

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 1863 of the Regular Session

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

As Engrossed: H3/25/05

A Bill

HOUSE BILL 2394

5 By: Representative Rainey

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF EDUCATION FOR CONSOLIDATED SCHOOL DEBT RELIEF;
11 AND FOR OTHER PURPOSES.

Subtitle

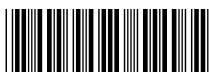
15 AN ACT FOR THE DEPARTMENT OF EDUCATION -
16 CONSOLIDATED SCHOOL DEBT RELIEF
17 APPROPRIATION.

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

22 SECTION 1. APPROPRIATIONS - CONSOLIDATED SCHOOL DEBT RELIEF. There is
23 hereby appropriated, to the Department of Education, to be payable from the
24 Department of Education Public School Fund Account, the following:

25 (A) For consolidated school debt relief, the sum of\$350,000.

27 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
28 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
29 TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal
30 Officer of the State shall transfer on his books and those of the State
31 Treasurer and Auditor of State the sum of three hundred fifty thousand
32 dollars (\$350,000) from the Federal Fiscal Relief Fund to the Department of
33 Education Public School Fund Account to provide funds for the appropriation
34 provided herein.



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

13 (B) The restrictions of any applicable provisions of the State Purchasing
14 Law, the General Accounting and Budgetary Procedures Law, the Revenue
15 Stabilization Law and any other applicable fiscal control laws of this State
16 and regulations promulgated by the Department of Finance and Administration,
17 as authorized by law, shall be strictly complied with in disbursement of any
18 funds provided by this act unless specifically provided otherwise by law.
19

20 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
21 that any funds disbursed under the authority of the appropriations contained
22 in this act shall be in compliance with the stated reasons for which this act
23 was adopted, as evidenced by the Agency Requests, Executive Recommendations
24 and Legislative Recommendations contained in the budget manuals prepared by
25 the Department of Finance and Administration, letters, or summarized oral
26 testimony in the official minutes of the Arkansas Legislative Council or
27 Joint Budget Committee which relate to its passage and adoption.
28

29 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
30 Assembly, that funds provided by the General Assembly for the operations of
31 the Department of Education are, due to unforeseen circumstances,
32 insufficient for the Department of Education to continue to provide essential
33 governmental services; that the provisions of this act will provide the
34 necessary monies for the Department of Education to continue such services;
35 and that a delay in the effective date of this Act could work irreparable
36 harm upon the proper administration and provision of essential governmental

1 programs. Therefore, an emergency is hereby declared to exist and this Act
2 being necessary for the immediate preservation of the public peace, health
3 and safety shall be in full force and effect from and after the date of its
4 passage and approval.

5 If the bill is neither approved nor vetoed by the Governor, it shall become
6 effective on the expiration of the period of time during which the Governor
7 may veto the bill. If the bill is vetoed by the Governor and the veto is
8 overridden, it shall become effective on the date the last house overrides
9 the veto.

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/s/ Rainey

APPROVED: 04/08/2005

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