

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

A Bill

SENATE BILL 319

5 By: Senator Broadway
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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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17 AN ACT FOR THE BUREAU OF LEGISLATIVE
18 RESEARCH DISBURSING OFFICER - JOINT
19 COMMITTEE ON EDUCATIONAL FACILITIES
20 APPROPRIATION.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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SECTION 1. APPROPRIATION - JOINT COMMITTEE ON EDUCATIONAL FACILITIES.

25 There is hereby appropriated, to the Bureau of Legislative Research
26 Disbursing Officer, to be payable from the *Department of Education Public*
27 *School Fund Account*, for operating expenses and other expenses of the Joint
28 Committee on Educational Facilities, the sum of \$700,000.
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31 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
32 by this act shall be limited to the appropriation for such agency and funds
33 made available by law for the support of such appropriations; and the
34 restrictions of the State Purchasing Law, the General Accounting and
35 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
36 Procedures and Restrictions Act, or their successors, and other fiscal



1 control laws of this State, where applicable, and regulations promulgated by
2 the Department of Finance and Administration, as authorized by law, shall be
3 strictly complied with in disbursement of said funds.

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

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14 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
15 Assembly, that the Constitution of the State of Arkansas prohibits the
16 appropriation of funds for more than a two (2) year period; that the
17 "effectiveness of this Act on the date of its passage and approval is
18 essential due to the recent Arkansas Supreme Court ruling that the State has
19 not fulfilled its constitutional duty to provide the children of this state
20 with a general, suitable, and efficient school funding system; and the
21 Arkansas Supreme Court has ruled that the k-12 public school system in
22 Arkansas is neither equitable nor adequate; and in its decision the Arkansas
23 Supreme Court provided a stay to the issuance of its mandate only until
24 January 1, 2004 to give the state time to chart a new course for public
25 education in this state; and that in order to initiate substantial progress
26 towards implementing a constitutional public k-12 school system the
27 effectiveness of this Act on the date of its passage and approval is
28 essential to the operation of the agency for which the appropriations in this
29 Act are provided and that in the event of an extension of the Regular
30 Session, the delay in the effective date of this Act beyond the date of its
31 passage and approval could work irreparable harm upon the proper
32 administration and provision of essential governmental programs. Therefore,
33 an emergency is hereby declared to exist and this Act being necessary for the
34 immediate preservation of the public peace, health and safety shall be in
35 full force and effect from and after the date of its passage and approval.
36 If the bill is neither approved nor vetoed by the Governor, it shall become

1 effective on the expiration of the period of time during which the Governor
2 may veto the bill. If the bill is vetoed by the Governor and the veto is
3 overridden, it shall become effective on the date the last house overrides
4 the veto.

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/s/ Broadway