

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

A Bill

HOUSE BILL 1711

4
5 By: Joint Budget Committee

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE §6-5-302 TO ALLOW FOR
10 ALLOCATIONS OF THE EDUCATIONAL EXCELLENCE TRUST FUND; AND
11 FOR OTHER PURPOSES."

Subtitle

14 "AN ACT TO AMEND ARKANSAS CODE §6-5-302
15 TO ALLOW FOR ALLOCATIONS OF THE
16 EDUCATIONAL EXCELLENCE TRUST FUND."

17
18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

19
20 SECTION 1. Arkansas Code 6-5-302 is hereby amended to read as follows:

21 "(a) From the monies accruing to the Educational Excellence Trust Fund, the
22 Treasurer of State on the last day of the month shall transfer to the various
23 funds and fund accounts listed below, until there has been transferred a total
24 of one hundred ~~seventy four~~ ninety two million, ~~ninety nine~~ five hundred
25 thousand ~~nine hundred twenty five~~ dollars ~~(\$174,099,925)~~ (\$192,500,000) for
26 fiscal year ~~1995-96~~ 1997-98 and one hundred ~~eighty five~~ ninety two million,
27 ~~three~~ five hundred ~~ninety nine~~ thousand ~~nine hundred eighty three~~
28 dollars ~~(\$185,399,983)~~ (\$192,500,000) for fiscal year ~~1996-97~~ 1998-99 and for
29 each fiscal year thereafter, or as much as may become available, provided that
30 the Treasurer of State shall make such monthly allocations in accordance with
31 each fund or fund account's proportionate part of the total of all such
32 allocations set forth herein:

	Fiscal Year Ending	
Fund or Fund Accounts	June 30, 1996	June 30, 1997
Public School Fund	\$128,795,730	\$137,200,726

1	Dept. of Education Fund Account	700,000	700,000
2	Vocational Education Admin. Fund Account	2,117,106	2,254,518
3	Higher Education Grants Fund Account	7,781,786	8,286,868
4			
5	Institutions of Higher Education:		
6	Arkansas State University Fund	3,555,774	3,786,562
7	Arkansas State University - Beebe Fund	848,342	903,405
8	Arkansas Tech University Fund	1,191,919	1,269,281
9	Henderson State University Fund	1,232,983	1,313,011
10	Southern Arkansas University Fund	728,966	776,280
11	SAU - Tech Fund	190,325	202,678
12	University of Arkansas Fund	8,823,484	9,396,176
13	University of Arkansas at Little Rock Fund	3,131,170	3,334,401
14	University of Arkansas Med. Center Fund	5,391,262	5,741,185
15	University of Arkansas Med. Center		
16	Indigent Care	134,157	142,864
17	University of Arkansas at Monticello Fund	629,121	669,955
18	University of Arkansas at Pine Bluff Fund	1,092,141	1,163,027
19	University of Central Arkansas Fund	2,713,576	2,889,703
20	East Arkansas Community College Fund	443,958	472,774
21	Garland County Community College Fund	664,003	707,100
22	Mississippi County Community College Fund	425,274	452,876
23	North Arkansas Community/Technical College Fund	262,196	279,214
24	Northwest Arkansas Community College Fund	586,805	624,892
25	Phillips County Community College Fund	432,355	460,418
26	Rich Mountain Community College Fund	117,189	124,795
27	South Arkansas Community College Fund	303,636	323,344
28	Westark Community College Fund	1,806,667	1,923,930
29	Total Institutions of Higher Education	\$ 34,705,303	\$ 36,957,871

30			
31		<u>Fiscal Year Ending</u>	
32		June 30, 1999	
33	<u>Fund or Fund Accounts</u>	<u>June 30, 1998</u>	<u>& Thereafter</u>
34	<u>Public School Fund</u>	<u>\$ 142,454,921</u>	<u>\$ 142,454,921</u>
35	<u>Dept. of Education Fund Account</u>	<u>726,807</u>	<u>726,807</u>
36	<u>Vocational Education Admin. Fund Account</u>	<u>2,340,856</u>	<u>2,340,856</u>

