

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

# A Bill

SENATE BILL 373

5 By: Senator L. Chesterfield  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
9 CAREER EDUCATION FOR GRANTS FOR TUTORING PROGRAMS AND  
10 SERVICES, LITERACY PROGRAMS AND SERVICES, NUTRITIONAL  
11 SERVICES AND ADULT EDUCATION PROGRAMS AND SERVICES;  
12 AND FOR OTHER PURPOSES.  
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## Subtitle

15 AN ACT FOR THE DEPARTMENT OF CAREER  
16 EDUCATION GENERAL IMPROVEMENT  
17 APPROPRIATION.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT FUNDS. There is hereby  
24 appropriated, to the Department of Career Education, to be payable from the  
25 General Improvement Fund or its successor fund or fund accounts, the  
26 following:

27 (A) for grants for youth tutoring and literacy programs and services,  
28 in a sum not to exceed.....\$80,000.

29 (B) for grants for literacy services, tutoring, nutritional services  
30 and adult education program services, in a sum not to exceed.....\$60,000.

31 (C) for grants to adult education programs and post-secondary  
32 institutions for literacy services, tutoring and adult education program  
33 services, in a sum not to exceed.....\$175,000.  
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35 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.



1 Notwithstanding any other rules, regulations or provision of law to the  
 2 contrary the appropriations authorized in this Act shall not be restricted by  
 3 requirements that may be applicable to other programs currently administered.  
 4 New rules and regulations may be adopted to carry out the intent of the  
 5 General Assembly regarding the appropriations authorized in this Act.

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 7 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
 8 obligations otherwise incurred in relation to the project or projects  
 9 described herein in excess of the State Treasury funds actually available  
 10 therefor as provided by law. Provided, however, that institutions and  
 11 agencies listed herein shall have the authority to accept and use grants and  
 12 donations including Federal funds, and to use its unobligated cash income or  
 13 funds, or both available to it, for the purpose of supplementing the State  
 14 Treasury funds for financing the entire costs of the project or projects  
 15 enumerated herein. Provided further, that the appropriations and funds  
 16 otherwise provided by the General Assembly for Maintenance and General  
 17 Operations of the agency or institutions receiving appropriation herein shall  
 18 not be used for any of the purposes as appropriated in this act.

19 (B) The restrictions of any applicable provisions of the State  
 20 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
 21 Revenue Stabilization Law and any other applicable fiscal control laws of  
 22 this State and regulations promulgated by the Department of Finance and  
 23 Administration, as authorized by law, shall be strictly complied with in  
 24 disbursement of any funds provided by this act unless specifically provided  
 25 otherwise by law.

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

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 36 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the  
2 appropriation of funds for more than a one (1) year period; that the  
3 effectiveness of this Act on July 1, 2011 is essential to the operation of  
4 the agency for which the appropriations in this Act are provided, and that in  
5 the event of an extension of the legislative session, the delay in the  
6 effective date of this Act beyond July 1, 2011 could work irreparable harm  
7 upon the proper administration and provision of essential governmental  
8 programs. Therefore, an emergency is hereby declared to exist and this Act  
9 being necessary for the immediate preservation of the public peace, health  
10 and safety shall be in full force and effect from and after July 1, 2011.

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13 **APPROVED: 03/21/2011**  
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