

1 State of Arkansas
2 93rd General Assembly
3 Fiscal Session, 2022

A Bill

SENATE BILL 64

4
5 By: Joint Budget Committee

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PUBLIC SCHOOL
9 FUND GRANTS FOR THE DEPARTMENT OF EDUCATION -
10 DIVISION OF ELEMENTARY AND SECONDARY EDUCATION -
11 PUBLIC SCHOOL FUND FOR THE FISCAL YEAR ENDING JUNE
12 30, 2023; AND FOR OTHER PURPOSES.

Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -
16 DIVISION OF ELEMENTARY AND SECONDARY
17 EDUCATION - PUBLIC SCHOOL FUND
18 APPROPRIATION FOR THE 2022-2023 FISCAL
19 YEAR.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

24
25 SECTION 1. APPROPRIATION - GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND
26 SPECIAL PROGRAMS. There is hereby appropriated, to the Department of
27 Education, to be payable from the Division of Elementary and Secondary
28 Education Public School Fund Account, for grants and aid to local school
29 districts and special programs of the Department of Education - Division of
30 Elementary and Secondary Education for the fiscal year ending June 30, 2023,
31 the following:

33 ITEM	FISCAL YEAR
34 NO.	2022-2023
35 (01) 98% URT ACTUAL COLLECTION ADJUSTMENT	34,500,000
36 (02) ADDITIONAL PUBLIC SCHOOL EMPLOYEE	



1	HEALTH INSURANCE	35,000,000
2	(03) ADVANCED PLACEMENT INCENTIVE	1,275,000
3	(04) ALTERNATIVE LEARNING	35,783,095
4	(05) ARKANSAS EASTER SEALS	193,113
5	(06) ASSESSMENT/END OF LEVEL TESTING	20,250,189
6	(07) AT RISK	1,688,530
7	(08) BETTER CHANCE PROGRAM	\$114,000,000
8	(09) BONDED DEBT ASSISTANCE	28,455,384
9	(10) COMPUTER SCIENCE INITIATIVE	3,500,000
10	(11) CONSOLIDATION INCENTIVE	5,981,400
11	(12) CONTENT STANDARDS	161,000
12	(13) CONTENTS STANDARDS CURRICULUM	
13	FRAMEWORKS	50,000
14	(14) COOP EDUCATION TECH CENTERS	1,200,000
15	(15) COORDINATED SCHOOL HEALTH	2,000,000
16	(16) DECLINING ENROLLMENT	13,963,389
17	(17) DEPT OF CORRECTION	8,702,425
18	(18) DISTANCE LEARNING	4,760,000
19	(19) DISTANCE LEARNING OPERATIONS	7,575,000
20	(20) EARLY CHILDHOOD SPECIAL EDUCATION	16,897,920
21	(21) ECONOMIC EDUCATION	400,000
22	(22) EDUCATION SERVICE COOPERATIVES	6,129,270
23	(23) EIDT SPECIAL EDUCATION SERVICES	6,000,000
24	(24) ENGLISH LANGUAGE LEARNERS	19,075,847
25	(25) ENHANCED STUDENT ACHIEVEMENT FUNDING	246,723,439
26	(26) ENHANCED TRANSPORTATION FUNDING	7,200,000
27	(27) ESA MATCHING GRANT PROGRAM	5,300,000
28	(28) GENERAL FACILITIES FUNDING	8,100,000
29	(29) GIFTED & TALENTED	1,485,381
30	(30) GRANTS TO SCHOOL DISTRICTS	67,856
31	(31) HUMAN DEVELOPMENT CENTER EDUCATION AID	526,150
32	(32) INTERVENTION BLOCK GRANTS	302,000
33	(33) ISOLATED FUNDING	7,896,000
34	(34) LEADERSHIP ACADEMY-MASTER PRINCIPAL	1,400,000
35	(35) MASTER PRINCIPAL BONUS	175,000
36	(36) NATIONAL BOARD OF PROF TEACHING	

