

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: H3/25/05
A Bill

HOUSE BILL 2394

5 By: Representative Rainey
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF EDUCATION FOR CONSOLIDATED SCHOOL DEBT RELIEF;
11 AND FOR OTHER PURPOSES.
12
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -
16 CONSOLIDATED SCHOOL DEBT RELIEF
17 APPROPRIATION.
18
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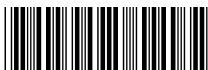
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. APPROPRIATIONS - CONSOLIDATED SCHOOL DEBT RELIEF. There is
23 hereby appropriated, to the Department of Education, to be payable from the
24 Department of Education Public School Fund Account, the following:

25 (A) For consolidated school debt relief, the sum of\$350,000.
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27 *SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE*
28 *NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING*
29 *TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal*
30 *Officer of the State shall transfer on his books and those of the State*
31 *Treasurer and Auditor of State the sum of three hundred fifty thousand*
32 *dollars (\$350,000) from the Federal Fiscal Relief Fund to the Department of*
33 *Education Public School Fund Account to provide funds for the appropriation*
34 *provided herein.*
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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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19 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
20 that any funds disbursed under the authority of the appropriations contained
21 in this act shall be in compliance with the stated reasons for which this act
22 was adopted, as evidenced by the Agency Requests, Executive Recommendations
23 and Legislative Recommendations contained in the budget manuals prepared by
24 the Department of Finance and Administration, letters, or summarized oral
25 testimony in the official minutes of the Arkansas Legislative Council or
26 Joint Budget Committee which relate to its passage and adoption.

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28 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
29 Assembly, that funds provided by the General Assembly for the operations of
30 the Department of Education are, due to unforeseen circumstances,
31 insufficient for the Department of Education to continue to provide essential
32 governmental services; that the provisions of this act will provide the
33 necessary monies for the Department of Education to continue such services;
34 and that a delay in the effective date of this Act could work irreparable
35 harm upon the proper administration and provision of essential governmental
36 programs. Therefore, an emergency is hereby declared to exist and this Act

1 being necessary for the immediate preservation of the public peace, health
2 and safety shall be in full force and effect from and after the date of its
3 passage and approval.

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

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10 /s/ Rainey
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