

Stricken language will be deleted and underlined language will be added.
Act 216 of the Fiscal Session

1 State of Arkansas
2 93rd General Assembly
3 Fiscal Session, 2022
4

As Engrossed: S3/2/22

A Bill

SENATE BILL 63

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
10 EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2023;
11 AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF EDUCATION
15 APPROPRIATION FOR THE 2022-2023 FISCAL
16 YEAR.
17
18
19

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

22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Education for the 2022-2023 fiscal year,
24 the following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2022-2023
30	(1)	SC004 SECRETARY OF EDUCATION	1	GRADE SE05
31	(2)	U089U DHE DEPUTY DIRECTOR	1	GRADE SE02
32	(3)	D011N ADE DIRECTOR OF INFORMATION SYSTEMS	1	GRADE SE01
33	(4)	N009N ASST COMMISSIONER FISCAL & ADMIN SVCS	1	GRADE SE01
34	(5)	E007N ADE DIRECTOR OF COMPUTER SCIENCE	1	GRADE IT09
35	(6)	D030C INFORMATION SYSTEMS COORDINATOR	3	GRADE IT07
36	(7)	D028C SENIOR SOFTWARE SUPPORT SPECIALIST	1	GRADE IT07



1	(8)	D038C SENIOR SOFTWARE SUPPORT ANALYST	2	GRADE IT06
2	(9)	D047C INFORMATION SYSTEMS BUSINESS ANALYST	1	GRADE IT05
3	(10)	D061C INFORMATION SYSTEMS COORDINATION SPEC	1	GRADE IT05
4	(11)	G001N ADE LITIGATION ATTORNEY	1	GRADE GS15
5	(12)	G281C ADE POLICY & SPECIAL PROJECTS DIRECTOR	1	GRADE GS15
6	(13)	N002N DHE SENIOR ASSOC DIRECTOR	2	GRADE GS15
7	(14)	N069N ADE SPECIAL ADVISOR	1	GRADE GS14
8	(15)	E001N ADE COORDINATOR SPECIAL PROGRAMS	1	GRADE GS13
9	(16)	G019C GENERAL COUNSEL	1	GRADE GS13
10	(17)	G012C ADE ASSISTANT TO DIRECTOR	3	GRADE GS12
11	(18)	G025C ATTORNEY SUPERVISOR	1	GRADE GS12
12	(19)	A027C ACCOUNTING OPERATIONS MANAGER	2	GRADE GS11
13	(20)	A031C ASSISTANT CONTROLLER	1	GRADE GS11
14	(21)	G047C ATTORNEY SPECIALIST	2	GRADE GS11
15	(22)	E006C PUBLIC SCHOOL PROGRAM MANAGER	1	GRADE GS11
16	(23)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
17	(24)	A052C ACCOUNTING COORDINATOR	1	GRADE GS09
18	(25)	G074C ADE COORD OF GOVERNMENTAL AFFAIRS	1	GRADE GS09
19	(26)	A032C ADE FINANCE PROGRAM COORDINATOR	1	GRADE GS09
20	(27)	A038C FISCAL SUPPORT MANAGER	4	GRADE GS09
21	(28)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
22	(29)	E019C PUBLIC SCHOOL PROGRAM ADVISOR	2	GRADE GS09
23	(30)	G093C OPERATIONS MANAGER	2	GRADE GS08
24	(31)	R014C PERSONNEL MANAGER	2	GRADE GS08
25	(32)	V007C PROCUREMENT COORDINATOR	1	GRADE GS08
26	(33)	A041C PROGRAM FISCAL MANAGER	1	GRADE GS08
27	(34)	R024C ASSISTANT PERSONNEL MANAGER	1	GRADE GS07
28	(35)	S008C CAMPUS MAINTENANCE SUPERVISOR	2	GRADE GS07
29	(36)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
30	(37)	P020C PRODUCTION ARTIST	1	GRADE GS07
31	(38)	S033C MAINTENANCE SUPERVISOR	1	GRADE GS06
32	(39)	A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
33	(40)	C056C ADMINISTRATIVE SPECIALIST III	2	GRADE GS04
34	(41)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
35	(42)	C046C LEGAL SUPPORT SPECIALIST	1	GRADE GS04
36	(43)	S046C MAINTENANCE TECHNICIAN	1	GRADE GS04

