

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 2131 of the Regular Session

State of Arkansas As Engrossed: S3/21/05 S3/28/05 S4/5/05 S4/6/05 S4/8/05 S4/11/05

85th General Assembly

A Bill

Regular Session, 2005

SENATE BILL 503

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR GRANTS AND AIDS TO LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS FOR THE DEPARTMENT OF EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION - GRANTS AND AIDS TO LOCAL SCHOOL DISTRICTS APPROPRIATION FOR THE 2005-2007 BIENNIUM.

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

SECTION 1. APPROPRIATION. There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for grants and aids to local school districts and special programs of the Department of Education for the biennial period ending June 30, 2007, the following:

| ITEM                               | FISCAL YEARS  |               |
|------------------------------------|---------------|---------------|
|                                    | 2005-2006     | 2006-2007     |
| (01) BETTER CHANCE PROGRAM         | \$ 71,166,500 | \$ 71,166,500 |
| (02) ACADEMIC IMPROVEMENT TRAINING | 500,000       | 500,000       |
| (03) ADVANCED PLACEMENT INCENTIVE  | 675,000       | 675,000       |



|    |      |  |             |             |
|----|------|--|-------------|-------------|
| 1  | (04) | ALTERNATIVE LEARNING                   | 31,525,000  | 35,307,030  |
| 2  | (05) | ARKANSAS EASTER SEALS                  | 193,113     | 193,113     |
| 3  | (06) | ASSESSMENT/END OF LEVEL TESTING        | 21,835,250  | 23,887,747  |
| 4  | (07) | AT RISK                                | 1,490,500   | 1,490,500   |
| 5  | (08) | CONSOLIDATION INCENTIVE                | 1,906,416   | 5,757,300   |
| 6  | (09) | CONTENT STANDARDS                      | 161,000     | 161,000     |
| 7  | (10) | COOP EDUCATION TECH CENTERS            | 750,000     | 750,000     |
| 8  | (11) | DISTANCE LEARNING OPERATIONS           | 5,831,400   | 5,831,400   |
| 9  | (12) | COURT ORDERED DESEGREGATION            | 58,660,966  | 60,388,078  |
| 10 | (13) | CRIMINAL BACKGROUND CHECKS             | 125,000     | 125,000     |
| 11 | (14) | DEBT SERVICE FUNDING                   | 42,464,629  | 42,464,629  |
| 12 | (15) | DEPT. OF CORRECTION                    | 4,547,675   | 4,547,675   |
| 13 | (16) | DISTANCE LEARNING                      | 3,500,000   | 3,500,000   |
| 14 | (17) | DISTRESSED DISTRICT                    | 450,000     | 450,000     |
| 15 | (18) | EARLY CHILDHOOD SPECIAL EDUCATION      | 8,700,000   | 10,000,000  |
| 16 | (19) | EDUCATION SERVICE COOPERATIVES         | 4,929,270   | 4,929,270   |
| 17 | (20) | ENGLISH LANGUAGE LEARNERS              | 4,851,795   | 5,257,795   |
| 18 | (21) | GENERAL FACILITIES FUNDING             | 8,108,762   | 8,108,762   |
| 19 | (22) | ECONOMIC EDUCATION                     | 300,000     | 300,000     |
| 20 | (23) | GIFTED & TALENTED                      | 1,292,896   | 1,292,896   |
| 21 | (24) | HOME SCHOOL TESTING                    | 150,000     | 150,000     |
| 22 | (25) | HUMAN DEVELOPMENT CENTER EDUCATION AID | 526,150     | 526,150     |
| 23 | (26) | INTENSIVE SCHOOL SUPPORT               | 320,000     | 320,000     |
| 24 | (27) | ISOLATED FUNDING                       | 7,896,000   | 7,896,000   |
| 25 | (28) | LEADERSHIP ACADEMY-MASTER PRINCIPAL    | 500,000     | 500,000     |
| 26 | (29) | NATIONAL BOARD OF PROF TEACHING        |             |             |
| 27 |      | STANDARDS                              | 2,180,000   | 2,680,500   |
| 28 | (30) | NATIONAL SCHOOL LUNCH                  | 136,473,000 | 144,661,380 |
| 29 | (31) | PROFESSIONAL DEVELOPMENT FUNDING       | 22,595,471  | 22,735,471  |
| 30 | (32) | PUBLIC SCHOOL EMPLOYEE INSURANCE       | 36,793,760  | 36,878,600  |
| 31 | (33) | GRANTS TO SCHOOL DISTRICTS             | 50,000      | 50,000      |
| 32 | (34) | PYGMALION COMMISSION                   | 40,000      | 40,000      |
| 33 | (35) | RESIDENTIAL CENTERS/JUVENILE           |             |             |
| 34 |      | DETENTION                              | 11,384,482  | 11,384,482  |
| 35 | (36) | SAFETY TRAINING                        | 765,000     | 765,000     |
| 36 | (37) | SCHOOL FOOD SERVICES                   | 1,650,000   | 1,650,000   |

