

ARKANSAS SENATE

84th General Assembly - Second Extraordinary Session, 2003 Amendment Form

JBC 01/30/04 (2)

Subtitle of Senate Bill No. 79

"AN ACT FOR THE DEPARTMENT OF EDUCATION - GRANTS AND AIDS TO LOCAL
SCHOOL DISTRICTS AND SPECIAL PROGRAMS APPROPRIATION FOR THE 2003-2005
BIENNIUM."

Amendment No. 1 to Senate Bill No. 79.

Amend Senate Bill No. 79 as originally introduced:

Page 2, delete lines 11, 12 and 13 in their entirety and substitute the following:

"(11) COURT ORDERED DESEGREGATION	0	56,800,000
TOTAL AMOUNT APPROPRIATED	<u>\$ 0</u>	<u>\$ 2,085,810,259</u>

And

Page 2, delete lines 21 and 22 in their entirety and substitute the following:

"certified teacher employed on October 1, 2004, by the Department of Human Services Human Development"

And

Page 3, line 12, delete ", utilizing the October 1 Child Find Report"

And

Page 3, delete line 14 in its entirety and substitute the following:

"teacher employed on October 1, 2004, by the provider that is providing the services to school"

And

Page 3, delete line 21 in its entirety and substitute the following:

"Education services to students of the school district. Each provider will be responsible for notifying the school district of its proportional share of the cost to provide the full time equivalent certified teacher. If a dispute were to occur, the Arkansas Department of Education will have final authority to determine the amount due from a school district."



And

Page 4, delete lines 9 and 10 in their entirety and substitute the following:
"shall provide a one-time bonus of \$2,500 for each full time equivalent certified teacher employed on October 1, 2004, by a private"

And

Immediately following Section 5 add the following new Sections as follows:

" SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal Officer of the State shall transfer on his books and those of the State Treasurer and the Auditor of the State the sum of nine hundred ten thousand dollars (\$910,000) from funds received from the Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27, to the Department of Education Public School Fund Account for providing a one-time bonus of \$2,500 for each certified teacher employed by a Educational Services Cooperative that is providing teaching services to special education children ages 3 to 5 years old or employed as a Math or Literacy Specialist on October 1, 2004. The provisions of this section shall be in effect only from July 1, 2003 through June 30, 2005.

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DEFINITION OF CERTIFIED TEACHER.

"Certified Teacher " means:

(A) An individual who is required to hold a teaching license from the department and who is engaged directly in instruction with students in a classroom setting for more than seventy percent (70%) of the individual's contracted time;

(B) A guidance counselor; or

(C) A librarian;

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RETIREMENT BENEFITS. Bonus payments as required by this act are not considered as salary for the calculation of retirement benefits under the Arkansas Teacher Retirement System or the Arkansas Public Employee Retirement System. However, this special language does not preclude or require any provider of services from including the bonus for retirement purposes.

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CHARTER SCHOOL FUNDING RESTRICTIONS. Regardless of any provision of any law to the contrary, the Department of Education shall fund from state monies only those charter schools which provide education services in a traditional public school setting and, if the internet or long-distance learning technology is used, the internet or long-distance learning technology is used as a supplement to the school's traditional classroom setting.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SCHOOL FOR THE BLIND AND SCHOOL FOR THE DEAF CERTIFIED EDUCATIONAL SUPPORT STAFF BONUS. If sufficient appropriation and funds are available in the budgets of the School for the Blind and the School for the Deaf as approved by the Chief Fiscal Officer of the State during the 2004-05 fiscal year, the schools are authorized to provide a one-time bonus of \$2,500 to each certified educational support staff that may not otherwise be eligible to receive the bonus under Section 2 of this Act. The provisions of this section shall only be in effect from July 1, 2003 through June 30, 2005."

And appropriately renumber the Sections of the bill

The Amendment was read the first time, rules suspended and read the second time and _____

By: Representatives Mahony, Ledbetter

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Secretary