

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

A Bill

HOUSE BILL 1310

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 EDUCATION; AND FOR OTHER PURPOSES."

Subtitle

13 "AN ACT FOR THE DEPARTMENT OF EDUCATION
14 REAPPROPRIATION."
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT - GENERAL EDUCATION
21 DIVISION. There is hereby appropriated, to the Department of Education -
22 General Education Division, to be payable from the General Improvement Fund or
23 its successor fund or fund accounts, for the Department of Education - General
24 Education Division, the following:

25 (A) Effective July 1, 1999, the balance of the appropriation provided in
26 Item (E) of Section 1 of Act 455 of 1997, for the renovation and repair of
27 various state buildings to meet the requirements of the Americans with
28 Disabilities Act, in a sum not to exceed\$23,139.
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30 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT - STATE LIBRARY. There is
31 hereby appropriated, to the Department of Education - Arkansas State Library,
32 to be payable from the General Improvement Fund or its successor fund or fund
33 accounts, for the Department of Education - Arkansas State Library, the
34 following:

35 (A) Effective July 1, 1999, the balance of the appropriation provided in
36 Item (A) of Section 1 of Act 625 of 1997, for providing on a dollar-for-

1 dollar basis state matching grants to local governments for the construction of
2 local libraries, in a sum not to exceed\$396,500.

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

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

9 (A) Effective July 1, 1999, the balance of the appropriation provided in
10 Item (A) of Section 6 of Act 476 of 1997, for costs associated with
11 Tuckpointing, Waterproofing, Rewiring and replacing five (5) air conditioning
12 units at the Administration Building, in a sum not to exceed\$85,477.

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14 (B) Effective July 1, 1999, the balance of the appropriation provided in
15 Item (B) of Section 6 of Act 476 of 1997, for costs associated with repairing
16 the brick wall, steps and landscape of the front of the Fine Arts Building, in
17 a sum not to exceed\$45,000.

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19 (C) Effective July 1, 1999, the balance of the appropriation provided in
20 Item (C) of Section 6 of Act 476 of 1997, for costs associated with cleaning,
21 repairing and waterproofing the exterior walls of the Fine Arts Building, in a
22 sum not to exceed\$15,000.

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24 SECTION 4. REAPPROPRIATION - GENERAL IMPROVEMENT - EDUCATIONAL TELEVISION
25 DIVISION. There is hereby appropriated, to the Department of Education -
26 Educational Television Division, to be payable from the General Improvement
27 Fund or its successor fund or fund accounts, for the Department of Education -
28 Educational Television Division, the following:

29 (A) Effective July 1, 1999, the balance of the appropriation provided in
30 Item (C) of Section 6 of Act 462 of 1997, for general network maintenance, in
31 a sum not to exceed\$350,000.

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33 (B) Effective July 1, 1999, the balance of the appropriation provided in
34 Item (D) of Section 6 of Act 462 of 1997, for the purchase of field production
35 and editing equipment, in a sum not to exceed\$412,752.

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1 (C) Effective July 1, 1999, the balance of the appropriation provided in
2 Item (B) of Section 6 of Act 462 of 1997, for construction of the Arkansas
3 Education Television Network/University of Central Arkansas Joint
4 Communications and Broadcast facility, in a sum not to exceed\$6,426,740.

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6 (D) Effective July 1, 1999, the balance of the appropriation provided in
7 Item (A) of Section 1 of Act 476 of 1997, for construction costs of the
8 Arkansas Education Television Network/University of Central Arkansas Joint
9 Communications and Broadcast Facility, in a sum not to exceed\$3,000,000.

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11 (E) Effective July 1, 1999, the balance of the appropriation provided in
12 Item (B) of Section 1 of Act 476 of 1997, for general network maintenance, in
13 a sum not to exceed\$500,000.

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15 SECTION 5. REAPPROPRIATION - FEDERAL - EDUCATIONAL TELEVISION DIVISION.

16 There is hereby appropriated, to the Department of Education - Educational
17 Television Division, to be payable from the federal funds as designated by the
18 Chief Fiscal Officer of the State, for the Department of Education -
19 Educational Television Division, the following:

20 (A) Effective July 1, 1999, the balance of the appropriation provided in
21 Item (B) of Section 2 of Act 476 of 1997, for general network maintenance, in
22 a sum not to exceed\$950,000.

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24 (B) Effective July 1, 1999, the balance of the appropriation provided in
25 Item (A) of Section 7 of Act 462 of 1997, for general network maintenance, in
26 a sum not to exceed\$336,751.

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28 (C) Effective July 1, 1999, the balance of the appropriation provided in
29 Item (B) of Section 7 of Act 462 of 1997, for the purchase of field production
30 and editing equipment, in a sum not to exceed\$875,000.

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32 SECTION 6. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
33 obligations otherwise incurred in relation to the project or projects
34 described herein in excess of the State Treasury funds actually available
35 therefor as provided by law. Provided, however, that institutions and
36 agencies listed herein shall have the authority to accept and use grants and

1 donations including Federal funds, and to use its unobligated cash income or
 2 funds, or both available to it, for the purpose of supplementing the State
 3 Treasury funds for financing the entire costs of the project or projects
 4 enumerated herein. Provided further, that the appropriations and funds
 5 otherwise provided by the General Assembly for Maintenance and General
 6 Operations of the agency or institutions receiving appropriation herein shall
 7 not be used for any of the purposes as appropriated in this act.

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

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 15 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General Assembly
 16 that any funds disbursed under the authority of the appropriations contained
 17 in this act shall be in compliance with the stated reasons for which this act
 18 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 19 and Legislative Recommendations contained in the budget manuals prepared by
 20 the Department of Finance and Administration, letters, or summarized oral
 21 testimony in the official minutes of the Arkansas Legislative Council or Joint
 22 Budget Committee which relate to its passage and adoption.

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 24 SECTION 8. CODE. All provisions of this Act of a general and permanent
 25 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
 26 Code Revision Commission shall incorporate the same in the Code.

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 28 SECTION 9. SEVERABILITY. If any provision of this act or the application
 29 thereof to any person or circumstance is held invalid, such invalidity shall
 30 not affect other provisions or applications of the act which can be given
 31 effect without the invalid provision or application, and to this end the
 32 provisions of this act are declared to be severable.

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 34 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict with
 35 this act are hereby repealed.

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1 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the
 2 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 3 prohibits the appropriation of funds for more than a two (2) year period; that
 4 previous General Assemblies have provided appropriations for the projects
 5 provided or enumerated in this act; that certain appropriations will expire
 6 before the adjournment of the General Assembly; and that if such
 7 appropriations expire, the projects and programs authorized herein will cease
 8 thereby depriving the citizens of the State of the benefits to be derived from
 9 such projects. Therefore, an emergency is hereby declared to exist and this
 10 Act being necessary for the immediate preservation of the public peace, health
 11 and safety shall be in full force and effect from and after the date of its
 12 passage and approval. If the bill is neither approved nor vetoed by the
 13 Governor, it shall become effective on the expiration of the period of time
 14 during which the Governor may veto the bill. If the bill is vetoed by the
 15 Governor and the veto is overridden, it shall become effective on the date the
 16 last house overrides the veto.

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