

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

HOUSE BILL 1597

5 By: Joint Budget Committee  
6

## 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.  
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## Subtitle

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15 AN ACT FOR THE DEPARTMENT OF EDUCATION  
16 AND ITS VARIOUS DIVISIONS  
17 REAPPROPRIATION.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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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, 2017, the balance of the appropriation provided  
27 in Item (B) Section 1 of Act 100 of 2016, for grants to institutes that re-  
28 imagine education in traditional public schools for personal services and  
29 operating expenses, equipment and maintenance expenses, in a sum not to  
30 exceed.....\$25,000.

31 (B) Effective July 1, 2017, the balance of the appropriation provided  
32 in Item (C) Section 1 of Act 100 of 2016, for computer science initiatives by  
33 the Department of Education, in a sum not to exceed.....\$2,220,215.

34 (C) Effective July 1, 2017, the balance of the appropriation provided  
35 in Item (D) Section 1 of Act 100 of 2016, for grants and aid for the Arkansas  
36 School Recognition Program, in a sum not to exceed.....\$10,000,000.



(D) Effective July 1, 2017, the balance of the appropriation provided in Item (F) Section 1 of Act 100 of 2016, for a grant for Teach for America for personal services and operating expenses to provide training and support for Arkansas teachers statewide, in a sum not to exceed.....\$1,000,000.

(E) Effective July 1, 2017, the balance of the appropriation provided in Item (G) Section 1 of Act 100 of 2016, for a grant for personal services and operating expenses for support of the Arkansas Academic Roadmap, in a sum not to exceed.....\$1,000,000.

(F) Effective July 1, 2017, the balance of the appropriation provided in Item (J) Section 1 of Act 100 of 2016, for a transfer to the Department of Education Public School Fund Account for grants and aid for the Arkansas Better Chance Program, in a sum not to exceed.....\$14,500,000.

SECTION 2. REAPPROPRIATION - DIVISION OF PUBLIC SCHOOL ACADEMIC FACILITIES AND TRANSPORTATION - GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of Education - Division of Public School Academic Facilities and Transportation, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Education - Division of Public School Academic Facilities and Transportation the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (B) Section 2 of Act 100 of 2016, for transfer to the Department of Education Public School Fund Account for grants and aid for open-enrollment public charter schools for the Open-Enrollment Public Charter School Facilities Funding Aid Program, in a sum not to exceed.....\$5,000,000.

SECTION 3. REAPPROPRIATION - DIVISION OF PUBLIC SCHOOL ACADEMIC FACILITIES AND TRANSPORTATION - OPEN ENROLLMENT PUBLIC CHARTER SCHOOL CAPITAL GRANT PROGRAM FUND. 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, 2017, the balance of the appropriation provided in Item (A) Section 3 of Act 100 of 2016, for grants for the repayment of debt incurred by an open enrollment public charter school for academic

1 facilities or equipment, various maintenance, renovation, equipping, new  
 2 construction, acquisition, improvement, upgrade and repair of real property  
 3 and facilities and purchase of instructional materials, technology systems,  
 4 and other academic equipment, in a sum not to exceed.....\$75,000.

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 6 SECTION 4. REAPPROPRIATION - DEPARTMENT OF EDUCATION - ARKANSAS BETTER  
 7 CHANCE PROGRAM. There is hereby appropriated, to the Department of  
 8 Education, to be payable from the Department of Education Public School Fund  
 9 Account, for the Department of Education - Arkansas Better Chance Program the  
 10 following:

11 (A) Effective July 1, 2017, the balance of the appropriation provided  
 12 in Item (A) Section 5 of Act 100 of 2016, for grants and aid for the Arkansas  
 13 Better Chance Program of the Department of Education, in a sum not to exceed  
 14 .....\$14,500,000.

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 16 SECTION 5. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION -  
 17 MATCHING. There is hereby appropriated, to the Department of Education -  
 18 Educational Television Division, to be payable from the federal funds as  
 19 designated by the Chief Fiscal Officer of the State, for the Department of  
 20 Education - Educational Television Division the following:

21 (A) Effective July 1, 2017, the balance of the appropriation provided  
 22 in Item (A) Section 6 of Act 100 of 2016, for operating expenses, maintenance  
 23 and payment of federal and other matching grant requirements by the  
 24 Department of Education - Educational Television Division, in a sum not to  
 25 exceed.....\$500,000.

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 27 SECTION 6. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - GENERAL  
 28 IMPROVEMENT. There is hereby appropriated, to the Department of Education -  
 29 Educational Television Division, to be payable from the General Improvement  
 30 Fund or its successor fund or fund accounts, for the Department of Education  
 31 - Educational Television Division the following:

32 (A) Effective July 1, 2017, the balance of the appropriation provided  
 33 in Item (A) Section 7 of Act 100 of 2016, for maintenance of state-owned  
 34 broadcast infrastructure and the network distribution system, in a sum not to  
 35 exceed.....\$4,690,000.

36 (B) Effective July 1, 2017, the balance of the appropriation provided

in Item (B) Section 7 of Act 100 of 2016, for personal services and operating expenses for archiving stories of World War II veterans, in a sum not to exceed.....\$260,000.

(C) Effective July 1, 2017, the balance of the appropriation provided in Item (D) Section 7 of Act 100 of 2016, 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.....\$246,100.

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

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 8 of Act 100 of 2016, for various maintenance, renovation, equipping, construction, acquisition, improvement, upgrade, and repair of real property and facilities, in a sum not to exceed .....\$1,500,000.

SECTION 8. REAPPROPRIATION - SCHOOL FOR THE DEAF - GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of Education - Arkansas School for the Deaf, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Education - Arkansas School for the Deaf the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 9 of Act 100 of 2016, for various maintenance, renovation, equipping, construction, acquisition, improvement, upgrade, and repair of real property and facilities, in a sum not to exceed .....\$1,398,271.

SECTION 9. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that institutions and agencies listed herein shall have the authority to accept and use grants and

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

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

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

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25 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the  
26 General Assembly, that the Constitution of the State of Arkansas prohibits  
27 the appropriation of funds for more than a one (1) year period; that the  
28 effectiveness of this Act on July 1, 2017 is essential to the operation of  
29 the agency for which the appropriations in this Act are provided, and that in  
30 the event of an extension of the legislative session, the delay in the  
31 effective date of this Act beyond July 1, 2017 could work irreparable harm  
32 upon the proper administration and provision of essential governmental  
33 programs. Therefore, an emergency is hereby declared to exist and this Act  
34 being necessary for the immediate preservation of the public peace, health  
35 and safety shall be in full force and effect from and after July 1, 2017.