

JUL 29 2022

BUREAU OF
LEGISLATIVE RESEARCH

ARKANSAS DIVISION OF HIGHER EDUCATION
RULES GOVERNING THE GOVERNOR'S HIGHER EDUCATION TRANSITION
SCHOLARSHIP PROGRAM

1.00 REGULATORY AUTHORITY AND PURPOSE

- 1.01 These rules shall be known as the Arkansas Department of Education Division of Higher Education Rules Governing the Governor's Higher Education Transition Scholarship Program.
- 1.02 These rules are enacted pursuant to the Arkansas Higher Education Coordinating Board's authority under Ark. Code Ann. §§ 6-82-105 and Acts 2022, No. 215.
- 1.03 The purpose of these rules is to establish the requirements and processes governing the Governor's Higher Education Transition Scholarship Program.

2.00 GOVERNOR'S HIGHER EDUCATION TRANSITION SCHOLARSHIP

- 2.01 The Arkansas Division of Higher Education (ADHE) shall oversee the establishment of the Governor's Higher Education Transition Scholarship Program.
- 2.02 Continuation of the Governor's Higher Education Transition Scholarship Program shall be contingent upon available funding.

3.00 ORGANIZATION AND STRUCTURE

- 3.01 ADHE shall administer the Governor's Higher Education Transition Scholarship Program.
- 3.02 ADHE shall establish application periods and deadlines.

4.00 ELIGIBILITY CRITERIA

- 4.01 The Governor's Higher Education Transition Program Scholarship may only be awarded to those students who are admitted into transition programs that are accredited by The Institute for Community Inclusion as Comprehensive Training Programs.
- 4.01.1 In order to be considered a qualifying institution, an institution must offer a transition program as described in 4.01 of these rules.

4.02 Students, or representatives acting on behalf of students, must complete the online scholarship application provided by ADHE.

5.00 CONTINUED ELIGIBILITY

5.01 Recipients of the Governor's Higher Education Transition Scholarship will maintain award eligibility for a maximum of four (4) semesters as long as the recipients are continuously enrolled in a transition program.

6.00 SCHOLARSHIP AMOUNTS

6.01 Scholarship awards are contingent upon availability of funds.

6.02 Awards may not exceed the institutional cost of attendance. The maximum award amount is \$2,500.00 per semester that the student qualifies for the scholarship.

6.03 Awards may be applied to tuition, mandatory fees, programmatic fees, room and board, supplies, or extended support services.

7.00 PAYMENT OF SCHOLARSHIPS

7.01 ADHE shall disburse scholarship funds to the qualifying institution of the recipient's choice via electronic funds transfer or state warrant.

7.02 After verification of enrollment, the institution will disburse the scholarship funds to the student according to the institution's disbursement procedures.

7.03 The scholarship payment will correspond to academic terms, semesters, quarters, or equivalent time periods at the institution.

7.04 In no instance may the entire amount of the scholarship disbursement for an educational year be paid in advance to or on behalf of such student.

7.05 If the recipient of a scholarship withdraws, drops out, or is expelled on or after the first day of class of a payment period, the institution will determine whether the student received an overpayment of financial aid funds for non-institutional expenses.

7.05.1 Overpayment is the difference between the amount received as cash

disbursements and the amount incurred for non-institutional costs during the portion of the payment period that the student was actually enrolled.

7.05.2 It is the institution's responsibility to contact students and recover overpayment(s).

7.05.3 The institution shall refund the overpayment(s) to ADHE.

7.06 If the award of a Governor's Higher Education Transition Program Scholarship results in an overpayment to the student per Ark. Code Ann. § 6-80-105, the institution shall follow the ADHE Scholarship Stacking Policy in reducing the student's financial package so that the student does not receive funds above the federally-recognized cost of attendance.

8.00 RESPONSIBILITIES OF QUALIFYING INSTITUTIONS

8.01 The chief executive officer of the qualifying institution is responsible for appointing one representative from the financial aid office to act as administrator of the Governor's Higher Education Transition Scholarship Program and to receive all communications, forms, and other correspondence related to the program. This representative will be responsible for verification, data and compliance with all program rules.

8.02 The institution shall maintain information regarding disbursement of scholarship funds.

8.03 The deadline for disbursement of funds is no later than ten (10) days after receipt of funds.

8.03.1 Any outstanding funds not disbursed by these dates must be returned to ADHE.

8.03.2 If ADHE receives an application beyond the deadline referenced in 8.03 of these rules, disbursement will be made within ten (10) business days of receipt of the verification roster and electronic transfer of funds.

- 8.04 In exercising its due diligence requirements as a steward of state funds, ADHE shall periodically review the qualifying institution's records concerning this program.
- 8.05 Upon request, the qualifying institution shall exercise due diligence in providing ADHE with complete, accurate, and timely information regarding current and former Governor's Higher Education Transition Scholarship Program recipients.
- 8.06 Institutions with accredited transition programs will certify students' admittance and enrollment prior to scholarship award.
- 8.07 The institution shall comply with all applicable ADHE rules in order to maintain its status as a qualified institution.

9.00 RESPONSIBILITIES OF RECIPIENTS

- 9.01 It is the recipient's responsibility to notify ADHE of any change in status within twenty-one (21) days. This will include:
- 9.01.1 Change in name:
- 9.01.2 Change in address; and
- 9.01.3 Change in institution.
- 9.02 Failure to notify ADHE of a change in status may affect future eligibility.

State of Arkansas *As Engrossed: S2/22/22 S3/2/22*
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 58

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF
EDUCATION - DIVISION OF HIGHER EDUCATION FOR THE
FISCAL YEAR ENDING JUNE 30, 2023; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION -
DIVISION OF HIGHER EDUCATION
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

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

SECTION 1. REGULAR SALARIES - GENERAL OPERATIONS. There is hereby
established for the Department of Education - Division of Higher Education
for the 2022-2023 fiscal year, the following maximum number of regular
employees.

Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2022-2023
(1)	U024U DHE DIRECTOR	1	GRADE SE05
(2)	D007C INFORMATION SYSTEMS MANAGER	1	GRADE IT08
(3)	D028C SENIOR SOFTWARE SUPPORT SPECIALIST	1	GRADE IT07
(4)	D016C SENIOR TECHNOLOGY ANALYST	1	GRADE IT06



1	(5)	G281C ADE POLICY & SPECIAL PROJECTS DIRECTOR	1	GRADE GS15
2	(6)	N002N DHE SENIOR ASSOC DIRECTOR	1	GRADE GS15
3	(7)	N055N DHE ASSOCIATE DIRECTOR	1	GRADE GS14
4	(8)	A010C AGENCY CONTROLLER II	1	GRADE GS13
5	(9)	N054N DHE CAREER PATHWAYS DIRECTOR	1	GRADE GS13
6	(10)	N167N DHS POLICY & RESEARCH DIRECTOR	1	GRADE GS12
7	(11)	A027C ACCOUNTING OPERATIONS MANAGER	1	GRADE GS11
8	(12)	G058C DHE FEDERAL PROGRAM MANAGER	2	GRADE GS11
9	(13)	E061C ACE PROGRAM COORDINATOR	1	GRADE GS10
10	(14)	G071C DHE PROGRAM COORDINATOR	6	GRADE GS10
11	(15)	E062C ACE PROGRAM ADVISOR	2	GRADE GS09
12	(16)	G102C DHE PROGRAM SPECIALIST	16	GRADE GS09
13	(17)	G080C NATIONAL & COMMUNITY SVCS EXEC. DIR.	1	GRADE GS09
14	(18)	G295C OSTEOPATHIC RURAL MED PROG ADMIN	1	GRADE GS09
15	(19)	P005C DHE COMMUNICATIONS COORDINATOR	1	GRADE GS08
16	(20)	G176C VOLUNTEER PROGRAM MANAGER	1	GRADE GS07
17	(21)	G214C GRANTS SPECIALIST	1	GRADE GS06
18	(22)	A084C PROGRAM/FIELD AUDIT SPECIALIST	1	GRADE GS06
19	(23)	G202C VOLUNTEER PROGRAM COORDINATOR	1	GRADE GS06
20	(24)	C056C ADMINISTRATIVE SPECIALIST III	1	GRADE GS04
21	(25)	C073C ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE GS03
22		MAX. NO. OF EMPLOYEES	47	

23

24 SECTION 2. EXTRA HELP - GENERAL OPERATIONS. There is hereby
 25 authorized, for the Department of Education - Division of Higher Education
 26 for the 2022-2023 fiscal year, the following maximum number of part-time or
 27 temporary employees, to be known as "Extra Help", payable from funds
 28 appropriated herein for such purposes: fifteen (15) temporary or part-time
 29 employees, when needed, at rates of pay not to exceed those provided in the
 30 Uniform Classification and Compensation Act, or its successor, or this act
 31 for the appropriate classification.

32

33 SECTION 3. APPROPRIATION - GENERAL OPERATIONS. There is hereby
 34 appropriated, to the Department of Education, to be payable from the
 35 Department of Higher Education Fund Account, for personal services and
 36 operating expenses of the Department of Education - Division of Higher

1 Education - General Operations for the fiscal year ending June 30, 2023, the
2 following:

3	4 ITEM	FISCAL YEAR
5	NO.	2022-2023
6	(01) REGULAR SALARIES	\$1,731,388
7	(02) EXTRA HELP	3,000
8	(03) PERSONAL SERVICES MATCHING	538,197
9	(04) MAINT. & GEN. OPERATION	
10	(A) OPER. EXPENSE	959,346
11	(B) CONF. & TRAVEL	24,659
12	(C) PROF. FEES	50,000
13	(D) CAP. OUTLAY	50,000
14	(E) DATA PROC.	0
15	(05) STATEWIDE SCHOLARSHIP AND GRANT	
16	PROMOTION	295,000
17	TOTAL AMOUNT APPROPRIATED	<u>\$3,651,590</u>

18
19 SECTION 4. APPROPRIATION - STATE BOARD OF PRIVATE CAREER EDUCATION -
20 OPERATIONS. There is hereby appropriated, to the Department of Education, to
21 be payable from the Private Career Education Fund, for personal services and
22 operating expenses of the State Board of Private Career Education -
23 Operations for the fiscal year ending June 30, 2023, the following:

25	ITEM	FISCAL YEAR
26	NO.	2022-2023
27	(01) REGULAR SALARIES	\$132,666
28	(02) EXTRA HELP	20,000
29	(03) PERSONAL SERVICES MATCHING	42,667
30	(04) MAINT. & GEN. OPERATION	
31	(A) OPER. EXPENSE	63,000
32	(B) CONF. & TRAVEL	4,000
33	(C) PROF. FEES	6,000
34	(D) CAP. OUTLAY	0
35	(E) DATA PROC.	0
36	TOTAL AMOUNT APPROPRIATED	<u>\$268,333</u>

SECTION 5. EXTRA HELP - STATE BOARD OF PRIVATE CAREER EDUCATION - OPERATIONS. There is hereby authorized, for the Department of Education - Division of Higher Education - State Board of Private Career Education for the 2022-2023 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: two (2) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 6. APPROPRIATION - STUDENT ASSISTANCE GRANTS AND VARIOUS SCHOLARSHIPS. There is hereby appropriated, to the Department of Education, to be payable from the Higher Education Grants Fund Account, for providing student assistance grants and various scholarships as provided by law of the Department of Education - Division of Higher Education - Student Assistance Grants and Various Scholarships for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) ARKANSAS FUTURE GRANT	\$5,000,000
(02) HIGHER EDUCATION OPPORTUNITIES GRANT	1,500,000
(03) NATIONAL GUARD TUITION ASSISTANCE PROGRAM	1,400,000
(04) SINGLE PARENT SCHOLARSHIP PROGRAM	175,000
(05) STATE TEACHER EDUCATION PROGRAM	2,000,000
(06) TEACHER OPPORTUNITY PROGRAM	2,500,000
(07) AR GEOGRAPHICAL CRITICAL NEEDS MINORITY TEACHER SCHOLARSHIPS	150,000
(08) DEPENDENTS OF LAW ENFORCEMENT OFFICERS, ETC SCHOLARSHIPS	400,000
(09) DEPENDENTS OF POWS, MIAS, KIAS-TUITION WAIVER SCHOLARSHIPS	1,500,000
(10) SREB MINORITY DOCTORAL SCHOLARS	175,000
(11) WASHINGTON CENTER SCHOLARSHIPS	150,000

