

Stricken language will be deleted and underlined language will be added.  
Act 297 of the Fiscal Session

State of Arkansas  
89th General Assembly  
Fiscal Session, 2014

As Engrossed: S2/25/14 S3/6/14  
**A Bill**

SENATE BILL 145

By: Joint Budget Committee

**For An Act To Be Entitled**

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF  
EDUCATION - DIVISION OF PUBLIC SCHOOL ACADEMIC  
FACILITIES AND TRANSPORTATION WHICH SHALL BE  
SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS  
APPROPRIATED BY ACT 1400 OF 2013; AND FOR OTHER  
PURPOSES.

**Subtitle**

AN ACT FOR THE DEPARTMENT OF EDUCATION -  
DIVISION OF PUBLIC SCHOOL ACADEMIC  
FACILITIES AND TRANSPORTATION  
SUPPLEMENTAL 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 Open-Enrollment Public Charter School Facilities Loan  
Fund, for distributing loans to open-enrollment public school charter schools  
for the purposes of 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 which shall be supplemental and in  
addition to those funds appropriated in Section 5 of Act 1400 of 2013, the



following:

ITEM NO.	FISCAL YEAR 2013-2014
(01) OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL FACILITIES LOANS	<u><u>\$5,000,000</u></u>

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER - OPEN-ENROLLMENT PUBLIC CHARTER SCHOOL FACILITIES LOANS.

Immediately upon the effective date of this Act, the Chief Fiscal officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum of *five million dollars (\$5,000,000)* from the unobligated funds in the General Improvement Fund to the Open-Enrollment Public Charter School Facilities Loan Fund Account to provide funds 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.

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

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 funds provided by the General Assembly for the operations of the Department of Education - Division of Public School Academic Facilities and Transportation are, due to unforeseen circumstances, insufficient for the Department of Education - Division of Public School Academic Facilities and Transportation to continue to provide essential governmental services; that the provisions of this act will provide the necessary monies for the Department of Education - Division of Public School Academic Facilities and Transportation to continue such services; and that a delay in the effective date of this Act 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 the date of its passage and approval.

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

*/s/Joint Budget Committee*

**APPROVED: 03/13/2014**