

Stricken language will be deleted and underlined language will be added.

State of Arkansas
90th General Assembly
Fiscal Session, 2016

A Bill

HOUSE BILL 1008

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
EDUCATION - AND ITS VARIOUS DIVISIONS; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION -
AND ITS VARIOUS DIVISIONS
REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION - DEPARTMENT OF EDUCATION - GENERAL
IMPROVEMENT. There is hereby appropriated, to the Department of Education,
to be payable from the General Improvement Fund or its successor fund or fund
accounts, for the Department of Education the following:

(A) Effective July 1, 2016, the balance of the appropriation provided
in Item (A) Section 1 of Act 331 of 2015, for grants to eligible public
schools for school recognition awards to be used for nonrecurring bonuses to
faculty and staff, nonrecurring expenditures for educational equipment or
materials or temporary school personnel by the Arkansas School Recognition
Program, in a sum not to exceed.....\$28,383.

(B) Effective July 1, 2016, the balance of the appropriation provided
in Item (B) Section 1 of Act 331 of 2015, for grants to institutes that re-
imagine education in traditional public schools for personal services and
operating expenses, equipment and maintenance expenses, in a sum not to
exceed.....\$25,000.



(C) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 2 of Act 189 of 2015, for computer science initiatives by the Department of Education, in a sum not to exceed.....\$5,000,000.

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

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

(F) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 610 of 2015, 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.....\$3,000,000.

(G) Effective July 1, 2016, the balance of the appropriation provided in Item (B) Section 1 of Act 610 of 2015, 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.

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

(I) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 747 of 2015, 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.....\$5,000.

(J) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 2 of Act 807 of 2015, 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.....\$16,000,000.

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

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

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 the following:

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

(B) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 789 of 2015, for a 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 the following:

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

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

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

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

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

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

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

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

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

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

(B) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 3 of Act 190 of 2015, 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, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 617 of 2015, for construction, renovation, maintenance, critical maintenance, equipment, security enhancements, technology upgrades/equipment, acquisition, improvement, upgrade, and repair of real property and facilities, including grant matching, in a sum not to exceed.....\$25,000.

(D) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 4 of Act 331 of 2015, 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.....\$304,973.

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

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

SECTION 8. 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, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 157 of 2015, for various maintenance, renovation, equipping, construction, acquisition, improvement, upgrade, and repair of real property and facilities, in a sum not to exceed\$2,100,000.

SECTION 9. 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, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 196 of 2015, for various maintenance, renovation, equipping, construction, acquisition, improvement, upgrade, and repair of real property and facilities, in a sum not to exceed\$5,400,000.

SECTION 10. 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 11. 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 12. 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, 2016 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, 2016 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, 2016.