

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.

State of Arkansas  
85th General Assembly  
Regular Session, 2005

As Engrossed: H3/17/05

# A Bill

HOUSE BILL 1783

By: Representative Borhauer

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR SCHOOL NURSES  
FOR THE DEPARTMENT OF EDUCATION FOR THE BIENNIAL  
PERIOD ENDING JUNE 30, 2007; AND FOR OTHER  
PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION  
- SCHOOL NURSES APPROPRIATION FOR THE  
2005-2007 BIENNIUM.

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

SECTION 1. APPROPRIATION - SCHOOL NURSES. There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for School Nurses for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
NO.	2005-2006	2006-2007
(01) SCHOOL NURSES	\$ 5,000,000	\$ 5,000,000

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER. Beginning July 1, 2005, and continuing each July 1, thereafter, the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer and Auditor of the State, from the Arkansas Health



Century Trust Fund to the Department of Education Public School Fund Account the first five million dollars (\$5,000,000) from investment earnings of the Arkansas Healthy Century Trust Fund that accrue during each fiscal year in which the transfer is made for the purpose of grants and aid to local school districts for meeting the nurse to student ratio established in Arkansas Code 6-18-706.

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISBURSEMENT PROCEDURES. The State Board of Education shall develop rules and regulations for disbursement of the funds in a manner that insures equity in meeting the provisions of the nurse to student ratio established in Arkansas Code 6-18-706.

The provisions of this section shall be in effect only from July 1, 2005 through June 30, 2007.

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

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

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12 */s/ Borhauer*  
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