

1 State of Arkansas  
2 90th General Assembly  
3 Fiscal Session, 2016  
4

# A Bill

HOUSE BILL 1008

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
10 EDUCATION - AND ITS VARIOUS DIVISIONS; AND FOR OTHER  
11 PURPOSES.  
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### Subtitle

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

26 (A) Effective July 1, 2016, the balance of the appropriation provided  
27 in Item (A) Section 1 of Act 331 of 2015, for grants to eligible public  
28 schools for school recognition awards to be used for nonrecurring bonuses to  
29 faculty and staff, nonrecurring expenditures for educational equipment or  
30 materials or temporary school personnel by the Arkansas School Recognition  
31 Program, in a sum not to exceed.....\$28,383.

32 (B) Effective July 1, 2016, the balance of the appropriation provided  
33 in Item (B) Section 1 of Act 331 of 2015, for grants to institutes that re-  
34 imagine education in traditional public schools for personal services and  
35 operating expenses, equipment and maintenance expenses, in a sum not to  
36 exceed.....\$25,000.



1 (C) Effective July 1, 2016, the balance of the appropriation provided  
2 in Item (A) Section 2 of Act 189 of 2015, for computer science initiatives by  
3 the Department of Education, in a sum not to exceed.....\$5,000,000.

4 (D) Effective July 1, 2016, the balance of the appropriation provided  
5 in Item (A) Section 1 of Act 332 of 2015, for grants and aid for the Arkansas  
6 School Recognition Program, in a sum not to exceed.....\$10,000,000.

7 (E) Effective July 1, 2016, the balance of the appropriation provided  
8 in Item (A) Section 1 of Act 436 of 2015, for grants for breakfast  
9 nutritional programs in public schools, in a sum not to exceed  
10 .....\$40,000.

11 (F) Effective July 1, 2016, the balance of the appropriation provided  
12 in Item (A) Section 1 of Act 610 of 2015, for a grant for Teach for America  
13 for personal services and operating expenses to provide training and support  
14 for Arkansas teachers statewide, in a sum not to exceed.....\$3,000,000.

15 (G) Effective July 1, 2016, the balance of the appropriation provided  
16 in Item (B) Section 1 of Act 610 of 2015, for a grant for personal services  
17 and operating expenses for support of the Arkansas Academic Roadmap, in a sum  
18 not to exceed.....\$1,000,000.

19 (H) Effective July 1, 2016, the balance of the appropriation provided  
20 in Item (A) Section 1 of Act 665 of 2015, for grants for personal services,  
21 operating expenses, professional development and training, research,  
22 instructional materials and supplies, technology upgrades/equipment and  
23 library resources for an arts-enriched curriculum, in a sum not to exceed  
24 .....\$25,000.

25 (I) Effective July 1, 2016, the balance of the appropriation provided  
26 in Item (A) Section 1 of Act 747 of 2015, for a grant for Teach for America  
27 for personal services and operating expenses to provide training and support  
28 for Arkansas teachers statewide, in a sum not to exceed.....\$5,000.

29 (J) Effective July 1, 2016, the balance of the appropriation provided  
30 in Item (A) Section 2 of Act 807 of 2015, for a transfer to the Department of  
31 Education Public School Fund Account for grants and aid for the Arkansas  
32 Better Chance Program, in a sum not to exceed.....\$16,000,000.

33 (K) Effective July 1, 2016, the balance of the appropriation provided  
34 in Item (A) Section 1 of Act 814 of 2015, for grants for personal services,  
35 operating expenses, instructional materials and supplies, technology  
36 upgrades/equipment, and library resources for residential or commuter

1 Academic Enrichment for the Gifted/Talented in Summer programs, in a sum not  
2 to exceed.....\$10,000.

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4 SECTION 2. REAPPROPRIATION - DIVISION OF PUBLIC SCHOOL ACADEMIC  
5 FACILITIES AND TRANSPORTATION - GENERAL IMPROVEMENT. There is hereby  
6 appropriated, to the Department of Education - Division of Public School  
7 Academic Facilities and Transportation, to be payable from the General  
8 Improvement Fund or its successor fund or fund accounts, for the Department  
9 of Education the following:

10 (A) Effective July 1, 2016, the balance of the appropriation provided  
11 in Item (A) Section 1 of Act 158 of 2015, for a transfer to the Educational  
12 Facilities Partnership Fund Account for use in programs of the Division of  
13 Public School Academic Facilities and Transportation, in a sum not to exceed  
14 .....\$40,000,000.

