

**Stricken language will be deleted and underlined language will be added.
Act 257 of the Fiscal Session**

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010
4

As Engrossed: H2/22/10
A Bill

HOUSE BILL 1136

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:

23 SECTION 1. REAPPROPRIATION - DEPARTMENT OF EDUCATION - ENHANCED COMMUNITY
24 GRANTS - LIBRARIES. There is hereby appropriated, to the Department of
25 Education, to be payable from the General Improvement Fund or its successor
26 fund or fund accounts, for the Department of Education, the following:

27 (A) Effective July 1, 2010, the balance of the appropriation provided in
28 Item (A) of Section 1 of Act 117 of 2009, for Enhanced Community Grants for
29 Libraries, in a sum not to exceed\$20,000.

31 SECTION 2. REAPPROPRIATION - DEPARTMENT OF EDUCATION - AFTER SCHOOL
32 PROGRAMS. There is hereby appropriated, to the Department of Education, to be
33 payable from the General Improvement Fund or its successor fund or fund
34 accounts, for the Department of Education, the following:

35 (A) Effective July 1, 2010, the balance of the appropriation provided in
36 Item (A) of Section 2 of Act 117 of 2009, for state assistance to after-

1 school programs, in a sum not to exceed\$40,000.

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3 SECTION 3. REAPPROPRIATION - DEPARTMENT OF EDUCATION - STATEWIDE LIBRARY
4 IMPROVEMENT GRANTS. There is hereby appropriated, to the Department of
5 Education, to be payable from the General Improvement Fund or its successor
6 fund or fund accounts, for the Department of Education, the following:

7 (A) Effective July 1, 2010, the balance of the appropriation provided in
8 Item (A) of Section 3 of Act 117 of 2009, for Statewide Library Improvement
9 grants and assistance, in a sum not to exceed\$40,000.

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11 SECTION 4. REAPPROPRIATION - DEPARTMENT OF EDUCATION - CONTINUING
12 EDUCATION DEPARTMENT. There is hereby appropriated, to the Department of
13 Education, to be payable from the General Improvement Fund or its successor
14 fund or fund accounts, for the Department of Education, the following:

15 (A) Effective July 1, 2010, the balance of the appropriation provided in
16 Item (A) of Section 4 of Act 117 of 2009, for support of the Continuing
17 Education Department, in a sum not to exceed\$20,000.

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19 SECTION 5. REAPPROPRIATION - DEPARTMENT OF EDUCATION - ARKANSAS SCIENCE
20 FAIR ASSOCIATION GRANT. There is hereby appropriated, to the Department of
21 Education, to be payable from the General Improvement Fund or its successor
22 fund or fund accounts, for the Department of Education, the following:

23 (A) Effective July 1, 2010, the balance of the appropriation provided in
24 Item (A) of Section 1 of Act 1065 of 2009, for a grant to the Arkansas
25 Science Fair Association for personal services, operating expenses,
26 scholarships, prizes and the purchase of equipment for Arkansas regional
27 and/or state science fairs, in a sum not to exceed\$25,000.

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29 SECTION 6. REAPPROPRIATION - DEPARTMENT OF EDUCATION - GENERAL
30 IMPROVEMENT. There is hereby appropriated, to the Department of Education, to
31 be payable from the General Improvement Fund or its successor fund or fund
32 accounts, for the Department of Education, the following:

33 (A) Effective July 1, 2010, the balance of the appropriation provided in
34 Item (A) of Section 1 of Act 510 of 2009, for loan payments to the Teacher
35 Retirement System for the statewide public school computer system, in a sum
36 not to exceed\$5,800,586.

1 (B) Effective July 1, 2010, the balance of the appropriation provided in
 2 Item (A) of Section 2 of Act 510 of 2009, for grants to eligible public
 3 schools for school recognition awards to be used for nonrecurring bonuses to
 4 faculty and staff, nonrecurring expenditures for educational equipment or
 5 materials or temporary school personnel by the Arkansas School Recognition
 6 Program, in a sum not to exceed\$17,784,700.