1	Higher Education Grants Fund Account	8,604,219	8,604,219
2	<u>Institutions of Higher Education:</u>		
3	Arkansas State University Fund	3,931,571	3,931,571
4	Arkansas State University - Beebe Fund	938,001	938,001
5	Arkansas Tech University Fund	1,317,889	1,317,889
6	Henderson State University Fund	1,363,294	1,363,294
7	Southern Arkansas University Fund	806,008	806,008
8	SAU - Tech Fund	210,440	210,440
9	University of Arkansas Fund	9,756,008	9,756,008
10	University of Arkansas at Little Rock Fund	3,462,094	3,462,094
11	University of Arkansas Med. Center Fund	5,961,048	5,961,048
12	<u>University of Arkansas Med. Center -</u>		
13	Indigent Care	148,335	148,335
14	University of Arkansas at Monticello Fund	695,611	695,611
15	University of Arkansas at Pine Bluff Fund	1,207,566	1,207,566
16	University of Central Arkansas Fund	3,000,366	3,000,366
17	East Arkansas Community College Fund	490,879	490,879
18	Garland County Community College Fund	734,179	734,179
19	Mississippi County Community College Fund	470,219	470,219
20	North Arkansas Community/Tech. College Fund	289,907	289,907
21	Northwest Arkansas Community College Fund	648,823	648,823
22	Phillips Community College of the Un of Ark Fund	478,050	478,050
23	Rich Mountain Community College Fund	129,574	129,574
24	South Arkansas Community College Fund	335,727	355,727
25	Westark Community College Fund	1,997,608	1,997,608
26	Total Institutions of Higher Education	\$ 38,373,197	\$ 38,373,197

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28 (b) After making the maximum allocations each fiscal year provided for
 29 in subsection (a) of this section, the Treasurer of State shall transfer any
 30 remaining revenues accruing to the Educational Excellence Trust Fund to the
 31 funds and fund accounts listed herein in accordance with each fund account's
 32 proportionate part of the total of all such allocations set forth herein."

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34 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 35 authorized by this Act shall be limited to the appropriation for such agency
 36 and funds made available by law for the support of such appropriations; and

1 the restrictions of the State Purchasing Law, the General Accounting and
 2 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 3 Procedures and Restrictions Act, or their successors, and other fiscal control
 4 laws of this State, where applicable, and regulations promulgated by the
 5 Department of Finance and Administration, as authorized by law, shall be
 6 strictly complied with in disbursement of said funds.

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8 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
 9 Assembly that any funds disbursed under the authority of the appropriations
 10 contained in this Act shall be in compliance with the stated reasons for which
 11 this Act was adopted, as evidenced by the Agency Requests, Executive
 12 Recommendations and Legislative Recommendations contained in the budget
 13 manuals prepared by the Department of Finance and Administration, letters, or
 14 summarized oral testimony in the official minutes of the Arkansas Legislative
 15 Council or Joint Budget Committee which relate to its passage and adoption.

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17 SECTION 4. CODE. All provisions of this Act of a general and permanent
 18 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
 19 Code Revision Commission shall incorporate the same in the Code.

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21 SECTION 5. SEVERABILITY. If any provision of this Act or the
 22 application thereof to any person or circumstance is held invalid, such
 23 invalidity shall not affect other provisions or applications of the Act which
 24 can be given effect without the invalid provision or application, and to this
 25 end the provisions of this Act are declared to be severable.

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

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30 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
 31 Eightieth General Assembly, that the Constitution of the State of Arkansas
 32 prohibits the appropriation of funds for more than a two (2) year period; that
 33 the effectiveness of this Act on July 1, 1997 is essential to the operation of
 34 the agency for which the appropriations in this Act are provided, and that in
 35 the event of an extension of the Regular Session, the delay in the effective
 36 date of this Act beyond July 1, 1997 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after July 1, 1997.

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