

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

As Engrossed: S2/26/03 S3/4/03 S3/19/03

# A Bill

SENATE BILL 319

5 By: Senator Broadway  
6  
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## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO STUDY, MAKE  
10 RECOMMENDATIONS AND REPORT WHAT CONSTITUTES AN  
11 ADEQUATE SCHOOL FACILITY BY THE BUREAU OF  
12 LEGISLATIVE RESEARCH DISBURSING OFFICER - JOINT  
13 COMMITTEE ON EDUCATIONAL FACILITIES; AND FOR  
14 OTHER PURPOSES.

## Subtitle

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18 AN ACT FOR THE BUREAU OF LEGISLATIVE  
19 RESEARCH DISBURSING OFFICER - JOINT  
20 COMMITTEE ON EDUCATIONAL FACILITIES  
21 APPROPRIATION.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. APPROPRIATION - JOINT COMMITTEE ON EDUCATIONAL FACILITIES.  
26 There is hereby appropriated, to the Bureau of Legislative Research  
27 Disbursing Officer, to be payable from the *Department of Education Public*  
28 *School Fund Account*, for operating expenses and other expenses of the Joint  
29 Committee on Educational Facilities, the sum of \$500,000.  
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31 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JOINT  
33 COMMITTEE ON EDUCATIONAL FACILITIES - FUNDING PROVISION. Of the total  
34 appropriation authorized by this act for operating and other expenses of the  
35 Joint Committee on Educational Facilities, two hundred fifty thousand dollars  
36 (\$250,000) shall be made available for Fiscal Year 2002-03 and two hundred



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1 fifty thousand dollars (\$250,000) shall be made available for Fiscal Year  
2 2003-04.

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4 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
5 by this act shall be limited to the appropriation for such agency and funds  
6 made available by law for the support of such appropriations; and the  
7 restrictions of the State Purchasing Law, the General Accounting and  
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
9 Procedures and Restrictions Act, or their successors, and other fiscal  
10 control laws of this State, where applicable, and regulations promulgated by  
11 the Department of Finance and Administration, as authorized by law, shall be  
12 strictly complied with in disbursement of said funds.

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14 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
15 that any funds disbursed under the authority of the appropriations contained  
16 in this act shall be in compliance with the stated reasons for which this act  
17 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
18 and Legislative Recommendations contained in the budget manuals prepared by  
19 the Department of Finance and Administration, letters, or summarized oral  
20 testimony in the official minutes of the Arkansas Legislative Council or  
21 Joint Budget Committee which relate to its passage and adoption.

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23 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
24 Assembly, that the Constitution of the State of Arkansas prohibits the  
25 appropriation of funds for more than a two (2) year period; that the  
26 "effectiveness of this Act on the date of its passage and approval is  
27 essential due to the recent Arkansas Supreme Court ruling that the State has  
28 not fulfilled its constitutional duty to provide the children of this state  
29 with a general, suitable, and efficient school funding system; and the  
30 Arkansas Supreme Court has ruled that the k-12 public school system in  
31 Arkansas is neither equitable nor adequate; and in its decision the Arkansas  
32 Supreme Court provided a stay to the issuance of its mandate only until  
33 January 1, 2004 to give the state time to chart a new course for public  
34 education in this state; and that in order to initiate substantial progress  
35 towards implementing a constitutional public k-12 school system the  
36 effectiveness of this Act on the date of its passage and approval is

1 essential to the operation of the agency for which the appropriations in this  
2 Act are provided and that in the event of an extension of the Regular  
3 Session, the delay in the effective date of this Act beyond the date of its  
4 passage and approval could work irreparable harm upon the proper  
5 administration and provision of essential governmental programs. Therefore,  
6 an emergency is hereby declared to exist and this Act being necessary for the  
7 immediate preservation of the public peace, health and safety shall be in  
8 full force and effect from and after the date of its passage and approval.  
9 If the bill is neither approved nor vetoed by the Governor, it shall become  
10 effective on the expiration of the period of time during which the Governor  
11 may veto the bill. If the bill is vetoed by the Governor and the veto is  
12 overridden, it shall become effective on the date the last house overrides  
13 the veto.

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15 /s/ Broadway  
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