

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 84th General Assembly
3 Regular Session, 2003
4

A Bill

Act 96 of 2003
HOUSE BILL 1203

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT AND OTHER APPROPRIATIONS FOR THE
11 DEPARTMENT OF EDUCATION AND ITS VARIOUS
12 DIVISIONS; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION
16 AND ITS VARIOUS DIVISIONS
17 REAPPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
24 appropriated, to the Department of Education, to be payable from the General
25 Improvement Fund or its successor fund or fund accounts, for the Department
26 of Education - School for Mathematics and Sciences, the following:

27 (A) Effective July 1, 2003, the balance of the appropriation provided in
28 Item (A) of Section 1 of Act 711 of 2001, for costs associated with the
29 purchase, upgrade and installation of equipment for the Arkansas School for
30 Mathematics and Sciences, in a sum not to exceed\$145,000.
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32 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
33 appropriated, to the Department of Education - Arkansas School for the Blind,
34 to be payable from the General Improvement Fund or its successor fund or fund
35 accounts, for the Department of Education - Arkansas School for the Blind,
36 the following:



1 (A) Effective July 1, 2003, the balance of the appropriation provided in
2 Item (A) of Section 2 of Act 387 of 2001, for construction, renovation, major
3 maintenance and purchase of equipment for various capital projects or
4 facility improvements, in a sum not to exceed\$41,993.

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6 SECTION 3. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
7 appropriated, to the Department of Education - Arkansas School for the Deaf,
8 to be payable from the General Improvement Fund or its successor fund or fund
9 accounts, for the Department of Education - Arkansas School for the Deaf, the
10 following:

11 (A) Effective July 1, 2003, the balance of the appropriation provided in
12 Item (A) of Section 3 of Act 387 of 2001, for construction, renovation, major
13 maintenance and purchase of equipment for various capital projects or
14 facility improvements, in a sum not to exceed\$320,484.

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

21 (A) Effective July 1, 2003, the balance of the appropriation provided in
22 Item (A) of Section 1 of Act 134 of 2001, for general network maintenance, in
23 a sum not to exceed\$44,681.

24 (B) Effective July 1, 2003, the balance of the appropriation provided in
25 Item (B) of Section 1 of Act 134 of 2001, for the purchase of field
26 production and editing equipment, in a sum not to exceed\$189,785.

27 (C) Effective July 1, 2003, the balance of the appropriation provided in
28 Item (C) of Section 1 of Act 134 of 2001, for construction of the Arkansas
29 Television Network/University of Central Arkansas Joint Communications and
30 Broadcast Facility, in a sum not to exceed\$227,456.

31 (D) Effective July 1, 2003, the balance of the appropriation provided in
32 Item (D) of Section 1 of Act 134 of 2001, for construction costs of the
33 Arkansas Education Television Network/University of Central Arkansas Joint
34 Communications and Broadcast Facility, in a sum not to exceed\$2,093,574.

35 (E) Effective July 1, 2003, the balance of the appropriation provided in
36 Item (E) of Section 1 of Act 134 of 2001, for general network maintenance, in

1 a sum not to exceed\$464,250.

2 (F) Effective July 1, 2003, the balance of the appropriation provided in
3 Item (F) of Section 1 of Act 134 of 2001, for costs associated with General
4 Network Maintenance/Equipping the new AETN/UCA Telecommunications Building,
5 in a sum not to exceed\$244,788.

6 (G) Effective July 1, 2003, the balance of the appropriation provided in
7 Item (G) of Section 1 of Act 134 of 2001, for major maintenance, renovation,
8 repair, purchase of equipment and other costs associated with Phase I Digital
9 Conversion of the Network, in a sum not to exceed\$6,486,921.

10 (H) Effective July 1, 2003, the balance of the appropriation provided in
11 Item (H) of Section 1 of Act 134 of 2001, for costs associated with the
12 planning for a Northwest Communications Center, in a sum not to exceed
13\$99,904.

14 (I) Effective July 1, 2003, the balance of the appropriation provided in
15 Item (A) of Section 4 of Act 387 of 2001, for costs associated with the
16 infrastructure transition needed to complete the Digital Conversion of the
17 Network - Phase II, in a sum not to exceed\$7,000,000.

18 (J) Effective July 1, 2003, the balance of the appropriation provided in
19 Item (B) of Section 4 of Act 387 of 2001, for costs associated with general
20 network maintenance needed to secure the state's investment in technology and
21 to provide state matching for federal grants, in a sum not to exceed
22\$500,000.

23 (K) Effective July 1, 2003, the balance of the appropriation provided in
24 Item (A) of Section 1 of Act 645 of 2001, for the construction of a building
25 for AETN satellite broadcasting and for use by the University of Arkansas and
26 other colleges and universities for broadcast journalism and
27 telecommunications, in a sum not to exceed\$200,000.

