

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Joint Budget Committee**

# A Bill

**ACT 340 OF 1993**  
**SENATE BILL 523**

## For An Act To Be Entitled

"AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
EDUCATION; AND FOR OTHER PURPOSES."

### Subtitle

**"AN ACT FOR THE DEPARTMENT OF EDUCATION  
REAPPROPRIATION."**

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

**SECTION 1. REAPPROPRIATION - SCHOOL FOR THE BLIND - GENERAL  
IMPROVEMENT.** There is hereby appropriated, to the Department of Education - School for  
the Blind, to be payable from the General Improvement Fund or its successor fund or fund  
accounts, for the Department of Education - School for the Blind, the following:

(A) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of  
Section 5 of Act 1199 of 1991, for major maintenance, renovation and repair of various  
buildings on campus, in a sum not to exceed..... **\$200,000.**

**SECTION 2. REAPPROPRIATION - SCHOOL FOR THE DEAF - GENERAL  
IMPROVEMENT.** There is hereby appropriated, to the Department of Education - School for  
the Deaf, to be payable from the General Improvement Fund or its successor fund or fund  
accounts, for the Department of Education - School for the Deaf, the following:

(A) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of  
Section 6 of Act 1199 of 1991, for the installation of dormitory air conditioning, lighting and  
refurbishing four dormitories, in a sum not to exceed .....**\$700,000.**

(B) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of  
Section 6 of Act 1199 of 1991, for gymnasium renovation, in a sum not to exceed ..... **\$327,815.**

1           **SECTION 3. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION**

2 **- GENERAL IMPROVEMENT.** There is hereby appropriated, to the Department of  
3 **Education - Educational Television Division, to be payable from the General Improvement**  
4 **Fund or its successor fund or fund accounts, for the Department of Education - Educational**  
5 **Television Division, the following:**

6           **(A) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
7 **Section 3 of Act 1191 of 1991, for distance learning satellite uplink and communications**  
8 **system, in a sum not to exceed .....\$650,000.**

9  
10           **(B) Effective July 1, 1993, the balance of the appropriation provided in Item (C) of**  
11 **Section 3 of Act 1191 of 1991, for translators to increase the AETN service area, in a sum not**  
12 **to exceed ..... \$50,000.**

13  
14           **(C) Effective July 1, 1993, the balance of the appropriation provided in Item (F) of**  
15 **Section 3 of Act 1191 of 1991, for KETG Channel 9 and KAFT Channel 13 transmitter**  
16 **replacement, in a sum not to exceed .....\$513,000.**

17  
18           **SECTION 4. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION**

19 **- FEDERAL.** There is hereby appropriated, to the Department of Education - Educational  
20 **Television Division, to be payable from the federal funds as designated by the Chief Fiscal**  
21 **Officer of the State, for the Department of Education - Educational Television Division, the**  
22 **following:**

23           **(A) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
24 **Section 4 of Act 1199 of 1991, for distance satellite uplink and communication system, in a**  
25 **sum not to exceed ..... \$300,000.**

26  
27           **(B) Effective July 1, 1993, the balance of the appropriation provided in Item (F) of**  
28 **Section 4 of Act 1199 of 1991, for KETG Channel 9 and KAFT Channel 13 transmitter**  
29 **replacement, in a sum not to exceed .....\$541,491.**

30  
31           **(C) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
32 **Section 5 of Act 1073 of 1991, for construction, and to purchase and install television and**  
33 **satellite equipment for the Star Schools Project in a sum not to exceed .....\$650,000.**

34  
35           **SECTION 5. REAPPROPRIATION - VOCATIONAL AND TECHNICAL**

1 **EDUCATION DIVISION - GENERAL IMPROVEMENT.** There is hereby appropriated, to  
2 **the Department of Education - Vocational and Technical Education Division,** to be payable  
3 **from the General Improvement Fund or its successor fund or fund accounts, for the**  
4 **Department of Education - Vocational and Technical Education Division, the following:**

5 **(A) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
6 **Section 9 of Act 1199 of 1991, for instructional equipment for the various postsecondary**  
7 **vocational technical schools, technical institutes or comprehensive lifelong learning centers, in**  
8 **a sum not to exceed. ....\$500,000.**

9  
10 **(B) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
11 **Section 9 of Act 1199 of 1991, for major maintenance, renovation and repairs at the various**  
12 **postsecondary vocational technical schools, technical institutes or comprehensive lifelong**  
13 **learning centers,**  
14 **in a sum not to exceed ..... \$300,000.**

