

1 State of Arkansas
2 90th General Assembly
3 Third Extraordinary Session, 2016
4

A Bill

Call Item 4
SENATE BILL 16

5 By: Senator Caldwell
6 By: Representative Lowery
7

For An Act To Be Entitled

9 AN ACT TO TRANSFER CROWLEY'S RIDGE TECHNICAL
10 INSTITUTE TO EAST ARKANSAS COMMUNITY COLLEGE; TO
11 DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.
12
13

Subtitle

15 TO TRANSFER CROWLEY'S RIDGE TECHNICAL
16 INSTITUTE TO EAST ARKANSAS COMMUNITY
17 COLLEGE; AND TO DECLARE AN EMERGENCY.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. Arkansas Code Title 6, Chapter 51, is amended to add an
23 additional subchapter to read as follows:
24

Subchapter 11

Transfer of Crowley's Ridge Technical Institute to East Arkansas Community College

6-51-1101. Merger.

29
30 (a) On July 1, 2016, Crowley's Ridge Technical Institute is merged
31 with and into East Arkansas Community College.

32 (b) Except as provided in this subchapter, on July 1, 2016, all
33 statutory authority, powers, duties, functions, records, personnel, property,
34 unexpended balances of appropriations, allocations, or other funds, including
35 the functions of budgeting or purchasing, of Crowley's Ridge Technical
36 Institute are transferred to East Arkansas Community College.



1
2 6-51-1102. Board of directors and ex officio board of trustees.

3 On the effective date of this act, the Board of Directors of Crowley's
4 Ridge Technical Institute is abolished, and the Board of Directors of East
5 Arkansas Community College shall assume the powers and duties of the Board of
6 Directors of Crowley's Ridge Technical Institute.

7
8 6-51-1103. Purchasing.

9 (a) On and after July 1, 2016, purchases by East Arkansas Community
10 College may continue to be made under procedures that were applicable to East
11 Arkansas Community College or may be made under procedures that were
12 applicable to Crowley's Ridge Technical Institute.

13 (b) On and after July 1, 2016, flexibility in shop purchases, parts,
14 and house construction programs shall continue in the same manner authorized
15 for the original institutions.

16
17 6-51-1104. Transfer of assets, obligations, records, personnel,
18 property, unexpended balances, and legal authority.

19 (a) On July 1, 2016, all property and other rights, claims, and assets
20 of Crowley's Ridge Technical Institute are transferred to East Arkansas
21 Community College.

22 (b) On July 1, 2016, all obligations of Crowley's Ridge Technical
23 Institute are obligations of East Arkansas Community College.

24 (c)(1) Except as provided in subdivision (c)(2) of this section, on
25 July 1, 2016, all records, personnel, property, unexpended balances, and
26 legal authority are transferred from Crowley's Ridge Technical Institute to
27 East Arkansas Community College.

28 (2) The personnel transferred from Crowley's Ridge Technical
29 Institute to East Arkansas Community College shall comply with Section 3 of
30 this act.

31 (d) On and after July 1, 2016, all cash fund balances of Crowley's
32 Ridge Technical Institute transferred to East Arkansas Community College
33 shall be used for the operation, support, and improvement of occupational,
34 vocational, technical, and workforce development programs of East Arkansas
35 Community College.

36

1 6-51-1105. Funding from the Work Force 2000 Development Fund.

2 On and after July 1, 2016, funding from the Work Force 2000 Development
3 Fund, which would have been provided to Crowley's Ridge Technical Institute,
4 shall be provided to East Arkansas Community College to fund workforce
5 development, vocational, occupational, and training programs offered by East
6 Arkansas Community College.

7
8 6-51-1106. Funding from the Federal Adult Basic Education Fund.

9 On and after July 1, 2016, funding from the Federal Adult Basic
10 Education Fund, which would have been provided to Crowley's Ridge Technical
11 Institute, shall be provided to East Arkansas Community College.

12
13 SECTION 2. DO NOT CODIFY.

14 (a) The General Assembly finds that:

15 (1) Significant changes in the day-to-day operations of
16 Crowley's Ridge Technical Institute before July 1, 2016, may impede the
17 ability of the institution to merge seamlessly into East Arkansas Community
18 College; and

19 (2) Additional guidance and restrictions are necessary to assure
20 a smooth transition to the new institutional structure of East Arkansas
21 Community College created by this act.

22 (b) Except as provided in subsection (c) of this section, on and after
23 the effective date of this act and before July 1, 2016, Crowley's Ridge
24 Technical Institute shall not:

25 (1) Change its policies or procedures;

26 (2) Terminate an employee of Crowley's Ridge Technical
27 Institute;

28 (3) Transfer an employee of Crowley's Ridge Technical Institute
29 to a different position;

30 (4) Hire a new employee of Crowley's Ridge Technical Institute;

31 or

32 (5) Destroy, mutilate, or alter documents, records, or other
33 property maintained by Crowley's Ridge Technical Institute or its employees
34 unless the alteration is made in the normal course of business and the nature
35 of and reason for the alteration are recorded.