1	(12) TUITION ADJUSTMENT	350,000
2	(13) AR ACADEMIC CHALLENGE SCHOLARSHIPS	25,000,000
3	(14) AR GOVERNOR'S SCHOLAR	22,000,000
4	(15) STUDENT UNDERGRADUATE RESEARCH	
5	FELLOWSHIP PROGRAM (SURF)	150,000
6	(16) GOVERNOR'S HIGHER EDUCATION TRANSITION	
7	SCHOLARSHIP PROGRAM	<u>2,000,000</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$64,450,000</u>

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SECTION 7. APPROPRIATION - TECHNICAL EDUCATION - FEDERAL PROGRAMS.

There is hereby appropriated, to the Department of Education, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Education - Division of Higher Education - Technical Education - Federal Programs for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
NO.	2022-2023
(01) REGULAR SALARIES	\$152,979
(02) PERSONAL SERVICES MATCHING	46,673
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	107,271
(B) CONF. & TRAVEL	80,000
(C) PROF. FEES	110,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$496,923</u>

SECTION 8. APPROPRIATION - RESEARCH DEVELOPMENT PROGRAM. There is

hereby appropriated, to the Department of Education, to be payable from the Research Development Fund, for providing Arkansas Research Development Program Grants to Institutions of Higher Education by the Department of Education - Division of Higher Education for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2022-2023</u>
2	(01) RESEARCH AND DEVELOPMENT PROGRAM	
3	GRANTS	<u>\$1,000,000</u>
4		

SECTION 9. APPROPRIATION - HEALTH EDUCATION GRANTS AND LOANS. There is hereby appropriated, to the Department of Education, to be payable from the Higher Education Grants Fund Account, for payments of contracts and loans with participating out-of-state institutions of higher learning in the fields of dentistry, optometry, veterinary medicine, chiropractic, and podiatry for the education of Arkansas citizens by the Department of Education - Division of Higher Education - Health Education Grants and Loans for the fiscal year ending June 30, 2023, the following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2022-2023</u>
16	(01) CHIROPRACTIC AID	\$260,000
17	(02) DENTAL AID - GRANTS	2,950,000
18	(03) OPTOMETRY AID - GRANTS	650,000
19	(04) PODIATRY AID	130,400
20	(05) VETERINARY AID FORGIVENESS PROGRAM	1,750,000
21	(06) DENTAL AID - LOANS	987,370
22	(07) OPTOMETRY AID - LOANS	140,000
23	(08) VETERINARY MED. LOAN FORGIVENESS	
24	PROGRAM	<u>250,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$7,117,770</u>
26		

SECTION 10. APPROPRIATION - CASH. There is hereby appropriated, to the Department of Education, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of Education - Division of Higher Education - Cash for the fiscal year ending June 30, 2023, the following:

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2022-2023</u>
35	(01) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	\$269,233

1	(B) CONF. & TRAVEL	32,865
2	(C) PROF. FEES	63,932
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	0
5	(02) SCHOLARSHIPS	<u>50,000</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$416,030</u>

8 SECTION 11. APPROPRIATION - PRIVATE CAREER EDUCATION BOARD - CASH.

9 There is hereby appropriated, to the Department of Education, to be payable
 10 from the cash fund deposited in the State Treasury as determined by the Chief
 11 Fiscal Officer of the State, for operating expenses of the Department of
 12 Education - Division of Higher Education - Private Career Education Board -
 13 Cash for the fiscal year ending June 30, 2023, the following:

15	ITEM	FISCAL YEAR
16	<u>NO.</u>	<u>2022-2023</u>
17	(01) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	\$9,500
19	(B) CONF. & TRAVEL	6,000
20	(C) PROF. FEES	5,000
21	(D) CAP. OUTLAY	0
22	(E) DATA PROC.	<u>0</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$20,500</u>

25 SECTION 12. APPROPRIATION - STUDENT PROTECTION TRUST. There is hereby
 26 appropriated, to the Department of Education, to be payable from the Private
 27 Career School Student Protection Trust Fund, for expenses, claims and fees of
 28 the Department of Education - Division of Higher Education - State Board of
 29 Private Career Education - Student Protection Trust for the fiscal year
 30 ending June 30, 2023, the following:

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2022-2023</u>
34	(01) EXPENSES/CLAIMS/FEES	<u>\$300,000</u>

36 SECTION 13. APPROPRIATION - TANF PROGRAM - FEDERAL. There is hereby

appropriated, to the Department of Education, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Education - Division of Higher Education - TANF Program - Federal for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
NO.	2022-2023
(01) REGULAR SALARIES	\$206,250
(02) PERSONAL SERVICES MATCHING	64,566
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	44,049
(B) CONF. & TRAVEL	10,000
(C) PROF. FEES	4,784
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) SELF SUFFICIENCY/JOB TRAINING GRANTS	<u>6,821,431</u>
TOTAL AMOUNT APPROPRIATED	<u>\$7,151,080</u>

SECTION 14. APPROPRIATION - WEB BASED APPLICATIONS. There is hereby appropriated, to the Department of Education, to be payable from the Higher Education Grants Fund Account, for personal services and operating expenses associated with web based applications of the Department of Education - Division of Higher Education - Web Based Applications for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
NO.	2022-2023
(01) WEB BASED APPLICATIONS PERSONAL SERVICES AND OPERATING EXPENSES	<u>\$1,000,000</u>

SECTION 15. APPROPRIATION - SCHOLARSHIP ADMINISTRATION. There is hereby appropriated, to the Department of Education, to be payable from the Higher Education Grants Fund Account, for personal services and operating expenses of the Department of Education - Division of Higher Education - Scholarship Administration for the fiscal year ending June 30, 2023, the

1 following:

2		
3	ITEM	FISCAL YEAR
4	<u>NO.</u>	<u>2022-2023</u>
5	(01) REGULAR SALARIES	\$334,665
6	(02) EXTRA HELP	10,000
7	(03) PERSONAL SERVICES MATCHING	111,692
8	(04) MAINT. & GEN. OPERATION	
9	(A) OPER. EXPENSE	250,000
10	(B) CONF. & TRAVEL	0
11	(C) PROF. FEES	30,000
12	(D) CAP. OUTLAY	35,000
13	(E) DATA PROC.	<u>0</u>
14	TOTAL AMOUNT APPROPRIATED	<u>\$771,357</u>

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16 SECTION 16. APPROPRIATION - WORKFORCE INITIATIVE ACT OF 2015. There is

17 hereby appropriated, to the Department of Education, to be payable from the

18 Workforce Initiative Act of 2015 Fund, for workforce education grants,

19 administrative, and operating expenses of the Department of Education -

20 Division of Higher Education - Workforce Initiative Act of 2015 for the

21 fiscal year ending June 30, 2023, the following:

22		
23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2022-2023</u>
25	(01) WORKFORCE INITIATIVE ACT OF 2015	
26	EXPENSES	<u>\$8,000,000</u>

27

28 SECTION 17. APPROPRIATION - VETERAN'S APPROVING AGENCY - STATE. There

29 is hereby appropriated, to the Department of Education, to be payable from

30 the Department of Higher Education Fund Account, for operating expenses of

31 the Department of Education - Division of Higher Education - Veteran's

32 Approving Agency - State for the fiscal year ending June 30, 2023, the

33 following:

34		
35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2022-2023</u>

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

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9 SECTION 18. APPROPRIATION - VETERAN'S APPROVING AGENCY - FEDERAL.

10 There is hereby appropriated, to the Department of Education, to be payable
 11 from the federal funds as designated by the Chief Fiscal Officer of the
 12 State, for personal services and operating expenses of the Department of
 13 Education - Division of Higher Education - Veteran's Approving Agency -
 14 Federal for the fiscal year ending June 30, 2023, the following:

15

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2022-2023</u>
18	(01) REGULAR SALARIES	\$203,401
19	(02) PERSONAL SERVICES MATCHING	69,297
20	(03) MAINT. & GEN. OPERATION	
21	(A) OPER. EXPENSE	53,546
22	(B) CONF. & TRAVEL	9,623
23	(C) PROF. FEES	0
24	(D) CAP. OUTLAY	0
25	(E) DATA PROC.	0
26	TOTAL AMOUNT APPROPRIATED	<u>\$335,867</u>

27

28 SECTION 19. APPROPRIATION - AMERICORPS - OPERATIONS. There is hereby
 29 appropriated, to the Department of Education, to be payable from the
 30 Department of Higher Education Fund Account, for personal services, operating
 31 expenses, and grants and aid by the Department of Education - Division of
 32 Higher Education - AmeriCorps - Operations for the fiscal year ending June
 33 30, 2023, the following:

34

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

1	(01) REGULAR SALARIES	\$248,205
2	(02) PERSONAL SERVICES MATCHING	85,204
3	(03) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	223,650
5	(B) CONF. & TRAVEL	85,650
6	(C) PROF. FEES	100
7	(D) CAP. OUTLAY	0
8	(E) DATA PROC.	<u>0</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$642,809</u>

SECTION 20. APPROPRIATION - AMERICORPS - GRANTS AND AID. There is hereby appropriated, to the Department of Education, to be payable from the Department of Higher Education Fund Account, for grants and aid by the Department of Education - Division of Higher Education - AmeriCorps - Grants and Aid for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) GRANTS AND AID	<u>\$2,010,704</u>

SECTION 21. APPROPRIATION - OSTEOPATHIC RURAL MEDICAL PRACTICE STUDENT LOAN AND SCHOLARSHIP PROGRAM. There is hereby appropriated, to the Department of Education, to be payable from the Higher Education Grants Fund Account, for Osteopathic Rural Medical Practice Student Loan & Scholarship Program loans and/or scholarships by the Department of Education - Division of Higher Education - Osteopathic Rural Medical Practice Student Loan and Scholarship Program for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) OSTEOPATHIC RURAL MEDICAL PRACTICE STUDENT LOANS AND SCHOLARSHIPS	<u>\$400,000</u>

SECTION 22. APPROPRIATION - GRADUATE MEDICAL EDUCATION RESIDENCY EXPANSION BOARD. There is hereby appropriated, to the Department of Education - Division of Higher Education, to be payable from the Graduate

Medical Education Fund, for planning grants to eligible entities for graduate medical education residency program expansion or new programs, and for board expenses and reimbursements of the Department of Education - Division of Higher Education for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
NO.	2022-2023
(01) GRADUATE MEDICAL EDUCATION RESIDENCY EXPANSION BOARD	<u>\$400,000</u>

SECTION 23. APPROPRIATION - HISTORICALLY BLACK COLLEGES AND UNIVERSITIES GRANTS AND EXPENSES. There is hereby appropriated, to the Department of Education - Division of Higher Education, to be payable from the Higher Education Grants Fund Account, for grants for scholarships to Historically Black Colleges and Universities and for personal services and operating expenses as determined by the Division of Higher Education for outreach programs to promote awareness of those scholarships of the Department of Education - Division of Higher Education - HBCU Grants and Expenses for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
NO.	2022-2023
(01) HBCU GRANTS AND EXPENSES	<u>\$4,000,000</u>

SECTION 24. APPROPRIATION - NURSING PROGRAM EXPANSION GRANTS. There is hereby appropriated, to the Department of Education - Division of Higher Education, to be payable from the Workforce Initiative Act of 2015 Fund, for grants for the expansion or creation of nursing programs at eligible institutions of higher education statewide by the Department of Education - Division of Higher Education for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
NO.	2022-2023
(01) NURSING PROGRAM EXPANSION GRANTS	<u>\$3,000,000</u>

SECTION 25. REGULAR SALARIES - NORTHWEST TECHNICAL INSTITUTE. There is hereby established for the Department of Education - Division of Higher Education - Northwest Technical Institute for the 2022-2023 fiscal year, the following maximum number of regular employees.

