

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

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

As Engrossed: H2/21/03 H3/10/03

A Bill

HOUSE BILL 1138

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES AND FOR GRANTS
11 AND AIDS TO LOCAL SCHOOL DISTRICTS AND SPECIAL
12 PROGRAMS FOR THE DEPARTMENT OF WORKFORCE
13 EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30,
14 2005; AND FOR OTHER PURPOSES.

Subtitle

15
16
17 AN ACT FOR THE DEPARTMENT OF WORKFORCE
18 EDUCATION APPROPRIATION FOR THE
19 2003-2005 BIENNIUM.
20
21
22

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

25 SECTION 1. REGULAR SALARIES. There is hereby established for the
26 Department of Workforce Education for the 2003-2005 biennium, the following
27 maximum number of regular employees whose salaries shall be governed by the
28 provisions of the Uniform Classification and Compensation Act (Arkansas Code
29 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
30 Provided, however, that any position to which a specific maximum annual
31 salary is set out herein in dollars, shall be exempt from the provisions of
32 said Uniform Classification and Compensation Act. All persons occupying
33 positions authorized herein are hereby governed by the provisions of the
34 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
35 or its successor.
36



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					Maximum Annual	
				Maximum	Salary Rate	
	Item	Class		No. of	Fiscal Years	
	No.	Code	Title	Employees	2003-2004	2004-2005
5	(1)	9795	ED DIR - VOCATION TECH DIVISION	1	\$119,767	\$122,294
6	(2)	9052	ED DEP DIR CAREER & TECH EDUC	1	\$86,437	\$88,480
7	(3)	9756	DEPUTY DIR VO-TECH EDUCATION	1	\$86,436	\$88,479
8	(4)	9088	SCHOOL FOR WORK COORDINATOR	1	\$59,861	\$61,398
9	(5)	7092	DIR, GOV COMM ON ADULT LITERACY	1	\$58,699	\$60,215
10	(6)	100Z	VOC ED ASSOC DIR FOR VOC SCHOOLS	1	GRADE	26
11	(7)	105Z	VOC ED ASSOC DIR FOR FINANCE	1	GRADE	26
12	(8)	218Z	ED ASSOC DIR VOC SUPPORT SERVICES	1	GRADE	26
13	(9)	143Z	FED SURPLUS PROPERTY MGR	1	GRADE	23
14	(10)	845Z	ED COORD ADULT ED PROGRAMS	1	GRADE	23
15	(11)	A123	ED INTERNAL AUDITOR	1	GRADE	23
16	(12)	E102	ED CURRICULUM SUPV-VOCATIONAL	1	GRADE	23
17	(13)	840Z	ED VOC ED PROGRAM SUPPORT MGR	14	GRADE	22
18	(14)	A047	GENERAL FINANCE COORDINATOR	1	GRADE	22
19	(15)	A008	ACCOUNTING SUPERVISOR II	2	GRADE	21
20	(16)	R028	ED PROGRAM ANALYST	1	GRADE	21
21	(17)	R137	ED INTERNAL SERVICES MANAGER	1	GRADE	21
22	(18)	R290	PUBLIC SCHOOL PROGRAM ADVISOR	22	GRADE	21
23	(19)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE	21
24	(20)	R310	VETERANS PROGRAM ADVISOR	1	GRADE	21
25	(21)	V080	MGR PURCHASING & PROPERTY MGT	1	GRADE	21
26	(22)	V066	FED SURPLUS PROPERTY SUPERVISOR	1	GRADE	20
27	(23)	A111	ACCOUNTANT	2	GRADE	18
28	(24)	R035	ED VOC ED EXECUTIVE ASSISTANT	1	GRADE	18
29	(25)	V034	PLANT WAREHOUSE FOREMAN	1	GRADE	18
30	(26)	R010	ADMINISTRATIVE ASSISTANT II	6	GRADE	17
31	(27)	R166	GRANTS COORDINATOR I	1	GRADE	17
32	(28)	V018	SURPLUS PROP INVENTORY CONTROL MGR	1	GRADE	17
33	(29)	V053	SURPLUS PROPERTY AGENT	7	GRADE	16
34	(30)	V070	FED SURPLUS PROP UTILIZATION INSP	1	GRADE	16
35	(31)	A063	PAYROLL OFFICER	1	GRADE	15
36	(32)	A108	ACCOUNTING TECHNICIAN II	4	GRADE	15

1	(33) K153 SECRETARY II	22	GRADE 13
2	(34) A106 ACCOUNTING TECHNICIAN I	<u>1</u>	GRADE 12
3	MAX. NO. OF EMPLOYEES	105	

4

5 SECTION 2. EXTRA HELP - VOCATIONAL, TECHNICAL AND ADULT EDUCATION . There
 6 is hereby authorized, for the Department of Workforce Education - Vocational,
 7 Technical and Adult Education for the 2003-2005 biennium, the following
 8 maximum number of part-time or temporary employees, to be known as "Extra
 9 Help", payable from funds appropriated herein for such purposes: forty seven
 10 (47) temporary or part-time employees, when needed, at rates of pay not to
 11 exceed those provided in the Uniform Classification and Compensation Act, or
 12 its successor, or this act for the appropriate classification.