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 8 SECTION 7. REAPPROPRIATION - DEPARTMENT OF EDUCATION - TRUST FUND -
 9 RENOVATION AND REPAIRS. There is hereby appropriated, to the Department of
 10 Education, to be payable from the Educational Buildings Maintenance Fund, for
 11 the Department of Education, the following:

12 (A) Effective July 1, 2010, the balance of the appropriation provided in
 13 Item (A) of Section 3 of Act 510 of 2009, for renovation and repairs to the
 14 existing Department of Education Capitol Complex facilities, in a sum not to
 15 exceed\$2,000,000.

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 17 SECTION 8. REAPPROPRIATION - DIVISION OF PUBLIC SCHOOL ACADEMIC FACILITIES
 18 AND TRANSPORTATION - SCHOOL BUS SAFETY. There is hereby appropriated, to the
 19 Department of Education - Division of Public School Academic Facilities and
 20 Transportation, to be payable from the General Improvement Fund or its
 21 successor fund or fund accounts, for the Department of Education - Division
 22 of Public School Academic Facilities and Transportation, the following:

23 (A) Effective July 1, 2010, the balance of the appropriation provided in
 24 Item (A) of Section 1 of Act 1251 of 2009, for personal services, operating
 25 expenses, and purchase of equipment for a School Bus Safety Equipment Grant
 26 Pilot Program, in a sum not to exceed\$300,000.

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 28 SECTION 9. REAPPROPRIATION - SCHOOL FOR THE BLIND - VARIOUS PROJECTS.
 29 There is hereby appropriated, to the Department of Education - Arkansas
 30 School for the Blind, to be payable from the General Improvement Fund or its
 31 successor fund or fund accounts, for the Department of Education - Arkansas
 32 School for the Blind, the following:

33 (A) Effective July 1, 2010, the balance of the appropriation provided in
 34 Item (A) of Section 5 of Act 117 of 2009, for various maintenance,
 35 renovation, equipping, construction, acquisition, improvement, upgrade and
 36 repair projects for all state-owned real property and facilities, in a sum

1 not to exceed\$101,022.

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3 SECTION 10. REAPPROPRIATION - SCHOOL FOR THE BLIND - GENERAL IMPROVEMENT.

4 There is hereby appropriated, to the Department of Education - Arkansas
5 School for the Blind, to be payable from the General Improvement Fund or its
6 successor fund or fund accounts, for the Department of Education - Arkansas
7 School for the Blind, the following:

8 (A) Effective July 1, 2010, the balance of the appropriation provided in
9 Item (A) of Section 1 of Act 1426 of 2009, for maintenance, renovation,
10 equipping, construction, acquisition, improvement, upgrade and repair
11 projects for all state-owned real property and facilities, in a sum not to
12 exceed\$500,000.

13 (B) Effective July 1, 2010, the balance of the appropriation provided in
14 Item (A) of Section 2 of Act 1426 of 2009, for maintenance, renovation,
15 equipping, construction, acquisition, improvement, upgrade and repair
16 projects for all state-owned real property and facilities, which means the
17 physical plant and related areas owned or operated by the Arkansas School for
18 the Blind including without limitation academic and administrative buildings,
19 dormitories, grounds, lifts and elevators, walkways, utilities
20 infrastructure, and other specialized equipment for students with
21 disabilities related to the facilities listed in this section, in a sum not
22 to exceed\$5,000,000.

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24 SECTION 11. REAPPROPRIATION - SCHOOL FOR THE BLIND - FEDERAL FUNDS. There
25 is hereby appropriated, to the Department of Education - Arkansas School for
26 the Blind, to be payable from the federal funds as designated by the Chief
27 Fiscal Officer of the State, for the Department of Education - Arkansas
28 School for the Blind, the following:

29 (A) Effective July 1, 2010, the balance of the appropriation provided in
30 Item (A) of Section 3 of Act 1426 of 2009, for maintenance, renovation,
31 equipping, construction, acquisition, improvement, upgrade and repair
32 projects for all state-owned real property and facilities, which means the
33 physical plant and related areas owned or operated by the Arkansas School for
34 the Blind including without limitation academic and administrative buildings,
35 dormitories, grounds, lifts and elevators, walkways, utilities
36 infrastructure, and other specialized equipment for students with

1 disabilities related to the facilities listed in this section, in a sum not
2 to exceed \$5,000,000.