1	(44) C073C ADMINISTRATIVE SPECIALIST II	1	GRADE GS03
2	(45) D022N IT SENIOR PROJECT MANAGER	1	GRADE IT09
3	(46) D006C SOFTWARE ENGINEER LEAD	1	GRADE IT08
4	(47) E076C ADE CAREER EDUCATION DIVISION MANAGER	1	GRADE GS12
5	(48) N149N ADE COORD FISCAL DISTRESS	1	GRADE GS11
6	(49) E016C PUBLIC SCHOOL PROGRAM COORDINATOR	1	GRADE GS10
7	(50) E061C ACE PROGRAM COORDINATOR	1	GRADE GS10
8	(51) G073C ATTORNEY	1	GRADE GS10
9	(52) A082C ACCOUNTANT II	2	GRADE GS08
10	(53) A089C ACCOUNTANT I	1	GRADE GS07
11	(54) A075C FINANCIAL ANALYST I	1	GRADE GS07
12	(55) A090C PAYROLL SERVICES SPECIALIST	2	GRADE GS05
13	(56) A098C FISCAL SUPPORT SPECIALIST	<u>2</u>	GRADE GS04
14	MAX NO. OF EMPLOYEES	75	

15

16 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
 17 hereby appropriated, to the Department of Education, to be payable from the
 18 paying account as determined by the Chief Fiscal Officer of the State, for
 19 personal services and operating expenses of the Department of Education -
 20 Shared Services for the fiscal year ending June 30, 2023, the following:

21

22	ITEM	FISCAL YEAR
23	<u>NO.</u>	<u>2022-2023</u>
24	(01) REGULAR SALARIES	\$5,108,631
25	(02) PERSONAL SERVICES MATCHING	1,565,782
26	(03) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	100,000
28	(B) CONF. & TRAVEL	10,000
29	(C) PROF. FEES	0
30	(D) CAP. OUTLAY	0
31	(E) DATA PROC.	<u>0</u>
32	TOTAL AMOUNT APPROPRIATED	<u>\$6,784,413</u>

33

34 SECTION 3. REGULAR SALARIES. There is hereby established for the
 35 Department of Education - Division of Elementary and Secondary Education for
 36 the 2022-2023 fiscal year, the following maximum number of regular employees.

			Maximum	Maximum Annual
			No. of	Salary Rate
	Item Class		Employees	Fiscal Year
	No. Code Title			2022-2023
6	(1) U033U COMMISSIONER OF EDUCATION		1	GRADE SE05
7	(2) U027U DEPUTY COMMISSIONER OF EDUCATION		1	GRADE SE03
8	(3) N005N ADE ASST COMMISSIONER LEARNING SERVICES		1	GRADE SE01
9	(4) N006N ADE ASST COMMISSIONER PUB SCH ACCT		1	GRADE SE01
10	(5) N008N ASST COMMISSIONER RESEARCH & TECHNOLOGY		1	GRADE SE01
11	(6) N010N ASST COMMR EDUC EFFECTIVENESS		1	GRADE SE01
12	(7) L027C REGISTERED NURSE SUPERVISOR		1	GRADE MP02
13	(8) D104C ADE STATE SYSTEMS ADMINISTRATOR		4	GRADE IT08
14	(9) D030C INFORMATION SYSTEMS COORDINATOR		1	GRADE IT07
15	(10) D054C COMPUTER SUPPORT COORDINATOR		1	GRADE IT05
16	(11) D047C INFORMATION SYSTEMS BUSINESS ANALYST		2	GRADE IT05
17	(12) D052C SOFTWARE SUPPORT ANALYST		1	GRADE IT05
18	(13) D044C SYSTEMS ANALYST		1	GRADE IT05
19	(14) D064C WEBSITE DEVELOPER		1	GRADE IT04
20	(15) D079C COMPUTER SUPPORT TECHNICIAN		1	GRADE IT02
21	(16) E072C DIRECTOR OF COMPUTER SCIENCE AND STEM		1	GRADE GS15
22	(17) N069N ADE SPECIAL ADVISOR		6	GRADE GS14
23	(18) E003N ADE COORD SCH. IMP / STANDARDS ASSUR		1	GRADE GS13
24	(19) E001N ADE COORDINATOR SPECIAL PROGRAMS		1	GRADE GS13
25	(20) A010C AGENCY CONTROLLER II		1	GRADE GS13
26	(21) G012C ADE ASSISTANT TO DIRECTOR		6	GRADE GS12
27	(22) G006C ADE SPECIAL EDUCATION DIVISION MGR		1	GRADE GS12
28	(23) A021C AGENCY CONTROLLER I		1	GRADE GS12
29	(24) E006N ADE COORD COMPUTER SCIENCE		1	GRADE GS11
30	(25) E069C ADE DIRECTOR OF MEDICAID IN SCHOOLS		1	GRADE GS11
31	(26) E006C PUBLIC SCHOOL PROGRAM MANAGER		13	GRADE GS11
32	(27) E007C ADE OERZ DIRECTOR		1	GRADE GS10
33	(28) G075C ADE PROGRAM ADMINISTRATOR		3	GRADE GS10
34	(29) E016C PUBLIC SCHOOL PROGRAM COORDINATOR		19	GRADE GS10
35	(30) A052C ACCOUNTING COORDINATOR		5	GRADE GS09
36	(31) A032C ADE FINANCE PROGRAM COORDINATOR		2	GRADE GS09

