

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 First Extraordinary Session, 2003
4

Call Item 3

A Bill

HOUSE BILL 1017

5 By: Joint Budget Committee
6

For An Act To Be Entitled

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

Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -
16 GRANTS & AIDS TO LOCAL SCHOOL DISTRICTS
17 APPROPRIATION FOR THE 2003-2005
18 BIENNIUM.
19
20
21

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

24 SECTION 1. APPROPRIATION. There is hereby appropriated, to the Department
25 of Education, to be payable from the Department of Education Public School
26 Fund Account, for grants and aids to local school districts and special
27 programs of the Department of Education for the biennial period ending June
28 30, 2005, the following:
29

ITEM	FISCAL YEARS	
	2003-2004	2004-2005
30 NO.		
31 (01) SMART START/SMART STEP PROMOTIONAL	\$ 50,000	\$ 50,000
32 (02) TECHNOLOGY GRANTS	2,187,575	2,187,575
33 (03) GRANTS TO SCHOOL DISTRICTS	47,000	47,000
34 (04) INTERVENTION BLOCK GRANTS	632,000	632,000
35 (05) BETTER CHANCE GRANTS	13,410,500	13,410,500
36		



05012003KCA1135.KCA729

1	(06)	SMART START/SMART STEP	11,570,071	12,263,248
2	(07)	LIMITED ENGLISH PROFICIENCY	5,102,900	5,613,190
3	(08)	AT RISK	1,500,000	1,500,000
4	(09)	SPECIAL EDUCATION - CATASTROPHIC	1,000,000	1,000,000
5	(10)	YOUTH SHELTERS	165,000	165,000
6	(11)	TECHNOLOGY IMPROVEMENTS	1,000,000	1,000,000
7	(12)	DISTRESSED SCHOOL DISTRICT SUPPORT	160,000	160,000
8	(13)	POVERTY INDEX	8,500,000	8,500,000
9	(14)	HOME SCHOOL TESTING	50,000	50,000
10	(15)	REVENUE LOSS FUNDING	4,000,000	4,000,000
11	(16)	GENERAL FACILITIES FUNDING	10,000,000	10,000,000
12	(17)	ISOLATED FUNDING	8,400,000	8,700,000
13	(18)	STUDENT GROWTH	22,120,000	23,000,000
14	(19)	ADDITIONAL BASE FUNDING	48,557,770	48,557,770
15	(20)	DEBT SERVICE FUNDING SUPPLEMENT	29,500,000	29,500,000
16	(21)	DEPARTMENT OF CORRECTION	4,027,675	4,037,222
17	(22)	RESIDENTIAL CENTERS/JUVENILE DETENTION	8,767,108	8,767,108
18	(23)	CONSOLIDATION INCENTIVE	2,000,000	3,000,000
19	(24)	INCENTIVE FUNDING	28,373,000	28,373,000
20	(25)	STATE EQUALIZATION FUNDING	1,548,305,000	1,595,570,000
21	(26)	COOPERATIVE ED TECH CENTERS OPERATIONS	750,000	750,000
22	(27)	TEACHER RETIREMENT MATCHING	3,356,000	3,515,000
23	(28)	NATIONAL BOARD OF PROF TEACHING		
24		STANDARDS	714,000	874,000
25	(29)	ADVANCED PLACEMENT INCENTIVE	575,000	575,000
26	(30)	SAFETY TRAINING	750,000	750,000
27	(31)	CRIMINAL BACKGROUND CHECKS	200,000	200,000
28	(32)	ARKANSAS EASTER SEALS	193,113	193,113
29	(33)	PUBLIC SCHOOL EMPLOYEES INSURANCE	1,106,500	1,203,500
30	(34)	SCHOOL FOOD SERVICES	1,650,000	1,650,000
31	(35)	SURPLUS COMMODITIES	630,000	630,000
32	(36)	WORKERS COMPENSATION	450,000	450,000
33	(37)	SCHOOL FOOD - LEGISLATIVE AUDIT	100,000	100,000
34	(38)	GIFTED & TALENTED	1,292,896	1,292,896
35	(39)	SCHOOL WORKER DEFENSE	390,000	390,000
36	(40)	ASSESSMENT/END OF LEVEL TESTING	7,918,481	8,042,258