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29 SECTION 5. REAPPROPRIATION - FEDERAL. There is hereby appropriated, to the
30 Department of Education - Educational Television Division, to be payable from
31 the federal funds as designated by the Chief Fiscal Officer of the State, for
32 the Department of Education - Educational Television Division, the following:

33 (A) Effective July 1, 2003, the balance of the appropriation provided in
34 Item (A) of Section 2 of Act 134 of 2001, for general network maintenance, in
35 a sum not to exceed\$794,316.

36 (B) Effective July 1, 2003, the balance of the appropriation provided in

1 Item (C) of Section 2 of Act 134 of 2001, for major maintenance, renovation,
2 repair, purchase of equipment and other costs associated with Phase I Digital
3 Conversion of the Network, in a sum not to exceed\$3,000,000.
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5 SECTION 6. REAPPROPRIATION - MISCELLANEOUS REVOLVING. There is hereby
6 appropriated, to the Department of Education - Educational Television
7 Division, to be payable from the Miscellaneous Revolving Fund, for the
8 Department of Education - Educational Television Division, the following:

9 (A) Effective July 1, 2003, the balance of the appropriation provided in
10 Item (01) of Section 1 of Act 140 of 2001, for costs associated with the
11 Veteran's Project, in a sum not to exceed\$10,000.
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13 SECTION 7. REAPPROPRIATION - GENERAL REVENUE. There is hereby
14 appropriated, to the Department of Education - Arkansas School for the Blind,
15 to be payable from the School for the Blind Fund Account, for the Department
16 of Education - Arkansas School for the Blind, the following:

17 (A) Effective July 1, 2003, the balance of the appropriation provided in
18 Item (01) of Section 3 of Act 1641 of 2001, for providing additional personal
19 services for the three thousand dollar (\$3,000) salary increase during the
20 2003-05 biennium to teachers in special settings that may not otherwise be
21 eligible to receive the salary increase authorized for other teachers, in a
22 sum not to exceed\$207,360.
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24 SECTION 8. REAPPROPRIATION - GENERAL REVENUE. There is hereby
25 appropriated, to the Department of Education - Arkansas School for the Deaf,
26 to be payable from the School for the Deaf Fund Account, for the Department
27 of Education - Arkansas School for the Deaf, the following:

28 (A) Effective July 1, 2003, the balance of the appropriation provided in
29 Item (01) of Section 4 of Act 1641 of 2001, for providing additional personal
30 services for the three thousand dollar (\$3,000) salary increase during the
31 2003-05 biennium to teachers in special settings that may not otherwise be
32 eligible to receive the salary increase authorized for other teachers, in a
33 sum not to exceed\$222,720.
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35 SECTION 9. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
36 obligations otherwise incurred in relation to the project or projects

1 described herein in excess of the State Treasury funds actually available
 2 therefor as provided by law. Provided, however, that institutions and
 3 agencies listed herein shall have the authority to accept and use grants and
 4 donations including Federal funds, and to use its unobligated cash income or
 5 funds, or both available to it, for the purpose of supplementing the State
 6 Treasury funds for financing the entire costs of the project or projects
 7 enumerated herein. Provided further, that the appropriations and funds
 8 otherwise provided by the General Assembly for Maintenance and General
 9 Operations of the agency or institutions receiving appropriation herein shall
 10 not be used for any of the purposes as appropriated in this act.

11 (B) The restrictions of any applicable provisions of the State Purchasing
 12 Law, the General Accounting and Budgetary Procedures Law, the Revenue
 13 Stabilization Law and any other applicable fiscal control laws of this State
 14 and regulations promulgated by the Department of Finance and Administration,
 15 as authorized by law, shall be strictly complied with in disbursement of any
 16 funds provided by this act unless specifically provided otherwise by law.

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 18 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly
 19 that any funds disbursed under the authority of the appropriations contained
 20 in this act shall be in compliance with the stated reasons for which this act
 21 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 22 and Legislative Recommendations contained in the budget manuals prepared by
 23 the Department of Finance and Administration, letters, or summarized oral
 24 testimony in the official minutes of the Arkansas Legislative Council or
 25 Joint Budget Committee which relate to its passage and adoption.

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 27 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General
 28 Assembly, that the Constitution of the State of Arkansas prohibits the
 29 appropriation of funds for more than a two (2) year period; that previous
 30 General Assemblies have provided appropriations for the projects provided or
 31 enumerated in this act; that certain appropriations will expire before the
 32 adjournment of the General Assembly; and that if such appropriations expire,
 33 the projects and programs authorized herein will cease thereby depriving the
 34 citizens of the State of the benefits to be derived from such projects.
 35 Therefore, an emergency is hereby declared to exist and this Act being
 36 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after the date of its
2 passage and approval. If the bill is neither approved nor vetoed by the
3 Governor, it shall become effective on the expiration of the period of time
4 during which the Governor may veto the bill. If the bill is vetoed by the
5 Governor and the veto is overridden, it shall become effective on the date
6 the last house overrides the veto.

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APPROVED: 2/10/2003