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4 SECTION 12. REAPPROPRIATION - SCHOOL FOR THE DEAF - VARIOUS PROJECTS.

5 There is hereby appropriated, to the Department of Education - Arkansas
6 School for the Deaf, to be payable from the General Improvement Fund or its
7 successor fund or fund accounts, for the Department of Education - Arkansas
8 School for the Deaf, the following:

9 (A) Effective July 1, 2010, the balance of the appropriation provided in
10 Item (A) of Section 6 of Act 117 of 2009, for various maintenance,
11 renovation, equipping, construction, acquisition, improvement, upgrade and
12 repair projects for all state-owned real property and facilities, in a sum
13 not to exceed \$151,836.

14
15 SECTION 13. REAPPROPRIATION - SCHOOL FOR THE DEAF - GENERAL IMPROVEMENT.

16 There is hereby appropriated, to the Department of Education - Arkansas
17 School for the Deaf, to be payable from the General Improvement Fund or its
18 successor fund or fund accounts, for the Department of Education - Arkansas
19 School for the Deaf, the following:

20 (A) Effective July 1, 2010, the balance of the appropriation provided in
21 Item (A) of Section 1 of Act 1425 of 2009, for maintenance, renovation,
22 equipping, construction, acquisition, improvement, upgrade and repair
23 projects for all state-owned real property and facilities, in a sum not to
24 exceed \$500,000.

25 (B) Effective July 1, 2010, the balance of the appropriation provided in
26 Item (A) of Section 2 of Act 1425 of 2009, for maintenance, renovation,
27 equipping, construction, acquisition, improvement, upgrade and repair
28 projects for all state-owned real property and facilities, which means the
29 physical plant and related areas owned or operated by the Arkansas School for
30 the Deaf including without limitation academic and administrative buildings,
31 dormitories, grounds, lifts and elevators, walkways, utilities
32 infrastructure, and other specialized equipment for students with
33 disabilities related to the facilities listed in this section, in a sum not
34 to exceed \$5,000,000.

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36 SECTION 14. REAPPROPRIATION - SCHOOL FOR THE DEAF - FEDERAL FUNDS. There

1 is hereby appropriated, to the Department of Education - Arkansas School for
2 the Deaf, to be payable from the federal funds as designated by the Chief
3 Fiscal Officer of the State, for the Department of Education - Arkansas
4 School for the Deaf, the following:

5 (A) Effective July 1, 2010, the balance of the appropriation provided in
6 Item (A) of Section 3 of Act 1425 of 2009, for maintenance, renovation,
7 equipping, construction, acquisition, improvement, upgrade and repair
8 projects for all state-owned real property and facilities, which means the
9 physical plant and related areas owned or operated by the Arkansas School for
10 the Deaf including without limitation academic and administrative buildings,
11 dormitories, grounds, lifts and elevators, walkways, utilities
12 infrastructure, and other specialized equipment for students with
13 disabilities related to the facilities listed in this section, in a sum not
14 to exceed\$5,000,000.
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16 SECTION 15. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - GENERAL
17 IMPROVEMENT. There is hereby appropriated, to the Department of Education -
18 Educational Television Division, to be payable from the General Improvement
19 Fund or its successor fund or fund accounts, for the Department of Education
20 - Educational Television Division, the following:

21 (A) Effective July 1, 2010, the balance of the appropriation provided in
22 Item (A) of Section 7 of Act 117 of 2009, for costs associated with the
23 planning for a Northwest Communications Center, in a sum not to exceed
24\$99,904.

25 (B) Effective July 1, 2010, the balance of the appropriation provided in
26 Item (B) of Section 7 of Act 117 of 2009, as amended by Act 804 of 2009, for
27 costs associated with implementing an AETN satellite broadcasting site in
28 Northwest Arkansas and for use by the University of Arkansas and AETN, in a
29 sum not to exceed\$143,792.

30 (C) Effective July 1, 2010, the balance of the appropriation provided in
31 Item (C) of Section 7 of Act 117 of 2009, for costs associated with the
32 infrastructure transition needed to complete the Digital Conversion of the
33 Network - Phase II, in a sum not to exceed\$42,245.