1	(32)	A050C AGENCY FISCAL MANAGER	1	GRADE GS09
2	(33)	A038C FISCAL SUPPORT MANAGER	4	GRADE GS09
3	(34)	G109C GRANTS MANAGER	3	GRADE GS09
4	(35)	P004C PUBLIC INFORMATION MANAGER	3	GRADE GS09
5	(36)	E019C PUBLIC SCHOOL PROGRAM ADVISOR	102	GRADE GS09
6	(37)	E066C DCCECE EDUCATION MANAGER	1	GRADE GS08
7	(38)	E026C EDUCATION & INSTRUCTION COORDINATOR	1	GRADE GS08
8	(39)	L043C HEALTH PROGRAM SPECIALIST III	1	GRADE GS08
9	(40)	L035C NUTRITIONIST CONSULTANT	9	GRADE GS08
10	(41)	G093C OPERATIONS MANAGER	2	GRADE GS08
11	(42)	R014C PERSONNEL MANAGER	1	GRADE GS08
12	(43)	A041C PROGRAM FISCAL MANAGER	5	GRADE GS08
13	(44)	A089C ACCOUNTANT I	1	GRADE GS07
14	(45)	G267C DHS PROGRAM ELIGIBILITY ANALYST	1	GRADE GS07
15	(46)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
16	(47)	G147C GRANTS COORDINATOR	1	GRADE GS07
17	(48)	A063C RESEARCH & STATISTICS SUPERVISOR	1	GRADE GS07
18	(49)	C037C ADMINISTRATIVE ANALYST	14	GRADE GS06
19	(50)	M053C CHILD CARE SERVICE SPECIALIST	5	GRADE GS06
20	(51)	A074C FISCAL SUPPORT SUPERVISOR	4	GRADE GS06
21	(52)	G180C GRANTS ANALYST	2	GRADE GS06
22	(53)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
23	(54)	G179C LEGAL SERVICES SPECIALIST	1	GRADE GS06
24	(55)	G178C POLICY DEVELOPMENT COORDINATOR	4	GRADE GS06
25	(56)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
26	(57)	C022C BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
27	(58)	V014C BUYER	1	GRADE GS05
28	(59)	A091C FISCAL SUPPORT ANALYST	3	GRADE GS05
29	(60)	D077C HELP DESK SPECIALIST	1	GRADE GS05
30	(61)	C056C ADMINISTRATIVE SPECIALIST III	36	GRADE GS04
31	(62)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
32	(63)	V020C INVENTORY CONTROL MANAGER	1	GRADE GS04
33	(64)	C073C ADMINISTRATIVE SPECIALIST II	<u>21</u>	GRADE GS03
34		MAX. NO. OF EMPLOYEES	317	

35

36 SECTION 4. EXTRA HELP - STATE OPERATIONS. There is hereby authorized,

1 for the Department of Education - Division of Elementary and Secondary
 2 Education - State Operations for the 2022-2023 fiscal year, the following
 3 maximum number of part-time or temporary employees, to be known as "Extra
 4 Help", payable from funds appropriated herein for such purposes: eight (8)
 5 temporary or part-time employees, when needed, at rates of pay not to exceed
 6 those provided in the Uniform Classification and Compensation Act, or its
 7 successor, or this act for the appropriate classification.

8
 9 SECTION 5. APPROPRIATION - STATE OPERATIONS. There is hereby
 10 appropriated, to the Department of Education, to be payable from the Division
 11 of Elementary and Secondary Education Fund Account, for personal services and
 12 operating expenses of the Department of Education - Division of Elementary
 13 and Secondary Education - State Operations for the fiscal year ending June
 14 30, 2023, the following:

16 ITEM	FISCAL YEAR
17 <u>NO.</u>	<u>2022-2023</u>
18 (01) REGULAR SALARIES	\$13,166,050
19 (02) EXTRA HELP	160,000
20 (03) PERSONAL SERVICES MATCHING	4,269,112
21 (04) MAINT. & GEN. OPERATION	
22 (A) OPER. EXPENSE	3,411,057
23 (B) CONF. & TRAVEL	93,161
24 (C) PROF. FEES	100,000
25 (D) CAP. OUTLAY	100,000
26 (E) DATA PROC.	<u>0</u>
27 TOTAL AMOUNT APPROPRIATED	<u>\$21,299,380</u>