36 (c) If Crowley's Ridge Technical Institute determines that performance

1 of one (1) or more of the actions prohibited in subsection (b) of this
 2 section are necessary to appropriately perform the duties or functions of
 3 Crowley's Ridge Technical Institute:

4 (1) The Technical Institute Director or the Interim Technical
 5 Institute Director of Crowley's Ridge Technical Institute may request that
 6 the Board of Directors of East Arkansas Community College permit performance
 7 of the action; and

8 (2) The Board of Directors of East Arkansas Community College
 9 may grant or deny permission to perform the requested action.

10 (d) On and after the effective date of this act and before July 1,
 11 2016, Crowley's Ridge Technical Institute shall provide to the President of
 12 East Arkansas Community College or his or her designee any document, record,
 13 testimony, explanation, or other information maintained by Crowley's Ridge
 14 Technical Institute or its employees upon the request of the President of
 15 East Arkansas Community College or his or her designee.

16
 17 SECTION 3. Section 1 of Uncodified Act 155 of the Fiscal Session of
 18 2016 is amended to read as follows:

19 SECTION 1. REGULAR SALARIES. There is hereby established for the
 20 Crowley's Ridge Technical Institute for the 2016-2017 fiscal year, the
 21 following maximum number of regular employees.
 22
 23

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
28	(1) N150N	TECHNICAL INSTITUTE DIRECTOR	1	GRADE N902
29	(2) E009C	TECHNICAL INSTITUTE ASSIST DIRECTOR	3 1	GRADE C125
30	(3) E018C	SPECIALIZED TECHNICAL FACULTY	4 3	GRADE C122
31	(4) E022C	EDUCATION & INSTRUCTION MANAGER	1	GRADE C121
32	(5) E027C	CAREER & TECHNICAL FACULTY	3 231	GRADE C120
33	(6) G207C	FINANCIAL AID ANALYST	1	GRADE C115
34	(7) S033C	MAINTENANCE SUPERVISOR	1	GRADE C115
35	(8) A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
36	(9) A098C	FISCAL SUPPORT SPECIALIST	2	GRADE C112

1	(10)	S050C	MAINTENANCE SPECIALIST	1	GRADE C112
2	(11)	A097C	PAYROLL TECHNICIAN	1	GRADE C112
3	(12)	C073C	ADMINISTRATIVE SPECIALIST II	5	GRADE C109
4	(13)	S065C	MAINTENANCE ASSISTANT	<u>4</u>	GRADE C108
5			MAX. NO. OF EMPLOYEES	<u>5753</u>	

6
 7 SECTION 4. DO NOT CODIFY. (a)(1) On or before January 31, 2017,
 8 active employees of Crowley's Ridge Technical Institute on June 30, 2016, who
 9 become employees of East Arkansas Community College under this act shall have
 10 the right to make a one-time choice between:

11 (A) The health insurance plan adopted by the State and
 12 Public School Life and Health Insurance Board for state employees; or

13 (B) The East Arkansas Community College health insurance
 14 plan.

15 (2) On or before January 31, 2017, active employees of Crowley's
 16 Ridge Technical Institute on June 30, 2016, who become employees of East
 17 Arkansas Community College under this act shall have the right to make a one-
 18 time choice between:

19 (A) Remaining in his or her same retirement system under
 20 the same conditions then provided by law or as may later be provided by law;
 21 or

22 (B) The East Arkansas Community College retirement system
 23 plan.

24 (b) The Board of Directors of East Arkansas Community College
 25 shall promulgate rules establishing the procedure for employees to exercise
 26 benefit options under subsection (a) of this section.

27
 28 SECTION 5. DO NOT CODIFY. EFFECTIVE DATE. Section 3 of this act shall
 29 become effective on July 1, 2016.

30
 31 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
 32 Assembly of the State of Arkansas that Crowley's Ridge Technical Institute
 33 should be merged with East Arkansas Community College; that the merger will
 34 be best for the state, Crowley's Ridge Technical Institute, and East Arkansas
 35 Community College; that cooperation between Crowley's Ridge Technical
 36 Institute and East Arkansas Community College is necessary to effectuate the

1 merger; and that this act is immediately necessary to allow a smooth
2 transition at the beginning of the fiscal year. Therefore, an emergency is
3 declared to exist, and this act being immediately necessary for the
4 preservation of the public peace, health, and safety shall become effective
5 on:

6 (1) The date of its approval by the Governor;

7 (2) If the bill is neither approved nor vetoed by the Governor,
8 the expiration of the period of time during which the Governor may veto the
9 bill; or

10 (3) If the bill is vetoed by the Governor and the veto is
11 overridden, the date the last house overrides the veto.

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36