				Maximum Annual
				Salary Rate
				Fiscal Year
Item	Class		Maximum	
No.	Code	Title	No. of	
			Employees	2022-2023
(1)	N227N	NORTHWEST TECHNICAL INSTITUTE DIRECTOR	1	GRADE SE01
(2)	D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE IT05
(3)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE IT05
(4)	D068C	INFORMATION SYSTEMS ANALYST	1	GRADE IT04
(5)	D071C	COMPUTER SUPPORT ANALYST	1	GRADE IT03
(6)	E009C	TECHNICAL INSTITUTE ASSISTANT DIRECTOR	2	GRADE GS12
(7)	E071C	AMMONIA & INDUSTRIAL TRAINER	2	GRADE GS10
(8)	E013C	EDUCATION PROGRAM MANAGER	5	GRADE GS10
(9)	E022C	EDUCATION & INSTRUCTION MANAGER	2	GRADE GS09
(10)	R014C	PERSONNEL MANAGER	1	GRADE GS08
(11)	E018C	SPECIALIZED TECHNICAL FACULTY	12	GRADE GS08
(12)	E027C	CAREER & TECHNICAL FACULTY	28	GRADE GS07
(13)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
(14)	S017C	MAINTENANCE COORDINATOR	1	GRADE GS07
(15)	G144C	TECHNICAL INSTITUTE PROGRAM COORDINATOR	2	GRADE GS07
(16)	C037C	ADMINISTRATIVE ANALYST	1	GRADE GS06
(17)	S033C	MAINTENANCE SUPERVISOR	1	GRADE GS06
(18)	C035C	ASST REGISTRAR	1	GRADE GS05
(19)	G218C	STUDENT RECRUITMENT SPECIALIST	1	GRADE GS05
(20)	C056C	ADMINISTRATIVE SPECIALIST III	5	GRADE GS04
(21)	A098C	FISCAL SUPPORT SPECIALIST	1	GRADE GS04
(22)	A100C	PAYROLL OFFICER	1	GRADE GS04
(23)	C073C	ADMINISTRATIVE SPECIALIST II	4	GRADE GS03
(24)	S050C	MAINTENANCE SPECIALIST	1	GRADE GS03
(25)	S065C	MAINTENANCE ASSISTANT	2	GRADE GS01
(26)	E077C	NWTI AMMONIA REFRIGN TECH		
		SPEC & TRG MGR	1	GRADE GS13

1 (27) E078C NWTI BUSINESS & INDUSTRY COORDINATOR 1 GRADE GS10
 2 MAX. NO. OF EMPLOYEES 81
 3

4 SECTION 26. EXTRA HELP - NORTHWEST TECHNICAL INSTITUTE. There is
 5 hereby authorized, for the Department of Education - Division of Higher
 6 Education - Northwest Technical Institute for the 2022-2023 fiscal year, the
 7 following maximum number of part-time or temporary employees, to be known as
 8 "Extra Help", payable from funds appropriated herein for such purposes: one
 9 hundred thirty-five (135) temporary or part-time employees, when needed, at
 10 rates of pay not to exceed those provided in the Uniform Classification and
 11 Compensation Act, or its successor, or this act for the appropriate
 12 classification.
 13

14 SECTION 27. APPROPRIATION - NORTHWEST TECHNICAL INSTITUTE - STATE.
 15 There is hereby appropriated, to the Department of Education, to be payable
 16 from the Northwest Technical Institute Fund, for personal services and
 17 operating expenses of the Department of Education - Division of Higher
 18 Education - Northwest Technical Institute - State for the fiscal year ending
 19 June 30, 2023, the following:
 20

21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2022-2023</u>
23	(01) REGULAR SALARIES	\$3,585,355
24	(02) EXTRA HELP	516,673
25	(03) PERSONAL SERVICES MATCHING	1,232,334
26	(04) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	608,064
28	(B) CONF. & TRAVEL	44,866
29	(C) PROF. FEES	0
30	(D) CAP. OUTLAY	20,000
31	(E) DATA PROC.	<u>0</u>
32	TOTAL AMOUNT APPROPRIATED	<u>\$6,007,292</u>

33
 34 SECTION 28. APPROPRIATION - NORTHWEST TECHNICAL INSTITUTE - FEDERAL.
 35 There is hereby appropriated, to the Department of Education, to be payable
 36 from the federal funds as designated by the Chief Fiscal Officer of the

State, for personal services and operating expenses of the Department of Education - Division of Higher Education - Northwest Technical Institute - Federal for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
NO.	2022-2023
(01) REGULAR SALARIES	\$46,120
(02) EXTRA HELP	245,000
(03) PERSONAL SERVICES MATCHING	34,588
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	14,258
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
TOTAL AMOUNT APPROPRIATED	<u>\$339,966</u>

SECTION 29. APPROPRIATION - NORTHWEST TECHNICAL INSTITUTE - CASH.

There is hereby appropriated, to the Department of Education, to be payable from cash funds as defined by Arkansas Code 19-4-801, for personal services and operating expenses of the Department of Education - Division of Higher Education - Northwest Technical Institute - Cash for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
NO.	2022-2023
(01) REGULAR SALARIES	\$721,950
(02) EXTRA HELP	556,450
(03) PERSONAL SERVICES MATCHING	297,891
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,294,530
(B) CONF. & TRAVEL	15,000
(C) PROF. FEES	375,000
(D) CAP. OUTLAY	200,000
(E) DATA PROC.	0
(05) RESALE	325,000
(06) OPERATING AND MAINTENANCE	<u>2,500,000</u>

1 TOTAL AMOUNT APPROPRIATED \$6,285,821

2

3 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
5 EMERGENCY GRANTS & EXTRA HELP POOL. An Institution of higher education that
6 suffers an emergency/disaster event resulting in all or a significant portion
7 of campus operations being interrupted, may request disaster assistance
8 through the Arkansas Department of Education - Division of Higher
9 Education. Upon the declaration of an emergency by the Governor, the
10 institution may request, subject to the recommendation of the Director of the
11 Department of Education - Division of Higher Education and approval of the
12 Governor, a grant from the Disaster Relief Fund to assist in returning that
13 campus to operation and/or to a sister campus providing services to the
14 students from the affected campus. Certified law enforcement officers
15 employed by an institution of higher education may be granted jurisdiction at
16 the sister institution, upon agreement of both institutions.
17 The Department of Education - Division of Higher Education is authorized a
18 pool of 500 extra help positions for use in such emergency situations. These
19 positions may be assigned to the campus suffering the disaster event or to a
20 sister campus providing services to the students from the affected
21 campus. The Governor may waive the 1,500 hour limit of A.C.A. 6-63-314 on
22 these assigned extra help pool positions.