|    |      |                                   |                        |                        |
|----|------|-----------------------------------|------------------------|------------------------|
| 1  | (38) | SCHOOL FOOD-LEGISLATIVE AUDIT     | 75,000                 | 75,000                 |
| 2  | (39) | SCHOOL WORKER DEFENSE             | 390,000                | 390,000                |
| 3  | (40) | SERIOUS OFFENDER                  | 1,000,600              | 1,050,946              |
| 4  | (41) | SMART START/SMART STEP            | 7,181,815              | 7,181,815              |
| 5  | (42) | SPECIAL EDUCATION-CATASTROPHIC    | 8,800,000              | 8,800,000              |
| 6  | (43) | SPECIAL EDUCATION SERVICES        | 4,145,285              | 4,145,285              |
| 7  | (44) | INTERVENTION BLOCK GRANTS         | 132,000                | 132,000                |
| 8  | (45) | STATE FOUNDATION FUNDING          | 1,725,118,800          | 1,757,350,234          |
| 9  | (46) | STUDENT GROWTH                    | 43,610,400             | 43,610,400             |
| 10 | (47) | SUPPLEMENTAL MILLAGE              | 10,000,000             | 10,000,000             |
| 11 | (48) | SURPLUS COMMODITIES               | 630,000                | 630,000                |
| 12 | (49) | TEACHER LICENSING/MENTORING       | 7,150,258              | 7,508,758              |
| 13 | (50) | TEACHER RECRUITMENT               | 2,100,000              | 2,100,000              |
| 14 | (51) | TEACHER RETIREMENT MATCHING       | 4,594,800              | 5,122,080              |
| 15 | (52) | TECHNOLOGY IMPROVEMENTS           | 1,000,000              | 1,000,000              |
| 16 | (53) | WORKER'S COMPENSATION             | 450,000                | 450,000                |
| 17 | (54) | YOUTH SHELTERS                    | 165,000                | 165,000                |
| 18 | (55) | NON-TRADITIONAL LICENSURE         | 50,000                 | 50,000                 |
| 19 | (56) | TEACHER HOUSING DEVELOPMENT       | 100,000                | 100,000                |
| 20 | (57) | TECHNOLOGY GRANTS                 | 1,602,678              | 1,602,678              |
| 21 | (58) | LEADERSHIP ACADEMY                | 600,000                | 600,000                |
| 22 | (59) | MASTER PRINCIPAL BONUS            | 0                      | 200,000                |
| 23 | (60) | SECONDARY AREA VOCATIONAL CENTERS | 8,771,500              | 10,154,136             |
| 24 | (61) | CONTENTS STANDARDS CURRICULUM     |                        |                        |
| 25 |      | FRAMEWORKS                        | 100,000                | 0                      |
| 26 | (62) | SCHOOL FUNDING CONTINGENCY        | <u>25,000,000</u>      | <u>25,000,000</u>      |
| 27 |      | TOTAL AMOUNT APPROPRIATED         | <u>\$2,348,057,171</u> | <u>\$2,404,739,610</u> |

28

29 SECTION 2. REGULAR SALARIES - APSCN. There is hereby established for the  
30 Department of Education - Arkansas Public School Computer Network for the  
31 2005-2007 biennium, the following maximum number of regular employees whose  
32 salaries shall be governed by the provisions of the Uniform Classification  
33 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,  
34 and all laws amendatory thereto. Provided, however, that any position to  
35 which a specific maximum annual salary is set out herein in dollars, shall be  
36 exempt from the provisions of said Uniform Classification and Compensation

1 Act. All persons occupying positions authorized herein are hereby governed  
 2 by the provisions of the Regular Salaries Procedures and Restrictions Act  
 3 (Arkansas Code §21-5-101), or its successor.

4

|      |       |                                     | Maximum   | Maximum Annual |           |
|------|-------|-------------------------------------|-----------|----------------|-----------|
|      |       |                                     | No. of    | Salary Rate    |           |
| Item | Class |                                     | Employees | Fiscal Years   |           |
| No.  | Code  | Title                               |           | 2005-2006      | 2006-2007 |
| 9    | (1)   | 027Z ED ASSOC DIRECTOR APSCN        | 1         | GRADE 26       |           |
| 10   | (2)   | 827Z DP CENTER MANAGER              | 1         | GRADE 26       |           |
| 11   | (3)   | 903Z TECHNICAL ASSISTANCE MANAGER   | 2         | GRADE 24       |           |
| 12   | (4)   | D064 SR SYSTEMS PROGRAMMER          | 1         | GRADE 24       |           |
| 13   | (5)   | 028Z ED APSCN COOR/INTERNAL OPS     | 1         | GRADE 23       |           |
| 14   | (6)   | D124 LEAD PROGRAMMER/ANALYST        | 2         | GRADE 22       |           |
| 15   | (7)   | D123 APPLICATIONS & SYSTEMS ANALYST | 1         | GRADE 21       |           |
| 16   | (8)   | R290 PUBLIC SCHOOL PROGRAM ADVISOR  | 20        | GRADE 21       |           |
| 17   | (9)   | R266 MANAGEMENT PROJECT ANALYST II  | 2         | GRADE 20       |           |
| 18   | (10)  | E114 STAFF DEVELOPMENT COORDINATOR  | 6         | GRADE 20       |           |
| 19   | (11)  | A110 ACCOUNTANT II                  | 1         | GRADE 19       |           |
| 20   | (12)  | E072 TRAINING INSTRUCTOR            | 4         | GRADE 18       |           |
| 21   | (13)  | R264 MANAGEMENT PROJECT ANALYST I   | 1         | GRADE 18       |           |
| 22   | (14)  | R010 ADMINISTRATIVE ASSISTANT II    | 1         | GRADE 17       |           |
| 23   | (15)  | K155 SECRETARY I                    | <u>1</u>  | GRADE 11       |           |
| 24   |       | MAX. NO. OF EMPLOYEES               | 45        |                |           |

25

26 SECTION 3. APPROPRIATION - APSCN. There is hereby appropriated, to the  
 27 Department of Education, to be payable from the Department of Education  
 28 Public School Fund Account, for personal services and operating expenses of  
 29 the Department of Education - Arkansas Public School Computer Network for the  
 30 biennial period ending June 30, 2007, the following:

31

| ITEM                               | FISCAL YEARS |              |
|------------------------------------|--------------|--------------|
|                                    | 2005-2006    | 2006-2007    |
| 32 NO.                             |              |              |
| 34 (01) REGULAR SALARIES           | \$ 1,875,472 | \$ 1,930,963 |
| 35 (02) PERSONAL SERVICES MATCHING | 579,966      | 592,012      |
| 36 (03) MAINT. & GEN. OPERATION    |              |              |

|   |                                 |                      |                      |
|---|---------------------------------|----------------------|----------------------|
| 1 | (A) OPER. EXPENSE               | 1,335,495            | 1,366,995            |
| 2 | (B) CONF. & TRAVEL              | 7,250                | 7,250                |
| 3 | (C) PROF. FEES                  | 0                    | 0                    |
| 4 | (D) CAP. OUTLAY                 | 0                    | 0                    |
| 5 | (E) DATA PROC.                  | 10,136,424           | 10,136,424           |
| 6 | (04) DATA ACCESS IMPLEMENTATION | <u>800,000</u>       | <u>800,000</u>       |
| 7 | TOTAL AMOUNT APPROPRIATED       | <u>\$ 14,764,607</u> | <u>\$ 14,863,644</u> |

SECTION 4. REGULAR SALARIES - OFFICE OF EDUCATION RENEWAL ZONES. There is hereby established for the Department of Education- - Office of Education Renewal Zones for the 2005-2007 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

|      |       |                                 | Maximum Annual |                     |
|------|-------|---------------------------------|----------------|---------------------|
|      |       |                                 | Maximum        | Salary Rate         |
|      |       |                                 | No. of         | Fiscal Years        |
| Item | Class |                                 |                |                     |
| No.  | Code  | Title                           | Employees      | 2005-2006 2006-2007 |
| (1)  | 917Z  | OERZ DIRECTOR                   | 1              | GRADE 26            |
| (2)  | R085  | TECHNICAL ASSISTANCE SPECIALIST | 3              | GRADE 21            |
| (3)  | R009  | ADMINISTRATIVE ASSISTANT I      | <u>1</u>       | GRADE 15            |
|      |       | MAX. NO. OF EMPLOYEES           | 5              |                     |

SECTION 5. APPROPRIATION - EDUCATION RENEWAL ZONES. There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for personal services and operating expenses of the Department of Education - Education Renewal Zones for the biennial period ending June 30, 2007, the following:

| ITEM                                 | FISCAL YEARS        |                     |
|--------------------------------------|---------------------|---------------------|
| NO.                                  | 2005-2006           | 2006-2007           |
| (01) REGULAR SALARIES                | \$ 229,529          | \$ 236,161          |
| (02) PERSONAL SERVICES MATCHING      | 69,031              | 70,471              |
| (03) MAINT. & GEN. OPERATION         |                     |                     |
| (A) OPER. EXPENSE                    | 29,700              | 29,700              |
| (B) CONF. & TRAVEL                   | 8,000               | 8,000               |
| (C) PROF. FEES                       | 1,440,000           | 1,440,000           |
| (D) CAP. OUTLAY                      | 0                   | 0                   |
| (E) DATA PROC.                       | 0                   | 0                   |
| (04) EDUCATIONAL RENEWAL ZONE GRANTS | <u>234,000</u>      | <u>234,000</u>      |
| TOTAL AMOUNT APPROPRIATED            | <u>\$ 2,010,260</u> | <u>\$ 2,018,332</u> |

SECTION 6. APPROPRIATIONS – SPECIAL NEEDS ISOLATED FUNDING. There is hereby appropriated, to the Department of Education, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For special needs isolated funding, for each fiscal year of the biennium, the sum of.....\$4,850,000.

SECTION 7. APPROPRIATIONS – SPECIAL NEEDS ISOLATED FUNDING. There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for special needs isolated funding of the Department of Education for the biennial period ending June 30, 2007, the following:

| ITEM                                | FISCAL YEARS        |                     |
|-------------------------------------|---------------------|---------------------|
| NO.                                 | 2005-2006           | 2006-2007           |
| (01) SPECIAL NEEDS ISOLATED FUNDING | <u>4,850,000</u>    | <u>4,850,000</u>    |
| TOTAL AMOUNT APPROPRIATED           | <u>\$ 4,850,000</u> | <u>\$ 4,850,000</u> |

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND ALLOCATION. The appropriation for the ISOLATED FUNDING line item in Section 1 of this Act may be fully funded. Any funding for that appropriation that is not utilized shall be transferred to the appropriation in Section 7 of this

1 Act and shall be used there for fully funding each subsection (c) through (f)  
2 of Act 1452 continuing sequentially by subsection until the available funds  
3 are exhausted.

4 The provisions of this section shall be in effect only from July 1, 2005  
5 through June 30, 2007.

6  
7 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS TO  
9 SCHOOL DISTRICTS. For the purposes of distributing the Grants To School  
10 Districts appropriation in Section 1 of this Act, "school district" means a  
11 school district which contracts with a school district in an adjoining state  
12 for the education of some of the pupils within the Arkansas school district  
13 because the portion of the school district wherein such pupils live is  
14 completely separated from the remainder of the school district by a reservoir  
15 covering at least 12,000 acres at normal water level, and where to attend  
16 school in their own district, the pupils of said portion would be required to  
17 travel or to be transported a distance (measured by the nearest highway or  
18 road route) of more than 35 miles round trip and pass through another school  
19 district or districts. The Department of Education shall distribute the  
20 monies appropriated for Grants to School Districts in Section 1 of this Act  
21 to such school districts as reimbursement for expenses incurred in educating  
22 the pupils residing in the separated portion of the school district. Such  
23 school districts shall file a request for reimbursement with the Department  
24 of Education and provide the Department of Education with such documentation  
25 as is deemed necessary.