13

14 SECTION 3. APPROPRIATION - VOCATIONAL, TECHNICAL AND ADULT EDUCATION.
 15 There is hereby appropriated, to the Department of Workforce Education, to be
 16 payable from the Department of Workforce Education Fund Account, for personal
 17 services and operating expenses of the Department of Workforce Education -
 18 Vocational, Technical and Adult Education for the biennial period ending June
 19 30, 2005, the following:

21	ITEM	FISCAL YEARS	
22	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
23	(01) REGULAR SALARIES	\$ 2,127,594	\$ 2,185,040
24	(02) EXTRA HELP	3,923	3,923
25	(03) PERSONAL SERV MATCH	602,831	614,525
26	(04) MAINT. & GEN. OPERATION		
27	(A) OPER. EXPENSE	552,893	552,893
28	(B) CONF. & TRAVEL	43,496	43,496
29	(C) PROF. FEES	0	0
30	(D) CAP. OUTLAY	0	0
31	(E) DATA PROC.	258,964	258,964
32	(05) APPRENTICESHIP PROGRAM	<u>2,028,021</u>	<u>2,028,021</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 5,617,720</u>	<u>\$ 5,686,860</u>

34

35 SECTION 4. APPROPRIATION - ADULT BASIC EDDUCATION. There is hereby
 36 appropriated, to the Department of Workforce Education, to be payable from

1 the Department of Workforce Education Fund Account, for personal services and
 2 operating expenses of the Department of Workforce Education - Adult Basic
 3 Education for the biennial period ending June 30, 2005, the following:

4	5 ITEM	6 FISCAL YEARS	
7	8 NO.	2003-2004	2004-2005
9	(01) REGULAR SALARIES	\$ 289,835	\$ 297,661
10	(02) PERSONAL SERV MATCH	79,199	80,794
11	(03) MAINT. & GEN. OPERATION		
12	(A) OPER. EXPENSE	25,000	25,000
13	(B) CONF. & TRAVEL	0	0
14	(C) PROF. FEES	0	0
15	(D) CAP. OUTLAY	0	0
16	(E) DATA PROC.	<u>0</u>	<u>0</u>
17	TOTAL AMOUNT APPROPRIATED	<u>\$ 394,035</u>	<u>\$ 403,454</u>

18 SECTION 5. APPROPRIATION - VO-TECH ADVISORY COUNCIL. There is hereby
 19 appropriated, to the Department of Workforce Education, to be payable from
 20 the State General Services Fund Account, for operating expenses of the
 21 Department of Workforce Education - Vo-Tech Advisory Council for the biennial
 22 period ending June 30, 2005, the following:

23	ITEM	FISCAL YEARS	
24	NO.	2003-2004	2004-2005
25	(01) MAINT. & GEN. OPERATION		
26	(A) OPER. EXPENSE	\$ 16,055	\$ 16,055
27	(B) CONF. & TRAVEL	0	0
28	(C) PROF. FEES	0	0
29	(D) CAP. OUTLAY	0	0
30	(E) DATA PROC.	<u>0</u>	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 16,055</u>	<u>\$ 16,055</u>

33 SECTION 6. APPROPRIATION - HIGH-TECH SCHOLARSHIP AWARD PROGRAM. There is
 34 hereby appropriated, to the Department of Workforce Education, to be payable
 35 from the Department of Workforce Education Fund Account, for Scholarships of
 36 the Department of Workforce Education - High-Tech Scholarship Award Program

1 for the biennial period ending June 30, 2005, the following:

2

3 ITEM	FISCAL YEARS	
4 NO.	2003-2004	2004-2005
5 (01) SCHOLARSHIPS	\$ 9,000	\$ 9,000
6 TOTAL AMOUNT APPROPRIATED	<u>\$ 9,000</u>	<u>\$ 9,000</u>

7

8 SECTION 7. APPROPRIATION - FEDERAL VOCATIONAL, TECHNICAL AND ADULT
 9 EDUCATION. There is hereby appropriated, to the Department of Workforce
 10 Education, to be payable from the federal funds as designated by the Chief
 11 Fiscal Officer of the State, for personal services and operating expenses of
 12 the Department of Workforce Education - Federal Vocational, Technical and
 13 Adult Education for the biennial period ending June 30, 2005, the following:

14

15 ITEM	FISCAL YEARS	
16 NO.	2003-2004	2004-2005
17 (01) REGULAR SALARIES	\$ 575,641	\$ 591,183
18 (02) EXTRA HELP	5,000	5,000
19 (03) PERSONAL SERV MATCH	181,517	184,682
20 (04) MAINT. & GEN. OPERATION		
21 (A) OPER. EXPENSE	253,500	253,500
22 (B) CONF. & TRAVEL	38,500	38,500
23 (C) PROF. FEES	138,000	138,000
24 (D) CAP. OUTLAY	0	0
25 (E) DATA PROC.	43,436	43,436
26 (05) VOCATIONAL EDUCATION GRANTS	<u>14,900,000</u>	<u>14,900,000</u>
27 TOTAL AMOUNT APPROPRIATED	<u>\$ 16,135,594</u>	<u>\$ 16,154,301</u>

