

Arkansas Division of Elementary and Secondary Education
Rules Governing the Educator Compensation Reform Program
Effective October 2019

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1.00 PURPOSE

- 1.01 These rules shall be known as the Arkansas Division of Elementary and Secondary Education ("Division") Rules Governing the Educator Compensation Reform Program.
- 1.02 The purpose of these rules is to provide the process and procedures necessary to calculate and allocate Educator Compensation Reform Program funds to eligible school districts.

2.00 AUTHORITY

- 2.01 The Arkansas State Board of Education promulgated these rules pursuant to the authority granted to it by Ark. Code Ann. §§ 6-11-105, 25-15-201 et seq., and Acts 170 and 877 of 2019.

3.00 DEFINITIONS

As used in these rules:

- 3.01 "Educator Compensation Reform Program fund" means a fund established within the Public School Fund, for the Division, made available to school districts to assist with the cost of increasing teacher salaries as required by Ark. Code Ann. § 6-17-2403.
- 3.02 "Foundation Funding" means the same as the definition set forth in Ark. Code Ann. § 6-20-2303(7) and is the amount set forth in Ark. Code Ann. § 6-20-2305(a)(2).
- 3.03 "Teacher" means an individual who is required to hold a teaching license from the Division and who is engaged directly in instruction with students in a classroom setting for more than seventy percent (70%) of the individual's contracted time, a guidance counselor, or a librarian.
- 3.03.1 "Teacher" also includes a nonlicensed classroom teacher employed in a position under a waiver from licensure.

4.00 IMPLEMENTATION

- 4.01 The Educator Compensation Reform Program ("Program") was established to provide additional funding to school districts currently below the minimum teacher salary schedule set forth in Ark. Code Ann. § 6-17-2403, and assist school districts in ensuring that all educators in public school districts receive

a minimum annual salary of \$36,000 over a four-year period.

- 4.02 School districts that adhered to a teacher compensation schedule at or above \$36,000 for a teacher with a bachelor's degree and zero (0) years of experience in the 2018-2019 school year shall not be eligible for funds under the Program.
- 4.03 School districts that implement a teacher compensation schedule at or above \$36,000 for a teacher with a bachelor's degree and zero (0) years of experience prior to the 2022-2023 school year shall not be eligible to receive funding under the Program the year after the \$36,000 minimum salary schedule becomes effective and thereafter.
- 4.04 Any public school district or open-enrollment public charter school that has or receives a waiver of the teacher minimum salary schedule during implementation of the Program shall not be eligible to receive Program funds and shall be responsible for repayment of any Program funds received prior to receiving the waiver.
- 4.05 School districts requesting Program funds shall provide information documenting eligibility for Program funds to the Division, including without limitation, the school district's plan for implementation of required salary increases and any anticipated or projected adjustments to staff, by completing and submitting the editable application form available on the Division's website at: <http://dese.ade.arkansas.gov/divisions/fiscal-and-administrative-services/educator-compensation-reform-program>.

5.00 CALCULATION

- 5.01 The number of all licensed full-time equivalents (FTEs) not paid with federal funds in each school district will be used to calculate the amount of Program funds a school district is eligible to receive.
- 5.02 The amount of Program funds a school district is eligible to receive each year shall be calculated as follows:
 - 5.02.1 Subtract each school district's minimum teacher salary for the prior school year for a teacher with a bachelor's degree and zero (0) years of experience from the minimum salary indicated by the school district for the current year, up to \$36,000.
 - 5.02.2 Multiply the amount in 5.02.1 by the school district's 2017-2018 FTE count for licensed personnel not paid with federal funds.
 - 5.02.3 Multiply the result from 5.02.2 by the current rate of Federal Insurance Contributions Act (FICA) tax and teacher retirement employer matching rate.
 - 5.02.4 Add the result of 5.02.3 to the result of 5.02.2 to determine the total

amount necessary for the district to increase salaries and fringe.

6.0 DISBURSEMENT

- 6.01 School districts that qualify for Program funds will be notified of the amount the school district is eligible to receive.
- 6.02 The superintendent of a school district that receives Program funds shall certify acceptance of the funds, adherence to these rules, and expenditure of the funds for the specified purpose.
- 6.03 The Division shall disburse each school district's allocation of Program funds on or before February 15 each year of implementation, in accordance with the approved application form.
- 6.03.1 A school district may request that an adjustment be made to its disbursement of Program funds during implementation of the Program by submitting a new application form to the Division.
- 6.03.2 A request to change the disbursement of Program funds must be approved by the Commissioner of Education.
- 6.04 If funds are not sufficient to fully fund the Program, the Division shall distribute the available funding to eligible school districts on a pro rata basis.

