

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  
4

As Engrossed: H3/17/05 H3/25/05 H4/4/05

# A Bill

HOUSE BILL 1783

5 By: Representative Borhauer  
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## For An Act To Be Entitled

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

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -  
16 SCHOOL NURSES *GENERAL IMPROVEMENT*  
17 *APPROPRIATION.*  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 *SECTION 1. APPROPRIATIONS - SCHOOL NURSES. There is hereby appropriated,*  
23 *to the Department of Education, to be payable from the General Improvement*  
24 *Fund or its successor fund or fund accounts, the following:*

25 *(A) For School Nurses, the sum of.....\$4,000,000.*  
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27 *SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
28 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.*

29 *DISBURSEMENT PROCEDURES. The State Board of Education shall develop rules and*  
30 *regulations for disbursement of the funds in a manner that insures equity in*  
31 *meeting the provisions of the nurse to student ratio established in Arkansas*  
32 *Code 6-18-706.*

33 *The provisions of this section shall be in effect only from July 1, 2005*  
34 *through June 30, 2007.*  
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36 *SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor*



1 obligations otherwise incurred in relation to the project or projects  
2 described herein in excess of the State Treasury funds actually available  
3 therefor as provided by law. Provided, however, that institutions and  
4 agencies listed herein shall have the authority to accept and use grants and  
5 donations including Federal funds, and to use its unobligated cash income or  
6 funds, or both available to it, for the purpose of supplementing the State  
7 Treasury funds for financing the entire costs of the project or projects  
8 enumerated herein. Provided further, that the appropriations and funds  
9 otherwise provided by the General Assembly for Maintenance and General  
10 Operations of the agency or institutions receiving appropriation herein shall  
11 not be used for any of the purposes as appropriated in this act.

12 (B) The restrictions of any applicable provisions of the State Purchasing  
13 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
14 Stabilization Law and any other applicable fiscal control laws of this State  
15 and regulations promulgated by the Department of Finance and Administration,  
16 as authorized by law, shall be strictly complied with in disbursement of any  
17 funds provided by this act unless specifically provided otherwise by law.

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

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29 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
30 Assembly, that the Constitution of the State of Arkansas prohibits the  
31 appropriation of funds for more than a two (2) year period; that the  
32 effectiveness of this Act on July 1,2005 is essential to the operation of the  
33 agency for which the appropriations in this Act are provided, and that in the  
34 event of an extension of the Regular Session, the delay in the effective date  
35 of this Act beyond July 1,2005 could work irreparable harm upon the proper  
36 administration and provision of essential governmental programs. Therefore,

1 an emergency is hereby declared to exist and this Act being necessary for the  
2 immediate preservation of the public peace, health and safety shall be in  
3 full force and effect from and after July 1,2005.

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5 */s/ Borhauer*  
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