

1 State of Arkansas  
2 84th General Assembly  
3 Second Extraordinary Session, 2003  
4

*As Engrossed: H1/6/04*  
**A Bill**

Call Item 3

HOUSE BILL 1076

5 By: Representative Dangeau  
6  
7

**For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION FOR ARKANSAS  
10 BETTER CHANCE FOR SCHOOL SUCCESS PROGRAM GRANTS  
11 AND AID FOR THE DEPARTMENT OF EDUCATION FOR THE  
12 BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR  
13 OTHER PURPOSES.  
14

**Subtitle**

15  
16 AN ACT FOR THE DEPARTMENT OF EDUCATION  
17 - ARKANSAS BETTER CHANCE FOR SCHOOL  
18 SUCCESS PROGRAM GRANTS AND AID  
19 APPROPRIATION FOR THE 2003-2005  
20 BIENNIUM.  
21  
22  
23

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

26 SECTION 1. APPROPRIATION - ARKANSAS BETTER CHANCE FOR SCHOOL SUCCESS  
27 PROGRAM. There is hereby appropriated, to the Department of Education, to be  
28 payable from the Department of Education Public School Fund Account, for  
29 Arkansas Better Chance for School Success Program grants and aid for the  
30 *fiscal year ending June 30, 2005, the sum of . . . . .*  
31 *. . \$20,000,000.*  
32

33 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
35 CARRYFORWARD. Any unexpended balance of monies allocated for the Arkansas  
36 Better Chance for School Success Program remaining on June 30<sup>th</sup> of each fiscal



1 year shall be carried forward and made available the following fiscal year  
2 exclusively for the Arkansas Better Chance for School Success Program.

3  
4 The provisions of this section shall be in effect only from July 1, 2004  
5 through June 30, 2005.

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

16  
17 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
18 that any funds disbursed under the authority of the appropriations contained  
19 in this act shall be in compliance with the stated reasons for which this act  
20 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
21 and Legislative Recommendations contained in the budget manuals prepared by  
22 the Department of Finance and Administration, letters, or summarized oral  
23 testimony in the official minutes of the Arkansas Legislative Council or  
24 Joint Budget Committee which relate to its passage and adoption.

25  
26 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
27 Assembly, that the Constitution of the State of Arkansas prohibits the  
28 appropriation of funds for more than a two (2) year period; that due to the  
29 Arkansas Supreme Court decision in the Lake View School District No. 25 v.  
30 Huckabee, et al, the effectiveness of this Act on the date of its passage and  
31 approval is essential to the operation of the agency for which the  
32 appropriations in this Act are provided, and that in the event of an  
33 extension of the Second Extraordinary Session, the delay in the effective  
34 date of this Act beyond the date of its passage and approval could work  
35 irreparable harm upon the proper administration and provision of essential  
36 governmental programs. Therefore, an emergency is hereby declared to exist

1 and this Act being necessary for the immediate preservation of the public  
2 peace, health and safety shall be in full force and effect from and after the  
3 date of its passage and approval.

4 If the bill is neither approved nor vetoed by the Governor, it shall become  
5 effective on the expiration of the period of time during which the Governor  
6 may veto the bill. If the bill is vetoed by the Governor and the veto is  
7 overridden, it shall become effective on the date the last house overrides  
8 the veto.

9

10

*/s/ Dangeau*

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