1	STANDARDS	18,738,000
2	(37) NON-TRADITIONAL LICENSURE	50,000
3	(38) OE CHARTER FAC FUNDING AID PROGRAM	9,075,000
4	(39) POSITIVE YOUTH DEVELOPMENT GRANTS	5,000,000
5	(40) PROFESSIONAL DEVELOPMENT FUNDING	37,175,911
6	(41) PUBLIC SCHOOL EMPLOYEE INSURANCE	57,446,400
7	(42) R.I.S.E. ARKANSAS	970,000
8	(43) RESIDENTIAL CENTERS/JUVENILE DETENTION	16,345,087
9	(44) SCHOOL FACILITY JOINT USE SUPPORT	500,000
10	(45) SCHOOL FOOD SERVICES	1,650,000
11	(46) SCHOOL FOOD-LEGISLATIVE AUDIT	75,000
12	(47) SCHOOL FUNDING CONTINGENCY	25,000,000
13	(48) SCHOOL RECOGNITION	7,000,000
14	(49) SCHOOL WORKER DEFENSE	390,000
15	(50) SERIOUS OFFENDER	1,716,859
16	(51) SMART START/SMART STEP	10,666,303
17	(52) SPECIAL EDUCATION SERVICES	2,802,527
18	(53) SPECIAL EDUCATION-CATASTROPHIC	13,998,150
19	(54) SPECIAL NEEDS ISOLATED FUNDING	3,000,000
20	(55) STATE FOUNDATION FUNDING	2,206,861,456
21	(56) STUDENT GROWTH	37,690,144
22	(57) SUPPLEMENTAL MILLAGE	10,000,000
23	(58) SURPLUS COMMODITIES	1,125,065
24	(59) TEACHER LICENSING/MENTORING	6,065,758
25	(60) TEACHER OF THE YEAR	100,000
26	(61) TEACHER RECRUITMENT	2,100,000
27	(62) TEACHER RETIREMENT MATCHING	14,776,754
28	(63) TEACHER SALARY EQUALIZATION	25,000,000
29	(64) TECHNOLOGY GRANTS	3,602,678
30	(65) TECHNOLOGY IMPROVEMENTS	500,000
31	(66) WORKER'S COMPENSATION	450,000
32	(67) YOUTH SHELTERS	<u>165,000</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$3,166,753,480</u>

34

35 SECTION 2. REGULAR SALARIES - ARKANSAS PUBLIC SCHOOL COMPUTER NETWORK.

36 There is hereby established for the Department of Education - Division of

1 Elementary and Secondary Education - Arkansas Public School Computer Network
 2 for the 2022-2023 fiscal year, the following maximum number of regular
 3 employees.

Item	Class	Maximum	Maximum Annual
No.	Code Title	No. of	Salary Rate
		Employees	Fiscal Year
			2022-2023
9	(1) D105C ADE STATE NETWORK ENGINEER	1	GRADE IT09
10	(2) D104C ADE STATE SYSTEMS ADMINISTRATOR	1	GRADE IT08
11	(3) D007C INFORMATION SYSTEMS MANAGER	1	GRADE IT08
12	(4) D006C SOFTWARE ENGINEER LEAD	1	GRADE IT08
13	(5) D042C DATA WAREHOUSE SPECIALIST	1	GRADE IT06
14	(6) D037C ADE APSCN APPLICATIONS MANAGER	3	GRADE IT05
15	(7) D063C COMPUTER SUPPORT SPECIALIST	1	GRADE IT05
16	(8) D055C ADE APSCN FIELD ANALYST	25	GRADE IT04
17	(9) D079C COMPUTER SUPPORT TECHNICIAN	1	GRADE IT02
18	(10) N047N ADE APSCN DIRECTOR	1	GRADE GS15
19	(11) G012C ADE ASSISTANT TO DIRECTOR	3	GRADE GS12
20	(12) G050C ADE APSCN DIVISION MANAGER	3	GRADE GS10
21	(13) A089C ACCOUNTANT I	1	GRADE GS07
22	(14) C020C STUDENT APPLICATIONS SPECIALIST	4	GRADE GS06
23	(15) D077C HELP DESK SPECIALIST	2	GRADE GS05
24	(16) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
25	MAX. NO. OF EMPLOYEES	50	

27 SECTION 3. APPROPRIATION - ARKANSAS PUBLIC SCHOOL COMPUTER NETWORK.
 28 There is hereby appropriated, to the Department of Education, to be payable
 29 from the Division of Elementary and Secondary Education Public School Fund
 30 Account, for personal services and operating expenses of the Department of
 31 Education - Division of Elementary and Secondary Education - Arkansas Public
 32 School Computer Network for the fiscal year ending June 30, 2023, the
 33 following:

ITEM	FISCAL YEAR
NO.	2022-2023

1	(01) REGULAR SALARIES	\$2,786,181
2	(02) PERSONAL SERVICES MATCHING	909,985
3	(03) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	19,245,839
5	(B) CONF. & TRAVEL	7,250
6	(C) PROF. FEES	0
7	(D) CAP. OUTLAY	200,000
8	(E) DATA PROC.	0
9	(04) DATA ACCESS IMPLEMENTATION	<u>300,000</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$23,449,255</u></u>

11

12 SECTION 4. REGULAR SALARIES - OFFICE OF EDUCATION RENEWAL ZONES. There
 13 is hereby established for the Department of Education - Division of
 14 Elementary and Secondary Education - Office of Education Renewal Zones for
 15 the 2022-2023 fiscal year, the following maximum number of regular employees.

