

**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.  
Act 1395 of the Regular Session**

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

HOUSE BILL 1268

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
OF EDUCATION - EDUCATIONAL TELEVISION DIVISION  
FOR GENERAL NETWORK MAINTENANCE AND DIGITAL  
CONVERSION - PHASE III; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION  
- EDUCATIONAL TELEVISION DIVISION -  
GENERAL NETWORK MAINTENANCE AND DIGITAL  
CONVERSION - PHASE III GENERAL  
IMPROVEMENT APPROPRIATION.

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

25 SECTION 1. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby  
26 appropriated, to the Department of Education - Educational Television  
27 Division, to be payable from the General Improvement Fund or its successor  
28 fund or fund accounts, the following:

29 (A) For costs associated with the Digital Conversion - Phase III, the sum  
30 of .....\$2,430,400.

31 (B) For costs associated with General Network Maintenance needed to secure  
32 the state's investment in technology and to provide state matching for  
33 federal grants, the sum of .....\$1,000,000.  
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35 SECTION 2. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to the



1 Department of Education - Educational Television Division, to be payable from  
2 the federal funds as designated by the Chief Fiscal Officer of the State, the  
3 following:

4 (A) For costs associated with the Digital Conversion - Phase III, the sum  
5 of .....\$500,000.

6 (B) For costs associated with General Network Maintenance needed to secure  
7 the state's investment in technology and to provide state matching for  
8 federal grants, the sum of .....\$500,000.

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10 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
11 obligations otherwise incurred in relation to the project or projects  
12 described herein in excess of the State Treasury funds actually available  
13 therefor as provided by law. Provided, however, that institutions and  
14 agencies listed herein shall have the authority to accept and use grants and  
15 donations including Federal funds, and to use its unobligated cash income or  
16 funds, or both available to it, for the purpose of supplementing the State  
17 Treasury funds for financing the entire costs of the project or projects  
18 enumerated herein. Provided further, that the appropriations and funds  
19 otherwise provided by the General Assembly for Maintenance and General  
20 Operations of the agency or institutions receiving appropriation herein shall  
21 not be used for any of the purposes as appropriated in this act.

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

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

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SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 2005 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2005 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2005.

APPROVED: 3/30/2005

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