

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 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 1605

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 EDUCATION - AND ITS VARIOUS DIVISIONS; AND FOR
12 OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION
16 - AND ITS VARIOUS DIVISIONS
17 REAPPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT - ARKANSAS STATE LIBRARY.

24 There is hereby appropriated, to the Department of Education - Arkansas State
25 Library, to be payable from the General Improvement Fund or its successor
26 fund or fund accounts, for the Department of Education - Arkansas State
27 Library, the following:

28 (A) Effective July 1, 2007, the balance of the appropriation provided in
29 Item (C) of Section 1 of Act 428 of 2005, for Arkansas Digital Library
30 Development, in a sum not to exceed\$113,864.
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32 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT - ARKANSAS SCHOOL FOR THE

33 DEAF. There is hereby appropriated, to the Department of Education - Arkansas
34 School for the Deaf, to be payable from the General Improvement Fund or its
35 successor fund or fund accounts, for the Department of Education - Arkansas
36 School for the Deaf, the following:



1 (A) Effective July 1, 2007, the balance of the appropriation provided in
2 Item (A) of Section 1 of Act 150 of 2005, for various maintenance,
3 renovation, equipping, construction, improvement, upgrade and repair projects
4 including waterproofing various buildings and installation of a fence, in a
5 sum not to exceed\$250,000.

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7 SECTION 3. REAPPROPRIATION - GENERAL IMPROVEMENT - ARKANSAS SCHOOL FOR THE
8 BLIND. There is hereby appropriated, to the Department of Education -
9 Arkansas School for the Blind, to be payable from the General Improvement
10 Fund or its successor fund or fund accounts, for the Department of Education
11 - Arkansas School for the Blind, the following:

12 (A) Effective July 1, 2007, the balance of the appropriation provided in
13 Item (A) of Section 1 of Act 151 of 2005, for various maintenance,
14 renovation, equipping, construction, improvement, upgrade and repair projects
15 including renovation of the Administration building and waterproofing various
16 buildings, in a sum not to exceed\$194,228.

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18 SECTION 4. REAPPROPRIATION - GENERAL IMPROVEMENT - EDUCATIONAL TELEVISION
19 DIVISION. There is hereby appropriated, to the Department of Education -
20 Educational Television Division, to be payable from the General Improvement
21 Fund or its successor fund or fund accounts, for the Department of Education
22 - Educational Television Division, the following:

23 (A) Effective July 1, 2007, the balance of the appropriation provided in
24 Item (B) of Section 4 of Act 428 of 2005, for costs associated with the
25 planning for a Northwest Communications Center, in a sum not to exceed
26\$99,904.

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28 (B) Effective July 1, 2007, the balance of the appropriation provided in
29 Item (C) of Section 4 of Act 428 of 2005, for the construction of a building
30 for AETN satellite broadcasting and for use by the University of Arkansas and
31 other colleges and universities for broadcast journalism and
32 telecommunications, in a sum not to exceed\$143,792.

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34 (C) Effective July 1, 2007, the balance of the appropriation provided in
35 Item (D) of Section 4 of Act 428 of 2005, for costs associated with the
36 infrastructure transition needed to complete the Digital Conversion of the

1 Network - Phase II, in a sum not to exceed\$623,739.

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3 (D) Effective July 1, 2007, the balance of the appropriation provided in
4 Item (E) of Section 4 of Act 428 of 2005, for costs associated with the
5 infrastructure transition needed to complete the Digital Conversion of the
6 Network - Phase II, in a sum not to exceed\$1,030,876.

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8 (E) Effective July 1, 2007, the balance of the appropriation provided in
9 Item (F) of Section 4 of Act 428 of 2005, for costs associated with general
10 network maintenance needed to secure the state's investment in technology and
11 to provide state matching for federal grants, in a sum not to exceed
12\$493,890.

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14 (F) Effective July 1, 2007, the balance of the appropriation provided in
15 Item (A) of Section 1 of Act 1395 of 2005, for costs associated with the
16 Digital Conversion - Phase III, in a sum not to exceed\$2,430,400.

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18 (G) Effective July 1, 2007, the balance of the appropriation provided in
19 Item (B) of Section 1 of Act 1395 of 2005, for costs associated with General
20 Network Maintenance needed to secure the state's investment in technology and
21 to provide state matching for federal grants, in a sum not to exceed
22\$1,000,000.

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24 SECTION 5. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - FEDERAL.

25 There is hereby appropriated, to the Department of Education - Educational
26 Television Division, to be payable from the federal funds as designated by
27 the Chief Fiscal Officer of the State, for the Department of Education -
28 Educational Television Division, the following:

29 (A) Effective July 1, 2007, the balance of the appropriation provided in
30 Item (C) of Section 5 of Act 428 of 2005, for costs associated with General
31 Network Maintenance needed to secure the state's investment in technology, in
32 a sum not to exceed\$1,000,000.

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34 SECTION 6. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
35 obligations otherwise incurred in relation to the project or projects
36 described herein in excess of the State Treasury funds actually available

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

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

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 17 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General Assembly
 18 that any funds disbursed under the authority of the appropriations contained
 19 in this act shall be in compliance with the stated reasons for which this act
 20 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 21 and Legislative Recommendations contained in the budget manuals prepared by
 22 the Department of Finance and Administration, letters, or summarized oral
 23 testimony in the official minutes of the Arkansas Legislative Council or
 24 Joint Budget Committee which relate to its passage and adoption.

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 26 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
 27 Assembly, that the Constitution of the State of Arkansas prohibits the
 28 appropriation of funds for more than a two (2) year period; that previous
 29 General Assemblies have provided appropriations for the projects provided or
 30 enumerated in this act; that certain appropriations will expire before the
 31 adjournment of the General Assembly; and that if such appropriations expire,
 32 the projects and programs authorized herein will cease thereby depriving the
 33 citizens of the State of the benefits to be derived from such projects.
 34 Therefore, an emergency is hereby declared to exist and this Act being
 35 necessary for the immediate preservation of the public peace, health and
 36 safety shall be in full force and effect from and after the date of its

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

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