16

17			Maximum Annual
18		Maximum	Salary Rate
19	Item Class	No. of	Fiscal Year
20	<u>No. Code Title</u>	<u>Employees</u>	<u>2022-2023</u>
21	(1) E020C ADE OERZ TECHNICAL ASSIST SPECIALIST	3	GRADE GS08
22	(2) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
23	MAX. NO. OF EMPLOYEES	4	

24

25 SECTION 5. APPROPRIATION - OFFICE OF EDUCATION RENEWAL ZONES. There is
 26 hereby appropriated, to the Department of Education, to be payable from the
 27 Division of Elementary and Secondary Education Public School Fund Account,
 28 for personal services, operating expenses, and grants by the Department of
 29 Education - Division of Elementary and Secondary Education - Office of
 30 Education Renewal Zones for the fiscal year ending June 30, 2023, the
 31 following:

32

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2022-2023</u>
35	(01) REGULAR SALARIES	\$168,180
36	(02) PERSONAL SERVICES MATCHING	60,231

1	(03) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	25,000
3	(B) CONF. & TRAVEL	3,000
4	(C) PROF. FEES	0
5	(D) CAP. OUTLAY	0
6	(E) DATA PROC.	0
7	(04) EDUCATIONAL RENEWAL ZONE GRANTS	<u>1,101,150</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,357,561</u></u>

9

10 SECTION 6. APPROPRIATION - EDUCATOR COMPENSATION REFORM GRANTS AND AID.

11 There is hereby appropriated, to the Department of Education, to be payable
 12 from the Division of Elementary and Secondary Education Public School Fund
 13 Account, for grants and aid to provide additional funding to school districts
 14 currently below the statutory minimum teacher salary schedule by the
 15 Department of Education - Division of Elementary and Secondary Education -
 16 Educator Compensation Reform Grants and Aid for the fiscal year ending June
 17 30, 2023, the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2022-2023</u>
21	(01) EDUCATOR COMPENSATION REFORM PROGRAM	<u><u>\$60,000,000</u></u>

22

23 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. R.I.S.E.
 25 ARKANSAS - CARRY FORWARD. Any unexpended balance of monies allocated for
 26 R.I.S.E. Arkansas remaining on June 30, ~~2022~~ 2023, in the Division of
 27 Elementary and Secondary Education Public School Fund Account shall be
 28 designated and retained for the R.I.S.E. Arkansas. Any carry forward of
 29 unexpected balance of funding as authorized herein, may be carried forward
 30 under the following conditions:

31 (1) Prior to June 30, ~~2022~~ 2023 the Agency shall by written statement
 32 set forth its reason(s) for the need to carry forward said funding to the
 33 Department of Finance and Administration Office of Budget;

34 (2) The Department of Finance and Administration Office of Budget shall
 35 report to the Arkansas Legislative Council or Joint Budget Committee all
 36 amounts carried forward by the September Arkansas Legislative Council or

1 Joint Budget Committee meeting which report shall include the name of the
2 Agency, Board, Commission or Institution and the amount of the funding
3 carried forward, the program name or line item, the funding source of that
4 appropriation and a copy of the written request set forth in item (1) above;

5 (3) Each Agency, Board, Commission or Institution shall provide a
6 written report to the Arkansas Legislative Council or Joint Budget Committee
7 containing all information set forth in item (2) above, along with a written
8 statement as to the current status of the project, contract, purpose, etc.
9 for which the carry forward was originally requested no later than thirty
10 (30) days prior to the time the Agency, Board, Commission or Institution
11 presents its budget request to the Arkansas Legislative Council/Joint Budget
12 Committee; and

13 (4) Thereupon, the Department of Finance and Administration shall
14 include all information obtained in item (3) above in the budget manuals
15 and/or a statement of non-compliance by the Agency, Board, Commission or
16 Institution.