State of Arkansas *As Engrossed: S2/25/19 S4/1/19 S4/3/19*

92nd General Assembly

Regular Session, 2019

A Bill

SENATE BILL 136

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR GRANTS AND AID TO
LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS FOR THE
DEPARTMENT OF EDUCATION-PUBLIC SCHOOL FUND FOR THE
FISCAL YEAR ENDING JUNE 30, 2020; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION-
PUBLIC SCHOOL FUND - GRANTS AND AID TO
LOCAL SCHOOL DISTRICTS AND SPECIAL
PROGRAMS APPROPRIATION FOR THE 2019-2020
FISCAL YEAR.

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

SECTION 1. APPROPRIATION - GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND
SPECIAL PROGRAMS. There is hereby appropriated, to the Department of
Education, to be payable from the Department of Education Public School Fund
Account, for grants and aid to local school districts and special programs of
the Department of Education for the fiscal year ending June 30, 2020, the
following:

ITEM	FISCAL YEAR
NO.	2019-2020
(01) 98% URT ACTUAL COLLECTION ADJUSTMENT	34,500,000
(02) ADDITIONAL PUBLIC SCHOOL EMPLOYEE HEALTH INSURANCE	15,000,000



1	(03)	ADVANCED PLACEMENT INCENTIVE	1,275,000
2	(04)	ALTERNATIVE LEARNING	29,773,362
3	(05)	ARKANSAS EASTER SEALS	193,113
4	(06)	ASSESSMENT/END OF LEVEL TESTING	20,250,189
5	(07)	AT RISK	1,688,530
6	(08)	BETTER CHANCE PROGRAM	\$114,000,000
7	(09)	BONDED DEBT ASSISTANCE	28,455,384
8	(10)	COMPUTER SCIENCE INITIATIVE	2,500,000
9	(11)	CONSOLIDATION INCENTIVE	5,981,400
10	(12)	CONTENT STANDARDS	161,000
11	(13)	CONTENTS STANDARDS CURRICULUM	
12		FRAMEWORKS	50,000
13	(14)	COOP EDUCATION TECH CENTERS	1,200,000
14	(15)	COORDINATED SCHOOL HEALTH	2,000,000
15	(16)	DECLINING ENROLLMENT	13,963,389
16	(17)	DEPT OF CORRECTION	6,454,524
17	(18)	DISTANCE LEARNING	4,760,000
18	(19)	DISTANCE LEARNING OPERATIONS	7,575,000
19	(20)	EARLY CHILDHOOD SPECIAL EDUCATION	16,897,920
20	(21)	ECONOMIC EDUCATION	400,000
21	(22)	EDUCATION SERVICE COOPERATIVES	6,129,270
22	(23)	<i>EIDT SPECIAL EDUCATION SERVICES</i>	<i>1,000,000</i>
23	(24)	ENGLISH LANGUAGE LEARNERS	16,681,022
24	(25)	ENHANCED TRANSPORTATION FUNDING	5,000,000
25	(26)	GENERAL FACILITIES FUNDING	8,100,000
26	(27)	GIFTED & TALENTED	1,485,381
27	(28)	GRANTS TO SCHOOL DISTRICTS	67,856
28	(29)	HUMAN DEVELOPMENT CENTER EDUCATION AID	526,150
29	(30)	INTERVENTION BLOCK GRANTS	302,000
30	(31)	ISOLATED FUNDING	7,896,000
31	(32)	LEADERSHIP ACADEMY-MASTER PRINCIPAL	1,400,000
32	(33)	MASTER PRINCIPAL BONUS	175,000
33	(34)	NATIONAL BOARD OF PROF TEACHING	
34		STANDARDS	18,738,000
35	(35)	<i>ENHANCED STUDENT ACHIEVEMENT FUNDING</i>	<i>232,465,557</i>
36	(36)	NON-TRADITIONAL LICENSURE	50,000