15 (B) Effective July 1, 2016, the balance of the appropriation provided  
16 in Item (A) Section 1 of Act 789 of 2015, for a transfer to the Department of  
17 Education Public School Fund Account for grants and aid for open-enrollment  
18 public charter schools for the Open-Enrollment Public Charter School  
19 Facilities Funding Aid Program, in a sum not to exceed.....\$5,000,000.

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21 SECTION 3. REAPPROPRIATION - DIVISION OF PUBLIC SCHOOL ACADEMIC  
22 FACILITIES AND TRANSPORTATION - OPEN ENROLLMENT PUBLIC CHARTER SCHOOL CAPITAL  
23 GRANT PROGRAM FUND. There is hereby appropriated, to the Department of  
24 Education - Division of Public School Academic Facilities and Transportation,  
25 to be payable from the Open Enrollment Public Charter School Capital Grant  
26 Program Fund, for the Department of Education the following:

27 (A) Effective July 1, 2016, the balance of the appropriation provided  
28 in Item (A) Section 2 of Act 331 of 2015, for grants for the repayment of  
29 debt incurred by an open enrollment public charter school for academic  
30 facilities or equipment, various maintenance, renovation, equipping, new  
31 construction, acquisition, improvement, upgrade and repair of real property  
32 and facilities and purchase of instructional materials, technology systems,  
33 and other academic equipment, in a sum not to exceed.....\$75,000.

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35 SECTION 4. REAPPROPRIATION - DEPARTMENT OF EDUCATION - CAPITOL COMPLEX  
36 RENOVATION AND REPAIR. There is hereby appropriated, to the Department of

1 Education, to be payable from the Educational Buildings Maintenance Fund, for  
2 the Department of Education the following:

3 (A) Effective July 1, 2016, the balance of the appropriation provided  
4 in Item (A) Section 1 of Act 189 of 2015, for financing for building and  
5 grounds maintenance, equipment maintenance contracts, insurance and  
6 janitorial services, major maintenance costs, renovation, improvements,  
7 repairs and operations to maintain four (4) buildings owned by the Department  
8 of Education located in the Capitol Complex, in a sum not to exceed  
9 .....\$3,000,000.

11 SECTION 5. REAPPROPRIATION - DEPARTMENT OF EDUCATION - ARKANSAS BETTER  
12 CHANCE PROGRAM. There is hereby appropriated, to the Department of  
13 Education, to be payable from the Department of Education Public School Fund  
14 Account, for the Department of Education - Arkansas Better Chance Program the  
15 following:

16 (A) Effective July 1, 2016, the balance of the appropriation provided  
17 in Section 1 of Act 807 of 2015, for grants and aid for the Arkansas Better  
18 Chance Program of the Department of Education, in a sum not to exceed  
19 .....\$16,000,000.

21 SECTION 6. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION -  
22 MATCHING. There is hereby appropriated, to the Department of Education -  
23 Educational Television Division, to be payable from the federal funds as  
24 designated by the Chief Fiscal Officer of the State, for the Department of  
25 Education - Educational Television Division the following:

26 (A) Effective July 1, 2016, the balance of the appropriation provided  
27 in Item (A) Section 2 of Act 190 of 2015, for operating expenses, maintenance  
28 and payment of federal and other matching grant requirements by the  
29 Department of Education - Educational Television Division, in a sum not to  
30 exceed.....\$500,000.

32 SECTION 7. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - GENERAL  
33 IMPROVEMENT. There is hereby appropriated, to the Department of Education -  
34 Educational Television Division, to be payable from the General Improvement  
35 Fund or its successor fund or fund accounts, for the Department of Education  
36 - Educational Television Division the following:

1 (A) Effective July 1, 2016, the balance of the appropriation provided  
 2 in Item (A) Section 1 of Act 190 of 2015, for maintenance of state-owned  
 3 broadcast infrastructure and the network distribution system, in a sum not to  
 4 exceed.....\$4,690,000.

5 (B) Effective July 1, 2016, the balance of the appropriation provided  
 6 in Item (A) Section 3 of Act 190 of 2015, for personal services and operating  
 7 expenses for archiving stories of World War II veterans, in a sum not to  
 8 exceed.....\$260,000.