17 The provisions of this section shall be in effect only from July 1, ~~2021~~
18 2022 through June 30, ~~2022~~ 2023.

19
20 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
22 ALLOCATION. The appropriation for the Isolated Funding line item in the
23 Grants and Aid to Local School Districts and Special Programs section of this
24 Act may be fully funded. Any funding and appropriation for Isolated Funding
25 that is not utilized shall be transferred to the appropriation for Special
26 Needs Isolated Funding in the Grants and Aid to Local School Districts and
27 Special Programs section of this Act and shall be used there for fully
28 funding each subsection (c) through (f) of Arkansas Code § 6-20-604 on a pro
29 rata basis until the available funds are exhausted. Pro rata basis is defined
30 as providing each district qualifying for additional funding under
31 subsections (c) through (f) a proportionate share based on how each
32 district's additional funding amount bears to the total additional funding
33 amounts for all qualifying districts. If any funding and appropriation
34 remains after funding each subsection (c) through (f) of Arkansas Code § 6-
35 20-604 the remaining balance shall be used to fund the provisions of Arkansas
36 Code § 6-20-604 (h) on an equal basis until the available funds are

1 exhausted.

2 The provisions of this section shall be in effect only from July 1, ~~2021~~
3 2022 through June 30, ~~2022~~ 2023.

4

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

27 The provisions of this section shall be in effect only from July 1, ~~2021~~
28 2022 through June 30, ~~2022~~ 2023.

29

30 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
32 EDUCATION SERVICES. The funds appropriated in the line item "Special
33 Education Services" in the Grants and Aid to Local School Districts and
34 Special Programs section of this Act shall be used to provide extended year
35 summer programs for handicapped students in need of such services, to provide
36 special education services to foster children who are wards of the State, and

1 to provide funds for the payment of salaries of special education
2 supervisors. The Department of Education shall distribute such funds in the
3 manner necessary to carry out the intent of this Section.

4 The provisions of this section shall be in effect only from July 1, ~~2021~~
5 2022 through June 30, ~~2022~~ 2023.

6
7 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

9 CONSOLIDATION INCENTIVE. The appropriation contained herein for Consolidation
10 Incentive shall be allocated in accordance with rules and regulations
11 established by the State Board of Education.

12 The provisions of this section shall be in effect only from July 1, ~~2021~~
13 2022 through June 30, ~~2022~~ 2023.

14
15 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

17 RESIDENTIAL CENTERS/JUVENILE DETENTION. The funds appropriated herein for
18 Residential Centers/Juvenile Detention shall be allocated in accordance with
19 rules and regulations established by the State Board of Education.

20 The provisions of this section shall be in effect only from July 1, ~~2021~~
21 2022 through June 30, ~~2022~~ 2023.

22
23 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

25 AUTHORITY. The Secretary of the Department of Education, with the approval of
26 the Chief Fiscal Officer of the State and after approval by the Arkansas
27 Legislative Council or Joint Budget Committee, is hereby authorized to
28 request necessary appropriation transfers and any other budget related
29 adjustments necessary within the Department of Education - Division of
30 Elementary and Secondary Education. Provided, however, that the Department
31 of Education - Division of Elementary and Secondary Education shall be
32 limited to submitting no more than two transfer requests during any fiscal
33 year.

34 Determining the maximum number of employees and the maximum amount of
35 appropriation and general revenue funding for a state agency each fiscal year
36 is the prerogative of the General Assembly. This is usually accomplished by

1 delineating such maximums in the appropriation act(s) for a state agency and
2 the general revenue allocations authorized for each fund and fund account by
3 amendment to the Revenue Stabilization law. Further, the General Assembly
4 has determined that the Department of Education may operate more efficiently
5 if some flexibility is provided to the Secretary of the Department of
6 Education authorizing broad powers under the Transfer Authority provision
7 herein. Therefore, it is both necessary and appropriate that the General
8 Assembly maintain oversight by requiring prior approval of the Legislative
9 Council or Joint Budget Committee as provided by this section. The
10 requirement of approval by the Legislative Council or Joint Budget Committee
11 is not a severable part of this section. If the requirement of approval by
12 the Legislative Council or Joint Budget Committee is ruled unconstitutional
13 by a court jurisdiction, this entire section is void.

14 The provisions of this section shall be in effect only from July 1, ~~2021~~
15 2022 through June 30, ~~2022~~ 2023.

16
17 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AETN
19 DOCUMENTED QUIZ BOWL COSTS. Of the total amount of appropriation and funds
20 authorized herein to the Department of Education for the Quiz Bowl each
21 fiscal year, an amount not to exceed forty thousand dollars (\$40,000) each
22 fiscal year may be made available to the Department of Education -
23 Educational Television Division for its documented costs associated with the
24 Quiz Bowl.