28

29 SECTION 8. EXTRA HELP - FEDERAL VOCATIONAL, TECHNICAL AND ADULT
 30 EDUDCATION. There is hereby authorized, for the Department of Workforce
 31 Education - Federal Vocational, Technical and Adult Education for the 2003-
 32 2005 biennium, the following maximum number of part-time or temporary
 33 employees, to be known as "Extra Help", payable from funds appropriated
 34 herein for such purposes: fifteen (15) temporary or part-time employees,
 35 when needed, at rates of pay not to exceed those provided in the Uniform
 36 Classification and Compensation Act, or its successor, or this act for the

1 appropriate classification.

2

3 SECTION 9. APPROPRIATION - FEDERAL SURPLUS PROPERTY PROGRAM. There is
 4 hereby appropriated, to the Department of Workforce Education, to be payable
 5 from the Federal Surplus Property Fund, for personal services and operating
 6 expenses of the Department of Workforce Education - Federal Surplus Property
 7 Program for the biennial period ending June 30, 2005, the following:

8

9 ITEM	FISCAL YEARS	
10 NO.	2003-2004	2004-2005
11 (01) REGULAR SALARIES	\$ 431,933	\$ 443,604
12 (02) EXTRA HELP	12,000	12,000
13 (03) PERSONAL SERV MATCH	142,749	145,127
14 (04) OVERTIME	10,000	10,000
15 (05) MAINT. & GEN. OPERATION		
16 (A) OPER. EXPENSE	499,246	499,246
17 (B) CONF. & TRAVEL	15,000	15,000
18 (C) PROF. FEES	5,263	5,263
19 (D) CAP. OUTLAY	0	0
20 (E) DATA PROC.	<u>0</u>	<u>0</u>
21 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,116,191</u>	<u>\$ 1,130,240</u>

22

23 SECTION 10. EXTRA HELP - FEDERAL SURPLUS PROPERTY PROGRAM. There is
 24 hereby authorized, for the Department of Workforce Education - Federal
 25 Surplus Property Program for the 2003-2005 biennium, the following maximum
 26 number of part-time or temporary employees, to be known as "Extra Help",
 27 payable from funds appropriated herein for such purposes: four (4) temporary
 28 or part-time employees, when needed, at rates of pay not to exceed those
 29 provided in the Uniform Classification and Compensation Act, or its
 30 successor, or this act for the appropriate classification.

31

32 SECTION 11. APPROPRIATION - FEDERAL JTPA VOCATIONAL EDUCATION. There is
 33 hereby appropriated, to the Department of Workforce Education, to be payable
 34 from the federal funds as designated by the Chief Fiscal Officer of the
 35 State, for personal services and operating expenses of the Department of
 36 Workforce Education - Federal JTPA Vocational Education for the biennial

1 period ending June 30, 2005, the following:

2

3 ITEM	FISCAL YEARS	
	2003-2004	2004-2005
4 <u>NO.</u>		
5 (01) REGULAR SALARIES	\$ 191,147	\$ 196,308
6 (02) EXTRA HELP	110,000	110,000
7 (03) PERSONAL SERV MATCH	64,944	65,995
8 (04) MAINT. & GEN. OPERATION		
9 (A) OPER. EXPENSE	161,825	161,825
10 (B) CONF. & TRAVEL	6,000	6,000
11 (C) PROF. FEES	0	0
12 (D) CAP. OUTLAY	0	0
13 (E) DATA PROC.	<u>0</u>	<u>0</u>
14 TOTAL AMOUNT APPROPRIATED	<u>\$ 533,916</u>	<u>\$ 540,128</u>

15

16 SECTION 12. EXTRA HELP - FEDERAL JTPA VOCATIONAL EDUCATION. There is
 17 hereby authorized, for the Department of Workforce Education - Federal JTPA
 18 Vocational Education for the 2003-2005 biennium, the following maximum number
 19 of part-time or temporary employees, to be known as "Extra Help", payable
 20 from funds appropriated herein for such purposes: thirteen (13) temporary or
 21 part-time employees, when needed, at rates of pay not to exceed those
 22 provided in the Uniform Classification and Compensation Act, or its
 23 successor, or this act for the appropriate classification.