28
 29 SECTION 6. APPROPRIATION - FEDERAL GRANTS ADMINISTRATION. There is
 30 hereby appropriated, to the Department of Education, to be payable from the
 31 federal funds as designated by the Chief Fiscal Officer of the State, for
 32 personal services and operating expenses of the Department of Education -
 33 Division of Elementary and Secondary Education - Federal Grants
 34 Administration for the fiscal year ending June 30, 2023, the following:

36 ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2022-2023</u>
2	(01) REGULAR SALARIES	\$254,677
3	(02) PERSONAL SERVICES MATCHING	80,101
4	(03) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	49,970
6	(B) CONF. & TRAVEL	19,672
7	(C) PROF. FEES	260,000
8	(D) CAP. OUTLAY	0
9	(E) DATA PROC.	<u>0</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$664,420</u></u>

11

12 SECTION 7. APPROPRIATION - BUILDING MAINTENANCE. There is hereby
 13 appropriated, to the Department of Education, to be payable from the
 14 Educational Buildings Maintenance Fund, for operating expenses of the
 15 Department of Education - Division of Elementary and Secondary Education -
 16 Building Maintenance for the fiscal year ending June 30, 2023, the following:

17

18	ITEM	FISCAL YEAR
19	<u>NO.</u>	<u>2022-2023</u>
20	(01) MAINT. & GEN. OPERATION	
21	(A) OPER. EXPENSE	\$500,000
22	(B) CONF. & TRAVEL	0
23	(C) PROF. FEES	0
24	(D) CAP. OUTLAY	0
25	(E) DATA PROC.	<u>0</u>
26	TOTAL AMOUNT APPROPRIATED	<u><u>\$500,000</u></u>

27

28 SECTION 8. APPROPRIATION - REVOLVING LOAN CERTIFICATES PROGRAM. There
 29 is hereby appropriated, to the Department of Education, to be payable from
 30 the Education Revolving Loan Certificates Fund, for personal services and
 31 operating expenses of the Department of Education - Division of Elementary
 32 and Secondary Education - Revolving Loan Certificates Fund for the fiscal
 33 year ending June 30, 2023, the following:

34

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2022-2023</u>

1	(01) REGULAR SALARIES	\$47,552
2	(02) PERSONAL SERVICES MATCHING	16,323
3	(03) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	27,500
5	(B) CONF. & TRAVEL	2,500
6	(C) PROF. FEES	10,000
7	(D) CAP. OUTLAY	0
8	(E) DATA PROC.	0
9	(04) LOANS TO SCHOOL DISTRICTS	<u>13,000,000</u>
10	TOTAL AMOUNT APPROPRIATED	<u>\$13,103,875</u>

11

12 SECTION 9. APPROPRIATION - CHILD NUTRITION PROGRAM. There is hereby
 13 appropriated, to the Department of Education, to be payable from the federal
 14 funds as designated by the Chief Fiscal Officer of the State, for personal
 15 services and operating expenses of the Department of Education - Division of
 16 Elementary and Secondary Education - Child Nutrition Program for the fiscal
 17 year ending June 30, 2023, the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2022-2023</u>
21	(01) REGULAR SALARIES	\$1,127,305
22	(02) PERSONAL SERVICES MATCHING	383,142
23	(03) MAINT. & GEN. OPERATION	
24	(A) OPER. EXPENSE	1,172,100
25	(B) CONF. & TRAVEL	52,600
26	(C) PROF. FEES	156,400
27	(D) CAP. OUTLAY	50,000
28	(E) DATA PROC.	0
29	(04) SCHOOL FOOD SERVICE/NUTRITION ED	425,000,000
30	(05) REFUNDS/REIMBURSEMENTS	<u>450,000</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$428,391,547</u>

32

33 SECTION 10. EXTRA HELP - FEDERAL ELEMENTARY AND SECONDARY EDUCATION.
 34 There is hereby authorized, for the Department of Education - Division of
 35 Elementary and Secondary Education - Federal Elementary and Secondary
 36 Education for the 2022-2023 fiscal year, the following maximum number of

1 part-time or temporary employees, to be known as "Extra Help", payable from
 2 funds appropriated herein for such purposes: three (3) temporary or part-
 3 time employees, when needed, at rates of pay not to exceed those provided in
 4 the Uniform Classification and Compensation Act, or its successor, or this
 5 act for the appropriate classification.