25 The provisions of this section shall be in effect only from July 1, ~~2021~~
26 2022 through June 30, ~~2022~~ 2023.

27
28 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
30 RETIREMENT MATCHING. Beginning with the 1996-97 school year, Local School
31 Districts shall pay the teacher retirement employer contribution rate for any
32 eligible employee in accordance with rules and regulations established by the
33 Teacher Retirement Board of Directors. The appropriation contained herein for
34 Teacher Retirement Matching each fiscal year shall be used to provide the
35 employer matching for employees of the Cooperative Education Services Areas,
36 Vocational Centers, Arkansas Easter Seals and the school operated by the

1 Department of Correction.

2 The provisions of this section shall be in effect only from July 1, ~~2021~~
3 2022 through June 30, ~~2022~~ 2023.

4
5 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BETTER
7 CHANCE PROGRAM ADMINISTRATIVE FEES. The Department of Education is hereby
8 authorized to expend a maximum of two percent (2%) of available funds for
9 administration of the Better Chance Program. Up to 1.8% of available funds
10 shall be used to administer the program and to monitor program grantees to
11 ensure compliance with programmatic standards. Prior to the utilization of
12 the remaining 0.2% of available funds, the Department of Education shall seek
13 prior review and approval of the Arkansas Legislative Council or Joint Budget
14 Committee by providing a written request to include the following: a) the
15 Department's reason(s) for the use of the funds and b) the amount of funds
16 that will be expended. The Department may contract with the Division of
17 Elementary and Secondary Education to administer the program.

18 Determining the maximum number of employees and the maximum amount of
19 appropriation and general revenue funding for a state agency each fiscal year
20 is the prerogative of the General Assembly. This is usually accomplished by
21 delineating such maximums in the appropriation act(s) for a state agency and
22 the general revenue allocations authorized for each fund and fund account by
23 amendment to the Revenue Stabilization law. Therefore, it is both necessary
24 and appropriate that the General Assembly maintain oversight by requiring
25 prior approval of the Legislative Council or Joint Budget Committee as
26 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, ~~2021~~
32 2022 through June 30, ~~2022~~ 2023.

33
34 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AVERAGE
36 TEACHER SALARY. The Arkansas Department of Education is requested to

1 calculate Average Teacher Salary in the Department's Annual Statistical
2 Report to not include extra duty funds. Specifically, the Department is
3 requested to calculate the Average Teacher Salary amount using the National
4 Education Association definitions for Average Salary for Classroom Teachers.
5 The Arkansas Department of Education shall submit this data annually to the
6 National Education Association in accordance with that organization's
7 deadlines for submission for their report "Rankings and Estimates" which
8 includes state-by-state teacher salary comparisons.

9 The provisions of this section shall be in effect only from July 1, ~~2021~~
10 2022 through June 30, ~~2022~~ 2023.

11
12 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
14 FORWARD - ARKANSAS BETTER CHANCE. Any unexpended balance of monies allocated
15 for the Arkansas Better Chance for School Success Program remaining on June
16 30, ~~2022~~ 2023, in the Division of Elementary and Secondary Education Public
17 School Fund Account shall be designated and retained for the Arkansas Better
18 Chance for School Success Program.

19 Any carry forward of unexpended balance of funding as authorized herein,
20 may be carried forward under the following conditions:

21 (1) Prior to June 30, ~~2022~~ 2023 the Agency shall by written statement set
22 forth its reason(s) for the need to carry forward said funding to the
23 Department of Finance and Administration Office of Budget;

24 (2) The Department of Finance and Administration Office of Budget shall
25 report to the Arkansas Legislative Council or Joint Budget Committee all
26 amounts carried forward by the September Arkansas Legislative Council or
27 Joint Budget Committee meeting which report shall include the name of the
28 Agency, Board, Commission or Institution and the amount of the funding
29 carried forward, the program name or line item, the funding source of that
30 appropriation and a copy of the written request set forth in (1) above;

31 (3) Each Agency, Board, Commission or Institution shall provide a written
32 report to the Arkansas Legislative Council or Joint Budget Committee
33 containing all information set forth in item (2) above, along with a written
34 statement as to the current status of the project, contract, purpose etc. for
35 which the carry forward was originally requested no later than thirty (30)
36 days prior to the time the Agency, Board, Commission or Institution presents

1 its budget request to the Arkansas Legislative Council/Joint Budget
2 Committee; and

3 (4) Thereupon, the Department of Finance and Administration shall include
4 all information obtained in item (3) above in the budget manuals and/or a
5 statement of non-compliance by the Agency, Board, Commission or Institution.