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 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
28 REALLOCATION OF RESOURCES FOR INSTITUTIONS OF HIGHER EDUCATION. Upon
29 determination by the president or chancellor of an institution of higher
30 education that a reallocation of resources for purposes of reorganization or
31 consolidation of administrative functions within the institution is necessary
32 for efficient and effective operations of the institution, the president or
33 chancellor, with approval of the institution's board of trustees, may have
34 the authority to transfer positions, appropriations and related funds between
35 campuses, divisions, branches, and other budgetary units of the institution,
36 after receiving prior approval of the Legislative Council or Joint Budget

1 Committee. The transfers of positions, programs, or activities shall be used
2 for those purposes for which the appropriations were approved by the General
3 Assembly. The transfers, consolidations, or reorganizations which involve
4 academic programs shall be reviewed by the Division of Higher Education prior
5 to submission to the Legislative Council or Joint Budget Committee. Provided,
6 however, that the institution shall be limited to submitting no more than two
7 (2) individual transaction transfer requests during any fiscal year and shall
8 be further limited to no more than five percent (5%) of the total General
9 Revenue and Special Revenue appropriation, funding, positions specific to
10 each institution, and no Tobacco Settlement funds or appropriations may be
11 reallocated pursuant to this section.

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

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

31
32 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
34 LOANS. In order to provide timely payments under financial aid appropriations
35 made in this Act, the Chief Fiscal Officer of the State is authorized to
36 provide loans from the Budget Stabilization Trust Fund to make available all

1 funds attributable to the financial aid programs under the then current
2 official revenue estimates. In the event of an unanticipated state revenue
3 shortfall, any such loans remaining at the end of a fiscal year shall be
4 repaid from revenues distributed in the first two months of the next fiscal
5 year. Funds for appropriations made in this Act for purposes other than
6 financial aid shall not be affected by the application of this provision.

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

9
10 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
12 WORK FORCE 2000 DEVELOPMENT FUND PROCEDURES. After the amounts to be made
13 available to the various technical colleges have been determined as set out
14 in Arkansas Code 26-51-205(d)(2)(A) and 26-51-205(d)(2)(B), such documents as
15 may be necessary shall be processed so that funds may be transferred from the
16 Work Force 2000 Development Fund to the State Treasury fund or fund account
17 from which the technical college draws its general revenue support. Such
18 funds as may be transferred shall not exceed 93.691% of the total funds
19 available from the Work Force 2000 Development Fund during the fiscal year.
20 In the event that a technical institute or comprehensive lifelong learning
21 center which receives support from the Work Force 2000 Development Fund as
22 determined by law transfers or merges into the Arkansas Technical College and
23 Community College System for which Work Force 2000 Development Fund monies
24 are determined by law, then the actual amount of support from the Work Force
25 2000 Development Fund in the preceding fiscal year for such educational
26 institution shall be made available irrespective of any other provision of
27 law which sets out maximum levels of support from such fund.

28 The funds distributed under Arkansas Code 26-51-205(d)(2)(C) in excess of
29 those amounts collected and distributed prior to June 30, 2014 shall be
30 deposited into the Skills Development Fund to be used only for personal
31 services, grants, operation, support, and improvement of occupational,
32 vocational, technical, and workforce development programs by the Department
33 of Career Education - Office of Skills Development. The distributions of
34 funds under Arkansas Code 26-51-205(d)(2)(C) in excess of those amounts
35 collected and distributed prior to June 30, 2014 shall not apply to proceeds
36 allocated to schools, colleges and educational institutions under Arkansas

1 Code 26-51-205(d)(2)(A) and 26-51-205(d)(2)(B).

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 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
7 BUILDING MAINTENANCE FUND. After the sum of \$13,200,000 has been deposited
8 into the Higher Education Building Maintenance Fund, any additional deposits
9 are to be transferred to the Research Development Fund there to be used as
10 provided by law.

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

13
14 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
16 NATIONAL GUARD TUITION INCENTIVE PROGRAM. In addition to any other provisions
17 of law, any student who receives assistance from the appropriation made for
18 the "National Guard Tuition Incentive Program" in this Act shall repay any
19 loans and/or assistance if the student receives a discharge that is a less
20 than Honorable Discharge. Priority for funding shall be given to students
21 already receiving assistance from the National Guard Tuition Incentive
22 Program.

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 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
28 HEALTH EDUCATION GRANTS AND LOANS - PRIORITIES. The Arkansas Higher Education
29 Coordinating Board, after consulting with the recognized associations of each
30 of the applicable medical professions and other interested persons, shall
31 determine the priorities for the applicable programs enumerated in the
32 appropriation made for "Health Education Grants and Loans" in this Act. The
33 Arkansas Division of Higher Education, if necessary, shall re-adjust the
34 number of positions for entering students to be funded for each applicable
35 program based upon the priorities determined by the board.

36 The provisions of this section shall be in effect only from July 1, ~~2021~~

1 2022 through June 30, ~~2022~~ 2023.

2

3 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
5 FINANCIAL AID PROGRAMS REPORTING. The Arkansas Department of Education -
6 Division of Higher Education shall report by May 30 to the House and Senate
7 Interim Committees on Education the budgeted allocation for each financial
8 aid program funded through the Higher Education Grants Fund Account for the
9 upcoming fiscal year and projections for the following year.

10 The provisions of this section shall be in effect only from July 1, ~~2021~~
11 2022 through June 30, ~~2022~~ 2023.

12

13 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
15 AUDIT/REVIEW OF STATE SCHOLARSHIP FUNDS. Any post-secondary institution that
16 receives state scholarship funds administered by the Arkansas Department of
17 Education - Division of Higher Education shall be subject to audit/review of
18 such funds by the Division of Legislative Audit, upon approval of the
19 Legislative Joint Audit Committee.