24

25 SECTION 13. APPROPRIATION - FEDERAL ADULT BASIC EDUCATION. There is hereby
 26 appropriated, to the Department of Workforce Education, to be payable from
 27 the federal funds as designated by the Chief Fiscal Officer of the State, for
 28 personal services and operating expenses of the Department of Workforce
 29 Education - Federal Adult Basic Education for the biennial period ending June
 30 30, 2005, the following:

31

32 ITEM	FISCAL YEARS	
	2003-2004	2004-2005
33 <u>NO.</u>		
34 (01) REGULAR SALARIES	\$ 111,844	\$ 114,864
35 (02) PERSONAL SERV MATCH	32,863	33,478
36 (03) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE	77,467	77,467
2	(B) CONF. & TRAVEL	7,700	7,700
3	(C) PROF. FEES	9,000	9,000
4	(D) CAP. OUTLAY	0	0
5	(E) DATA PROC.	0	0
6	(04) ADULT BASIC EDUCATION GRANTS	<u>8,686,308</u>	<u>8,686,308</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,925,182</u>	<u>\$ 8,928,817</u>

8

9 SECTION 14. APPROPRIATION - FEDERAL VETERAN'S APPROVING AGENCY. There is
 10 hereby appropriated, to the Department of Workforce Education, to be payable
 11 from the federal funds as designated by the Chief Fiscal Officer of the
 12 State, for personal services and operating expenses of the Department of
 13 Workforce Education - Federal Veteran's Approving Agency for the biennial
 14 period ending June 30, 2005, the following:

15

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
18	(01) REGULAR SALARIES	\$ 109,353	\$ 112,305
19	(02) PERSONAL SERV MATCH	32,355	32,957
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	27,546	27,546
22	(B) CONF. & TRAVEL	5,623	5,623
23	(C) PROF. FEES	600	600
24	(D) CAP. OUTLAY	0	0
25	(E) DATA PROC.	<u>0</u>	<u>0</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 175,477</u>	<u>\$ 179,031</u>

27

28 SECTION 15. APPROPRIATION - FEDERAL EQUIPMENT AND TRAINING. There is
 29 hereby appropriated, to the Department of Workforce Education, to be payable
 30 from the federal funds as designated by the Chief Fiscal Officer of the
 31 State, for operating expenses of the Department of Workforce Education -
 32 Federal Equipment and Training for the biennial period ending June 30, 2005,
 33 the following:

34

35	ITEM	FISCAL YEARS	
36	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>

1	(01) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	\$ 1,000	\$ 1,000
3	(B) CONF. & TRAVEL	0	0
4	(C) PROF. FEES	0	0
5	(D) CAP. OUTLAY	0	0
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,000</u>	<u>\$ 1,000</u>

8

9 SECTION 16. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING PROGRAM.

10 There is hereby appropriated, to the Department of Workforce Education, to be
 11 payable from the Arkansas Construction Industry Craft Training Trust Fund,
 12 for personal services and operating expenses of the Department of Workforce
 13 Education - Construction Industry Craft Training Program for the biennial
 14 period ending June 30, 2005, the following:

15

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
18	(01) REGULAR SALARIES	\$ 38,481	\$ 39,520
19	(02) PERSONAL SERV MATCH	11,199	11,410
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	12,000	12,000
22	(B) CONF. & TRAVEL	7,500	7,500
23	(C) PROF. FEES	0	0
24	(D) CAP. OUTLAY	0	0
25	(E) DATA PROC.	0	0
26	(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT		
27	TRAINING PROGRAM	<u>400,000</u>	<u>400,000</u>
28	TOTAL AMOUNT APPROPRIATED	<u>\$ 469,180</u>	<u>\$ 470,430</u>

29

30 SECTION 17. APPROPRIATIONS - ALTERNATIVE RETIREMENT PROGRAM-CASH. There

31 is hereby appropriated, to the Department of Workforce Education, to be
 32 payable from cash funds as defined by Arkansas Code 19-4-801 of the
 33 Department of Workforce Education, for personal services and operating
 34 expenses of the Department of Workforce Education - Alternative Retirement
 35 Program for the biennial period ending June 30, 2005, the following:

36

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) PERSONAL SERV MATCH	\$ 110,222	\$ 110,222
(02) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	12,300	12,300
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 122,522</u>	<u>\$ 122,522</u>

11

12 SECTION 18. APPROPRIATION - GOVERNOR'S COMMISSION ON ADULT LITERACY. There
 13 is hereby appropriated, to the Department of Workforce Education, to be
 14 payable from the Department of Workforce Education Public School Fund
 15 Account, for personal services and operating expenses of the Department of
 16 Workforce Education - Governor's Commission on Adult Literacy for the
 17 biennial period ending June 30, 2005, the following:

18

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 29,540	\$ 30,337
(02) PERSONAL SERV MATCH	9,377	9,540
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	52,242	52,242
(B) CONF. & TRAVEL	6,005	6,005
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) GRANTS TO LITERACY COUNCILS	<u>675,000</u>	<u>675,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 772,164</u>	<u>\$ 773,124</u>

31

32 SECTION 19. APPROPRIATION - ADULT BASIC & GENERAL ADULT EDUCATION. There
 33 is hereby appropriated, to the Department of Workforce Education, to be
 34 payable from the Department of Workforce Education Public School Fund
 35 Account, for Adult Basic and General Adult Education Grants and Aids of the
 36 Department of Workforce Education for the biennial period ending June 30,

1 2005, the following:

2

3 ITEM	4 FISCAL YEARS	
	2003-2004	2004-2005
5 (01) ADULT BASIC & GENERAL ADULT EDUCATION	\$ 17,900,000	\$ 17,900,000
6 TOTAL AMOUNT APPROPRIATED	\$ 17,900,000	\$ 17,900,000

7

8 SECTION 20. APPROPRIATION - COORDINATED CAREER EDUCATION SERVICES. There
 9 is hereby appropriated, to the Department of Workforce Education, to be
 10 payable from the Department of Workforce Education Public School Fund
 11 Account, for Coordinated Career Education Services - Special Needs Students
 12 Program Grants and Aids of the Department of Workforce Education for the
 13 biennial period ending June 30, 2005, the following:

14

15 ITEM	16 FISCAL YEARS	
	2003-2004	2004-2005
17 (01) COORDINATED CAREER EDUCATION SERVICE -		
18 SPECIAL NEEDS STUDENTS PROGRAM GRANTS &		
19 AID	\$ 1,119,433	\$ 1,119,433
20 TOTAL AMOUNT APPROPRIATED	\$ 1,119,433	\$ 1,119,433

21

22 SECTION 21. APPROPRIATION - VOCATIONAL CENTER AID. There is hereby
 23 appropriated, to the Department of Workforce Education, to be payable from
 24 the Department of Workforce Education Public School Fund Account, for
 25 Vocational Center Grants and Aids of the Department of Workforce Education
 26 for the biennial period ending June 30, 2005, the following:

27

28 ITEM	29 FISCAL YEARS	
	2003-2004	2004-2005
30 (01) VOCATIONAL CENTER GRANTS AND AID	\$ 10,289,250	\$ 10,289,250
31 TOTAL AMOUNT APPROPRIATED	\$ 10,289,250	\$ 10,289,250

32

33 SECTION 22. APPROPRIATION - VOCATIONAL START-UP GRANTS AND AIDS. There is
 34 hereby appropriated, to the Department of Workforce Education, to be payable
 35 from the Department of Workforce Education Public School Fund Account, for
 36 Vocational Start-Up Grants and Aid of the Department of Workforce Education

1 for the biennial period ending June 30, 2005, the following:

ITEM	FISCAL YEARS	
NO.	2003-2004	2004-2005
(01) VOCATIONAL START-UP GRANTS AND AID	\$ 2,370,000	\$ 2,370,000
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,370,000</u>	<u>\$ 2,370,000</u>

8 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL
 10 MATCHING. The funds appropriated in Sections 19, 20, 21 and 22 of this Act
 11 may also be used to match any available federal funds from any agency in
 12 order to provide the maximum amount of money possible for the purposes
 13 enumerated in such section.

14 The provisions of this section shall be in effect only from ~~July 1, 2001~~
 15 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

17 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CAPITAL
 19 EQUIPMENT RESTRICTIONS. The funds appropriated for "Capital Equipment" shall
 20 be administered by the Department of Workforce Education and shall be used to
 21 provide additional assistance to local school districts to enhance and/or
 22 upgrade equipment in existing job-specific programs. Pursuant to policies
 23 and regulations which include applications, disbursement procedures, and
 24 matching requirements of the Department of Workforce Education, these funds
 25 can be used to purchase capital equipment to enhance or technically upgrade
 26 existing job-specific vocational programs. Such funds shall be distributed
 27 to local school districts in such amounts, as determined by the Department of
 28 Workforce Education.

29 The provisions of this section shall be in effect only from ~~July 1, 2001~~
 30 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

32 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 34 VOCATIONAL START-UP. The appropriations contained herein for Vocational
 35 Start-Up shall be allocated in accordance with rules and regulations
 36 established by the State Board of Workforce Education and Career

1 Opportunities, after the rules and regulations have undergone a prior review
2 by the Administrative Rules and Regulations Subcommittee of the Arkansas
3 Legislative Council or Joint Budget Committee.

4 The provisions of this section shall be in effect only from ~~July 1, 2001~~
5 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

6
7 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
9 EDUCATIONAL TRAINING/RETRAINING. Of the funds and appropriation authorized by
10 Item (01) in Section 19 of this Act for Adult Basic and General Adult
11 Education, a sum of \$300,000 each fiscal year shall be made available to
12 eligible entities approved by the State Board of Workforce Education and
13 Career Opportunities, in order to expand the vocational education and
14 training opportunities available to area citizens in need of adult
15 educational training or retraining due to changing technology.

16 Further, if the appropriation is not fully funded due to a decrease in
17 the official revenue forecast or the available carryover balance of the
18 Department of Workforce Education Public School Fund Account, the Department
19 of Workforce Education may reduce proportionally the amount made available to
20 eligible entities approved by the State Board of Workforce Education and
21 Career Opportunities in order to expand the vocational education and training
22 opportunities to area citizens in need of adult educational training or
23 retraining due to changing technology.