6 The provisions of this section shall be in effect only from July 1, ~~2021~~
7 2022 through June 30, ~~2022~~ 2023.

8

9 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PUBLIC
11 SCHOOL RETIREE HEALTH INSURANCE. The Employee Benefits Division may use up to
12 eleven dollars and twenty cents (\$11.20) from each contribution made under
13 Arkansas Code §6-17-1117(a) to offset the cost of health insurance premiums
14 to eligible members electing to participate in the public school employees'
15 health insurance program as a retiree.

16 The provisions of this section shall be in effect only from July 1, ~~2021~~
17 2022 through June 30, ~~2022~~ 2023.

18

19 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

21 ARKANSAS/STRIVE PROGRAM TRANSFER. The Chief Fiscal Officer of the State
22 shall transfer on his books and those of the State Treasurer and the State
23 Auditor, the sum of two hundred thousand dollars (\$200,000) during each
24 fiscal year from the Division of Elementary and Secondary Education Public
25 School Fund Account to the University of Arkansas at Little Rock Fund,
26 specifically to provide funding for the Arkansas/STRIVE Program. The total
27 amount of funds transferred each fiscal year pursuant to this section shall
28 not be subject to any indirect costs by the University of Arkansas at Little
29 Rock.

30 The provisions of this section shall be in effect only from July 1, ~~2021~~
31 2022 through June 30, ~~2022~~ 2023.

32

33 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HEALTH
35 INSURANCE. The appropriation contained herein for Public School Employee
36 Insurance each fiscal year shall be used to provide the state contribution

1 for insurance premiums for employees of the Cooperative Education Services
2 Areas, Vocational Centers, and the school operated by the Department of
3 Correction who participate in the Arkansas Public School Life and Health
4 Insurance Program.

5 The provisions of this section shall be in effect only from July 1, ~~2021~~
6 2022 through June 30, ~~2022~~ 2023.

7
8 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

10 ALTERNATIVE LEARNING ENVIRONMENT. The Department of Education may provide
11 funding for Alternative Learning Environment Programs in excess of the
12 regulatory limitation of six (6) hours per day for those programs that
13 operate more than twelve hours per day, in a proportionate manner and upon
14 special request to the Department of Education.

15 The provisions of this section shall be in effect only from July 1, ~~2021~~
16 2022 through June 30, ~~2022~~ 2023.

17
18 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
20 FUND RESTRICTIONS. No state funds shall be used for abortion referral in
21 public schools, or for abortion services. Funds shall be expended in
22 accordance with Arkansas Code Annotated §6-18-703.

23 The provisions of this section shall be in effect only from July 1, ~~2021~~
24 2022 through June 30, ~~2022~~ 2023.

25
26 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

28 ADDITIONAL PUBLIC SCHOOL EMPLOYEE HEALTH INSURANCE FUNDING PROVISION.

29 Effective for the plan year beginning January 1, ~~2021~~ 2022, if ninety-eight
30 percent (98%) of the uniform rate of tax used in the calculation of State
31 Foundation Funding Aid for fiscal year ~~2021-2022~~ 2022-2023 exceeds nine
32 hundred twenty million seven hundred thirty-one thousand eight hundred
33 nineteen dollars (\$920,731,819), the Department of Education shall pay up to
34 fifteen million dollars (\$15,000,000) of the total increase over the nine
35 hundred twenty million seven hundred thirty-one thousand eight hundred
36 nineteen dollars (\$920,731,819) to the Employee Benefits Division in

1 additional health insurance contributions for eligible employees electing to
2 participate in the public school employees' health insurance program
3 administered by the State and Public School Life and Health Insurance Board.

4 The Department of Education shall make the contributions by transferring
5 funds to the division in quarterly installments. Funds provided by the
6 Department of Education to the division under this section shall be
7 administered by the board for the benefit of the employee participants of the
8 public school employees' health insurance program.