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 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
25 FUNDING FOR SALARY INCREASES. New funding through the Revenue Stabilization
26 Act determined by the Arkansas Department of Education - Division of Higher
27 Education to have been for salary increases for the fiscal year for
28 Institutions of Higher Education shall be used exclusively for salary
29 increases. New funding actually received for salary increases shall be spent
30 exclusively for salary increases based upon the state general revenue portion
31 of total unrestricted educational and general revenue. Funding received under
32 this provision shall be used for no purpose other than to provide such salary
33 increases. Any designated funds not used for salary increases shall be
34 recouped at the end of each fiscal year and transferred to the General
35 Revenue Allotment Reserve Fund.

36 The provisions of this section shall be in effect only from July 1, ~~2021~~

1 2022 through June 30, ~~2022~~ 2023.

2

3 SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE
5 PROGRAM COORDINATOR FUNDING. The Chief Fiscal Officer of the State shall
6 transfer sufficient funding for the fiscal year from the Higher Education
7 Grants Fund Account to the Division of Higher Education Fund Account in order
8 to finance the personal services costs of a DHE Program Coordinator.

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 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
14 TRANSFER PROVISION. Upon certification by the Director of the Division of
15 Higher Education that transfers are needed to make maximum utilization of
16 funds and appropriations provided for financial aid programs, and with the
17 approval of the Chief Fiscal Officer of the State and a review by the
18 Arkansas Legislative Council or Joint Budget Committee, funds and
19 appropriations may be transferred between financial aid programs to more
20 adequately align the appropriation with the number of eligible students.

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

23

24 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
26 TRANSFER OF HIGHER EDUCATION GRANTS FUND APPROPRIATIONS - HEALTH EDUCATION
27 GRANTS AND LOANS. Upon certification to and with the approval of the Chief
28 Fiscal Officer of the State, surplus funds and appropriations may be
29 transferred between the appropriations provided for "Health Education Grants
30 and Loans" by this Act by the General Assembly for Dental Aid Grants and
31 Loans, Optometry Aid Grants and Loans, Veterinary Aid, Veterinary Med. Loan
32 Forgiveness Program, Podiatry Aid, and Chiropractic Aid.

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 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
2 CONTINGENCY APPROPRIATIONS - TRANSFERS AND REPORTS. (a) Upon approval by
3 the Department of Education - Division of Higher Education and the Chief
4 Fiscal Officer of the State, institutions of higher education may transfer
5 appropriation from the cash contingency appropriation to any other
6 appropriation made to the institution from cash funds including the
7 establishment of commitment items, and may transfer appropriation from the
8 contingency appropriation made payable from each institution's State Treasury
9 Fund to the state operations appropriation made payable from each
10 institution's State Treasury Fund including the establishment of commitment
11 items, and may transfer appropriation from the contingency appropriation made
12 payable from the Tobacco Settlement Program Fund Accounts to any other
13 appropriation made to the institution from Tobacco Settlement Program Fund
14 Accounts including the establishment of commitment items.

15 (b) Contingency appropriation transfers shall only establish and
16 supplement commitment items that were recommended by the Higher Education
17 Coordinating Board in the budget manuals presented to the Legislative Council
18 and Joint Budget Committee.

19 (c) The Department of Education - Division of Higher Education shall
20 report contingency appropriation transfers and the establishment of any
21 commitment items authorized by this Section to the Legislative Council or
22 Joint Budget Committee for review during its July meeting. The report shall
23 include, by institution, the establishment of, and the amounts transferred
24 to, each commitment item, the reasons therefor and the source of funds.
25 Institutions shall submit contingency appropriation transfer and commitment
26 item establishment requests authorized by this Section to the Division of
27 Higher Education no later than July 1. Upon the failure of an institution to
28 submit the required information by the July 1 deadline, the Department of
29 Education - Division of Higher Education shall immediately notify by written
30 notification the chairpersons of the Legislative Council or Joint Budget
31 Committee.

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 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -

1 STUDENT UNDERGRADUATE RESEARCH FELLOWSHIP (SURF) PROGRAM. The focus of the
2 Student Undergraduate Research Fellowship (SURF) Program is the continued
3 development of undergraduate academic research efforts at Arkansas colleges
4 and universities. The Arkansas Department of Education - Division of Higher
5 Education shall adopt rules and regulations necessary for the proper
6 administration of the Student Undergraduate Research Fellowship Program.
7 Administrative functions and responsibilities may include, but not
8 necessarily be limited to, the development of eligibility criteria,
9 collection of applications, coordination of student evaluations, distribution
10 of public notices, and funding of grants for academic research purposes.
11 Staff of the Arkansas Department of Education - Division of Higher Education
12 shall administer this program. The Arkansas Department of Education -
13 Division of Higher Education shall be authorized to expense costs associated
14 with the administration of the program, from funds made payable from the
15 Higher Education Grants Fund Account for the Student Undergraduate Research
16 Fellowship Program as authorized in the Student Assistance Grants and Various
17 Scholarships appropriation section of this Act.

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 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
23 COST ALLOCATION. The Department of Education - Division of Higher Education
24 may refund to the Division of Higher Education Fund Account or the Higher
25 Education Grants Fund Account such amount determined by the Department to be
26 reimbursements received from the Office of the Arkansas Lottery for costs
27 related to the administration of the Arkansas Academic Challenge Scholarship
28 Program.

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

31
32 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
34 APPROPRIATION TRANSFER PROCEDURES - AR GEOGRAPHICAL CRITICAL NEEDS MINORITY
35 TEACHER SCHOLARSHIP PROGRAM. The Director of the Arkansas Department of
36 Education - Division of Higher Education shall determine the amount

1 available, up to \$200,000 per fiscal year, to fund the Arkansas Geographical
2 Critical Needs Minority Teacher Scholarships and shall certify to the Chief
3 Fiscal Officer of the State and the State Treasurer such amount as is
4 required to be transferred from the Higher Education Grants Fund Account.
5 Upon receiving such certification, the Chief Fiscal Officer of the State and
6 the State Treasurer shall cause to be transferred the necessary funds and
7 appropriation to the fund account of the University of Arkansas at Pine Bluff
8 for implementation of this program. The University of Arkansas at Pine Bluff
9 may use up to twenty percent (20%) of the funds and appropriation for
10 administration of the program.