24 The provisions of this section shall be in effect only from July 1, ~~2001~~
25 2003 through June 30, ~~2003~~ 2005.

26
27 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL
29 JTPA VOCATIONAL EDUCATION. No employee of the Department of Workforce
30 Education, who is employed as "extra help" by the Dislocated Workers Program
31 may receive an amount to exceed eighty-five percent (85%) of the maximum
32 annual salary for a comparable position as authorized under Arkansas Code 21-
33 5-201 et. seq. during any fiscal year, nor shall such employee be employed
34 for a period of time to exceed fourteen ~~eighteen~~ hundred (1400) ~~(1800)~~ hours
35 in any single fiscal year.

36 The provisions of this section shall be in effect only from ~~July 1, 2001~~

1 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

2
3 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

5 ADDITIONAL TEACHING LOAD. Instructional staff in a postsecondary Technical
6 Institute/Vocational Technical School as authorized for the various technical
7 institutes may be paid up to ~~thirty five dollars (\$35)~~ forty five dollars
8 (\$45) per clock hour for the fiscal year ending June 30, ~~2002~~ 2004 and up to
9 ~~forty dollars (\$40)~~ fifty dollars (\$50) per clock hour for the fiscal year
10 ending June 30, ~~2003~~ 2005, for non-credit teaching assignments; or, up to
11 ~~four hundred dollars (\$400)~~ five hundred dollars (\$500) per semester hour for
12 the fiscal year ending June 30, ~~2002~~ 2004, and up to ~~four hundred seventy-~~
13 ~~five dollars (\$475)~~ five hundred fifty dollars (\$550) per semester hour for
14 the fiscal year ending June 30, ~~2003~~ 2005, for teaching courses beyond the
15 defined teaching load; and the employee's maximum allowable salary may be
16 exceeded by such amount; provided, however, that such additional teaching
17 load may not exceed one hundred fifty (150) clock hours or nine (9) semester
18 credit hours per school year. Further, the provisions of this section shall
19 only apply to credit and noncredit courses that are funded by Private
20 Industry.

21 The provisions of this section shall be in effect only from July 1, ~~2001~~
22 2003 through June 30, ~~2003~~ 2005.

23
24 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
26 OF FUNDS. Transfer of funds between various established federal accounts for
27 educational programs financed by either or both State and Federal funds for
28 the purpose of clearing audit exceptions, adjustments in matching
29 requirements, or to provide initial program financing or existing program
30 financing pending availability of funds from the Federal Government, or for
31 the purpose of prorating direct or indirect costs are hereby authorized after
32 obtaining the approval of the Chief Fiscal Officer of the State and after
33 seeking prior review by the Arkansas Legislative Council or Joint Budget
34 Committee.

35 The provisions of this section shall be in effect only from ~~July 1, 2001~~
36 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORK FORCE 2000 DISTRIBUTION. After the amounts to be made available to the various technical institutes or comprehensive lifelong learning centers have been determined as set out in Arkansas Code 26-51-205(d)(2), such documents as may be necessary shall be processed so that funds may be transferred from the Work Force 2000 Development Fund to the State Treasury fund or fund account from which the technical institute or comprehensive lifelong learning center draws its general revenue support. Such funds as may be transferred shall not exceed 25.55% of the total funds available from the Work Force 2000 Development Fund during each fiscal year of the biennial period ending ~~June 30, 2003~~ June 30, 2005.

In the event that a technical college, community college or educational institution which receives support from the Work Force 2000 Development Fund as determined by law transfers from the Arkansas Technical College and Community College System for which Work Force 2000 Development Fund monies are determined by law, then the actual amount of support from the Work Force 2000 Development Fund in the preceding fiscal year for such educational institution shall be made available irrespective of any other provision of law which sets out maximum levels of support from such fund.

The provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA HELP RESTRICTION. No employee in a Vocational Technical Institution of the Department of Workforce Education, who is employed as "Extra Help" may receive an amount to exceed eighty-five percent (85%) of the maximum annual salary for a comparable position as authorized under Arkansas Code 21-5-201 et seq. during any fiscal year, nor shall such employee be employed for a period of time to exceed ~~eighteen hundred (1800)~~ fourteen hundred (1400) hours in any single fiscal year.

The provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

1 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
3 TECHNICIAN POSITIONS. The positions of Vo-Tech Technician II and of Vo-Tech
4 Technician I, as authorized to the various technical institutes may be
5 utilized only in the event that high technology programs are approved by the
6 State Board of Workforce Education and Career Opportunities which require
7 instructors who cannot be employed at the rates of pay approved for other
8 vocational technical instructors. Such positions shall be restricted to use
9 in high technology or critical skills area programs as defined by rules and
10 regulations promulgated by the State Board.

11 The provisions of this section shall be in effect only from ~~July 1, 2001~~
12 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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14 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PERSONNEL
16 TRANSFER PROVISION. Any positions with supporting appropriation as
17 authorized in Section 1 of this Act may be transferred to a technical
18 institute as needed. Any positions with supporting appropriation as
19 authorized in the various acts of the Technical Institutes may be transferred
20 to the Department of Workforce Education as needed. Provided, however, the
21 maximum amount of positions or appropriations transferred shall be limited to
22 ten percent (10%) of the total number of authorized positions and supporting
23 appropriation for any one vocational-technical institution. The transfer of
24 any position and supporting appropriation must be requested by the Director,
25 Department of Workforce Education, and any such transfer will require prior
26 approval of the Governor and the Chief Fiscal Officer of the State. In no
27 event shall this language be used to increase the Central Office
28 Administration, unless the Governor determines that sufficient savings are to
29 be effected in overall administration of the vocational programs of the State
30 of Arkansas to justify said transfer.