34 (D) Effective July 1, 2010, the balance of the appropriation provided in
35 Item (D) of Section 7 of Act 117 of 2009, for costs associated with general
36 network maintenance needed to secure the state's investment in technology and

1 to provide state matching for federal grants, in a sum not to exceed
2\$389,133.

3 (E) Effective July 1, 2010, the balance of the appropriation provided in
4 Item (E) of Section 7 of Act 117 of 2009, for costs associated with the
5 Digital Conversion - Phase III, in a sum not to exceed\$23,196.

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7 SECTION 16. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - GENERAL
8 NETWORK MAINTENANCE. There is hereby appropriated, to the Department of
9 Education - Educational Television Division, to be payable from the federal
10 funds as designated by the Chief Fiscal Officer of the State, for the
11 Department of Education - Educational Television Division, the following:

12 (A) Effective July 1, 2010, the balance of the appropriation provided in
13 Item (A) of Section 8 of Act 117 of 2009, for costs associated with General
14 Network Maintenance needed to secure the state's investment in technology, in
15 a sum not to exceed\$184,990.

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17 SECTION 17. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION -
18 TECHNOLOGY/MAINTENANCE/OPERATIONS. There is hereby appropriated, to the
19 Department of Education - Educational Television Division, to be payable from
20 the General Improvement Fund or its successor fund or fund accounts, for the
21 Department of Education - Educational Television Division, the following:

22 (A) Effective July 1, 2010, the balance of the appropriation provided in
23 Item (A) of Section 9 of Act 117 of 2009, for technology, maintenance and
24 operations expenses of the Arkansas Educational Television Network, in a sum
25 not to exceed\$68,422.

26
27 SECTION 18. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - GENERAL
28 IMPROVEMENT. There is hereby appropriated, to the Department of Education -
29 Educational Television Division, to be payable from the General Improvement
30 Fund or its successor fund or fund accounts, for the Department of Education
31 - Educational Television Division, the following:

32 (A) Effective July 1, 2010, the balance of the appropriation provided in
33 Item (A) of Section 1 of Act 509 of 2009, for production, maintenance,
34 renovation, equipping, construction, acquisition, improvement, upgrade, and
35 repair projects for all state-owned real property and facilities, in a sum
36 not to exceed\$2,500,000.

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SECTION 19. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - FEDERAL FUNDS. There is hereby appropriated, to the Department of Education - Educational Television Division, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for the Department of Education - Educational Television Division, the following:

(A) Effective July 1, 2010, the balance of the appropriation provided in Item (A) of Section 2 of Act 509 of 2009, for preventive and major maintenance, routine and emergency equipment repairs, and equipment replacement, in a sum not to exceed\$600,000.

(B) Effective July 1, 2010, the balance of the appropriation provided in Item (A) of Section 3 of Act 509 of 2009, for construction, renovation, major maintenance, purchase of equipment, hardware, software, furnishings and exhibits, and other reimbursable expenses for Network Headquarter upgrades, in a sum not to exceed\$125,000.

SECTION 20. REAPPROPRIATION - ARKANSAS STATE LIBRARY - DIGITAL LIBRARY DEVELOPMENT. There is hereby appropriated, to the Department of Education - Arkansas State Library, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Education - Arkansas State Library, the following:

(A) Effective July 1, 2010, the balance of the appropriation provided in Item (A) of Section 10 of Act 117 of 2009, for Arkansas Digital Library Development, in a sum not to exceed\$113,864.

SECTION 21. REAPPROPRIATION - ARKANSAS STATE LIBRARY - ENCYCLOPEDIA OF ARKANSAS HISTORY AND CULTURE PROJECT. There is hereby appropriated, to the Department of Education - Arkansas State Library, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Education - Arkansas State Library, the following:

(A) Effective July 1, 2010, the balance of the appropriation provided in Item (A) of Section 1 of Act 1007 of 2009, for a grant for personal services, operating expenses, professional fees and purchase of equipment for the Encyclopedia of Arkansas History and Culture Project, in a sum not to exceed\$150,000.