6
 7 SECTION 11. APPROPRIATION - FEDERAL ELEMENTARY AND SECONDARY EDUCATION.

8 There is hereby appropriated, to the Department of Education, to be payable
 9 from the federal funds as designated by the Chief Fiscal Officer of the
 10 State, for personal services and operating expenses of the Department of
 11 Education - Division of Elementary and Secondary Education - Federal
 12 Elementary and Secondary Education for the fiscal year ending June 30, 2023,
 13 the following:

14

15 ITEM	FISCAL YEAR
16 <u>NO.</u>	<u>2022-2023</u>
17 (01) REGULAR SALARIES	\$2,868,987
18 (02) EXTRA HELP	10,000
19 (03) PERSONAL SERVICES MATCHING	934,202
20 (04) MAINT. & GEN. OPERATION	
21 (A) OPER. EXPENSE	91,242,005
22 (B) CONF. & TRAVEL	715,500
23 (C) PROF. FEES	12,851,105
24 (D) CAP. OUTLAY	200,000
25 (E) DATA PROC.	0
26 (05) ENTITLEMENT GRANT PROGRAMS	1,172,398,129
27 (06) REFUNDS/REIMBURSEMENTS	<u>1,110,000</u>
28 TOTAL AMOUNT APPROPRIATED	<u><u>\$1,282,329,928</u></u>

29
 30 SECTION 12. APPROPRIATION - MULTIPLE GRANT AWARD PROGRAM. There is
 31 hereby appropriated, to the Department of Education, to be payable from the
 32 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 33 Officer of the State, for operating expenses and grants by the Department of
 34 Education - Division of Elementary and Secondary Education - Multiple Grant
 35 Award Program for the fiscal year ending June 30, 2023, the following:

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2022-2023</u>
3	(01) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	\$422,000
5	(B) CONF. & TRAVEL	16,500
6	(C) PROF. FEES	40,000
7	(D) CAP. OUTLAY	100,000
8	(E) DATA PROC.	0
9	(02) MULTIPLE GRANT AWARDS	<u>1,000,000</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,578,500</u></u>

11

12 SECTION 13. APPROPRIATION - MEDICAID REIMBURSEMENT PROGRAM. There is
 13 hereby appropriated, to the Department of Education, to be payable from the
 14 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 15 Officer of the State, for Medicaid reimbursement and administration of the
 16 Department of Education - Division of Elementary and Secondary Education -
 17 Medicaid Reimbursement Program for the fiscal year ending June 30, 2023, the
 18 following:

19

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2022-2023</u>
22	(01) REFUNDS/REIMBURSEMENTS	\$13,659,017
23	(02) MEDICAID ADMIN	<u>10,500</u>
24	TOTAL AMOUNT APPROPRIATED	<u><u>\$13,669,517</u></u>

25

26 SECTION 14. APPROPRIATION - ALTERNATIVE CERTIFICATION PROGRAM. There
 27 is hereby appropriated, to the Department of Education, to be payable from
 28 the cash fund deposited in the State Treasury as determined by the Chief
 29 Fiscal Officer of the State, for operating expenses and grants by the
 30 Department of Education - Division of Elementary and Secondary Education -
 31 Alternative Certification Program for the fiscal year ending June 30, 2023,
 32 the following:

33

34	ITEM	FISCAL YEAR
35	<u>NO.</u>	<u>2022-2023</u>
36	(01) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	\$227,367
2	(B) CONF. & TRAVEL	8,500
3	(C) PROF. FEES	35,420
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	0
6	(02) ALT. CERT. PROG. GRANTS AND AID	<u>1,077,925</u>
7	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,349,212</u></u>

8

9 SECTION 15. APPROPRIATION - CONFERENCES. There is hereby appropriated,
 10 to the Department of Education, to be payable from the cash fund deposited in
 11 the State Treasury as determined by the Chief Fiscal Officer of the State,
 12 for operating expenses of conferences sponsored by the Department of
 13 Education - Division of Elementary and Secondary Education - Conferences for
 14 the fiscal year ending June 30, 2023, the following:

15

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2022-2023</u>
18	(01) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	\$400,000
20	(B) CONF. & TRAVEL	25,000
21	(C) PROF. FEES	50,000
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	<u>0</u>
24	TOTAL AMOUNT APPROPRIATED	<u><u>\$475,000</u></u>