1	(41)	SERIOUS OFFENDER PROGRAM	807,000	807,000
2	(42)	SPECIAL EDUCATION SERVICES	4,220,285	4,220,285
3	(43)	HUMAN DEVELOPMENT CENTERS ED AID	663,000	663,000
4	(44)	EDUCATION SERVICE COOPERATIVES	4,929,270	4,929,270
5	(45)	EARLY CHILDHOOD SPECIAL EDUCATION	6,298,454	6,298,454
6	(46)	DISTANCE LEARNING	1,000,000	1,000,000
7	(47)	TEACHER LICENSURE/MENTORING	7,799,000	8,299,000
8	(48)	NON-TRADITIONAL LICENSURE GRANTS	50,000	50,000
9	(49)	PYGMALION COMMISSION	40,000	40,000
10	(50)	ALTERNATIVE LEARNING	<u>3,000,000</u>	<u>3,000,000</u>
11		TOTAL AMOUNT APPROPRIATED	<u>\$1,808,333,598</u>	<u>\$1,860,031,389</u>

12

13 SECTION 2. REGULAR SALARIES - APSCN. There is hereby established for the
 14 Department of Education - Arkansas Public School Computer Network for the
 15 2003-2005 biennium, the following maximum number of regular employees whose
 16 salaries shall be governed by the provisions of the Uniform Classification
 17 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 18 and all laws amendatory thereto. Provided, however, that any position to
 19 which a specific maximum annual salary is set out herein in dollars, shall be
 20 exempt from the provisions of said Uniform Classification and Compensation
 21 Act. All persons occupying positions authorized herein are hereby governed
 22 by the provisions of the Regular Salaries Procedures and Restrictions Act
 23 (Arkansas Code §21-5-101), or its successor.

24

25			Maximum Annual
26			Salary Rate
27	Item	Class	No. of Fiscal Years
28	No.	Code Title	Employees 2003-2004 2004-2005
29	(1)	027Z ED ASSOC DIRECTOR APSCN	1 GRADE 26
30	(2)	827Z DP CENTER MANAGER	1 GRADE 26
31	(3)	903Z TECHNICAL ASSISTANCE MANAGER	2 GRADE 24
32	(4)	D064 SR SYSTEMS PROGRAMMER	1 GRADE 24
33	(5)	028Z ED APSCN COOR/INTERNAL OPS	1 GRADE 23
34	(6)	D124 LEAD PROGRAMMER/ANALYST	2 GRADE 22
35	(7)	D123 APPLICATIONS & SYSTEMS ANALYST	1 GRADE 21
36	(8)	R290 PUBLIC SCHOOL PROGRAM ADVISOR	20 GRADE 21

1	(9)	E114	STAFF DEVELOPMENT COORDINATOR	4	GRADE 20
2	(10)	R266	MANAGEMENT PROJECT ANALYST II	2	GRADE 20
3	(11)	A110	ACCOUNTANT II	1	GRADE 19
4	(12)	E072	TRAINING INSTRUCTOR	4	GRADE 18
5	(13)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18
6	(14)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17
7	(15)	K155	SECRETARY I	<u>1</u>	GRADE 11
8			MAX. NO. OF EMPLOYEES	43	

9

10 SECTION 3. APPROPRIATION - APSCN. There is hereby appropriated, to the
 11 Department of Education, to be payable from the Department of Education
 12 Public School Fund Account, for personal services and operating expenses of
 13 the Department of Education - Arkansas Public School Computer Network for the
 14 biennial period ending June 30, 2005, the following:

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
18	(01) REGULAR SALARIES	\$ 1,725,052	\$ 1,771,629
19	(02) PERSONAL SERV MATCH	484,487	493,667
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	1,277,495	1,277,495
22	(B) CONF. & TRAVEL	5,250	5,250
23	(C) PROF. FEES	0	0
24	(D) CAP. OUTLAY	0	0
25	(E) DATA PROC.	<u>4,701,424</u>	<u>4,701,424</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,193,708</u>	<u>\$ 8,249,465</u>

27

28 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MATH &
 30 SCIENCE SCHOOL FUND TRANSFER. Any funds which remain in the Department of
 31 Education Public School Fund Account or the Public School Fund for the
 32 Department of Education - Arkansas School for Mathematics and Sciences at the
 33 end of a fiscal year shall be transferred by the Chief Fiscal Officer of the
 34 State to the General Improvement Fund or its successor fund or fund accounts,
 35 there to be used exclusively to provide additional funding for appropriations
 36 for the Department of Education - Arkansas School for Mathematics and

1 Sciences which are made payable from the General Improvement Fund or its
 2 successor fund or fund accounts.

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

5
 6 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS TO
 8 SCHOOL DISTRICTS. For the purposes of distributing the Grants To School
 9 Districts appropriation in Section 1 of this Act, "school district" means a
 10 school district which contracts with a school district in an adjoining state
 11 for the education of some of the pupils within the Arkansas school district
 12 because the portion of the school district wherein such pupils live is
 13 completely separated from the remainder of the school district by a reservoir
 14 covering at least 12,000 acres at normal water level, and where to attend
 15 school in their own district, the pupils of said portion would be required to
 16 travel or to be transported a distance (measured by the nearest highway or
 17 road route) of more than 35 miles round trip and pass through another school
 18 district or districts. The Department of Education shall distribute the
 19 monies appropriated for Grants to School Districts in Section 1 of this Act
 20 to such school districts as reimbursement for expenses incurred in educating
 21 the pupils residing in the separated portion of the school district. Such
 22 school districts shall file a request for reimbursement with the Department
 23 of Education and provide the Department of Education with such documentation
 24 as is deemed necessary.

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

27
 28 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
 30 EDUCATION SERVICES. The funds appropriated in the line item "Special
 31 Education Services" in Section 1 of this Act shall be used to provide
 32 extended year summer programs for handicapped students in need of such
 33 services, to provide special education services to foster children who are
 34 wards of the State, and to provide funds for the payment of salaries of
 35 special education supervisors. The Department of Education shall distribute
 36 such funds in the manner necessary to carry out the intent of this Section.

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

3
 4 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

6 RETIREMENT MATCHING. Beginning with the 1996-97 school year, Local School
 7 Districts shall pay the teacher retirement employer contribution rate for any
 8 eligible employee in accordance with rules and regulations established by the
 9 Teacher Retirement Board of Directors. The appropriation contained herein for
 10 Teacher Retirement Matching each fiscal year shall be used to provide the
 11 employer matching for employees of the Cooperative Education Services Areas,
 12 Vocational Centers, ~~Model Vocational—Technical Education Resource Center,~~
 13 Arkansas Easter Seals and the school operated by the Department of
 14 Correction.

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

17
 18 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HEALTH
 20 INSURANCE. Beginning with the 1996-97 school year, Local School Districts
 21 shall pay no less than the health insurance contribution rate established by
 22 ~~the State Board of Education~~ Arkansas Code 6-17-1117 for each eligible
 23 employee electing to participate in the Public School Employee Health
 24 Insurance Program. The appropriation contained herein for Public School
 25 Employee Insurance each fiscal year shall be used to provide the state
 26 contribution for insurance premiums for employees of the Cooperative
 27 Education Services Areas, Vocational Centers, ~~Model Vocational—Technical~~
 28 ~~Education Resource Center~~ and the school operated by the Department of
 29 Correction who participate in the Arkansas Public School Life and Health
 30 Insurance Program.

