

**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 358 of the Regular Session**

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 1605

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
EDUCATION - AND ITS VARIOUS DIVISIONS; AND FOR
OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION
- AND ITS VARIOUS DIVISIONS
REAPPROPRIATION.

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT - ARKANSAS STATE LIBRARY.
24 There is hereby appropriated, to the Department of Education - Arkansas State
25 Library, to be payable from the General Improvement Fund or its successor
26 fund or fund accounts, for the Department of Education - Arkansas State
27 Library, the following:

28 (A) Effective July 1, 2007, the balance of the appropriation provided in
29 Item (C) of Section 1 of Act 428 of 2005, for Arkansas Digital Library
30 Development, in a sum not to exceed\$113,864.
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32 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT - ARKANSAS SCHOOL FOR THE
33 DEAF. There is hereby appropriated, to the Department of Education - Arkansas
34 School for the Deaf, to be payable from the General Improvement Fund or its
35 successor fund or fund accounts, for the Department of Education - Arkansas



1 School for the Deaf, the following:

2 (A) Effective July 1, 2007, the balance of the appropriation provided in
3 Item (A) of Section 1 of Act 150 of 2005, for various maintenance,
4 renovation, equipping, construction, improvement, upgrade and repair projects
5 including waterproofing various buildings and installation of a fence, in a
6 sum not to exceed\$250,000.

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8 SECTION 3. REAPPROPRIATION - GENERAL IMPROVEMENT - ARKANSAS SCHOOL FOR THE
9 BLIND. There is hereby appropriated, to the Department of Education -
10 Arkansas School for the Blind, to be payable from the General Improvement
11 Fund or its successor fund or fund accounts, for the Department of Education
12 - Arkansas School for the Blind, the following:

13 (A) Effective July 1, 2007, the balance of the appropriation provided in
14 Item (A) of Section 1 of Act 151 of 2005, for various maintenance,
15 renovation, equipping, construction, improvement, upgrade and repair projects
16 including renovation of the Administration building and waterproofing various
17 buildings, in a sum not to exceed\$194,228.

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19 SECTION 4. REAPPROPRIATION - GENERAL IMPROVEMENT - EDUCATIONAL TELEVISION
20 DIVISION. There is hereby appropriated, to the Department of Education -
21 Educational Television Division, to be payable from the General Improvement
22 Fund or its successor fund or fund accounts, for the Department of Education
23 - Educational Television Division, the following:

24 (A) Effective July 1, 2007, the balance of the appropriation provided in
25 Item (B) of Section 4 of Act 428 of 2005, for costs associated with the
26 planning for a Northwest Communications Center, in a sum not to exceed
27\$99,904.

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29 (B) Effective July 1, 2007, the balance of the appropriation provided in
30 Item (C) of Section 4 of Act 428 of 2005, for the construction of a building
31 for AETN satellite broadcasting and for use by the University of Arkansas and
32 other colleges and universities for broadcast journalism and
33 telecommunications, in a sum not to exceed\$143,792.

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35 (C) Effective July 1, 2007, the balance of the appropriation provided in
36 Item (D) of Section 4 of Act 428 of 2005, for costs associated with the

1 infrastructure transition needed to complete the Digital Conversion of the
2 Network - Phase II, in a sum not to exceed\$623,739.

3
4 (D) Effective July 1, 2007, the balance of the appropriation provided in
5 Item (E) of Section 4 of Act 428 of 2005, for costs associated with the
6 infrastructure transition needed to complete the Digital Conversion of the
7 Network - Phase II, in a sum not to exceed\$1,030,876.

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9 (E) Effective July 1, 2007, the balance of the appropriation provided in
10 Item (F) of Section 4 of Act 428 of 2005, for costs associated with general
11 network maintenance needed to secure the state’s investment in technology and
12 to provide state matching for federal grants, in a sum not to exceed
13\$493,890.

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15 (F) Effective July 1, 2007, the balance of the appropriation provided in
16 Item (A) of Section 1 of Act 1395 of 2005, for costs associated with the
17 Digital Conversion - Phase III, in a sum not to exceed\$2,430,400.

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19 (G) Effective July 1, 2007, the balance of the appropriation provided in
20 Item (B) of Section 1 of Act 1395 of 2005, for costs associated with General
21 Network Maintenance needed to secure the state’s investment in technology and
22 to provide state matching for federal grants, in a sum not to exceed
23\$1,000,000.

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25 SECTION 5. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - FEDERAL.
26 There is hereby appropriated, to the Department of Education - Educational
27 Television Division, to be payable from the federal funds as designated by
28 the Chief Fiscal Officer of the State, for the Department of Education -
29 Educational Television Division, the following:

30 (A) Effective July 1, 2007, the balance of the appropriation provided in
31 Item (C) of Section 5 of Act 428 of 2005, for costs associated with General
32 Network Maintenance needed to secure the state’s investment in technology, in
33 a sum not to exceed\$1,000,000.

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35 SECTION 6. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
36 obligations otherwise incurred in relation to the project or projects

1 described herein in excess of the State Treasury funds actually available
 2 therefor as provided by law. Provided, however, that institutions and
 3 agencies listed herein shall have the authority to accept and use grants and
 4 donations including Federal funds, and to use its unobligated cash income or
 5 funds, or both available to it, for the purpose of supplementing the State
 6 Treasury funds for financing the entire costs of the project or projects
 7 enumerated herein. Provided further, that the appropriations and funds
 8 otherwise provided by the General Assembly for Maintenance and General
 9 Operations of the agency or institutions receiving appropriation herein shall
 10 not be used for any of the purposes as appropriated in this act.

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

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

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 27 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
 28 Assembly, that the Constitution of the State of Arkansas prohibits the
 29 appropriation of funds for more than a two (2) year period; that previous
 30 General Assemblies have provided appropriations for the projects provided or
 31 enumerated in this act; that certain appropriations will expire before the
 32 adjournment of the General Assembly; and that if such appropriations expire,
 33 the projects and programs authorized herein will cease thereby depriving the
 34 citizens of the State of the benefits to be derived from such projects.
 35 Therefore, an emergency is hereby declared to exist and this Act being
 36 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after the date of its
2 passage and approval. If the bill is neither approved nor vetoed by the
3 Governor, it shall become effective on the expiration of the period of time
4 during which the Governor may veto the bill. If the bill is vetoed by the
5 Governor and the veto is overridden, it shall become effective on the date
6 the last house overrides the veto.

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APPROVED: 3/19/2007