25

26 SECTION 16. APPROPRIATION - MEDICAID ADMINISTRATION CLAIMING PROGRAM.
 27 There is hereby appropriated, to the Department of Education, to be payable
 28 from the cash fund deposited in the State Treasury as determined by the Chief
 29 Fiscal Officer of the State, for reimbursement of school districts for
 30 administrative activities that support the Arkansas Medicaid Program of the
 31 Department of Education - Division of Elementary and Secondary Education -
 32 Medicaid Administration Claiming Program for the fiscal year ending June 30,
 33 2023, the following:

34

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2022-2023</u>

1 (01) AR MEDICAID ADMIN CLAIMS \$31,250,000

2

3 SECTION 17. APPROPRIATION - ARKANSAS BETTER CHANCE PROGRAM -
 4 ADMINISTRATION. There is hereby appropriated, to the Department of
 5 Education, to be payable from the Division of Elementary and Secondary
 6 Education Fund Account, for personal services and operating expenses of the
 7 Department of Education - Division of Elementary and Secondary Education -
 8 Arkansas Better Chance Program - Administration for the fiscal year ending
 9 June 30, 2023, the following:

10

11 ITEM	FISCAL YEAR
12 <u>NO.</u>	<u>2022-2023</u>
13 (01) REGULAR SALARIES	\$452,355
14 (02) PERSONAL SERVICES MATCHING	157,906
15 (03) MAINT. & GEN. OPERATION	
16 (A) OPER. EXPENSE	1,245,291
17 (B) CONF. & TRAVEL	3,917
18 (C) PROF. FEES	297,610
19 (D) CAP. OUTLAY	0
20 (E) DATA PROC.	<u>0</u>
21 TOTAL AMOUNT APPROPRIATED	<u>\$2,157,079</u>

22

23 SECTION 18. REGULAR SALARIES - PROFESSIONAL LICENSURE STANDARDS BOARD.
 24 There is hereby established for the Department of Education - Division of
 25 Elementary and Secondary Education - Professional Licensure Standards Board
 26 for the 2022-2023 fiscal year, the following maximum number of regular
 27 employees.

28

30	Maximum	Maximum Annual
31 Item Class	No. of	Salary Rate
32 <u>No. Code Title</u>	<u>Employees</u>	<u>Fiscal Year</u>
		<u>2022-2023</u>
33 (1) G004C MANAGING ATTORNEY	1	GRADE GS13
34 (2) X012C ADE PLSB CHIEF INVESTIGATOR	1	GRADE GS09
35 (3) X202C ADE PLSB SENIOR INVESTIGATOR	2	GRADE GS08
36 (4) X037C EDUCATION INVESTIGATOR	4	GRADE GS08

1	(5) C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
2	(6) G179C LEGAL SERVICES SPECIALIST	1	GRADE GS06
3	(7) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
4	MAX. NO. OF EMPLOYEES	12	

5

6 SECTION 19. APPROPRIATION - PROFESSIONAL LICENSURE STANDARDS BOARD.

7 There is hereby appropriated, to the Department of Education, to be payable
 8 from the cash fund deposited in the State Treasury as determined by the Chief
 9 Fiscal Officer of the State, for personal services and operating expenses of
 10 the Department of Education - Division of Elementary and Secondary Education
 11 - Professional Licensure Standards Board for the fiscal year ending June 30,
 12 2023, the following:

13

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2022-2023</u>
16	(01) REGULAR SALARIES	\$604,552
17	(02) PERSONAL SERVICES MATCHING	203,666
18	(03) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	376,325
20	(B) CONF. & TRAVEL	10,000
21	(C) PROF. FEES	9,505
22	(D) CAP. OUTLAY	50,000
23	(E) DATA PROC.	0
24	(04) EDTPA PROGRAM GRANTS	<u>100,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,354,048</u></u>

26

27 SECTION 20. APPROPRIATION - OPEN ENROLLMENT PUBLIC CHARTER SCHOOL

28 CLOSURE. There is hereby appropriated, to the Department of Education, to be
 29 payable from the cash fund deposited in the State Treasury as determined by
 30 the Chief Fiscal Officer of the State, for outstanding obligations incurred
 31 by closed charter schools of the Department of Education - Division of
 32 Elementary and Secondary Education for the fiscal year ending June 30, 2023,
 33 the following:

34

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2022-2023</u>

1 (01) CHARTER SCHOOL CLOSURE \$300,000

2

3 SECTION 21. APPROPRIATION - SUCCEED SCHOLARSHIP PROGRAM. There is
4 hereby appropriated, to the Department of Education, to be payable from the
5 Division of Elementary and Secondary Education Fund Account, for expenses of
6 the Succeed Scholarship Program of the Department of Education - Division of
7 Elementary and Secondary Education - Succeed Scholarship Program for the
8 fiscal year ending June 30, 2023, the following:

9

10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2022-2023</u>
12 (01) SUCCEED SCHOLARSHIP PROGRAM	<u>\$3,300,000</u>

13

14 SECTION 22. APPROPRIATION - SAVE THE CHILDREN. There is hereby
15 appropriated, to the Department of Education, to be payable from the Division
16 of Elementary and Secondary Education Fund Account, for a grant for statewide
17 after school literacy, nutrition, home visiting and early childhood programs
18 to be administered by Save the Children for low income, at-risk children of
19 the Department of Education - Division of Elementary and Secondary Education
20 - Save the Children for the fiscal year ending June 30, 2023, the sum
21 of.....\$2,000,000.

22

23 SECTION 23. APPROPRIATION - SAVE THE CHILDREN GRANT. There is hereby
24 appropriated, to the Department of Education, to be payable from the Division
25 of Elementary and Secondary Education Fund Account, for statewide in-school,
26 summer, and after school literacy, nutrition, home visiting, and early
27 childhood programs to be administered by Save the Children for low income,
28 at-risk children of the Department of Education - Division of Elementary and
29 Secondary Education - Save the Children for the fiscal year ending June 30,
30 2023, the following:

31

32 ITEM	FISCAL YEAR
33 <u>NO.</u>	<u>2022-2023</u>
34 (01) SAVE THE CHILDREN GRANT	<u>\$500,000</u>

35

36 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
2 FORWARD. Notwithstanding any law pertaining to the transfer of year-end fund
3 balances or any law to the contrary, any funds which remain in the Division
4 of Elementary and Secondary Education Fund Account at the end of a fiscal
5 year shall remain in the Division of Elementary and Secondary Education Fund
6 Account and be made available to fund appropriation(s) authorized by law and
7 made payable from the Division of Elementary and Secondary Education Fund
8 Account for the following fiscal year.

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

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

14 (2) The Department of Finance and Administration Office of Budget shall
15 report to the Arkansas Legislative Council or Joint Budget Committee all
16 amounts carried forward by the September Arkansas Legislative Council or
17 Joint Budget Committee meeting which report shall include the name of the
18 Agency, Board, Commission or Institution and the amount of the funding
19 carried forward, the program name or line item, the funding source of that
20 appropriation and a copy of the written request set forth in (1) above;

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

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

33 The provisions of this section shall be in effect only from July 1, ~~2021~~
34 2022 through June 30, ~~2022~~ 2023.

35
36 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SALARY OF
2 THE COMMISSIONER OF THE DEPARTMENT OF EDUCATION. It is the intent of the
3 General Assembly that the appropriation for the salary of the Commissioner of
4 the Department of Education shall be the sole and exclusive authority for his
5 or her salary. It is further the intent of the General Assembly that the
6 Commissioner be required to devote all of his or her working time exclusively
7 to the performance of his or her duties as Commissioner of the Department of
8 Education. Therefore, the Commissioner of the Department of Education is
9 hereby prohibited from accepting any additional salary from any other source
10 (including state, federal, or private entities or persons) for the
11 performance of his or her duties as Commissioner, and is prohibited from
12 accepting any salary, fees or compensation from any other source (including
13 state, federal or private entities or persons) for any other employment of
14 any kind outside the scope of his or her duties as Commissioner, including
15 but not limited to consulting work for any other public or private entity.
16 This section shall not be construed to prohibit the Commissioner from
17 accepting or receiving expense reimbursements and employee benefits as
18 provided by State law.

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

21

22 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
24 ESTABLISHMENT OF A "POSITION POOL". (a) To address needs emerging from
25 statewide education issues and the necessity of recruiting and retaining
26 qualified personnel, the Arkansas Department of Education or its successor
27 agency is authorized for the ~~2021-2022~~ 2022-2023 fiscal year a pool of no
28 more than five (5) Information Technology positions at a salary not to exceed
29 the maximum salary for a grade IT12. These positions are to be used by the
30 Department of Education in the event that the personal services needs of the
31 Department during the ~~2021-2022~~ 2022-2023 fiscal year require additional
32 positions, either by title or in number, that are not authorized by the
33 General Assembly in the Regular Salaries section of this Act. These positions
34 may also be used to properly classify positions when the Department does not
35 have a vacant position available with the appropriate title and salary level.
36 (b) To address needs emerging from statewide education issues and the

1 necessity of recruiting and retaining qualified personnel, the Arkansas
2 Department of Education or its successor agency is authorized for the ~~2021-~~
3 ~~2022~~ 2022-2023 fiscal year a pool of ten (10) General Salaries positions at
4 up to a grade GS15. These positions are to be used by the Department of
5 Education in the event that the personal services needs of the Department
6 during the ~~2021-2022~~ 2022-2023 fiscal year require additional positions,
7 either by classification or in number, that are not authorized by the General
8 Assembly in the Regular Salaries section of this Act. These positions may
9 also be used to properly classify positions when the Department does not have
10 a vacant position available with the appropriate title and grade level.