15  
16 **(C) Effective July 1, 1993, the balance of the appropriation provided in Item (C) of**  
17 **Section 9 of Act 1199 of 1991, for new construction at the various postsecondary vocational**  
18 **technical schools, technical institutes or comprehensive lifelong learning centers, in a sum not**  
19 **to exceed..... \$400,000.**

20  
21 **(D) Effective July 1, 1993, the balance of the appropriation provided in Section 3 of**  
22 **Act 123 of 1991, to match local funds on a one to one basis, to be used for repair or renovation**  
23 **or both of secondary vocational education centers, in a sum not to exceed .....\$125,000.**

24  
25 **SECTION 6. REAPPROPRIATION - VOCATIONAL AND TECHNICAL**  
26 **EDUCATION DIVISION - TRUST.** There is hereby appropriated, to the Department of  
27 **Education - Vocational and Technical Education Division, to be payable from the Building**  
28 **Trades Revolving Fund, for the Department of Education - Vocational and Technical**  
29 **Education Division, the following:**

30 **(A) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
31 **Section 10 of Act 1199 of 1991, for the purchase of lots and construction of single dwelling**  
32 **units and for other purposes by the Department of Education - Vocational and Technical**  
33 **Education Division, in a sum not to exceed .....\$245,627.**

34  
35 **SECTION 7. REAPPROPRIATION - VOCATIONAL TECHNICAL POST**

1 **SECONDARY SCHOOLS. There is hereby appropriated, to the Department of Education -**  
2 **Vocational and Technical Education Division, to be payable from the General Improvement**  
3 **Fund or its successor fund or fund accounts, for the Department of Education - Vocational and**  
4 **Technical Education Division - Vocational Technical Post Secondary Schools, the following:**

5 **(A) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
6 **Section I of Act 1073 of 1991, for purchase of instructional equipment for Arkansas Valley**  
7 **Technical Institute, in a sum not to exceed**  
8 ..... **\$39,000.**

9  
10 **(B) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
11 **Section I of Act 1073 of 1991, for purchase of instructional equipment for Cotton Boll**  
12 **Technical Institute, in a sum not to exceed** ..... **\$9,784.**

13  
14 **(C) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
15 **Section 9 of Act 1199 of 1991, for purchase of instructional equipment for Cotton Boll**  
16 **Technical Institute, in a sum not to exceed** ..... **\$8,953.**

17  
18 **(D) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
19 **Section 9 of Act 1199 of 1991, for purchase of instructional equipment for Crowley's Ridge**  
20 **Technical Institute, in a sum not to exceed** ..... **\$57,784.**

21  
22 **(E) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
23 **Section I of Act 1073 of 1991, for purchase of instructional equipment for Crowley's Ridge**  
24 **Technical Institute, in a sum not to exceed**  
25 ..... **\$39,000.**

26  
27 **(F) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
28 **Section I of Act 1073 of 1991, for purchase of instructional equipment for Delta Technical**  
29 **Institute, in a sum not to exceed.** ..... **\$4,035.**

30  
31 **(G) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
32 **Section 9 of Act 1199 of 1991, for purchase of instructional equipment for Delta Technical**  
33 **Institute, in a sum not to exceed.** ..... **\$23,786.**

34  
35 **(H) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**

1 **Section 9 of Act 1199 of 1991, for purchase of instructional equipment for Foothills Technical**  
2 **Institute, in a sum not to exceed... \$57,016.**

3

4 **(I) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
5 **Section 9 of Act 1199 of 1991, for purchase of instructional equipment for Forest Echoes**  
6 **Technical Institute, in a sum not to exceed**  
7 **.....\$60,907.**

8

9 **(J) Effective July 1, 1993, the balance of the appropriation provided in Item (C) of**  
10 **Section 9 of Act 1199 of 1991, for new construction at Forest Echoes Technical Institute, in a**  
11 **sum not to exceed .....\$17,260.**

12

13 **(K) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
14 **Section 1 of Act 1073 of 1991, for purchase of instructional equipment for Forest Echoes**  
15 **Technical Institute, in a sum not to exceed**  
16 **..... \$39,000.**

17

18 **(L) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
19 **Section 1 of Act 1073 of 1991, for purchase of instructional equipment for Great Rivers**  
20 **Comprehensive Lifelong Learning Center in a sum**  
21 **not to exceed ..... \$11,775.**