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 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PULASKI
 36 COUNTY DESEGREGATION. (A) For the fiscal year ending ~~June 30, 2002~~ June 30,

1 2004, the Department of Education shall from time to time as needed, certify
 2 to the State Treasurer and the Chief Fiscal Officer of the State, the amount
 3 of funds disbursed for desegregation expenses under the "Pulaski County
 4 School Desegregation Settlement Agreement." Upon the receipt of such
 5 certification, the State Treasurer, after making those deductions as set out
 6 in Arkansas Code 19-5-202(b)(2)(B), shall also deduct up to, but not to
 7 exceed in total for fiscal year ~~2001-2002~~ 2003-04 the sum of \$32,800,000 from
 8 the net general revenues and transfer this amount to the Department of
 9 Education Public School Fund Account.

10 (B) For the fiscal year ending ~~June 30, 2003~~ June 30, 2005, the Department of
 11 Education shall from time to time as needed, certify to the State Treasurer
 12 and the Chief Fiscal Officer of the State, the amount of funds disbursed for
 13 desegregation expenses under the "Pulaski County School Desegregation
 14 Settlement Agreement." Upon the receipt of such certification, the State
 15 Treasurer, after making those deductions as set out in Arkansas Code 19-5-
 16 202(b)(2)(B), shall also deduct up to, but not to exceed in total for fiscal
 17 year ~~2002-2003~~ 2004-05 the sum of \$32,800,000 from the net general revenues
 18 and transfer this amount to the Department of Education Public School Fund
 19 Account.

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

22
 23 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 25 CONSOLIDATION INCENTIVE. The appropriation contained herein for Consolidation
 26 Incentive shall be allocated in accordance with rules and regulations
 27 established by the State Board of Education.

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

30
 31 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 33 RESIDENTIAL CENTERS/JUVENILE DETENTION. The funds appropriated herein for
 34 Residential Centers/Juvenile Detention shall be allocated in accordance with
 35 rules and regulations established by the State Board of Education.

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 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 5 AUTHORITY. The Director of the Department of Education, with the approval of
 6 the Chief Fiscal Officer and after approval by the Arkansas Legislative
 7 Council or Joint Budget Committee, is hereby authorized to request necessary
 8 appropriation transfers and any other budget related adjustments necessary.
 9 Determining the maximum number of employees and the maximum amount of
 10 appropriation and general revenue funding for a state agency each fiscal year
 11 is the prerogative of the General Assembly. This is usually accomplished by
 12 delineating such maximums in the appropriation act(s) for a state agency and
 13 the general revenue allocations authorized for each fund and fund account by
 14 amendment to the Revenue Stabilization law. Further, the General Assembly
 15 has determined that the Department of Education may operate more efficiently
 16 if some flexibility is provided to the Director of the Department of
 17 Education authorizing broad powers under the Transfer Authority provision
 18 herein. Therefore, it is both necessary and appropriate that the General
 19 Assembly maintain oversight by requiring prior approval of the Legislative
 20 Council or Joint Budget Committee as provided by this section. The
 21 requirement of approval by the Legislative Council or Joint Budget Committee
 22 is not a severable part of this section. If the requirement of approval by
 23 the Legislative Council or Joint Budget Committee is ruled unconstitutional
 24 by a court jurisdiction, this entire section is void.

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

27
 28 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORKERS'
 30 COMPENSATION PURCHASE. The appropriation and funds authorized herein for
 31 Purchase of Workers' Compensation Coverage by School Districts and Education
 32 Service Cooperatives shall be distributed proportionally by the Department of
 33 Education to each of the various school districts based on each school
 34 district's average daily membership (ADM) the previous year and to each of
 35 the state's education service cooperatives in an amount equal to 50% of the
 36 amount each cooperative expended for that purpose the previous year.

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

3
 4 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 6 ARKANSAS/STRIVE PROGRAM TRANSFER. The Chief Fiscal Officer of the State
 7 shall transfer on his books and those of the State Treasurer the sum of
 8 \$200,000 during each fiscal year, of the biennium from the Department of
 9 Education Public School Fund Account to the University of Arkansas at Little
 10 Rock Fund, specifically to provide funding for the Arkansas/STRIVE Program.
 11 The total amount of funds transferred each fiscal year pursuant to this
 12 section shall not be subject to any indirect costs by the University of
 13 Arkansas at Little Rock.

