

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

A Bill

HOUSE BILL 1008

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

14 AN ACT FOR THE DEPARTMENT OF EDUCATION -
15 AND ITS VARIOUS DIVISIONS
16 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, 2016, the balance of the appropriation provided
27 in Item (A) Section 1 of Act 331 of 2015, 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, 2016, the balance of the appropriation provided
33 in Item (B) Section 1 of Act 331 of 2015, 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 (C) Effective July 1, 2016, the balance of the appropriation provided
2 in Item (A) Section 2 of Act 189 of 2015, for computer science initiatives by
3 the Department of Education, in a sum not to exceed.....\$5,000,000.

4 (D) Effective July 1, 2016, the balance of the appropriation provided
5 in Item (A) Section 1 of Act 332 of 2015, for grants and aid for the Arkansas
6 School Recognition Program, in a sum not to exceed.....\$10,000,000.

7 (E) Effective July 1, 2016, the balance of the appropriation provided
8 in Item (A) Section 1 of Act 436 of 2015, for grants for breakfast
9 nutritional programs in public schools, in a sum not to exceed
10\$40,000.

11 (F) Effective July 1, 2016, the balance of the appropriation provided
12 in Item (A) Section 1 of Act 610 of 2015, for a grant for Teach for America
13 for personal services and operating expenses to provide training and support
14 for Arkansas teachers statewide, in a sum not to exceed.....\$3,000,000.

15 (G) Effective July 1, 2016, the balance of the appropriation provided
16 in Item (B) Section 1 of Act 610 of 2015, for a grant for personal services
17 and operating expenses for support of the Arkansas Academic Roadmap, in a sum
18 not to exceed.....\$1,000,000.

19 (H) Effective July 1, 2016, the balance of the appropriation provided
20 in Item (A) Section 1 of Act 665 of 2015, for grants for personal services,
21 operating expenses, professional development and training, research,
22 instructional materials and supplies, technology upgrades/equipment and
23 library resources for an arts-enriched curriculum, in a sum not to exceed
24\$25,000.

25 (I) Effective July 1, 2016, the balance of the appropriation provided
26 in Item (A) Section 1 of Act 747 of 2015, for a grant for Teach for America
27 for personal services and operating expenses to provide training and support
28 for Arkansas teachers statewide, in a sum not to exceed.....\$5,000.

29 (J) Effective July 1, 2016, the balance of the appropriation provided
30 in Item (A) Section 2 of Act 807 of 2015, for a transfer to the Department of
31 Education Public School Fund Account for grants and aid for the Arkansas
32 Better Chance Program, in a sum not to exceed.....\$16,000,000.

33 (K) Effective July 1, 2016, the balance of the appropriation provided
34 in Item (A) Section 1 of Act 814 of 2015, for grants for personal services,
35 operating expenses, instructional materials and supplies, technology
36 upgrades/equipment, and library resources for residential or commuter

1 Academic Enrichment for the Gifted/Talented in Summer programs, in a sum not
2 to exceed.....\$10,000.

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

10 (A) Effective July 1, 2016, the balance of the appropriation provided
11 in Item (A) Section 1 of Act 158 of 2015, for a transfer to the Educational
12 Facilities Partnership Fund Account for use in programs of the Division of
13 Public School Academic Facilities and Transportation, in a sum not to exceed
14\$40,000,000.

15 (B) Effective July 1, 2016, the balance of the appropriation provided
16 in Item (A) Section 1 of Act 789 of 2015, for a transfer to the Department of
17 Education Public School Fund Account for grants and aid for open-enrollment
18 public charter schools for the Open-Enrollment Public Charter School
19 Facilities Funding Aid Program, in a sum not to exceed.....\$5,000,000.

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21 SECTION 3. REAPPROPRIATION - DIVISION OF PUBLIC SCHOOL ACADEMIC
22 FACILITIES AND TRANSPORTATION - OPEN ENROLLMENT PUBLIC CHARTER SCHOOL CAPITAL
23 GRANT PROGRAM FUND. There is hereby appropriated, to the Department of
24 Education - Division of Public School Academic Facilities and Transportation,
25 to be payable from the Open Enrollment Public Charter School Capital Grant
26 Program Fund, for the Department of Education the following:

27 (A) Effective July 1, 2016, the balance of the appropriation provided
28 in Item (A) Section 2 of Act 331 of 2015, for grants for the repayment of
29 debt incurred by an open enrollment public charter school for academic
30 facilities or equipment, various maintenance, renovation, equipping, new
31 construction, acquisition, improvement, upgrade and repair of real property
32 and facilities and purchase of instructional materials, technology systems,
33 and other academic equipment, in a sum not to exceed.....\$75,000.

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35 SECTION 4. REAPPROPRIATION - DEPARTMENT OF EDUCATION - CAPITOL COMPLEX
36 RENOVATION AND REPAIR. There is hereby appropriated, to the Department of

1 Education, to be payable from the Educational Buildings Maintenance Fund, for
2 the Department of Education the following:

3 (A) Effective July 1, 2016, the balance of the appropriation provided
4 in Item (A) Section 1 of Act 189 of 2015, for financing for building and
5 grounds maintenance, equipment maintenance contracts, insurance and
6 janitorial services, major maintenance costs, renovation, improvements,
7 repairs and operations to maintain four (4) buildings owned by the Department
8 of Education located in the Capitol Complex, in a sum not to exceed
9\$3,000,000.

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11 SECTION 5. REAPPROPRIATION - DEPARTMENT OF EDUCATION - ARKANSAS BETTER
12 CHANCE PROGRAM. There is hereby appropriated, to the Department of
13 Education, to be payable from the Department of Education Public School Fund
14 Account, for the Department of Education - Arkansas Better Chance Program the
15 following:

16 (A) Effective July 1, 2016, the balance of the appropriation provided
17 in Section 1 of Act 807 of 2015, for grants and aid for the Arkansas Better
18 Chance Program of the Department of Education, in a sum not to exceed
19\$16,000,000.

