

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995

# A Bill

SENATE BILL 643

4 By: *Joint Budget Committee*

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## For An Act To Be Entitled

8 "AN ACT TO AMEND SECTION 1 OF ACT 2 OF 1994, FIRST  
9 EXTRAORDINARY SESSION OF THE 79TH GENERAL ASSEMBLY, TO  
10 ALLOW FUNDS AND APPROPRIATION TO BE USED BY THE DEPARTMENT  
11 OF EDUCATION TO ADDRESS DISPARITIES IN ALLOCATIONS MADE TO  
12 VARIOUS SCHOOLS DISTRICTS OF THE STATE AS A RESULT OF  
13 ADMINISTERING A PORTION OF THE SCHOOL FINANCE ACT OF 1984;  
14 AND FOR OTHER PURPOSES."

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## Subtitle

17 "AN ACT TO ALLOW FUNDS AND APPROPRIATION  
18 TO BE USED BY THE ARKANSAS DEPARTMENT OF  
19 EDUCATION."

20

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

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23 SECTION 1. Section 1 of Act 2 of 1994, First Extraordinary Session of  
24 the 79th General Assembly, is hereby amended to read as follows:

25 "SECTION 1. Notwithstanding any other provisions of A.C.A. § 6-20-301  
26 et seq. (the School Finance Act of 1984), the Arkansas Department of  
27 Education, with the approval of the Governor and the Chief Fiscal Officer of  
28 the State, is hereby authorized to expend from the funds and appropriations  
29 provided in Item (4) of Section 1 of Act 1312 of 1993 and from those funds  
30 and appropriations as may be provided by the Eightieth General Assembly for  
31 Minimum Foundation Program Aid for the biennial period ending June 30, 1997,  
32 for the purposes of providing additional amounts to those school districts  
33 that will suffer a loss of funds due to a change in A.C.A. 6-20-302 by Act 1  
34 of 1994, First Extraordinary Session of the 79th General Assembly, as  
35 follows:

1 (a) for the fiscal year ending June 30, 1995, eighty-five percent  
2 (85%) of lost funds computed for the entire 1993-94 school year for any  
3 school district, or as determined by the Department of Education;

4 (b) for the fiscal year ending June 30, 1996, fifty percent (50%) of  
5 lost funds computed for the entire 1994-95 school year for any school  
6 district, or as determined by the Department of Education; and

7 (c) for the fiscal year ending June 30, 1997, twenty-five percent  
8 (25%) of lost funds computed for the entire 1995-96 school year for any  
9 school district, or as determined by the Department of Education."  
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11 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
12 authorized by this Act shall be limited to the appropriation for such agency  
13 and funds made available by law for the support of such appropriations; and  
14 the restrictions of the State Purchasing Law, the General Accounting and  
15 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
16 Procedures and Restrictions Act, or their successors, and other fiscal  
17 control laws of this State, where applicable, and regulations promulgated by  
18 the Department of Finance and Administration, as authorized by law, shall be  
19 strictly complied with in disbursement of said funds.  
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21 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
22 Assembly that any funds disbursed under the authority of the appropriations  
23 contained in this Act shall be in compliance with the stated reasons for  
24 which this Act was adopted, as evidenced by the Agency Requests, Executive  
25 Recommendations and Legislative Recommendations contained in the budget  
26 manuals prepared by the Department of Finance and Administration, letters, or  
27 summarized oral testimony in the official minutes of the Arkansas Legislative  
28 Council or Joint Budget Committee which relate to its passage and adoption.  
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30 SECTION 4. CODE. All provisions of this Act of a general and  
31 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
32 the Arkansas Code Revision Commission shall incorporate the same in the Code.  
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34 SECTION 5. SEVERABILITY. If any provision of this Act or the  
35 application thereof to any person or circumstance is held invalid, such

1 invalidity shall not affect other provisions or applications of the Act which  
2 can be given effect without the invalid provision or application, and to this  
3 end the provisions of this Act are declared to be severable.

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5 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict  
6 with this Act are hereby repealed.

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8 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the  
9 Eightieth General Assembly, meeting in Regular Session, that the provisions  
10 of this Act are of critical importance in providing a "general, suitable and  
11 efficient system of free public schools" as provided for in the Arkansas  
12 Constitution and that to accomplish the appropriate expenditure of public  
13 funds, the provisions of this Act are necessary. Therefore, an emergency is  
14 hereby declared to exist and this Act being necessary for the immediate  
15 preservation of the public peace, health and safety shall be in full force  
16 and effect from and after its passage and approval.

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*/s/Russ*

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