

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

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

As Engrossed: S3/5/99
A Bill

SENATE BILL 613

4
5 By: *Joint Budget Committee*
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8 **For An Act To Be Entitled**

9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
10 EDUCATION - EDUCATIONAL TELEVISION DIVISION FOR
11 CONSTRUCTION, ACQUISITION, MAJOR MAINTENANCE,
12 RENOVATION, REPAIR AND PURCHASE OF EQUIPMENT; AND FOR
13 OTHER PURPOSES."

14
15 **Subtitle**

16 "AN ACT FOR THE DEPARTMENT OF EDUCATION
17 - EDUCATIONAL TELEVISION DIVISION
18 CAPITAL IMPROVEMENT APPROPRIATION.
19

20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
24 appropriated, to the Department of Education - Educational Television
25 Division, to be payable from the General Improvement Fund or its successor
26 fund or fund accounts, the following:

27 (A) For major maintenance, renovation, repair, purchase of equipment, and
28 other costs associated with Phase I Digital Conversion of the Network, the sum
29 of \$7,000,000.
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31 (B) For costs associated with the acquisition and operations of a
32 Transponder, the sum of \$1,000,000.
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34 (C) For costs associated with the planning for a Northwest Communications
35 Center, the sum of \$250,000.
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1 SECTION 2. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to the
2 Department of Education - Educational Television Division, to be payable from
3 the federal funds as designated by the Chief Fiscal Officer of the State, the
4 following:

5 (A) For major maintenance, renovation, repair, purchase of equipment and
6 other costs associated with Phase I Digital Conversion of Network, the sum of
7\$3,000,000.
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9 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
10 obligations otherwise incurred in relation to the project or projects
11 described herein in excess of the State Treasury funds actually available
12 therefor as provided by law. Provided, however, that institutions and
13 agencies listed herein shall have the authority to accept and use grants and
14 donations including Federal funds, and to use its unobligated cash income or
15 funds, or both available to it, for the purpose of supplementing the State
16 Treasury funds for financing the entire costs of the project or projects
17 enumerated herein. Provided further, that the appropriations and funds
18 otherwise provided by the General Assembly for Maintenance and General
19 Operations of the agency or institutions receiving appropriation herein shall
20 not be used for any of the purposes as appropriated in this act.

21 (B) The restrictions of any applicable provisions of the State Purchasing
22 Law, the General Accounting and Budgetary Procedures Law, the Revenue
23 Stabilization Law and any other applicable fiscal control laws of this State
24 and regulations promulgated by the Department of Finance and Administration,
25 as authorized by law, shall be strictly complied with in disbursement of any
26 funds provided by this act unless specifically provided otherwise by law.
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28 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
29 that any funds disbursed under the authority of the appropriations contained
30 in this act shall be in compliance with the stated reasons for which this act
31 was adopted, as evidenced by the Agency Requests, Executive Recommendations
32 and Legislative Recommendations contained in the budget manuals prepared by
33 the Department of Finance and Administration, letters, or summarized oral
34 testimony in the official minutes of the Arkansas Legislative Council or Joint
35 Budget Committee which relate to its passage and adoption.
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1 SECTION 5. CODE. All provisions of this Act of a general and permanent
2 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
3 Code Revision Commission shall incorporate the same in the Code.

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5 SECTION 6. SEVERABILITY. If any provision of this act or the application
6 thereof to any person or circumstance is held invalid, such invalidity shall
7 not affect other provisions or applications of the act which can be given
8 effect without the invalid provision or application, and to this end the
9 provisions of this act are declared to be severable.

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11 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict with
12 this act are hereby repealed.

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14 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
15 Eighty-second General Assembly, that the Constitution of the State of Arkansas
16 prohibits the appropriation of funds for more than a two (2) year period; that
17 the effectiveness of this Act on July 1, 1999 is essential to the operation of
18 the agency for which the appropriations in this Act are provided, and that in
19 the event of an extension of the Regular Session, the delay in the effective
20 date of this Act beyond July 1, 1999 could work irreparable harm upon the
21 proper administration and provision of essential governmental programs.
22 Therefore, an emergency is hereby declared to exist and this Act being
23 necessary for the immediate preservation of the public peace, health and
24 safety shall be in full force and effect from and after July 1, 1999.

25 /s/ Russ
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