26 The provisions of this section shall be in effect only from July 1, ~~2003~~  
27 2005 through June 30, ~~2005~~ 2007.

28  
29 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL  
31 EDUCATION SERVICES. The funds appropriated in the line item "Special  
32 Education Services" in Section 1 of this Act shall be used to provide  
33 extended year summer programs for handicapped students in need of such  
34 services, to provide special education services to foster children who are  
35 wards of the State, and to provide funds for the payment of salaries of  
36 special education supervisors. The Department of Education shall distribute

1 such funds in the manner necessary to carry out the intent of this Section.

2 The provisions of this section shall be in effect only from July 1, 2003  
3 2005 through June 30, ~~2005~~ 2007.

4  
5 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

7 RETIREMENT MATCHING. Beginning with the 1996-97 school year, Local School  
8 Districts shall pay the teacher retirement employer contribution rate for any  
9 eligible employee in accordance with rules and regulations established by the  
10 Teacher Retirement Board of Directors. The appropriation contained herein for  
11 Teacher Retirement Matching each fiscal year shall be used to provide the  
12 employer matching for employees of the ~~Cooperative Education Services Areas,~~  
13 ~~Vocational Centers,~~ Arkansas Easter Seals and the school operated by the  
14 ~~Department of Correction.~~

15 The provisions of this section shall be in effect only from July 1, 2003  
16 2005 through June 30, ~~2005~~ 2007.

17  
18 SECTION 12. SPECIAL LANGUAGE. ~~PULASKI COUNTY~~ DESEGREGATION EXPENSES. (A)  
19 For the fiscal year ending June 30, ~~2004~~ and for each fiscal year thereafter,  
20 the Department of Education shall from time to time as needed, certify to the  
21 State Treasurer and the Chief Fiscal Officer of the State, the amount of  
22 funds disbursed or approved to be disbursed by the Department of Education  
23 for desegregation expenses under any the ~~"Pulaski County School Desegregation~~  
24 ~~Settlement Agreement."~~ Upon the receipt of such certification, the State  
25 Treasurer, after making those deductions as set out in Arkansas Code 19-5-  
26 202(b)(2)(B), shall also deduct ~~up to, but not to exceed in total for fiscal~~  
27 ~~year 2003-04 the sum of \$32,800,000~~ from the net general revenues the amount  
28 certified and transfer this amount to the Department of Education Public  
29 School Fund Account there to be used exclusively for payment of or  
30 reimbursement for expenses incurred from the Department of Education Public  
31 School Fund Account under any "Desegregation Settlement Agreement."

32 ~~(B) For the fiscal year ending June 30, 2005, the Department of Education~~  
33 ~~shall from time to time as needed, certify to the State Treasurer and the~~  
34 ~~Chief Fiscal Officer of the State, the amount of funds disbursed for~~  
35 ~~desegregation expenses under the "Pulaski County School Desegregation~~  
36 ~~Settlement Agreement."~~ Upon the receipt of such certification, the State

1 ~~Treasurer, after making those deductions as set out in Arkansas Code 19-5-~~  
2 ~~202(b)(2)(B), shall also deduct up to, but not to exceed in total for fiscal~~  
3 ~~year 2004-05 the sum of \$32,800,000 from the net general revenues and~~  
4 ~~transfer this amount to the Department of Education Public School Fund~~  
5 ~~Account.~~

6 ~~The provisions of this section shall be in effect only from July 1, 2003~~  
7 ~~through June 30, 2005.~~

8  
9 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
11 CONSOLIDATION INCENTIVE. The appropriation contained herein for Consolidation  
12 Incentive shall be allocated in accordance with rules and regulations  
13 established by the State Board of Education.

14 The provisions of this section shall be in effect only from July 1, 2003  
15 2005 through June 30, ~~2005~~ 2007.

16  
17 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
19 RESIDENTIAL CENTERS/JUVENILE DETENTION. The funds appropriated herein for  
20 Residential Centers/Juvenile Detention shall be allocated in accordance with  
21 rules and regulations established by the State Board of Education.

22 The provisions of this section shall be in effect only from July 1, 2003  
23 2005 through June 30, ~~2005~~ 2007.

24  
25 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
26 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LEADERSHIP  
27 ACADEMY. The funds appropriated in the "LEADERSHIP ACADEMY" line item in  
28 Section 1 of this Act shall be used to implement the School Support Program  
29 which will provide support to schools or school districts designated by the  
30 Department of Education as being in school improvement status and to provide  
31 for general operations of the Leadership Academy.

32 The provisions of this section shall be in effect only from July 1, 2005  
33 through June 30, 2007.

34  
35 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

1 AUTHORITY. The Director of the Department of Education, with the approval of  
2 the Chief Fiscal Officer and after approval by the Arkansas Legislative  
3 Council or Joint Budget Committee, is hereby authorized to request necessary  
4 appropriation transfers and any other budget related adjustments necessary.  
5 Determining the maximum number of employees and the maximum amount of  
6 appropriation and general revenue funding for a state agency each fiscal year  
7 is the prerogative of the General Assembly. This is usually accomplished by  
8 delineating such maximums in the appropriation act(s) for a state agency and  
9 the general revenue allocations authorized for each fund and fund account by  
10 amendment to the Revenue Stabilization law. Further, the General Assembly  
11 has determined that the Department of Education may operate more efficiently  
12 if some flexibility is provided to the Director of the Department of  
13 Education authorizing broad powers under the Transfer Authority provision  
14 herein. Therefore, it is both necessary and appropriate that the General  
15 Assembly maintain oversight by requiring prior approval of the Legislative  
16 Council or Joint Budget Committee as provided by this section. The  
17 requirement of approval by the Legislative Council or Joint Budget Committee  
18 is not a severable part of this section. If the requirement of approval by  
19 the Legislative Council or Joint Budget Committee is ruled unconstitutional  
20 by a court jurisdiction, this entire section is void.