22

23 **(M) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
24 **Section 9 of Act 1199 of 1991, for purchase of instructional equipment for Great Rivers**  
25 **Comprehensive Lifelong Learning Center, in a sum not to exceed ..... \$33,101.**

26

27 **(N) Effective July 1, 1993, the balance of the appropriation provided in Item (E) of**  
28 **Section 1 of Act 1073 of 1991, for new construction at the Northwest Technical Institute, in a**  
29 **sum not to exceed ..... \$110,000.**

30

31 **(O) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
32 **Section 9 of Act 1199 of 1991, for purchase of instructional equipment for Quapaw Technical**  
33 **Institute, in a sum not to exceed ..... \$32,239.**

34

35 **(P) Effective July 1, 1993, the balance of the appropriation provided in Item (C) of**

1 **Section 9 of Act 1199 of 1991, for new construction at the Quapaw Technical Institute, in a**  
2 **sum not to exceed ..... \$80,000.**

3

4 **(Q) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
5 **Section 9 of Act 1199 of 1991, for purchase of instructional equipment for Rice Belt**  
6 **Vocational Technical School, in a sum not to**  
7 **exceed ..... \$21,800.**

8

9 **(R) Effective July 1, 1993, the balance of the appropriation provided in Item (B) of**  
10 **Section 1 of Act 1073 of 1991, for purchase of instructional equipment for Rice Belt**  
11 **Vocational Technical School, in a sum not to exceed**  
12 **..... \$27,917.**

13

14 **(S) Effective July 1, 1993, the balance of the appropriation provided in Item (A) of**  
15 **Section 9 of Act 1199 of 1991, for purchase of instructional equipment for Riverside**  
16 **Vocational Technical School, in a sum not to exceed**  
17 **..... \$3,955.**

18

19 **(T) Effective July 1, 1993, the balance of the appropriation provided in Item (C) of**  
20 **Section 9 of Act 1199 of 1991, for new construction at Riverside Vocational Technical School,**  
21 **in a sum not to exceed ..... \$97,995.**

22

23 **SECTION 8. DISBURSEMENT CONTROLS. (A) No contract may be awarded**  
24 **nor obligations otherwise incurred in relation to the project or projects described herein in**  
25 **excess of the State Treasury funds actually available therefor as provided by law. Provided,**  
26 **however, that institutions and agencies listed herein shall have the authority to accept and use**  
27 **grants and donations including Federal funds, and to use its unobligated cash income or funds,**  
28 **or both available to it, for the purpose of supplementing the State Treasury funds for financing**  
29 **the entire costs of the project or projects enumerated herein. Provided further, that the**  
30 **appropriations and funds otherwise provided by the General Assembly for Maintenance and**  
31 **General Operations of the agency or institutions receiving appropriation herein shall not be**  
32 **used for any of the purposes as appropriated in this Act.**

33 **(B) Any restrictions contained in the Acts enumerated in the reappropriation sections**  
34 **of this Act, the restrictions of any applicable provisions of the State Purchasing Law, the**  
35 **General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law and any**

1 other applicable fiscal control laws of this State and regulations promulgated by the  
2 Department of Finance and Administration, as authorized by law, shall be strictly complied  
3 with in disbursement of any funds provided by this Act unless specifically provided otherwise  
4 by law.

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

13  
14 **SECTION 10. CODE.** All provisions of this Act of a general and permanent nature  
15 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision  
16 Commission shall incorporate the same in the Code.

17  
18 **SECTION 11. SEVERABILITY.** If any provision of this Act or the application  
19 thereof to any person or circumstance is held invalid, such invalidity shall not affect other  
20 provisions or applications of the Act which can be given effect without the invalid provision or  
21 application, and to this end the provisions of this Act are declared to be severable.

22  
23 **SECTION 12. GENERAL REPEALER.** All laws and parts of laws in conflict with  
24 this Act are hereby repealed.

25  
26 **SECTION 13. EMERGENCY CLAUSE.** It is hereby found and determined by the  
27 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas prohibits the  
28 appropriation of funds for more than a two (2) year period; that previous General Assemblies  
29 have provided appropriations for the projects provided enumerated in this act; that certain  
30 appropriations will expire before the adjournment of the General Assembly; and that if such  
31 appropriations expire, the projects and programs authorized herein will cease thereby  
32 depriving the citizens of the State of the benefits to be derived from such projects. Therefore,  
33 an emergency is hereby declared to exist and this Act being necessary for the immediate  
34 preservation of the public peace, health and safety shall be in full force and effect from and  
35 after the date of its passage and approval.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

**APPROVED: 03/03/93**