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21 SECTION 6. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION -
22 MATCHING. There is hereby appropriated, to the Department of Education -
23 Educational Television Division, to be payable from the federal funds as
24 designated by the Chief Fiscal Officer of the State, for the Department of
25 Education - Educational Television Division the following:

26 (A) Effective July 1, 2016, the balance of the appropriation provided
27 in Item (A) Section 2 of Act 190 of 2015, for operating expenses, maintenance
28 and payment of federal and other matching grant requirements by the
29 Department of Education - Educational Television Division, in a sum not to
30 exceed.....\$500,000.

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32 SECTION 7. REAPPROPRIATION - EDUCATIONAL TELEVISION DIVISION - GENERAL
33 IMPROVEMENT. There is hereby appropriated, to the Department of Education -
34 Educational Television Division, to be payable from the General Improvement
35 Fund or its successor fund or fund accounts, for the Department of Education
36 - Educational Television Division the following:

1 (A) Effective July 1, 2016, the balance of the appropriation provided
2 in Item (A) Section 1 of Act 190 of 2015, for maintenance of state-owned
3 broadcast infrastructure and the network distribution system, in a sum not to
4 exceed.....\$4,690,000.

5 (B) Effective July 1, 2016, the balance of the appropriation provided
6 in Item (A) Section 3 of Act 190 of 2015, for personal services and operating
7 expenses for archiving stories of World War II veterans, in a sum not to
8 exceed.....\$260,000.

9 (C) Effective July 1, 2016, the balance of the appropriation provided
10 in Item (A) Section 1 of Act 617 of 2015, for construction, renovation,
11 maintenance, critical maintenance, equipment, security enhancements,
12 technology upgrades/equipment, acquisition, improvement, upgrade, and repair
13 of real property and facilities, including grant matching, in a sum not to
14 exceed.....\$25,000.

15 (D) Effective July 1, 2016, the balance of the appropriation provided
16 in Item (A) Section 4 of Act 331 of 2015, for various maintenance,
17 renovation, equipping, construction, acquisition, improvement, upgrade, and
18 repair of real property and facilities, including grant matching, in a sum
19 not to exceed.....\$304,973.

20 (E) Effective July 1, 2016, the balance of the appropriation provided
21 in Item (D) Section 4 of Act 331 of 2015, for costs associated with the
22 planning for a Northwest Communications Center and implementing, equipping,
23 maintenance and operating expenses of an AETN satellite broadcasting site in
24 Northwest Arkansas, or for general maintenance, operating expenses and/or
25 antenna replacement expenses, in a sum not to exceed.....\$99,904.

26 (F) Effective July 1, 2016, the balance of the appropriation provided
27 in Item (E) Section 4 of Act 331 of 2015, for costs associated with
28 implementing an AETN satellite broadcasting site in Northwest Arkansas and
29 for use by the University of Arkansas and AETN, or for general maintenance,
30 operating expenses and/or antenna replacement expenses, in a sum not to
31 exceed.....\$89,191.

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33 SECTION 8. REAPPROPRIATION - SCHOOL FOR THE BLIND - GENERAL
34 IMPROVEMENT. There is hereby appropriated, to the Department of Education -
35 Arkansas School for the Blind, to be payable from the General Improvement
36 Fund or its successor fund or fund accounts, for the Department of Education

1 - Arkansas School for the Blind the following:

2 (A) Effective July 1, 2016, the balance of the appropriation provided
3 in Item (A) Section 1 of Act 157 of 2015, for various maintenance,
4 renovation, equipping, construction, acquisition, improvement, upgrade, and
5 repair of real property and facilities, in a sum not to exceed
6\$2,100,000.

8 SECTION 9. REAPPROPRIATION - SCHOOL FOR THE DEAF - GENERAL IMPROVEMENT.

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

13 (A) Effective July 1, 2016, the balance of the appropriation provided
14 in Item (A) Section 1 of Act 196 of 2015, for various maintenance,
15 renovation, equipping, construction, acquisition, improvement, upgrade, and
16 repair of real property and facilities, in a sum not to exceed
17\$5,400,000.

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

31 (B) The restrictions of any applicable provisions of the State
32 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
33 Revenue Stabilization Law and any other applicable fiscal control laws of
34 this State and regulations promulgated by the Department of Finance and
35 Administration, as authorized by law, shall be strictly complied with in
36 disbursement of any funds provided by this act unless specifically provided

1 otherwise by law.

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3 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General
4 Assembly that any funds disbursed under the authority of the appropriations
5 contained in this act shall be in compliance with the stated reasons for
6 which this act was adopted, as evidenced by the Agency Requests, Executive
7 Recommendations and Legislative Recommendations contained in the budget
8 manuals prepared by the Department of Finance and Administration, letters, or
9 summarized oral testimony in the official minutes of the Arkansas Legislative
10 Council or Joint Budget Committee which relate to its passage and adoption.
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12 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the
13 General Assembly, that the Constitution of the State of Arkansas prohibits
14 the appropriation of funds for more than a one (1) year period; that the
15 effectiveness of this Act on July 1, 2016 is essential to the operation of
16 the agency for which the appropriations in this Act are provided, and that in
17 the event of an extension of the legislative session, the delay in the
18 effective date of this Act beyond July 1, 2016 could work irreparable harm
19 upon the proper administration and provision of essential governmental
20 programs. Therefore, an emergency is hereby declared to exist and this Act
21 being necessary for the immediate preservation of the public peace, health
22 and safety shall be in full force and effect from and after July 1, 2016.
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