21 The provisions of this section shall be in effect only from July 1, ~~2003~~  
22 2005 through June 30, ~~2005~~ 2007.

23

24 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
26 ARKANSAS/STRIVE PROGRAM TRANSFER. The Chief Fiscal Officer of the State  
27 shall transfer on his books and those of the State Treasurer the sum of  
28 \$200,000 during each fiscal year, of the biennium from the Department of  
29 Education Public School Fund Account to the University of Arkansas at Little  
30 Rock Fund, specifically to provide funding for the Arkansas/STRIVE Program.  
31 The total amount of funds transferred each fiscal year pursuant to this  
32 section shall not be subject to any indirect costs by the University of  
33 Arkansas at Little Rock.

34 The provisions of this section shall be in effect only from July 1, ~~2003~~  
35 2005 through June 30, ~~2005~~ 2007.

36

1 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
3 ASSESSMENT/END OF LEVEL TESTING. Of the total amount appropriated for  
4 Assessment/End-of-Level Testing for each fiscal year of the ~~2003-2005~~ 2005-  
5 2007 biennium, up to \$500,000 may be authorized by the Director of the  
6 Department of Education to be used to provide staff development training for  
7 educational cooperatives, school districts, and for Department of Education  
8 staff on such content areas as test interpretation, goal setting, educational  
9 plan development, curriculum development, instructional strategies, classroom  
10 management and for evaluation procedures.

11 The provisions of this section shall be in effect only from July 1, ~~2003~~  
12 2005 through June 30, ~~2005~~ 2007.

13  
14 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AETN  
16 DOCUMENTED QUIZ BOWL COSTS. Of the total amount of appropriation and funds  
17 authorized herein to the Department of Education - for the Quiz Bowl each  
18 fiscal year, an amount not to exceed 40% each fiscal year may be made  
19 available to the Department of Education - Educational Television Division  
20 for its documented costs associated with the Quiz Bowl.

21 The provisions of this section shall be in effect only from July 1, ~~2003~~  
22 2005 through June 30, ~~2005~~ 2007.

23  
24 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
26 INTERVENTION BLOCK GRANTS FUNDING RESTRICTION. The Department of Education  
27 shall make available from the Intervention Block Grants appropriation  
28 authorized by this Act, one hundred thousand dollars (\$100,000) each fiscal  
29 year for the annual expenses of the Quiz Bowl, thirteen thousand five hundred  
30 dollars (\$13,500) each fiscal year for Odyssey of the Mind for grants up to  
31 \$1,000 each for students and chaperones, thirteen thousand five hundred  
32 dollars (\$13,500) each fiscal year for Destination Imagination, and five  
33 thousand dollars (\$5,000) each fiscal year for the State History Day  
34 Competition. The Department of Education shall allocate General Revenue  
35 funding totaling no less than one hundred thirty two thousand dollars  
36 (\$132,000) each fiscal year from the Department of Education Public School

1 Fund Account to support the annual expenses of the Quiz Bowl, the Odyssey of  
2 the Mind for grants up to \$1,000 each for students and chaperones,  
3 Destination Imagination, and the State History Day Competition. The  
4 Department shall either expend or have committed for expenditure the monies  
5 allocated for the Quiz Bowl, Odyssey of the Mind, Destination Imagination,  
6 and the State History Day Competition as authorized herein in order to  
7 fulfill the provisions of this section.

8 The provisions of this section shall be in effect only from July 1, ~~2003~~  
9 2005 through June 30, ~~2005~~ 2007.

10  
11 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EAST  
13 FUNDING PROVISION. Of the total amount appropriated for Technology Grants  
14 each fiscal year, an amount of not less than one million dollars (\$1,000,000)  
15 or eighteen percent (18%), whichever is greater each fiscal year, shall be  
16 awarded through a grant or professional services contract for EAST  
17 infrastructure personal services and operating expenses. The EAST  
18 infrastructure grant or contract for personal services and operating expenses  
19 shall be awarded to an entity that has personnel or experience, or both, in  
20 implementing the EAST Initiative.

21 The provisions of this section shall be in effect only from July 1, ~~2003~~  
22 2005 through June 30, ~~2005~~ 2007.

23  
24 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXPLOR-  
26 NET FUNDING PROVISION. Of the total appropriation authorized by this Act for  
27 Technology Grants the Department of Education shall make available one  
28 hundred eighty seven thousand five hundred seventy five dollars (\$187,575)  
29 each fiscal year for Explor-Net Program initiatives to teach students  
30 computer repair in a hands-on environment. The Department of Education shall  
31 allocate General Revenue funding totaling no less than one hundred eighty  
32 seven thousand five hundred seventy five dollars (\$187,575) each fiscal year  
33 from the Department of Education Public School Fund Account to support the  
34 Explor-Net Program. The Department shall either expend or have committed for  
35 expenditure the monies allocated for the Explor-Net Program in order to  
36 fulfill the provisions of this section.

1 The provisions of this section shall be in effect only from July 1, 2003  
2 2005 through June 30, ~~2005~~ 2007.

3  
4 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS  
6 LEADERSHIP ACADEMY - REDUCTION OF FUNDS RESTRICTION. Upon determination by  
7 the Department of Education that a reduction in the amount of available  
8 appropriation within the Department of Education Fund Account is required  
9 from the amount appropriated, the reduction in the available appropriation  
10 from the full amount appropriated for the Arkansas Leadership Academy shall  
11 be limited to the average percentage reduction in the other appropriations to  
12 the Department of Education from the Department of Education Fund Account.

