

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: H2/19/97 H3/18/97 H3/21/97

A Bill

HOUSE BILL 1278

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING ADDITIONAL
10 SUPPORT FOR VOCATIONAL TECHNICAL EDUCATION AND
11 INSTITUTIONS OF HIGHER EDUCATION FOR THE DEPARTMENT OF
12 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE
13 BIENNIAL PERIOD ENDING JUNE 30, 1999; AND FOR OTHER
14 PURPOSES."

Subtitle

16 "AN ACT FOR THE DEPARTMENT OF FINANCE
17 AND ADMINISTRATION - DISBURSING OFFICER
18 APPROPRIATION FOR THE 1997-99 BIENNIUM."
19

20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. APPROPRIATIONS - VOCATIONAL/HIGHER EDUCATION. There is
24 hereby appropriated, to the Department of Finance and Administration -
25 Disbursing Officer, to be payable from the Work Force 2000 Development Fund,
26 for additional support for vocational technical education and institutions of
27 higher education for the biennial period ending June 30, 1999, the following:
28

29 ITEM	30 FISCAL YEARS	
	1997 98	1998 99
31 (01) TECH COLLEGES ACCREDITATION	\$ 15,000,000	\$ 15,000,000
32 (02) VO-TECH ACCREDITATION	<u>5,500,000</u>	<u>5,500,000</u>
33 TOTAL AMOUNT APPROPRIATED	<u>\$ 20,500,000</u>	<u>\$ 20,500,000</u>

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35 SECTION 2. SPECIAL LANGUAGE. After the amount to be made available to
36 a technical college, technical institute or comprehensive lifelong learning

1 center has been determined by the State Board of Higher Education or State
2 Board of Vocational Education, as provided by law, the Chief Fiscal Officer of
3 the State shall process the documents necessary so that the funds may be
4 transferred from the Work Force 2000 Development Fund to the State Treasury
5 fund or fund account from which the technical college, technical institute, or
6 comprehensive lifelong learning center draws its general revenue support.

7 The Chief Fiscal Officer of the State shall also cause an equal amount
8 of the appropriation provided in Items (1) and (2) of Section 1 of this Act to
9 be transferred to the institutions' appropriate line item appropriation or
10 allocation, there to be supplemental and in addition to those appropriations
11 or allocations provided by the General Assembly for personal services and
12 operating expenses of the institution from the State Treasury Fund or fund
13 account.

14 Distributions from the appropriations provided in Item (01) Section 1 of
15 this Act shall continue at the same proportion as those distributions made in
16 fiscal year 1996-97, excluding one-time capital disbursements and professional
17 development disbursements made in fiscal year 1996-97, provided further, that
18 increases or decreases in available funds shall be made proportionately.

19
20 SECTION 3. SPECIAL LANGUAGE. The amount of appropriation and funds for
21 Additional Support for Institutions of Higher Education Based on Institutional
22 Performance According to Productivity Goals and Measures as Determined by the
23 State Board of Higher Education as authorized by Act 1029 of 1995 shall not be
24 allocated by the State Board of Higher Education or transferred by the
25 Department of Finance and Administration prior to the adjournment of the
26 Eighty-First General Assembly meeting in Regular Session.

27
28 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
29 authorized by this Act shall be limited to the appropriation for such agency
30 and funds made available by law for the support of such appropriations; and
31 the restrictions of the State Purchasing Law, the General Accounting and
32 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
33 Procedures and Restrictions Act, or their successors, and other fiscal control
34 laws of this State, where applicable, and regulations promulgated by the
35 Department of Finance and Administration, as authorized by law, shall be

1 strictly complied with in disbursement of said funds.

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

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13 SECTION 6. CODE. All provisions of this Act of a general and permanent
14 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
15 Code Revision Commission shall incorporate the same in the Code.

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17 SECTION 7. SEVERABILITY. If any provision of this Act or the
18 application thereof to any person or circumstance is held invalid, such
19 invalidity shall not affect other provisions or applications of the Act which
20 can be given effect without the invalid provision or application, and to this
21 end the provisions of this Act are declared to be severable.

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23 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
24 with this Act are hereby repealed.

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26 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
27 Eighty-First General Assembly, that the Constitution of the State of Arkansas
28 prohibits the appropriation of funds for more than a two (2) year period; that
29 the effectiveness of this Act on July 1, 1997 is essential to the operation of
30 the agency for which the appropriations in this Act are provided, and that in
31 the event of an extension of the Regular Session, the delay in the effective
32 date of this Act beyond July 1, 1997 could work irreparable harm upon the
33 proper administration and provision of essential governmental programs.
34 Therefore, an emergency is hereby declared to exist and this Act being
35 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after July 1, 1997.

2 /s/Rep. Thicksten