

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

As Engrossed: H2/27/15
A Bill

HOUSE BILL 1298

5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

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

14 **Subtitle**

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -
16 AND ITS VARIOUS DIVISIONS
17 REAPPROPRIATION.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REAPPROPRIATION - DEPARTMENT OF EDUCATION - GENERAL
23 IMPROVEMENT. There is hereby appropriated, to the Department of Education,
24 to be payable from the General Improvement Fund or its successor fund or fund
25 accounts, for the Department of Education the following:

26 (A) Effective July 1, 2015, the balance of the appropriation provided
27 in Item (A) Section 1 of Act 231 of 2014, for grants to eligible public
28 schools for school recognition awards to be used for nonrecurring bonuses to
29 faculty and staff, nonrecurring expenditures for educational equipment or
30 materials or temporary school personnel by the Arkansas School Recognition
31 Program, in a sum not to exceed.....\$28,383.

32 (B) Effective July 1, 2015, the balance of the appropriation provided
33 in Item (G) Section 1 of Act 231 of 2014, for grants to institutes that re-
34 imagine education in traditional public schools for personal services and
35 operating expenses, equipment and maintenance expenses, in a sum not to
36 exceed.....\$25,000.



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 2. REAPPROPRIATION - DPSAFT - OPEN ENROLLMENT PUBLIC CHARTER SCHOOL CAPITAL GRANT PROGRAM. There is hereby appropriated, to the Department of Education - Division of Public School Academic Facilities and Transportation, to be payable from the Open Enrollment Public Charter School Capital Grant Program Fund, for the Department of Education - Division of Public School Academic Facilities and Transportation the following:

(A) Effective July 1, 2015, the balance of the appropriation provided in Item (A) Section 5 of Act 231 of 2014, for grants for the repayment of debt incurred by an open enrollment public charter school for academic facilities or equipment, various maintenance, renovation, equipping, new construction, acquisition, improvement, upgrade and repair of real property and facilities and purchase of instructional materials, technology systems, and other academic equipment, in a sum not to exceed.....\$1,000,000.

SECTION 3. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - FEDERAL FUNDS. There is hereby appropriated, to the Department of Education - Educational Television Division, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for the Department of Education - Educational Television Division the following:

(A) Effective July 1, 2015, the balance of the appropriation provided in Item (B) Section 8 of Act 231 of 2014, for various maintenance, renovation, equipping, construction, acquisition, improvement, upgrade, and repair of real property and facilities, including grant matching, in a sum not to exceed.....\$90,000.

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

(A) Effective July 1, 2015, the balance of the appropriation provided in Item (A) Section 9 of Act 231 of 2014, for various maintenance, renovation, equipping, construction, acquisition, improvement, upgrade, and repair of real property and facilities, including grant matching, in a sum not to exceed.....\$309,112.

1 (B) Effective July 1, 2015, the balance of the appropriation provided
 2 in Item (B) Section 9 of Act 231 of 2014, for a transfer to the Educational
 3 Television Fund Account, for personal services and operating expenses for the
 4 "Honoring Arkansas' War Heroes - Documenting Stories of Arkansas' World War
 5 II Veterans" documentation project, in a sum not to exceed.....\$260,000.

6 (C) Effective July 1, 2015, the balance of the appropriation provided
 7 in Item (C) Section 9 of Act 231 of 2014, for construction, renovation,
 8 maintenance, critical maintenance, equipment, security enhancements,
 9 technology upgrades/equipment, acquisition, improvement, upgrade, and repair
 10 of real property and facilities, including grant matching, in a sum not to
 11 exceed.....\$47,179.

12 (D) Effective July 1, 2015, the balance of the appropriation provided
 13 in Item (A) Section 1 of Act 45 of 2014, for costs associated with the
 14 planning for a Northwest Communications Center and implementing, equipping,
 15 maintenance and operating expenses of an AETN satellite broadcasting site in
 16 *Northwest Arkansas, or for general maintenance, operating expenses and or*
 17 *antenna replacement expenses, in a sum not to exceed.....\$99,904.*

18 (E) Effective July 1, 2015, the balance of the appropriation provided
 19 in Item (B) Section 1 of Act 45 of 2014, for costs associated with
 20 implementing an AETN satellite broadcasting site in Northwest Arkansas and
 21 *for use by the University of Arkansas and AETN, or for general maintenance,*
 22 *operating expenses and or antenna replacement expenses, in a sum not to*
 23 *exceed.....\$89,191.*

24 (F) Effective July 1, 2015, the balance of the appropriation provided
 25 in Item (C) Section 1 of Act 45 of 2014, for costs associated with general
 26 network maintenance needed to secure the state's investment in technology and
 27 to provide state matching for federal grants, in a sum not to exceed
 28\$26,971.