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

13
14 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
16 ADMINISTRATIVE FEES. The Department of Education - Division of Higher
17 Education is authorized to recover non-refundable administrative fees related
18 to the institutional certification and exemption process for out-of-state,
19 non-public, and for-profit colleges and universities. These fees include a
20 notification fee, an application processing fee, and travel expenses for the
21 certification review teams.

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

24
25 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE
27 WORKFORCE INITIATIVE ACT FUNDING. The Chief Fiscal Officer of the State may
28 transfer, on his or her books and those of the State Treasurer and the
29 Auditor of the State, funding up to the amount authorized in the Workforce
30 Initiative Act of 2015 appropriation section in this Act, from the Division
31 of Higher Education Fund Account to the Workforce Initiative Act of 2015 Fund
32 in order to finance the distribution of grants identified under §6-60-107.

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 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
2 ARKANSAS WORKFORCE CHALLENGE SCHOLARSHIP FUNDS. The Department of Education -
3 Division of Higher Education may transfer Arkansas Workforce Challenge
4 Scholarship funds to:

5 (1)(A) An Arkansas Academic Challenge Scholarship account in an
6 amount necessary to fund scholarship awards for nontraditional students for
7 the 2017-2018 academic year that were not funded due to the limitation on the
8 scholarship award amount for nontraditional students under § 6-85-
9 212(e)(2)(A) as it existed before the effective date of this act.

10 (B) The department may distribute scholarship awards to
11 nontraditional students for the 2017-2018 academic year from funds
12 transferred under subdivision (1)(A) of this section; and

13 (2)(A) The Office of the Arkansas Lottery in an amount not to
14 exceed the amount required to fund scholarship awards to be distributed under
15 § 6-85-201 et seq. for the 2018-2019 or 2019-2020 academic years without
16 having to draw upon the Scholarship Shortfall Reserve Trust Account under §
17 23-115-802.

18 (B) If the transfer under subdivision (2)(A) of this
19 section exhausts the department's Arkansas Workforce Challenge Scholarship
20 funds and there remain insufficient funds for distribution as scholarship
21 awards under § 6-85-201 et seq. for the 2018-2019 or 2019-2020 academic years
22 without having to draw upon the trust account, then the trust account may be
23 drawn upon as provided under § 23-115-802.

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

26
27 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
29 STATEWIDE SCHOLARSHIP AND GRANT PROMOTION. Of the general revenue that is
30 received by and distributed from the Higher Education Grants Fund Account,
31 the Chief Fiscal Officer of the State shall transfer two hundred ninety-five
32 thousand dollars (\$295,000) to the Division of Higher Education Fund Account
33 to be allocated, budgeted, committed and distributed to the Statewide
34 Scholarship and Grant Promotion line item in the General Operations section
35 of this Act for the purpose of increasing public awareness of the
36 scholarships and grants offered by the State through the Arkansas Department

1 of Education - Division of Higher Education. The Department shall utilize a
2 minimum of one hundred forty-seven thousand five hundred dollars (\$147,500)
3 of the aforementioned total specifically for the promotion of the Arkansas
4 Futures Grant 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 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE*
9 *ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW.*
10 *GOVERNOR'S HIGHER EDUCATION TRANSITION SCHOLARSHIP PROGRAM. The Department*
11 *of Education - Division of Higher Education shall provide for the*
12 *administration of the "Governor's Higher Education Transition Scholarship*
13 *Program" as appropriated in the Student Assistance Grants and Various*
14 *Scholarships Appropriation section of this Act to assist students accepted*
15 *into transitional programs for students with intellectual and/or*
16 *developmental disabilities at state institutions of higher education and*
17 *shall promulgate rules for the implementation of the program and for the*
18 *disbursement of scholarships to eligible students.*

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

21
22 *SECTION 52. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
23 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NTI -*
24 *ADDITIONAL TEACHING LOAD. Full-time staff and ten (10) extra help positions*
25 *at Northwest Technical Institute, may be paid up to seventy-five dollars*
26 *(\$75) per clock hour for the fiscal year ending June 30, ~~2022~~ 2023, for*
27 *noncredit teaching assignments; or up to five hundred fifty dollars (\$550)*
28 *per semester hour for the fiscal year ending June 30, ~~2022~~ 2023, for teaching*
29 *courses beyond the defined teaching load; and the employee's maximum*
30 *allowable salary may be exceeded by such amount; provided, however, that such*
31 *additional teaching load may not exceed one hundred fifty (150) clock hours*
32 *or nine (9) semester credit hours per school year. Further, the provisions*
33 *of this section shall only apply to credit and noncredit courses that are*
34 *funded by Private Industry.*

35 The provisions of this section shall be in effect only from July 1, ~~2021~~
36 2022 through June 30, ~~2022~~ 2023.

1
2 SECTION 53. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
3 authorized by this act shall be limited to the appropriation for such agency
4 and funds made available by law for the support of such appropriations; and
5 the restrictions of the State Procurement Law, the General Accounting and
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
7 Procedures and Restrictions Act, or their successors, and other fiscal
8 control laws of this State, where applicable, and regulations promulgated by
9 the Department of Finance and Administration, as authorized by law, shall be
10 strictly complied with in disbursement of said funds.

11
12 SECTION 54. LEGISLATIVE INTENT. It is the intent of the General
13 Assembly that any funds disbursed under the authority of the appropriations
14 contained in this act shall be in compliance with the stated reasons for
15 which this act was adopted, as evidenced by the Agency Requests, Executive
16 Recommendations and Legislative Recommendations contained in the budget
17 manuals prepared by the Department of Finance and Administration, letters, or
18 summarized oral testimony in the official minutes of the Arkansas Legislative
19 Council or Joint Budget Committee which relate to its passage and adoption.

20
21 SECTION 55. EFFECTIVE DATE. This act is effective on and after July 1,
22 2022.

23
24 /s/Joint Budget Committee

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27 APPROVED: 3/8/22
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