9 The provisions of this section shall be in effect only from July 1, ~~2021~~
10 2022 through June 30, ~~2022~~ 2023.

11
12 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
14 GOVERNOR'S SCHOOL FUNDING. The Department of Education shall allocate, budget
15 and commit for expenditure two hundred fifty thousand dollars (\$250,000), in
16 addition to funds already being provided for the Arkansas Governor's School,
17 to fund the appropriation authorized from general revenue for the Gifted and
18 Talented program as appropriated in the Grants and Aid to Local School
19 Districts and Special Programs section herein. With this additional funding
20 either the department shall increase the number of grants for AEGIS summer
21 enrichment programs, or the duration of the Arkansas Governor's School shall
22 be extended from four (4) weeks to six (6) weeks.

23 The provisions of this section shall be in effect only from July 1, ~~2021~~
24 2022 through June 30, ~~2022~~ 2023.

25
26 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EAST
28 FUNDING PROVISION. Of the total amount appropriated for Technology Grants
29 each fiscal year, an amount of not less than three million five thousand
30 dollars (\$3,005,000) or eighteen percent (18%), whichever is greater each
31 fiscal year, shall be awarded through a grant or professional services
32 contract for the EAST Initiative. Not less than one million dollars
33 (\$1,000,000) of the three million five thousand dollars (\$3,005,000) or
34 eighteen percent (18%) of the Technology Grants Line Item awarded to the EAST
35 Initiatives shall be used for EAST infrastructure and personnel growth for
36 the establishment of new programs. The remaining funding shall be used for

1 existing EAST infrastructure, personnel, and operating expenses of the EAST
2 Initiative. The EAST infrastructure grant or contract for personal services
3 and operating expenses shall be awarded to an entity that has personnel or
4 experience, or both, in implementing the EAST Initiative.

5 The provisions of this section shall be in effect only from July 1, ~~2021~~
6 2022 through June 30, ~~2022~~ 2023.

7
8 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

10 INTERVENTION BLOCK GRANTS FUNDING RESTRICTION. The Department of Education
11 shall make available from the Intervention Block Grants appropriation
12 authorized by this Act, one hundred thousand dollars (\$100,000) each fiscal
13 year for the annual expenses of the Quiz Bowl, thirteen thousand five hundred
14 dollars (\$13,500) each fiscal year for Creativity in Arkansas, Inc. for
15 grants up to \$1,000 each for students and chaperones, thirteen thousand five
16 hundred dollars (\$13,500) each fiscal year for Destination Imagination, one
17 hundred thousand dollars (\$100,000) each fiscal year for the State History
18 Day Competition, and seventy-five thousand dollars (\$75,000) each fiscal year
19 for a grant to the Arkansas Science Fair Association for grants to regional
20 and the state science fairs. The Department of Education shall allocate
21 General Revenue funding totaling no less than three hundred two thousand
22 dollars (\$302,000) each fiscal year from the Division of Elementary and
23 Secondary Education Public School Fund Account to support the annual expenses
24 of the Quiz Bowl, the Creativity in Arkansas, Inc. for grants up to \$1,000
25 each for students and chaperones, Destination Imagination, the State History
26 Day Competition, and the Arkansas Science Fair Association for grants to
27 regional and state science fairs. The Department shall either expend or have
28 committed for expenditure the monies allocated for the Quiz Bowl, Creativity
29 in Arkansas, Inc., Destination Imagination, the State History Day
30 Competition, and Arkansas Science Fair Association grants as authorized
31 herein in order to fulfill the provisions of this section.

32 The provisions of this section shall be in effect only from July 1, ~~2021~~
33 2022 through June 30, ~~2022~~ 2023.

34
35 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

1 PROFESSIONAL DEVELOPMENT.

2 (a) Of the total amount appropriated for Professional Development
3 Funding, three million five hundred thousand dollars (\$3,500,000) may be
4 authorized by the Commissioner of the Department of Education to be used by
5 the Department of Education to develop and implement statewide professional
6 development support systems for teachers that will benefit student
7 achievement.

8 (b)(1) The Department of Education shall annually report the following
9 information concerning the Arkansas Online Professional Development
10 Initiative under § 6-17-707:

- 11 (1) Annual expenditure information;
- 12 (2) Statistical information pertaining to users of the
13 initiative;
- 14 (3) Course offerings;
- 15 (4) Course hours completed; and
- 16 (5) Certificates awarded.

17 (2) The report under subsection (b)(1) of this section shall be
18 annually submitted by August 1 to the:

- 19 (1) Governor;
- 20 (2) Legislative Council or, if the General Assembly is
21 in session, the Joint Budget Committee;
- 22 (3) Senate Committee on Education;
- 23 (4) House Committee on Education; and
- 24 (5) Department of Finance and Administration.