29
 30 SECTION 5. REAPPROPRIATION - SCHOOL FOR THE BLIND - GENERAL
 31 IMPROVEMENT. There is hereby appropriated, to the Department of Education -
 32 Arkansas School for the Blind, to be payable from the General Improvement
 33 Fund or its successor fund or fund accounts, for the Department of Education
 34 - Arkansas School for the Blind the following:

35 (A) Effective July 1, 2015, the balance of the appropriation provided
 36 in Item (A) Section 6 of Act 231 of 2014, for various maintenance,

1 renovation, equipping, construction, acquisition, improvement, upgrade, and
2 repair of real property and facilities, in a sum not to exceed
3\$1,900,000.
4

5 SECTION 6. REAPPROPRIATION - SCHOOL FOR THE DEAF - GENERAL IMPROVEMENT.

6 There is hereby appropriated, to the Department of Education - Arkansas
7 School for the Deaf, to be payable from the General Improvement Fund or its
8 successor fund or fund accounts, for the Department of Education - Arkansas
9 School for the Deaf the following:

10 (A) Effective July 1, 2015, the balance of the appropriation provided
11 in Item (A) Section 7 of Act 231 of 2014, for various maintenance,
12 renovation, equipping, construction, acquisition, improvement, upgrade, and
13 repair of real property and facilities, in a sum not to exceed
14\$4,600,000.
15

16 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As
18 referenced in SECTION 3 Subsection (c) of Act 1405 of 1999, the authorized
19 funding for the Department of Education - Educational Television Commission
20 for NW Communication Ctr/Digital Conversion/Transponder and as amended by
21 Sections 8 and 9 of Act 691 of 2011 to be deemed to include costs for
22 implementing, equipping, maintenance and operating expenses of an AETN
23 satellite broadcasting site in Northwest Arkansas shall also be deemed to
24 include or for general maintenance, operating expenses and or antenna
25 replacement expenses.
26

27 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As
29 referenced in SECTION 3 of Act 1691 of 2001, the authorized funding for the
30 Educational Television Division - Community Television Building and as
31 amended by Section 1 of Act 804 of 2009 to be deemed to include costs
32 associated with implementing an AETN satellite broadcasting site in Northwest
33 Arkansas and for use by the University of Arkansas and AETN shall also be
34 deemed to include or for general maintenance, operating expenses and or
35 antenna replacement expenses.
36

1 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
2 authorized by this act shall be limited to the appropriation for such agency
3 and funds made available by law for the support of such appropriations; and
4 the restrictions of the State Procurement Law, the General Accounting and
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
6 Procedures and Restrictions Act, or their successors, and other fiscal
7 control laws of this State, where applicable, and regulations promulgated by
8 the Department of Finance and Administration, as authorized by law, shall be
9 strictly complied with in disbursement of said funds.

10
11 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General
12 Assembly that any funds disbursed under the authority of the appropriations
13 contained in this act shall be in compliance with the stated reasons for
14 which this act was adopted, as evidenced by the Agency Requests, Executive
15 Recommendations and Legislative Recommendations contained in the budget
16 manuals prepared by the Department of Finance and Administration, letters, or
17 summarized oral testimony in the official minutes of the Arkansas Legislative
18 Council or Joint Budget Committee which relate to its passage and adoption.

19
20 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the
21 General Assembly, that the Constitution of the State of Arkansas prohibits
22 the appropriation of funds for more than a one (1) year period; that the
23 effectiveness of this Act on July 1, 2015 is essential to the operation of
24 the agency for which the appropriations in this Act are provided, and that in
25 the event of an extension of the legislative session, the delay in the
26 effective date of this Act beyond July 1, 2015 could work irreparable harm
27 upon the proper administration and provision of essential governmental
28 programs. Therefore, an emergency is hereby declared to exist and this Act
29 being necessary for the immediate preservation of the public peace, health
30 and safety shall be in full force and effect from and after July 1, 2015.

31
32 */s/Joint Budget Committee*
33
34
35
36