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.

16
 17 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AMENDMENT
 19 74 RULES AND REGULATIONS. Due to pending public school finance litigation,
 20 before any rules and regulations pursuant to the implementation of Amendment
 21 74 to the Arkansas Constitution are reviewed by the Administrative Rules and
 22 Regulations Committee of the Arkansas Legislative Council and adopted by the
 23 Department of Education, such proposed rules and regulations shall be
 24 reviewed by the Litigation Reports Oversight Committee of the Arkansas
 25 Legislative Council.

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

28
 29 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 31 ASSESSMENT/END OF LEVEL TESTING. Of the total amount appropriated for
 32 Assessment/End-of-Level Testing for each fiscal year of the ~~2001-2003~~ 2003-
 33 2005 biennium, up to \$500,000 may be authorized by the Director of the
 34 Department of Education to be used to provide staff development training for
 35 educational cooperatives, school districts, and for Department of Education
 36 staff on such content areas as test interpretation, goal setting, educational

1 plan development, curriculum development, instructional strategies, classroom
2 management and for evaluation procedures.

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

5

6 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AETN
8 DOCUMENTED QUIZ BOWL COSTS. Of the total amount of appropriation and funds
9 authorized herein to the Department of Education - for the Quiz Bowl each
10 fiscal year, an amount not to exceed 40% each fiscal year may be made
11 available to the Department of Education - Educational Television Division
12 for its documented costs associated with the Quiz Bowl.

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 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. OPEN
18 ENROLLMENT CHARTER SCHOOL EVALUATION. The Department of Education is hereby
19 authorized to utilize a portion of the appropriation and funds authorized
20 herein for Open Enrollment Charter Schools for costs associated with the
21 evaluation of Open Enrollment Charter Schools.

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

24

25 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
27 INTERVENTION BLOCK GRANTS FUNDING RESTRICTION. The Department of Education
28 shall make available from the Intervention Block Grants appropriation
29 authorized by this Act, one hundred thousand dollars (\$100,000) each fiscal
30 year for the annual expenses of the Quiz Bowl, thirteen thousand five hundred
31 dollars (\$13,500) each fiscal year for Odyssey of the Mind for grants up to
32 \$1,000 each for students and chaperones, thirteen thousand five hundred
33 dollars (\$13,500) each fiscal year for Destination Imagination, and five
34 thousand dollars (\$5,000) each fiscal year for the State History Day
35 Competition. The Department of Education shall allocate General Revenue
36 funding totaling no less than one hundred thirty two thousand dollars

1 (\$132,000) each fiscal year from the Department of Education Public School
 2 Fund Account to support the annual expenses of the Quiz Bowl, the Odyssey of
 3 the Mind for grants up to \$1,000 each for students and chaperones,
 4 Destination Imagination, and the State History Day Competition. The
 5 Department shall either expend or have committed for expenditure the monies
 6 allocated for the Quiz Bowl, Odyssey of the Mind, Destination Imagination,
 7 and the State History Day Competition as authorized herein in order to
 8 fulfill the provisions of this section.

9
 10 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EAST
 12 FUNDING PROVISION. Of the total amount appropriated for Technology Grants
 13 each fiscal year, an amount of not less than one million dollars (\$1,000,000)
 14 or eighteen percent (18%), whichever is greater each fiscal year, shall be
 15 awarded through a grant or professional services contract for EAST
 16 infrastructure personal services and operating expenses. The EAST
 17 infrastructure grant or contract for personal services and operating expenses
 18 shall be awarded to an entity that has personnel or experience, or both, in
 19 implementing the EAST Initiative.

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

22
 23 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 25 PRIORITIZATION OF FUNDING. The State Board of Education shall give first
 26 priority to allocating funding for those line-items contained in Section 1 of
 27 this Act that further the State's goal of maintaining equitable funding of
 28 students in the public schools of this State. Those line-items that further
 29 this goal shall be those line-items that contribute to the State meeting the
 30 Federal Range Ratio as it is described in 34 C.F.R. §§ 222.61, et seq.
 31 (1994).

