

Stricken language will be deleted and underlined language will be added.  
Act 1246 of the Regular Session

State of Arkansas      *As Engrossed: S3/13/13 S3/14/13 S4/1/13*  
89th General Assembly      **A Bill**  
Regular Session, 2013

SENATE BILL 629

By: Senator J. Key

**For An Act To Be Entitled**

AN ACT TO MAKE AN APPROPRIATION FOR LOANS FOR THE  
OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL FACILITIES LOAN  
PROGRAM *AND GRANTS FOR THE STEM INITIATIVE FOR  
CURRICULUM AND INSTRUCTION* FOR THE DEPARTMENT OF  
EDUCATION - *AND ITS VARIOUS DIVISIONS* FOR THE FISCAL  
YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

**Subtitle**

AN ACT FOR THE DEPARTMENT OF EDUCATION -  
*AND ITS VARIOUS DIVISIONS* - OPEN-  
ENROLLMENT PUBLIC CHARTER SCHOOL  
*FACILITIES LOAN PROGRAM AND STEM  
INITIATIVE GRANTS GENERAL IMPROVEMENT  
APPROPRIATION.*

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

SECTION 1. APPROPRIATION - OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL  
FACILITIES LOAN PROGRAM. 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 distributing loans to open-enrollment public charter schools  
for the purposes of the construction, lease or purchase of an academic  
facility, the repair, improvement, or addition to an academic facility, and  
enhancing credit for financing purposes by the Department of Education -  
Division of Public School Academic Facilities and Transportation - Open-  
Enrollment Public Charter School Facilities Loan Program for the fiscal year  
ending June 30, 2014, the following:



ITEM NO.	FISCAL YEAR 2013-2014
(01) OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL FACILITIES LOANS	<u>\$25,000,000</u>

*SECTION 2. APPROPRIATION - STEM INITIATIVE GRANTS. There is hereby appropriated, to the Department of Education, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:*

*(A) for grants for the STEM Initiative for Curriculum and Instruction, in a sum not to exceed.....\$500,000.*

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

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

**SECTION 4. LEGISLATIVE INTENT.** It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget

manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2013 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2013 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2013.

*/s/J. Key*

**APPROVED: 04/16/2013**