1 SECTION 22. REAPPROPRIATION - ARKANSAS STATE LIBRARY - GENERAL
 2 IMPROVEMENT. There is hereby appropriated, to the Department of Education -
 3 Arkansas State Library, to be payable from the General Improvement Fund or
 4 its successor fund or fund accounts, for the Department of Education -
 5 Arkansas State Library, the following:

6 (A) Effective July 1, 2010, the balance of the appropriation provided in
 7 Item (A) of Section 1 of Act 1034 of 2009, for grants to public libraries for
 8 personal services and operating expenses, land acquisition, improvements,
 9 construction, renovation, major maintenance, and purchase of equipment, in a
 10 sum not to exceed\$50,000.

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 12 SECTION 23. REAPPROPRIATION - ARKANSAS STATE LIBRARY - GENERAL
 13 IMPROVEMENT. There is hereby appropriated, to the Department of Education -
 14 Arkansas State Library, to be payable from the General Improvement Fund or
 15 its successor fund or fund accounts, for the Department of Education -
 16 Arkansas State Library, the following:

17 (A) Effective July 1, 2010, the balance of the appropriation provided in
 18 Item (A) of Section 1 of Act 1050 of 2009, for grants to public libraries for
 19 personal services and operating expenses, land acquisition, improvements,
 20 construction, renovation, major maintenance, and purchase of equipment, in a
 21 sum not to exceed\$20,000.

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 23 SECTION 24. REAPPROPRIATION - ARKANSAS STATE LIBRARY - STATEWIDE GRANTS.
 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, 2010, the balance of the appropriation provided in
 29 Item (A) of Section 1 of Act 887 of 2009, for statewide grants to public
 30 libraries, in a sum not to exceed\$1,000,000.

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 32 SECTION 25. REAPPROPRIATION - ARKANSAS STATE LIBRARY - BOOKS FOR ARKANSAS
 33 STUDENTS' EDUCATION PROGRAM. There is hereby appropriated, to the Department
 34 of Education - Arkansas State Library, to be payable from the General
 35 Improvement Fund or its successor fund or fund accounts, for the Department
 36 of Education - Arkansas State Library, the following:

1 (A) Effective July 1, 2010, the balance of the appropriation provided in
 2 Item (A) of Section 1 of Act 892 of 2009, for a grant to the Books for
 3 Arkansas Students' Education (BASE) Program which provides free books about
 4 Arkansas' natural, cultural, and political history as well as books by
 5 Arkansas writers to public high schools across the state using a point system
 6 based on free and reduced lunch statistics, in a sum not to exceed
 7\$20,000.

9 SECTION 26. REAPPROPRIATION - ARKANSAS EDUCATION SERVICE COOPERATIVES.

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

13 (A) Effective July 1, 2010, the balance of appropriation provided for
 14 grants to Arkansas Education Service Cooperatives for operating,
 15 construction, improvements, equipment, renovation, and maintenance expenses
 16 for Arkansas Education Service Cooperatives' facilities, in a sum not to
 17 exceed\$20,000.

19 SECTION 27. APPROPRIATION - ARKANSAS EDUCATION SERVICE COOPERATIVES.

20 There is hereby appropriated, to the Department of Education, to be payable
 21 from the General Improvement Fund or its successor fund or fund accounts, the
 22 following:

23 (A) For grants to Arkansas Education Service Cooperatives for operating,
 24 construction, improvements, equipment, renovation, and maintenance expenses
 25 for Arkansas Education Service Cooperatives' facilities for the fiscal year
 26 ending June 30, 2010, the sum of.....\$20,000.

28 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING -
 30 ARKANSAS EDUCATION SERVICE COOPERATIVES. As referenced in Section 3 of Act
 31 1442 of 2009 and Section 3 of Act 1443 of 2009, the authorized funding for
 32 the Department of Education for a grant for improvements to facilities of the
 33 Arkansas River Education Services Cooperative shall instead be deemed for
 34 grants to Arkansas Education Service Cooperatives for operating,
 35 construction, improvements, equipment, renovation, and maintenance expenses
 36 for Arkansas Education Service Cooperatives' facilities.

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2 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
4 TRANSFER - ARKANSAS EDUCATION SERVICE COOPERATIVES/BOREHAM LIBRARY.