13 The provisions of this section shall be in effect only from July 1, 2003  
14 2005 through June 30, ~~2005~~ 2007.

15  
16 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
17 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISTRESSED  
18 SCHOOL DISTRICT SUPPORT. The funds appropriated in the line item "Distressed  
19 School District Support" in Section 1 of the Act may be used for technical  
20 assistance offered by the Department of Education to school districts in  
21 academic distress that can include, but is not limited to, teacher  
22 specialists, principal specialists, and other personnel assigned by the  
23 department. These funds may also be used for alternative research-based  
24 technical assistance or programs. Criteria for selecting and approving  
25 alternative research-based technical assistance or programs are to be  
26 promulgated as a rule by the State Board of Education, provided that  
27 alternative staffing and/or compensation programs for teachers shall be  
28 approved by at least a majority of the teachers in the school, schools, or  
29 school district participating in the program.

30 The provisions of this section shall be in effect only from July 1, 2005  
31 through June 30, 2007.

32  
33 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
34 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD.  
35 The balance of the appropriation as provided in the Contents Standards  
36 Curriculum Frameworks line item of Section 1 of this Act which remains on

1 June 30, 2006, shall be carried forward and made available for the same  
2 purpose for the fiscal year ending June 30, 2007.

3 The provisions of this section shall be in effect only from July 1, 2005  
4 through June 30, 2007.

5  
6 SECTION 26. SPECIAL LANGUAGE. Arkansas Code § 6-15-202, concerning  
7 Standards for Accreditation of Arkansas Public Schools, is amended to add  
8 additional subsections to read as follows:

9 (e) The Director of the Department of Education may require that the  
10 superintendent of each school district file a written statement with the  
11 Department of Education as evidence that the school district for which the  
12 superintendent is responsible has complied with any or all of the following  
13 statutory requirements:

14 (1) § 6-10-111 (d) through (f) concerning the Equity Assistance  
15 Center;

16 (2) § 6-11-129(3)(b) concerning data to be accessible on Department of  
17 Education's website;

18 (3) § 6-13-109 concerning employment of a school superintendent;

19 (4) § 6-13-620 concerning powers and duties of the local school board  
20 of directors;

21 (5) § 6-13-801 et seq. concerning educational compacts;

22 (6) § 6-15-202(b)(1) concerning accreditation;

23 (7) § 6-15-401 et seq. concerning the Arkansas Comprehensive, Testing,  
24 Assessment, and Accountability Program;

25 (8) § 6-15-502 concerning home schools;

26 (9) § 6-15-902 concerning grading scale;

27 (10) § 6-15-1004 concerning qualified teachers;

28 (11) § 6-15-1101(b) concerning diplomas;

29 (12) § 6-15-1402 concerning the school performance report;

30 (13) § 6-15-1603 concerning closing the achievement gap;

31 (14) § 6-15-1701 et seq. concerning a parental involvement plan;

32 (15) § 6-15-2006 concerning remedial instruction;

33 (16) § 6-16-102 concerning school day;

34 (17) § 6-16-103 concerning course of study generally;

35 (18) § 6-16-124 concerning Arkansas history;

36 (19) § 6-16-126 concerning food handling safety;

- 1        (20) § 6-16-130 concerning visual art and music;  
2        (21) § 6-16-132 concerning physical education;  
3        (22) § 6-16-1002 concerning health education;  
4        (23) § 6-16-1003 concerning oral health standards;  
5        (24) § 6-16-1201 et seq. concerning advanced placement and concurrent  
6 enrollment;  
7        (25) § 6-17-102 concerning emergency first aid personnel;  
8        (26) § 6-17-201 concerning personnel policies;  
9        (27) § 6-17-309 concerning certification;  
10       (28) § 6-17-401 et seq. concerning teacher's license requirement;  
11       (29) § 6-17-2301 concerning establishment of personnel policies;  
12       (30) § 6-17-2402 concerning teacher compensation;  
13       (31) § 6-18-101 concerning qualifications for valedictorian and  
14 salutatorian;  
15       (32) § 6-18-201 et seq. concerning compulsory attendance;  
16       (33) § 6-18-202 concerning age and residence for attending public  
17 schools;  
18       (34) § 6-18-207 concerning minimum age for enrollment in public  
19 school;  
20       (35) § 6-18-211 concerning attendance for students in grades nine  
21 through twelve;  
22       (36) § 6-18-213 concerning attendance records and reports generally;  
23       (37) § 6-18-223 concerning credit for college courses;  
24       (38) § 6-18-501 et seq. concerning guidelines for development of  
25 school district student discipline policies and written student discipline  
26 policies;  
27       (39) § 6-18-508 concerning alternative learning environments;  
28       (40) § 6-18-509 concerning assessment and intervention in alternative  
29 learning environments;  
30       (41) § 6-18-701 et seq. concerning physical examinations;  
31       (42) § 6-18-1005 concerning a student services program;  
32       (43) § 6-19-101 concerning transportation;  
33       (44) § 6-20-2202 concerning the budget and expenditure report;  
34       (45) § 6-21-106 concerning fire hazards inspection prior to closing  
35 for breaks;  
36       (46) § 6-21-112 concerning school facilities;

1 (47) § 6-25-101 et seq. concerning the public school library media and  
2 technology;

3 (48) § 6-41-101 et seq. concerning services to children with  
4 disabilities in nonpublic schools;

5 (49) § 6-42-101 concerning gifted and talented; and

6 (50) Any other statutory mandate for school districts identified by  
7 the Department of Education as relevant to the Standards for Accreditation of  
8 Arkansas Public Schools.