11 (c) Any salary determinations or adjustments administered under the
12 provisions of Subsections (a) and (b) of this Section shall be made by
13 comparing the qualifications and salary levels of similar employees in school
14 districts or in other state education agencies.

15 (d) The Department of Education is authorized to access the pool
16 positions authorized in this Section at any time when it is determined by the
17 Commissioner that the need exists. The Commissioner shall provide a monthly
18 report of the justification for the need to allocate titles from this growth
19 pool to the Chief Fiscal Officer of the State and to the Arkansas Legislative
20 Council or Joint Budget Committee for review. The report shall also include
21 an accounting of the names, titles, and salaries of personnel whose salaries
22 have been adjusted under provisions of Subsections (a) and (b) of this
23 Section.

24 (e) If the Department of Education requests continuation of any
25 "Position Pool" position(s) as established herein during the next fiscal
26 year, the position(s) must be requested as a new position(s) in the agency's
27 budget request.

28 (f) Determining the number of personnel to be employed by a state agency
29 is the prerogative of the General Assembly and is usually accomplished by
30 delineating the maximum number of personnel by identifying job titles and the
31 maximum grade or salary attached to those titles. The General Assembly has
32 determined that the Arkansas Department of Education could be operated more
33 efficiently if some flexibility is given to that agency. That flexibility is
34 being accomplished by providing a position pool in Subsections (a) and (b) of
35 this Section and since the General Assembly has granted the agency broad
36 powers under the growth pool concept, it is both necessary and appropriate

1 that the General Assembly maintain oversight of the utilization of the
2 position pool by requiring review of the Legislative Council or Joint Budget
3 Committee in the utilization of the position pool. Therefore, the requirement
4 of review by the Legislative Council or Joint Budget Committee is not a
5 severable part of this section. If the requirement of review by the
6 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
7 court of competent jurisdiction, this entire section is void.

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

10
11 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
13 FUND RESTRICTIONS. No state funds shall be used for abortion referral in
14 public schools, or for abortion services. Funds shall be expended in
15 accordance with Arkansas Code Annotated § 6-18-703.

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 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
21 SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared
22 Services paying accounts on his or her books and on the books of the
23 Treasurer of State and the Auditor of State for the payment of personal
24 services and operating expenses in the Shared Services Paying Account
25 Appropriation by the Department of Education.

26 (2) The Chief Fiscal Officer of the State shall direct the transfer
27 of funds and appropriations to the Shared Services Paying Account
28 appropriation section of this act on the books of the Treasurer of State, the
29 Auditor of State, and the Chief Fiscal Officer of the State.

30 (3) The transfer authority provided to the department in
31 subdivision (a)(2) of this section may be used to make transfers only within
32 the department's appropriation act or between other appropriation acts
33 authorized for the department.

34 (4) The provisions of this section shall be in effect from the
35 date of passage through June 30, 2023.

36

1 SECTION 29. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
2 authorized by this act shall be limited to the appropriation for such agency
3 and funds made available by law for the support of such appropriations; and
4 the restrictions of the State Procurement Law, the General Accounting and
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
6 Procedures and Restrictions Act, or their successors, and other fiscal
7 control laws of this State, where applicable, and regulations promulgated by
8 the Department of Finance and Administration, as authorized by law, shall be
9 strictly complied with in disbursement of said funds.

10
11 SECTION 30. LEGISLATIVE INTENT. It is the intent of the General
12 Assembly that any funds disbursed under the authority of the appropriations
13 contained in this act shall be in compliance with the stated reasons for
14 which this act was adopted, as evidenced by the Agency Requests, Executive
15 Recommendations and Legislative Recommendations contained in the budget
16 manuals prepared by the Department of Finance and Administration, letters, or
17 summarized oral testimony in the official minutes of the Arkansas Legislative
18 Council or Joint Budget Committee which relate to its passage and adoption.

19
20 SECTION 31. EFFECTIVE DATE. This act is effective on and after July 1,
21 2022.

22
23 */s/Joint Budget Committee*

24
25
26 **APPROVED: 3/8/22**