9 (C) Effective July 1, 2016, the balance of the appropriation provided  
 10 in Item (A) Section 1 of Act 617 of 2015, for construction, renovation,  
 11 maintenance, critical maintenance, equipment, security enhancements,  
 12 technology upgrades/equipment, acquisition, improvement, upgrade, and repair  
 13 of real property and facilities, including grant matching, in a sum not to  
 14 exceed.....\$25,000.

15 (D) Effective July 1, 2016, the balance of the appropriation provided  
 16 in Item (A) Section 4 of Act 331 of 2015, for various maintenance,  
 17 renovation, equipping, construction, acquisition, improvement, upgrade, and  
 18 repair of real property and facilities, including grant matching, in a sum  
 19 not to exceed.....\$304,973.

20 (E) Effective July 1, 2016, the balance of the appropriation provided  
 21 in Item (D) Section 4 of Act 331 of 2015, for costs associated with the  
 22 planning for a Northwest Communications Center and implementing, equipping,  
 23 maintenance and operating expenses of an AETN satellite broadcasting site in  
 24 Northwest Arkansas, or for general maintenance, operating expenses and/or  
 25 antenna replacement expenses, in a sum not to exceed.....\$99,904.

26 (F) Effective July 1, 2016, the balance of the appropriation provided  
 27 in Item (E) Section 4 of Act 331 of 2015, for costs associated with  
 28 implementing an AETN satellite broadcasting site in Northwest Arkansas and  
 29 for use by the University of Arkansas and AETN, or for general maintenance,  
 30 operating expenses and/or antenna replacement expenses, in a sum not to  
 31 exceed.....\$89,191.

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 33 SECTION 8. REAPPROPRIATION - SCHOOL FOR THE BLIND - GENERAL  
 34 IMPROVEMENT. There is hereby appropriated, to the Department of Education -  
 35 Arkansas School for the Blind, to be payable from the General Improvement  
 36 Fund or its successor fund or fund accounts, for the Department of Education

1 - Arkansas School for the Blind the following:

2 (A) Effective July 1, 2016, the balance of the appropriation provided  
3 in Item (A) Section 1 of Act 157 of 2015, for various maintenance,  
4 renovation, equipping, construction, acquisition, improvement, upgrade, and  
5 repair of real property and facilities, in a sum not to exceed  
6 .....\$2,100,000.

8 SECTION 9. REAPPROPRIATION - SCHOOL FOR THE DEAF - GENERAL IMPROVEMENT.

9 There is hereby appropriated, to the Department of Education - Arkansas  
10 School for the Deaf, to be payable from the General Improvement Fund or its  
11 successor fund or fund accounts, for the Department of Education - Arkansas  
12 School for the Deaf the following:

13 (A) Effective July 1, 2016, the balance of the appropriation provided  
14 in Item (A) Section 1 of Act 196 of 2015, for various maintenance,  
15 renovation, equipping, construction, acquisition, improvement, upgrade, and  
16 repair of real property and facilities, in a sum not to exceed  
17 .....\$5,400,000.

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

31 (B) The restrictions of any applicable provisions of the State  
32 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
33 Revenue Stabilization Law and any other applicable fiscal control laws of  
34 this State and regulations promulgated by the Department of Finance and  
35 Administration, as authorized by law, shall be strictly complied with in  
36 disbursement of any funds provided by this act unless specifically provided

1 otherwise by law.

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3 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General  
4 Assembly that any funds disbursed under the authority of the appropriations  
5 contained in this act shall be in compliance with the stated reasons for  
6 which this act was adopted, as evidenced by the Agency Requests, Executive  
7 Recommendations and Legislative Recommendations contained in the budget  
8 manuals prepared by the Department of Finance and Administration, letters, or  
9 summarized oral testimony in the official minutes of the Arkansas Legislative  
10 Council or Joint Budget Committee which relate to its passage and adoption.

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12 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the  
13 General Assembly, that the Constitution of the State of Arkansas prohibits  
14 the appropriation of funds for more than a one (1) year period; that the  
15 effectiveness of this Act on July 1, 2016 is essential to the operation of  
16 the agency for which the appropriations in this Act are provided, and that in  
17 the event of an extension of the legislative session, the delay in the  
18 effective date of this Act beyond July 1, 2016 could work irreparable harm  
19 upon the proper administration and provision of essential governmental  
20 programs. Therefore, an emergency is hereby declared to exist and this Act  
21 being necessary for the immediate preservation of the public peace, health  
22 and safety shall be in full force and effect from and after July 1, 2016.

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25 APPROVED: 05/03/2016  
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