9 (f) In addition to any written statement of assurance required under  
10 subsection (e) of this section, the Department of Education may conduct an  
11 on-site review of a school district to confirm that a school district has  
12 complied with any statutory requirements listed in subsection (e) of this  
13 section or any other matter related to the Standards for Accreditation of  
14 Arkansas Public Schools.

15 (g) The Department of Education shall establish a form for the written  
16 statement of assurance required under subsection (e) of this section and  
17 shall establish a date or dates by which school districts shall submit the  
18 written statement of assurance required under subsection (e) of this section.

19 (h) Any superintendent who fails to file a written statement of assurance  
20 as required by the Director of the Department of Education under subsection  
21 (e) of this section by the date established by the Department of Education or  
22 knowingly submits false information or if the Department of Education  
23 determines the information in the statement is inaccurate or incomplete, the  
24 Department of Education may:

25 (1) Conduct a random on-site visit;

26 (2) Request additional information from the school district;

27 (3) Take licensure action on the license of the superintendent under  
28 the procedure of § 6-17-410; or

29 (4) Find the school or school district in citation or probationary  
30 violation of the Standards for Accreditation of Arkansas Public Schools.

31  
32 SECTION 27. SPECIAL LANGUAGE. Arkansas Code 6-16-804 is amended to read as  
33 follows:

34 6-16-804. Established - Subsidies - Rules and regulations.

35 (a) The Arkansas Advanced Placement Incentive Program is hereby  
36 established, to be administered by the Director of the Department of

1 Education.

2 (b)(1) Contingent upon legislative appropriations and based on criteria  
3 established by the department, schools participating in the program may be  
4 awarded a one-time equipment and instructional materials grant for providing  
5 an advanced placement course.;

6 (2) Contingent upon legislative appropriations, schools ~~will be~~ may be  
7 awarded ~~fifty dollars (\$50.00)~~ an amount to be determined by the Department  
8 of Education for each score of three (3) or better earned by a student on any  
9 advanced placement test. These funds shall be utilized in the schools'  
10 advanced placement programs.

11 (c) Subject to legislative appropriations, a teacher participating in the  
12 program or in the preadvanced placement program may be awarded subsidized  
13 teacher training for advanced placement courses ~~at a cost not to exceed six~~  
14 ~~hundred fifty dollars (\$650) per teacher.~~

15 (d)(1) The state ~~will~~ may pay a share of the advanced placement test fee  
16 ~~not to exceed sixty five dollars (\$65.00).~~

17 (2) The State Board of Education ~~shall~~ may create a sliding scale  
18 based on family income.

19 ~~(3) The state will pay fifty dollars (\$50.00) for each test taken as~~  
20 ~~an economic supplement to each public school student who takes more than two~~  
21 ~~(2) advanced placement tests in one (1) year.~~

22 ~~(4)~~(3) All students taking advanced placement courses must take  
23 advanced placement tests or return the economic supplement.

24 (e) The board is authorized to promulgate rules and regulations necessary  
25 to implement this subchapter and the Director of the Department of Education  
26 may determine the amount of any awards or supplements made under this  
27 subchapter based on the amount of the appropriation and available funding for  
28 the program.

29

30 SECTION 28. SPECIAL LANGUAGE. Arkansas Code § 6-15-204(b)(2), concerning  
31 professional development for teachers, is amended to add an additional  
32 subdivision to read as follows:

33 (C) For purposes of the requirement for continuing education and  
34 professional development under this section, each hour of training received  
35 by certified personnel related to teaching an advanced placement class for a  
36 subject covered by the College Board and Educational Testing Service shall be

1 counted as professional development up to a maximum of thirty (30) hours.

2  
3 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

5 PROFESSIONAL DEVELOPMENT. Of the total amount appropriated for Professional  
6 Development Funding for each fiscal year of the 2005-2007 biennium,  
7 \$4,000,000 shall be authorized by the Director of the Department of Education  
8 to be used by the Department of Education to develop and implement statewide  
9 professional development support systems for teacher that will benefit  
10 student achievement.

11 The provisions of this section shall be in effect only from July 1, 2005  
12 through June 30, 2007.

13  
14 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
15 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RETIREMENT  
16 MATCHING. Beginning with the 1996-97 school year, Local School Districts  
17 shall pay the teacher retirement employer contribution rate for any eligible  
18 employee in accordance with rules and regulations established by the Teacher  
19 Retirement Board of Directors. The appropriation contained herein for Teacher  
20 Retirement Matching each fiscal year shall be used to provide the employer  
21 matching for employees of the Cooperative Education Services Areas,  
22 Vocational Centers, Arkansas Easter Seals and the school operated by the  
23 Department of Correction.

24 The provisions of this section shall be in effect only from July 1, 2005  
25 through June 30, 2007.

26  
27 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
28 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HEALTH  
29 INSURANCE. Beginning with the 1996-97 school year, Local School Districts  
30 shall pay no less than the health insurance contribution rate established by  
31 Arkansas Code 6-17-1117 for each eligible employee electing to participate in  
32 the Public School Employee Health Insurance Program. The appropriation  
33 contained herein for Public School Employee Insurance each fiscal year shall  
34 be used to provide the state contribution for insurance premiums for  
35 employees of the Cooperative Education Services Areas, Vocational Centers,  
36 and the school operated by the Department of Correction who participate in

1 the Arkansas Public School Life and Health Insurance Program.

2 The provisions of this section shall be in effect only from July 1, 2005  
3 through June 30, 2007.

4  
5 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
6 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BETTER CHANCE  
7 PROGRAM ADMINISTRATIVE FEES. The Department of Education is hereby  
8 authorized to expend a maximum of two percent (2%) of available funds to  
9 administer the program and to monitor program grantees to ensure compliance  
10 with programmatic standards.

