

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H3/27/01 H3/29/01

A Bill

Act 1380 of 2001
HOUSE BILL 1829

5 By: *Joint Budget Committee*
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR REIMBURSEMENT TO
10 THE *VARIOUS SCHOOL DISTRICTS* FOR SHORTFALLS IN
11 CERTIFIED STAFF SALARIES RELATING TO THE 56%
12 REQUIREMENT FOR THE DEPARTMENT OF EDUCATION FOR THE
13 *BIENNIAL PERIOD ENDING JUNE 30, 2003*; AND FOR OTHER
14 PURPOSES.
15

Subtitle

16 AN ACT FOR THE DEPARTMENT OF EDUCATION -
17 *VARIOUS SCHOOL DISTRICTS* CERTIFIED STAFF
18 SALARY REIMBURSEMENT APPROPRIATION FOR THE
19 *2001-03 BIENNIUM*.
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22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. APPROPRIATION - SCHOOL DISTRICT REIMBURSEMENT. There is hereby
26 appropriated, to the Department of Education, to be payable from the *General*
27 *Revenue Fund Account of the State Apportionment Fund*, for reimbursement to the
28 *Various School Districts* for payments to certified staff for shortfalls that
29 occurred during the 1987-88 through 1994-95 school years relating to the 56%
30 provision of law for the distribution of additional state aid to school
31 districts, for the *biennial period ending June 30, 2003*, the following:
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34 (01) FOR REIMBURSEMENT TO THE WALDRON SCHOOL
35 DISTRICT FOR CERTIFIED STAFF SALARIES
36 RELATING TO THE 56% PROVISION \$ 60,000

1 (02) FOR REIMBURSEMENT TO THE JUNCTION CITY
 2 SCHOOL DISTRICT FOR CERTIFIED STAFF
 3 SALARIES RELATING TO THE 56% PROVISION \$ 15,000
 4 TOTAL AMOUNT APPROPRIATED \$ 75,000

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 6 SECTION 2. APPROPRIATION. There is hereby appropriated, to the Department
 7 of Education, to be payable from the General Revenue Allotment Reserve Fund
 8 from the unexpended balance of moneys determined by the Department of
 9 Education not to be needed to fund the appropriations authorized by Act 228 of
 10 2001 and certified by the department to the Chief Fiscal Officer of the State,
 11 for payments to certified staff for shortfalls that occurred during the 1987-
 12 88 through 1994-95 school years relating to the 56% provision of law for the
 13 distribution of additional state aid to school districts, for the biennial
 14 period ending June 30, 2003, the following:

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 18 (01) FOR REIMBURSEMENT TO THE WALDRON SCHOOL
 19 DISTRICT FOR CERTIFIED STAFF SALARIES
 20 RELATING TO THE 56% PROVISION \$ 168,244

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 22 (02) FOR REIMBURSEMENT TO THE JUNCTION CITY
 23 SCHOOL DISTRICT FOR CERTIFIED STAFF
 24 SALARIES RELATING TO THE 56% PROVISION \$ 39,906
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 26 TOTAL AMOUNT APPROPRIATED \$ 208,150

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 29 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 30 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UNEXPENDED
 31 SETTLEMENT BALANCE FUNDING PROVISION. Before January 1, 2002 the Department
 32 of Education shall certify to the Chief Fiscal Officer of the State the
 33 unexpended balance of moneys, authorized to be payable from the General
 34 Revenue Allotment Reserve Fund by Act 228 of 2001 for the payment of the
 35 Arkansas Educational Association V. Arkansas Department of Education
 36 Settlement Agreement, that are determined not to be needed to fulfill the

1 funding requirements of the settlement agreement. The unexpended balance of
 2 moneys certified to the Chief Fiscal Officer of the State by the Department of
 3 Education shall be used to provide funds for the appropriations authorized in
 4 Section 2 of this Act. In the event the total amount of moneys certified are
 5 not sufficient to fully fund the appropriations in Section 2, then the amount
 6 certified shall be allocated in proportion that each school district's
 7 appropriation bears to the total of all school districts appropriation
 8 authorized in Section 2 of this Act.

9
 10 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 11 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GENERAL REVENUE
 12 FUNDING RESTRICTION. In the event the total amount of moneys certified to the
 13 Chief Fiscal Officer of the State by the Department of Education as authorized
 14 in Section 3 of this Act is not sufficient to fully fund the appropriations
 15 for each school district authorized in Section 2 of this Act, the remainder of
 16 the amount needed up to, but not to exceed in total, seventy five thousand
 17 dollars (\$75,000) shall be funded by the Department of Education from the
 18 appropriations and funds authorized in Section 1 of this Act.

19
 20 In no event shall any of the appropriation and funds authorized by Section
 21 1 of this Act be expended unless the unexpended balance of moneys certified to
 22 the Chief Fiscal Officer of the State by the Department of Education is
 23 determined not to be sufficient to fully fund the appropriations authorized by
 24 Section 2 of this Act and only to the extent required.

25
 26 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
 27 this act shall be limited to the appropriation for such agency and funds made
 28 available by law for the support of such appropriations; and the restrictions
 29 of the State Purchasing Law, the General Accounting and Budgetary Procedures
 30 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
 31 Restrictions Act, or their successors, and other fiscal control laws of this
 32 State, where applicable, and regulations promulgated by the Department of
 33 Finance and Administration, as authorized by law, shall be strictly complied
 34 with in disbursement of said funds.

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 36 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly

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

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9 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
10 Assembly, that the Constitution of the State of Arkansas prohibits the
11 appropriation of funds for more than a two (2) year period; that the
12 effectiveness of this Act on the date of its passage and approval is essential
13 to the operation of the agency for which the appropriations in this Act are
14 provided, and that in the event of an extension of the Regular Session, the
15 delay in the effective date of this Act beyond the date of its passage and
16 approval could work irreparable harm upon the proper administration and
17 provision of essential governmental programs. Therefore, an emergency is
18 hereby declared to exist and this Act being necessary for the immediate
19 preservation of the public peace, health and safety shall be in full force and
20 effect from and after the date of its passage and approval.

21 If the bill is neither approved nor vetoed by the Governor, it shall become
22 effective on the expiration of the period of time during which the Governor
23 may veto the bill. If the bill is vetoed by the Governor and the veto is
24 overridden, it shall become effective on the date the last house overrides the
25 veto.

26 */s/ Joint Budget Committee*

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29 APPROVED: 4/5/2001
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