32
 33 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXPLOR-
 35 NET FUNDING PROVISION. Of the total appropriation authorized by this Act for
 36 Technology Grants the Department of Education shall make available one

1 hundred eighty seven thousand five hundred seventy five dollars (\$187,575)
 2 each fiscal year for Explor-Net Program initiatives to teach students
 3 computer repair in a hands-on environment. The Department of Education shall
 4 allocate General Revenue funding totaling no less than one hundred eighty
 5 seven thousand five hundred seventy five dollars (\$187,575) each fiscal year
 6 from the Department of Education Public School Fund Account to support the
 7 Explor-Net Program. The Department shall either expend or have committed for
 8 expenditure the monies allocated for the Explor-Net Program in order to
 9 fulfill the provisions of this section.

10
 11 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
 13 LEADERSHIP ACADEMY - REDUCTION OF FUNDS RESTRICTION. Upon determination by
 14 the Department of Education that a reduction in the amount of available
 15 appropriation within the Department of Education Fund Account is required
 16 from the amount appropriated, the reduction in the available appropriation
 17 from the full amount appropriated for the Arkansas Leadership Academy shall
 18 be limited to the average percentage reduction in the other appropriations to
 19 the Department of Education from the Department of Education Fund Account.

20
 21 SECTION 24. Subsection (c) of Section 3 of uncodified Act 1288 of 1993,
 22 as amended, concerning the Pygmalion Commission is repealed:

23
 24 ~~(c) The commission shall expire on June 30, 2003, unless the commission~~
 25 ~~is continued by further act of the Arkansas General Assembly.~~

26
 27 SECTION 25. Arkansas Code Annotated 6-17-2104(j) of The Educator
 28 Compensation Act of 2001 is amended to read as follows:

29
 30 (j) The required salary increase for targeted educators ~~who are~~
 31 ~~prekindergarten teachers~~ shall only be required to be implemented if the
 32 local school district has received sufficient state funds as determined by
 33 the Department of Education ~~available to completely~~ implement the required
 34 salary increase or proportion thereof for the given fiscal year.

35
 36 SECTION 26. 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 27. 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 28. 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
 24 the General Assembly recognizes the important contribution to education made
 25 by the Pygmalion Commission on Nontraditional Education, and that recognizing
 26 and identifying how the educational system is failing a child early enough to
 27 provide meaningful intervention is necessary to improve the educational
 28 outcomes for at-risk students, and the Pygmalion Commission shall expire on
 29 June 30, 2003 unless the General Assembly continues the Commission by further
 30 act, and that Section 24 of this Act shall become effective immediately upon
 31 its passage and approval, and that the General Assembly further recognizes
 32 the financial hardships placed on school district resources if the required
 33 salary increase authorized by The Educator Compensation Act of 2001 is to
 34 continue, and that Section 25 of this Act shall become effective immediately
 35 upon its passage and approval due to the economic downturn of state revenues
 36 and insufficient resources to provide school districts with sufficient funds

1 to implement the required salary increase, and that in the event of an
2 extension of the Regular Session, the delay in the effective date of the
3 remaining sections of this Act beyond July 1, 2003, could work irreparable
4 harm upon the proper administration and provision of essential governmental
5 programs. Therefore, an emergency is declared to exist and this act being
6 immediately necessary for the preservation of the public peace, health, and
7 safety:

8 (1) Section 24 and Section 25 of this act shall become effective on:

9 (A) The date of its approval by the Governor;

10 (B) If the bill is neither approved nor vetoed by the Governor, the
11 expiration of the period of time during which the Governor may veto the bill;
12 or

13 (C) If the bill is vetoed by the Governor and the veto is
14 overridden, the date the last house overrides the veto; and

15 (2) All other sections of this act shall become effective on July 1,
16 2003.

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