25 (c) The provisions of this section shall be in effect only from July 1,
26 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

27
28 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NSL
30 MATCHING GRANT PROGRAM.

31 (a)(1) Of the appropriation and funding for the NSL MATCHING GRANT
32 PROGRAM Item in the Grants and Aid to Local School Districts and Special
33 Programs section of this Act, five million three hundred thousand dollars
34 (\$5,300,000) shall be set aside by the Department of Education and shall be
35 used for school district expenditures for evidence-based programs to improve
36 academic achievement of identified national school lunch students.

1 (2) These programs shall be limited to:

2 (A) Tutors as set out in § 6-20-2305(b)(4)(C)(i)(b)(4);

3 (B) Before-school academic programs and after-school academic
4 programs, including transportation to and from the programs
5 under § 6-20-2305(b)(4)(C)(i)(b)(2); and

6 (C) Prekindergarten programs under § 6-20-2305(b)(4)(C)(i)(b)(3).

7 (b)(1) Set aside funds authorized in subsection (a) of this section
8 shall be distributed to school districts on a dollar for dollar matching
9 basis of school district expenditures for programs under subsection (a) of
10 this section on a pro rata basis until the available funds are exhausted.

11 (2) As used in this subsection, "pro rata basis" means providing
12 each district qualifying for additional funding in a proportionate share
13 based on how each district's expenditure bears to the total of funding
14 provided in subsection (a) of this section for all qualifying districts as
15 determined by the Department of Education.

16 (c) If any funding remains after funding subsection (b) of this
17 section, that remaining balance shall be carried over to the following fiscal
18 year for the same purposes as provided in this section.

19 (d) The Department of Education shall adopt rules as necessary to
20 implement this section.

21 (e) The provisions of this section shall be in effect only from July 1,
22 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

23
24 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. R.I.S.E.
26 ARKANSAS. The appropriation for the R.I.S.E. Arkansas line item in the
27 Grants and Aid to Local School Districts and Special Programs section of this
28 Act shall be used for the coordination of a statewide reading campaign with
29 community partners, parents, and teachers to establish the importance of
30 reading in homes, schools, and communities.

31 The provisions of this section shall be in effect only from July 1,
32 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

33
34 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EDUCATOR
36 COMPENSATION REFORM SUB-FUND. Funds shall be kept separate from all other

1 monies in the Public School Fund and are to be utilized over a four-year
2 period, beginning July 1, 2019, to assist school districts in ensuring that
3 all educators in Arkansas public school districts receive a minimum annual
4 salary of \$36,000 by July 1, 2023. The Educator Compensation Reform Fund
5 shall not be considered part of a school district's net legal balance or net
6 legal balance revenues for the purpose of meeting the requirements on
7 limitation of fund balances pursuant to A.C.A. 6-20-2210. The Arkansas
8 Department of Education shall promulgate rules to administer this section.

9 The provisions of this section shall be in effect only from July 1,
10 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

11
12 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ENHANCED
14 STUDENT ACHIEVEMENT FUNDING NAME CHANGE. Any appropriation titled "ENHANCED
15 STUDENT ACHIEVEMENT FUNDING" or abbreviated as "ESA" as named by SB605 of
16 2019 may also be known as "NATIONAL SCHOOL LUNCH" funding or abbreviated as
17 "NSL" and shall be used for the same purposes as set out in law.

18 The provisions of this section shall be in effect only from July 1, ~~2021~~
19 2022 through June 30, ~~2022~~ 2023.

20
21 SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
22 authorized by this act shall be limited to the appropriation for such agency
23 and funds made available by law for the support of such appropriations; and
24 the restrictions of the State Procurement Law, the General Accounting and
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
26 Procedures and Restrictions Act, or their successors, and other fiscal
27 control laws of this State, where applicable, and regulations promulgated by
28 the Department of Finance and Administration, as authorized by law, shall be
29 strictly complied with in disbursement of said funds.

30
31 SECTION 34. LEGISLATIVE INTENT. It is the intent of the General
32 Assembly that any funds disbursed under the authority of the appropriations
33 contained in this act shall be in compliance with the stated reasons for
34 which this act was adopted, as evidenced by the Agency Requests, Executive
35 Recommendations and Legislative Recommendations contained in the budget
36 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

3
4 SECTION 35. EFFECTIVE DATE. This act is effective on and after July 1,
5 2022.

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