31 The provisions of this section shall be in effect only from ~~July 1, 2001~~
32 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

33
34 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADULT
36 EDUCATION DISTRIBUTION. All funds that become available for Adult Education

1 shall first be distributed to those administrative units determined to be
 2 operating efficient and effective adult education programs, under criteria
 3 established by the State Board of Workforce Education and Career
 4 Opportunities ~~and shall be at the same level as expended by each unit in the~~
 5 ~~base level year (hereafter referred to as base funding).~~ The criteria shall
 6 include the relative efficiency of administration of the program in the
 7 counties served and achievement of federal performance indicators. The State
 8 Board of Workforce Education and Career Opportunities shall promulgate rules
 9 and regulation for the distribution of funds in accordance with criteria to
 10 be determined by the Board. In the distribution of funds to local units the
 11 Board shall consider the literacy rate in each county and performance in
 12 meeting state and federal performance indicators. For the purposes of this
 13 Section, the term "literacy rate" shall be determined by the number of adults
 14 completing less than the twelfth grade as reported by the most recent
 15 decennial federal census. ~~Except for special projects, 50% of the remaining~~
 16 ~~monies shall be distributed based upon the literacy rate per county and 50%~~
 17 ~~shall be distributed on the basis of the performance outcomes for the~~
 18 ~~previous year, as established by the State Board of Workforce Education and~~
 19 ~~Career Opportunities. Of the funds distributed based on literacy rate, no~~
 20 ~~administrative unit shall receive funds for any county served above that~~
 21 ~~county's literacy rate cap except for base funds received by efficient and~~
 22 ~~effective units. Local administrative costs shall not exceed 10% of the total~~
 23 ~~allocation.~~ Unallocated funds will be redistributed based upon need as
 24 determined by the State Board of Workforce Education and Career
 25 Opportunities. ~~Further, the State Board of Workforce Education and Career~~
 26 ~~Opportunities shall give first consideration and priority in the distribution~~
 27 ~~of monies set aside for special projects to counties receiving less funding~~
 28 ~~by the formula.~~

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 30 The provisions of this section shall be in effect only from July 1, 2003
 31 through June 30, 2005.

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 33 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SALARY
 35 ADJUSTMENT. In the event that any postsecondary vocational institution
 36 merges with a contiguous community college, the director of the vocational

1 institute shall become eligible for a \$10,000 increase in annual salary and
2 the assistant director shall become eligible for a \$5,000 increase in annual
3 salary following such a merger.

4 The provisions of this section shall be in effect only from ~~July 1, 2001~~
5 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

6
7 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
9 APPROPRIATIONS CARRYOVER PROVISION. An appropriation received by the various
10 technical institutes or comprehensive lifelong learning centers to support
11 funds received from the Workforce 2000 Development Fund and which remains at
12 the end of any fiscal year shall carry forward into the next fiscal year.

13 The provisions of this section shall be in effect only from ~~July 1, 2001~~
14 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

15
16 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
18 OF FUNDS. The Chief Fiscal Officer of the State shall establish, upon request
19 from the Department of Workforce Education, a special appropriation line item
20 to be used in the acquisition of promotional items. When the Department of
21 Workforce Education wishes to transfer monies from its operating expenses
22 appropriation to the Promotional Items line, the State Board of Workforce
23 Education and Career Opportunities shall approve the request and forward it
24 after receiving prior review and approval by the Arkansas Legislative Council
25 or Joint Budget Committee, to the Chief Fiscal Officer of the State for
26 processing.

27 Determining the maximum number of employees and the maximum amount of
28 appropriation and general revenue funding for a state agency each fiscal year
29 is the prerogative of the General Assembly. This is usually accomplished by
30 delineating such maximums in the appropriation act(s) for a state agency and
31 the general revenue allocations authorized for each fund and fund account by
32 amendment to the Revenue Stabilization law. Further, the General Assembly
33 has determined that the Department of Workforce Education may operate more
34 efficiently if some flexibility is provided to the Department of Workforce
35 Education authorizing broad powers under this Section. Therefore, it is both
36 necessary and appropriate that the General Assembly maintain oversight by

1 requiring prior approval of the Legislative Council or Joint Budget Committee
2 as provided by this section. The requirement of approval by the Legislative
3 Council or Joint Budget Committee is not a severable part of this section.
4 If the requirement of approval by the Legislative Council or Joint Budget
5 Committee is ruled unconstitutional by a court of competent jurisdiction,
6 this entire section is void.

