

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 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 1268

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

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9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF EDUCATION - EDUCATIONAL TELEVISION DIVISION
11 FOR GENERAL NETWORK MAINTENANCE AND DIGITAL
12 CONVERSION - PHASE III; AND FOR OTHER PURPOSES.
13
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Subtitle

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16 AN ACT FOR THE DEPARTMENT OF EDUCATION
17 - EDUCATIONAL TELEVISION DIVISION -
18 GENERAL NETWORK MAINTENANCE AND DIGITAL
19 CONVERSION - PHASE III GENERAL
20 IMPROVEMENT 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. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
26 appropriated, to the Department of Education - Educational Television
27 Division, to be payable from the General Improvement Fund or its successor
28 fund or fund accounts, the following:

29 (A) For costs associated with the Digital Conversion - Phase III, the sum
30 of\$2,430,400.

31 (B) For costs associated with General Network Maintenance needed to secure
32 the state's investment in technology and to provide state matching for
33 federal grants, the sum of\$1,000,000.
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35 SECTION 2. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to the
36 Department of Education - Educational Television Division, to be payable from



1 the federal funds as designated by the Chief Fiscal Officer of the State, the
2 following:

3 (A) For costs associated with the Digital Conversion - Phase III, the sum
4 of\$500,000.

5 (B) For costs associated with General Network Maintenance needed to secure
6 the state’s investment in technology and to provide state matching for
7 federal grants, the sum of\$500,000.

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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
35 Joint Budget Committee which relate to its passage and adoption.

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1 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
2 Assembly, that the Constitution of the State of Arkansas prohibits the
3 appropriation of funds for more than a two (2) year period; that the
4 effectiveness of this Act on July 1, 2005 is essential to the operation of
5 the agency for which the appropriations in this Act are provided, and that in
6 the event of an extension of the Regular Session, the delay in the effective
7 date of this Act beyond July 1, 2005 could work irreparable harm upon the
8 proper administration and provision of essential governmental programs.
9 Therefore, an emergency is hereby declared to exist and this Act being
10 necessary for the immediate preservation of the public peace, health and
11 safety shall be in full force and effect from and after July 1, 2005.

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