Act are hereby repealed.

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22 SECTION 16. EMERGENCY CLAUSE. It is hereby found and determined by the
23 Eightieth General Assembly, that the Constitution of the State of Arkansas
24 prohibits the appropriation of funds for more than a two (2) year period; that
25 the effectiveness of this Act on July 1, 1995 is essential to the operation of
26 the agency for which the appropriations in this Act are provided, and that in
27 the event of an extension of the Regular Session, the delay in the effective
28 date of this Act beyond July 1, 1995 could work irreparable harm upon the
29 proper administration and provision of essential governmental programs.
30 Therefore, an emergency is hereby declared to exist and this Act being
31 necessary for the immediate preservation of the public peace, health and
32 safety shall be in full force and effect from and after July 1, 1995.

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/s/Rep. E. Thicksten

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APPROVED: 4-6-95

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