7
8 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

10 VOCATIONAL START-UP. Funds received by the Department of Workforce Education
11 for Vocational Start-Up may be allocated in a manner consistent with the
12 rules and regulations established to enhance and/or upgrade equipment in
13 existing vocational educational programs after receiving prior approval by
14 the Arkansas Legislative Council or Joint Budget Committee.

15 Determining the maximum number of employees and the maximum amount of
16 appropriation and general revenue funding for a state agency each fiscal year
17 is the prerogative of the General Assembly. This is usually accomplished by
18 delineating such maximums in the appropriation act(s) for a state agency and
19 the general revenue allocations authorized for each fund and fund account by
20 amendment to the Revenue Stabilization law. Further, the General Assembly
21 has determined that the Department of Workforce Education may operate more
22 efficiently if some flexibility is provided to the Department of Workforce
23 Education authorizing broad powers under this Section. Therefore, it is both
24 necessary and appropriate that the General Assembly maintain oversight by
25 requiring prior approval of the Legislative Council or Joint Budget Committee
26 as provided by this section. The requirement of approval by the Legislative
27 Council or Joint Budget Committee is not a severable part of this section.
28 If the requirement of approval by the Legislative Council or Joint Budget
29 Committee is ruled unconstitutional by a court of competent jurisdiction,
30 this entire section is void.

31 The provisions of this section shall be in effect only from ~~July 1, 2001~~
32 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

33
34 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION
36 FUNDING RESTRICTION. One position of Surplus Property Inventory Control

1 Manager, two positions of Surplus Property Agent, and one position of
2 Secretary II authorized in this Act that are assigned to the Federal Surplus
3 Property Program are to be paid solely from fees generated by the program.

4 The provisions of this section shall be in effect only from July 1, 2003
5 through June 30, 2005.

6
7 SECTION 40. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
8 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. VOCATIONAL
9 TECHNICAL RETIREMENT CASH FUND. (A) For all appropriations as provided in
10 this Act, the agency disbursing officer shall monitor the level of fund
11 balances in relation to expenditures on a monthly basis. If any proposed
12 expenditures would cause the Vocational Technical Retirement Cash Fund to
13 decline below Eighty One Thousand Five Hundred Thirty Dollars (\$81,530) a
14 fund balance to decline to less than fifty percent (50%) of the balance
15 available on July 1, 2001, the disbursing officer shall immediately notify
16 the executive head of the agency. Prior to any obligations being made under
17 these circumstances, the agency head shall file written documentation with
18 the Chief Fiscal Officer of the State requesting approval of the
19 expenditures. Such documentation shall provide sufficient financial data to
20 justify the expenditures and shall include the following:

- 21 1) a plan that clearly indicates the specific fiscal impact of such
22 expenditures on the fund balance.
23 2) information clearly indicating and explaining what programs would be cut
24 or any other measures to be taken by the agency to restore the fund balance.
25 3) the extent to which any of the planned expenditures are for one-time costs
26 or one-time purchase of capitalized items.
27 4) a statement certifying that the expenditure of fund balances will not
28 jeopardize the financial health of the agency, nor result in a permanent
29 depletion of the fund balance.

30 (B) The Chief Fiscal Officer of the State shall review the request and
31 approve or disapprove all or any part of the request, after having sought
32 prior review by the Legislative Council.

33 The provisions of this section shall be in effect only from July 1, 2003
34 through June 30, 2005.

35
36 SECTION 41. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

1 by this act shall be limited to the appropriation for such agency and funds
2 made available by law for the support of such appropriations; and the
3 restrictions of the State Purchasing Law, the General Accounting and
4 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
5 Procedures and Restrictions Act, or their successors, and other fiscal
6 control laws of this State, where applicable, and regulations promulgated by
7 the Department of Finance and Administration, as authorized by law, shall be
8 strictly complied with in disbursement of said funds.

9
10 SECTION 42. LEGISLATIVE INTENT. It is the intent of the General Assembly
11 that any funds disbursed under the authority of the appropriations contained
12 in this act shall be in compliance with the stated reasons for which this act
13 was adopted, as evidenced by the Agency Requests, Executive Recommendations
14 and Legislative Recommendations contained in the budget manuals prepared by
15 the Department of Finance and Administration, letters, or summarized oral
16 testimony in the official minutes of the Arkansas Legislative Council or
17 Joint Budget Committee which relate to its passage and adoption.

18
19 SECTION 43. EMERGENCY CLAUSE. It is found and determined by the General
20 Assembly, that the Constitution of the State of Arkansas prohibits the
21 appropriation of funds for more than a two (2) year period; that the
22 effectiveness of this Act on July 1, 2003 is essential to the operation of
23 the agency for which the appropriations in this Act are provided, and that in
24 the event of an extension of the Regular Session, the delay in the effective
25 date of this Act beyond July 1, 2003 could work irreparable harm upon the
26 proper administration and provision of essential governmental programs.
27 Therefore, an emergency is hereby declared to exist and this Act being
28 necessary for the immediate preservation of the public peace, health and
29 safety shall be in full force and effect from and after July 1, 2003.

30
31 */s/ Joint Budget Committee*
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