

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

A Bill

HOUSE BILL 1912

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF EDUCATION - DIVISION OF PUBLIC SCHOOL ACADEMIC
11 FACILITIES AND TRANSPORTATION FOR TRANSITIONAL
12 ACADEMIC FACILITIES, ACADEMIC FACILITIES
13 PARTNERSHIP, AND ACADEMIC EQUIPMENT PROGRAMS; AND
14 FOR OTHER PURPOSES.

Subtitle

15
16
17 AN ACT FOR THE DEPARTMENT OF EDUCATION
18 - DIVISION OF PUBLIC SCHOOL ACADEMIC
19 FACILITIES AND TRANSPORTATION - PROGRAMS
20 GENERAL IMPROVEMENT APPROPRIATION.
21
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. APPROPRIATIONS - PROGRAMS OF THE DIVISION OF PUBLIC SCHOOL
27 ACADEMIC FACILITIES AND TRANSPORTATION. There is hereby appropriated, to the
28 Department of Education - Division of Public School Academic Facilities and
29 Transportation, to be payable from the Educational Facilities Partnership
30 Fund Account, the following:

31 (A) For the Transitional Academic Facilities, Academic Facilities
32 Partnership and Academic Equipment programs, the sum of\$209,597,052.
33

34 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
36 TRANSFER. On the effective date of this act the Chief Fiscal Officer of the



1 State shall transfer on his books and those of the State Treasurer and the
 2 State Auditor, the sum of two hundred nine million five hundred ninety-seven
 3 thousand fifty-two dollars (\$209,597,052) from the General Improvement Fund
 4 to the Educational Facilities Partnership Fund Account. The amount
 5 transferred shall be made available by the Department of Education during the
 6 2007-08 and 2008-09 fiscal years to provide additional funding that may be
 7 necessary for the Transitional Academic Facilities, Academic Facilities
 8 Partnership and Academic Equipment Programs.

9
 10 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 11 obligations otherwise incurred in relation to the project or projects
 12 described herein in excess of the State Treasury funds actually available
 13 therefor as provided by law. Provided, however, that institutions and
 14 agencies listed herein shall have the authority to accept and use grants and
 15 donations including Federal funds, and to use its unobligated cash income or
 16 funds, or both available to it, for the purpose of supplementing the State
 17 Treasury funds for financing the entire costs of the project or projects
 18 enumerated herein. Provided further, that the appropriations and funds
 19 otherwise provided by the General Assembly for Maintenance and General
 20 Operations of the agency or institutions receiving appropriation herein shall
 21 not be used for any of the purposes as appropriated in this act.

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

28
 29 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
 30 that any funds disbursed under the authority of the appropriations contained
 31 in this act shall be in compliance with the stated reasons for which this act
 32 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 33 and Legislative Recommendations contained in the budget manuals prepared by
 34 the Department of Finance and Administration, letters, or summarized oral
 35 testimony in the official minutes of the Arkansas Legislative Council or
 36 Joint Budget Committee which relate to its passage and adoption.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 2007 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2007 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2007.