

Stricken language would be deleted from and underlined language would be added to present law.
Act 96 of the 2nd Extraordinary Session

1 State of Arkansas
2 84th General Assembly
3 Second Extraordinary Session, 2003
4

As Engrossed: H12/19/03 H2/5/04

Call Item 3

A Bill

HOUSE BILL 1052

5 By: Representatives House, Bolin
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR ACQUIRING
10 EQUIPMENT AND TELECOMMUNICATIONS SERVICES FOR
11 DISTANCE LEARNING TWO-WAY INTERACTIVE TELEVISION
12 FOR THE DEPARTMENT OF EDUCATION FOR THE BIENNIAL
13 PERIOD ENDING JUNE 30, 2005; AND FOR OTHER
14 PURPOSES.

Subtitle

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18 AN ACT FOR THE DEPARTMENT OF EDUCATION -
19 DISTANCE LEARNING TWO-WAY INTERACTIVE
20 TELEVISION GRANTS APPROPRIATION FOR THE
21 2003-2005 BIENNIUM.
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. APPROPRIATION - TWO-WAY INTERACTIVE TELEVISION GRANTS. There is
27 hereby appropriated, to the Department of Education, to be payable from the
28 Department of Education Public School Fund Account, for grants to education
29 cooperatives for acquiring and or leasing equipment and telecommunications
30 services, and operating expenses necessary for each school district to have
31 two-way interactive television for distance learning education for the
32 biennial period ending June 30, 2005, the following:
33

ITEM	FISCAL YEARS	
	2003-2004	2004-2005
(01) CAPITAL EQUIP. DISTANCE LEARNING GRANTS	\$ 8,311,000	\$ 0



1	(02) DISTANCE LEARNING OPERATING GRANTS	<u>2,915,700</u>	<u>5,831,400</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 11,226,700</u>	<u>\$ 5,831,400</u>

3

4 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
5 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRYFORWARD.
6 Any unexpended balances of appropriation and funds authorized in Section 1 of
7 this Act remaining on June 30, 2004, shall be carried forward and made
8 available for the same purposes for the fiscal year ending June 30, 2005.

9

10 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
12 PROVISION. The appropriations authorized by this Act for Distance Learning
13 Capital Equipment Grants and Distance Learning Operating Grants shall be
14 funded exclusively from monies authorized for public school technology
15 purposes by the 84th General Assembly meeting in Second Extraordinary Session
16 as allocated by the Department of Education.

17

18 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE, NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
20 TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal
21 Officer of the State shall transfer on his or her books and those of the
22 Treasurer of State and the Auditor of the State the sum of ten million
23 dollars (\$10,000,000) from the Federal Fiscal Relief Fund to the Department
24 of Education Public School Fund Account for partial funding for Distance
25 Learning Capital Equipment Grants and Distance Learning Operating Grants.

26

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

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

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10 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
11 Assembly, that the Constitution of the State of Arkansas prohibits the
12 appropriation of funds for more than a two (2) year period; that the
13 establishment of two-way interactive television for distance learning
14 education is an educationally and cost effective approach to distance
15 learning in Arkansas' small schools; that the effectiveness of this Act on
16 the date of its passage and approval is essential to the operation of the
17 agency for which the appropriations in this Act are provided, and that in the
18 event of an extension of the Second Extraordinary Session of 2003, the delay
19 in the effective date of this Act beyond the date of its passage and approval
20 could work irreparable harm upon the proper administration and provision of
21 essential governmental programs. Therefore, an emergency is hereby declared
22 to exist and this Act being necessary for the immediate preservation of the
23 public peace, health and safety shall be in full force and effect from and
24 after the date of its passage and approval.

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

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31 /s/ House, et al
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34 APPROVED: 2/10/2004
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