

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 87th General Assembly  
3 Regular Session, 2009  
4

As Engrossed: S3/25/09 S4/6/09

# A Bill

SENATE BILL 390

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 - ARKANSAS SCHOOL FOR THE DEAF FOR  
11 MAINTENANCE, RENOVATION, EQUIPPING, CONSTRUCTION,  
12 ACQUISITION, IMPROVEMENT, UPGRADE AND REPAIR  
13 PROJECTS; AND FOR OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE DEPARTMENT OF EDUCATION  
17 - ARKANSAS SCHOOL FOR THE DEAF GENERAL  
18 IMPROVEMENT APPROPRIATION.  
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
25 appropriated, to the Department of Education - Arkansas School for the Deaf,  
26 to be payable from the General Improvement Fund or its successor fund or fund  
27 accounts, the following:

28 (A) For maintenance, renovation, equipping, construction, acquisition,  
29 improvement, upgrade and repair projects for all state-owned real property  
30 and facilities, the sum of .....\$500,000.  
31

32 SECTION 2. APPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
33 appropriated, to the Department of Education - Arkansas School for the Deaf,  
34 to be payable from the General Improvement Fund or its successor fund or fund  
35 accounts, the following:

36 (A) For maintenance, renovation, equipping, construction, acquisition,



1 *improvement, upgrade and repair projects for all state-owned real property*  
 2 *and facilities, which means the physical plant and related areas owned or*  
 3 *operated by the Arkansas School for the Deaf including without limitation*  
 4 *academic and administrative buildings, dormitories, grounds, lifts and*  
 5 *elevators, walkways, utilities infrastructure, and other specialized*  
 6 *equipment for students with disabilities related to the facilities listed in*  
 7 *this section, the sum of .....\$5,000,000.*

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 9 *SECTION 3. APPROPRIATION - FEDERAL FUNDS. There is hereby appropriated,*  
 10 *to the Department of Education - Arkansas School for the Deaf, to be payable*  
 11 *from the federal funds as designated by the Chief Fiscal Officer of the*  
 12 *State, the following:*

13 *(A) For maintenance, renovation, equipping, construction, acquisition,*  
 14 *improvement, upgrade and repair projects for all state-owned real property*  
 15 *and facilities, which means the physical plant and related areas owned or*  
 16 *operated by the Arkansas School for the Deaf including without limitation*  
 17 *academic and administrative buildings, dormitories, grounds, lifts and*  
 18 *elevators, walkways, utilities infrastructure, and other specialized*  
 19 *equipment for students with disabilities related to the facilities listed in*  
 20 *this section, the sum of .....\$5,000,000.*

21  
 22 *SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor*  
 23 *obligations otherwise incurred in relation to the project or projects*  
 24 *described herein in excess of the State Treasury funds actually available*  
 25 *therefor as provided by law. Provided, however, that institutions and*  
 26 *agencies listed herein shall have the authority to accept and use grants and*  
 27 *donations including Federal funds, and to use its unobligated cash income or*  
 28 *funds, or both available to it, for the purpose of supplementing the State*  
 29 *Treasury funds for financing the entire costs of the project or projects*  
 30 *enumerated herein. Provided further, that the appropriations and funds*  
 31 *otherwise provided by the General Assembly for Maintenance and General*  
 32 *Operations of the agency or institutions receiving appropriation herein shall*  
 33 *not be used for any of the purposes as appropriated in this act.*

34 *(B) The restrictions of any applicable provisions of the State Purchasing*  
 35 *Law, the General Accounting and Budgetary Procedures Law, the Revenue*  
 36 *Stabilization Law and any other applicable fiscal control laws of this State*

1 and regulations promulgated by the Department of Finance and Administration,  
2 as authorized by law, shall be strictly complied with in disbursement of any  
3 funds provided by this act unless specifically provided otherwise by law.  
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5 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
6 that any funds disbursed under the authority of the appropriations contained  
7 in this act shall be in compliance with the stated reasons for which this act  
8 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
9 and Legislative Recommendations contained in the budget manuals prepared by  
10 the Department of Finance and Administration, letters, or summarized oral  
11 testimony in the official minutes of the Arkansas Legislative Council or  
12 Joint Budget Committee which relate to its passage and adoption.  
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14 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
15 Assembly, that the Constitution of the State of Arkansas prohibits the  
16 appropriation of funds for more than a one (1) year period; that the  
17 effectiveness of this Act on July 1, 2009 is essential to the operation of  
18 the agency for which the appropriations in this Act are provided, and that in  
19 the event of an extension of the Regular Session, the delay in the effective  
20 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
21 proper administration and provision of essential governmental programs.  
22 Therefore, an emergency is hereby declared to exist and this Act being  
23 necessary for the immediate preservation of the public peace, health and  
24 safety shall be in full force and effect from and after July 1, 2009.  
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26 */s/ Joint Budget Committee*  
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