11 The Department may contract with the Division of Child Care and Early  
12 Childhood Education to administer the program.

13 The provisions of this section shall be in effect only from July 1, 2005  
14 through June 30, 2007.

15  
16 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CHARTER  
18 SCHOOL FUNDING RESTRICTIONS. Regardless of any provision of any law to the  
19 contrary, the Department of Education shall fund from state monies only those  
20 charter schools which provide education services in a traditional public  
21 school setting and, if the internet or long-distance learning technology is  
22 used, the internet or long-distance learning technology is used as a  
23 supplement to the school's traditional classroom setting.

24 The provisions of this section shall be in effect only from July 1, 2003  
25 2005 through June 30, ~~2005~~ 2007.

26  
27 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
28 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SUPPLEMENTAL  
29 MILLAGE. Any school district that voluntarily raised their maintenance and  
30 operation mills only during the 2004-2005 school year in order to have a  
31 total millage beyond the twenty-five (25) mills required by the Arkansas  
32 Constitution, Amendment 74, and to meet the purpose of §  
33 6-20-2402(a)(3), and the district's property assessment per student  
34 is below the state average per student, that district shall qualify to  
35 receive any appropriate supplemental millage incentive funds otherwise  
36 available in the public school fund without regard to any other

1 qualifications in law, including but not limited to, any requirement  
2 that a school district must have previously received debt service  
3 funding supplement.

4 The provisions of this section shall be in effect only from July 1, 2005  
5 through June 30, 2007.

6  
7 SECTION 35. Arkansas Code 19-5-1227 concerning the Educational  
8 Adequacy Fund is amended to read as follows:

9  
10 19-5-1227. Educational Adequacy Fund.

11  
12 (a) There is created on the books of the Treasurer of State, the Auditor of  
13 State, and the Chief Fiscal Officer of the State a fund to be known as the  
14 "Educational Adequacy Fund".

15 (b) After the Treasurer of State has made deductions from the revenues  
16 under § 19-5-203(b)(2)(A), the Educational Adequacy Fund shall consist of:

17 (1) All net revenues collected due to enactments of the Eighty-Fourth  
18 General Assembly meeting in Second Extraordinary Session, unless a different  
19 distribution of those additional net revenues is otherwise provided in the  
20 act creating those additional net revenues;

21 (2) The revenues credited to the Educational Adequacy Fund under § 26-54-  
22 113(b)(2);

23 (3) The revenues generated by §§ 26-52-302(d), 26-53-107(d), 26-52-316, and  
24 26-57-1002(d)(1)(A)(ii); and

25 (4) Other revenues as provided by law.

26 (c)(1) The Chief Fiscal Officer of the State will determine, from time to  
27 time, the amount of funds required from the Educational Adequacy Fund which,  
28 when added to other resources available to the Department of Education Public  
29 School Fund Account and the Department of Education Fund Account, is needed  
30 to fulfill the financial obligation of the state to provide an adequate  
31 educational system ~~as enacted by the Eighty Fourth General Assembly meeting~~  
32 ~~in Second Extraordinary Session~~ as authorized by law and shall certify the  
33 amounts to the Treasurer of State.

34 (2) At the end of each month, the Treasurer of State shall transfer all  
35 moneys available from the Educational Adequacy Fund to the Department of  
36 Education Public School Fund Account of the Public School Fund and to the

1 Department of Education Fund Account of the Education Fund, until the sum of  
2 all transfers from the Educational Adequacy Fund equal the amounts determined  
3 in subdivision (c)(1) of this section, there to be used as determined by law.  
4 (d) In the event the Chief Fiscal Officer of the State determines that the  
5 transfers from the Educational Adequacy Fund, when added to the other  
6 resources available to the Department of Education Public School Fund  
7 Account, are not sufficient to meet the state's financial obligation to  
8 provide an adequate educational system ~~as enacted by the Eighty-Fourth~~  
9 ~~General Assembly meeting in Second Extraordinary Session~~ as authorized by  
10 law, the additional amount required shall be transferred from the other funds  
11 and fund accounts within § 19-5-402(a) and § 19-5-404(a) based upon the  
12 proportion that each of the remaining fund and fund accounts bears to the  
13 total of the remaining funds and fund accounts in § 19-5-402(a) and § 19-5-  
14 404(a).

15  
16 SECTION 36. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
17 by this act shall be limited to the appropriation for such agency and funds  
18 made available by law for the support of such appropriations; and the  
19 restrictions of the State Procurement Law, the General Accounting and  
20 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
21 Procedures and Restrictions Act, or their successors, and other fiscal  
22 control laws of this State, where applicable, and regulations promulgated by  
23 the Department of Finance and Administration, as authorized by law, shall be  
24 strictly complied with in disbursement of said funds.

25  
26 SECTION 37. LEGISLATIVE INTENT. It is the intent of the General Assembly  
27 that any funds disbursed under the authority of the appropriations contained  
28 in this act shall be in compliance with the stated reasons for which this act  
29 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
30 and Legislative Recommendations contained in the budget manuals prepared by  
31 the Department of Finance and Administration, letters, or summarized oral  
32 testimony in the official minutes of the Arkansas Legislative Council or  
33 Joint Budget Committee which relate to its passage and adoption.

34  
35 SECTION 38. EMERGENCY CLAUSE. It is found and determined by the General  
36 Assembly, that the Constitution of the State of Arkansas prohibits the

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

10  
11 */s/ Joint Budget Committee*

12  
13  
14 *APPROVED: 4/13/2005*  
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