

State of Arkansas

As Engrossed: H12/19/03

Call Item 3

84th General Assembly

A Bill

Second Extraordinary Session, 2003

HOUSE BILL 1052

By: Representatives House, Bolin

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR ACQUIRING
EQUIPMENT AND TELECOMMUNICATIONS SERVICES FOR
DISTANCE LEARNING TWO-WAY INTERACTIVE TELEVISION
FOR THE DEPARTMENT OF EDUCATION FOR THE BIENNIAL
PERIOD ENDING JUNE 30, 2005; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION -
DISTANCE LEARNING TWO-WAY INTERACTIVE
TELEVISION GRANTS APPROPRIATION FOR THE
2003-2005 BIENNIUM.

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

SECTION 1. APPROPRIATION - TWO-WAY INTERACTIVE TELEVISION GRANTS. There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for grants to education cooperatives for acquiring and or leasing equipment and telecommunications services, and operating expenses necessary for each school district to have two-way interactive television for distance learning education for the biennial period ending June 30, 2005, the following:

ITEM	FISCAL YEARS	
NO.	2003-2004	2004-2005
(01) CAPITAL EQUIP. DISTANCE LEARNING GRANTS	\$ 8,311,000	\$ 0



(02) DISTANCE LEARNING OPERATING GRANTS	<u>2,915,700</u>	<u>5,831,400</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 11,226,700</u>	<u>\$ 5,831,400</u>

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRYFORWARD. Any unexpended balances of appropriation and funds authorized in Section 1 of this Act remaining on June 30, 2004, shall be carried forward and made available for the same purposes for the fiscal year ending June 30, 2005.

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING PROVISION. The appropriations authorized by this Act for Distance Learning Capital Equipment Grants and Distance Learning Operating Grants shall be funded exclusively from monies authorized for public school technology purposes by the 84th General Assembly meeting in Second Extraordinary Session as allocated by the Department of Education.

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

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

SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the establishment of two-way interactive television for distance learning education is an educationally and cost effective approach to distance learning in Arkansas' small schools; that the effectiveness of this Act on the date of its passage and approval is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Second Extraordinary Session of 2003, the delay in the effective date of this Act beyond the date of its passage and approval could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after the date of its passage and approval.

If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto.

/s/ House, et al