5 Immediately upon the effective date of this Section, the Chief Fiscal Officer
6 of the State shall transfer on his or her books and those of the State
7 Treasurer and the Auditor of the State the sum of nine thousand seven hundred
8 and fifty dollars (\$9,750) from funds deposited into the 87th Session
9 Projects Account of the General Improvement Fund for the Department of
10 Education for grants to Arkansas Education Service Cooperatives for
11 operating, construction, improvements, equipment, renovation, and maintenance
12 expenses for Arkansas Education Service Cooperatives' facilities to the 87th
13 Session Projects Account of the General Improvement Fund for the University
14 of Arkansas - Fort Smith for upgrade, renovation, furnishings, equipment, and
15 expansion of the Boreham Library.

16 On July 1, 2010 or as soon thereafter as practicable the Chief Fiscal
17 Officer of the State shall transfer on his or her books and those of the
18 State Treasurer and the Auditor of the State in an amount not to exceed three
19 thousand two hundred and fifty dollars (\$3,250), or so much thereof as is
20 made available during the 2010-11 fiscal year from the remaining 25% of funds
21 made available for allocation to the Legislative Division from funds
22 deposited into the 87th Session Projects Account within the General
23 Improvement Fund for the Department of Education for grants to Arkansas
24 Education Service Cooperatives for operating, construction, improvements,
25 equipment, renovation, and maintenance expenses for Arkansas Education
26 Service Cooperatives' facilities to the 87th Session Projects Account within
27 the General Improvement Fund for the University of Arkansas - Fort Smith for
28 upgrade, renovation, furnishings, equipment, and expansion of the Boreham
29 Library.

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31 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
32 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The
33 reappropriation authorized for statewide grants to public libraries in this
34 Act shall not be restricted by requirements that may be applicable to other
35 programs currently administered. New rules and regulations may be adopted to
36 carry out the intent of the General Assembly regarding the appropriations

1 authorized in this Act.

2 No less than thirty (30) days prior to the distribution of any funds
3 appropriated by this act, the director of the agency shall notify the Speaker
4 of the House of Representatives of the name and address of each recipient and
5 the amount that is being distributed to each recipient.

6 The grants to public libraries authorized by this act shall be
7 distributed on a per capita basis and include public libraries that do not
8 meet the guidelines for State Aid to Public Libraries.

9 The appropriations authorized by this Act and funded through Acts 1442
10 and 1443 of 2009 to be distributed for the fiscal year ending June 30, 2011
11 for statewide grants to public libraries shall be distributed directly to the
12 local libraries independent of the regional system of which they may be a
13 member.

14

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

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

33

34 SECTION 32. LEGISLATIVE INTENT. It is the intent of the General Assembly
35 that any funds disbursed under the authority of the appropriations contained
36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations
2 and Legislative Recommendations contained in the budget manuals prepared by
3 the Department of Finance and Administration, letters, or summarized oral
4 testimony in the official minutes of the Arkansas Legislative Council or
5 Joint Budget Committee which relate to its passage and adoption.

6
7 SECTION 33. EMERGENCY CLAUSE. It is found and determined by the General
8 Assembly, that the Constitution of the State of Arkansas prohibits the
9 appropriation of funds for a longer period than one (1) fiscal year; that the
10 effectiveness of this Act on July 1, 2010 is essential to the operation of
11 the agency for which the appropriations in this Act are provided, with the
12 exception that Sections 27, 28 and 29 in this Act which shall be in full
13 force and effect from and after the date of its passage and approval, and
14 that in the event of an extension of the legislative session, the delay in
15 the effective date of this Act beyond July 1, 2010 could work irreparable
16 harm upon the proper administration and provision of essential governmental
17 programs, with the exception that Sections 27, 28 and 29 in this Act which
18 shall be in full force and effect from and after the date of its passage and
19 approval. Therefore, an emergency is hereby declared to exist and this Act
20 being necessary for the immediate preservation of the public peace, health
21 and safety shall be in full force and effect from and after July 1, 2010,
22 with the exception that Sections 27, 28 and 29 in this Act which shall be in
23 full force and effect from and after the date of its passage and approval.

24
25 */s/ Joint Budget Committee*

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27 **APPROVED: 2/26/2010**
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