1	(37)	ESA MATCHING GRANT PROGRAM	5,300,000
2	(38)	OE CHARTER FAC FUNDING AID PRG	7,575,000
3	(39)	POSITIVE YOUTH DEVELOPMENT GRANTS	5,000,000
4	(40)	PROFESSIONAL DEVELOPMENT FUNDING	29,127,136
5	(41)	PUBLIC SCHOOL EMPLOYEE INSURANCE	57,373,600
6	(42)	R.I.S.E. ARKANSAS	970,000
7	(43)	RESIDENTIAL CENTERS/JUVENILE DETENTION	16,345,087
8	(44)	SCHOOL FACILITY JOINT USE SUPPORT	500,000
9	(45)	SCHOOL FOOD SERVICES	1,650,000
10	(46)	SCHOOL FOOD-LEGISLATIVE AUDIT	75,000
11	(47)	SCHOOL FUNDING CONTINGENCY	25,000,000
12	(48)	SCHOOL RECOGNITION	7,000,000
13	(49)	SCHOOL WORKER DEFENSE	390,000
14	(50)	SERIOUS OFFENDER	1,716,859
15	(51)	SMART START/SMART STEP	10,666,303
16	(52)	SPECIAL EDUCATION SERVICES	2,802,527
17	(53)	SPECIAL EDUCATION-CATASTROPHIC	13,020,000
18	(54)	SPECIAL NEEDS ISOLATED FUNDING	3,000,000
19	(55)	STATE FOUNDATION FUNDING	2,077,683,588
20	(56)	STUDENT GROWTH	37,690,144
21	(57)	SUPPLEMENTAL MILLAGE	10,000,000
22	(58)	SURPLUS COMMODITIES	1,125,065
23	(59)	TEACHER LICENSING/MENTORING	6,065,758
24	(60)	TEACHER OF THE YEAR	100,000
25	(61)	TEACHER RECRUITMENT	2,100,000
26	(62)	TEACHER RETIREMENT MATCHING	11,198,604
27	(63)	TECHNOLOGY GRANTS	3,602,678
28	(64)	TECHNOLOGY IMPROVEMENTS	500,000
29	(65)	WORKER'S COMPENSATION	450,000
30	(66)	YOUTH SHELTERS	165,000
31		TOTAL AMOUNT APPROPRIATED	<u>\$2,945,287,396</u>

32

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

34 There is hereby established for the Department of Education-Public School

35 Fund - Arkansas Public School Computer Network for the 2019-2020 fiscal year,

36 the following maximum number of regular employees.

			Maximum Annual
			Salary Rate
			Fiscal Year
Item	Class	No. of	2019-2020
No.	Code Title	Employees	
(1)	D105C ADE STATE NETWORK ENGINEER	1	GRADE IT09
(2)	D104C ADE STATE SYSTEMS ADMINISTRATOR	1	GRADE IT08
(3)	D007C INFORMATION SYSTEMS MANAGER	1	GRADE IT08
(4)	D006C SOFTWARE ENGINEER LEAD	1	GRADE IT08
(5)	D042C DATA WAREHOUSE SPECIALIST	1	GRADE IT06
(6)	D038C SENIOR SOFTWARE SUPPORT ANALYST	1	GRADE IT06
(7)	D037C ADE APSCN APPLICATIONS MANAGER	3	GRADE IT05
(8)	D063C COMPUTER SUPPORT SPECIALIST	1	GRADE IT05
(9)	D055C ADE APSCN FIELD ANALYST	25	GRADE IT04
(10)	D079C COMPUTER SUPPORT TECHNICIAN	1	GRADE IT02
(11)	N047N ADE APSCN DIRECTOR	1	GRADE GS15
(12)	G012C ADE ASSISTANT TO DIRECTOR	3	GRADE GS12
(13)	G050C ADE APSCN DIVISION MANAGER	3	GRADE GS10
(14)	A089C ACCOUNTANT I	1	GRADE GS07
(15)	C020C STUDENT APPLICATIONS SPECIALIST	4	GRADE GS06
(16)	D077C HELP DESK SPECIALIST	2	GRADE GS05
(17)	C056C ADMINISTRATIVE SPECIALIST III	1	GRADE GS04
MAX. NO. OF EMPLOYEES		51	

SECTION 3. APPROPRIATION - ARKANSAS PUBLIC SCHOOL NETWORK. There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for personal services and operating expenses of the Department of Education - Arkansas Public School Computer Network for the fiscal year ending June 30, 2020, the following:

ITEM	FISCAL YEAR
NO.	2019-2020
(01) REGULAR SALARIES	\$2,759,150
(02) PERSONAL SERVICES MATCHING	862,950
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	19,245,839

1	(B) CONF. & TRAVEL	7,250
2	(C) PROF. FEES	0
3	(D) CAP. OUTLAY	200,000
4	(E) DATA PROC.	0
5	(04) DATA ACCESS IMPLEMENTATION	<u>300,000</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$23,375,189</u>

7

8 SECTION 4. REGULAR SALARIES - OFFICE OF EDUCATION RENEWAL ZONES. There
 9 is hereby established for the Department of Education - Office of Education
 10 Renewal Zones for the 2019-2020 fiscal year, the following maximum number of
 11 regular employees.

12

13			Maximum Annual
14		Maximum	Salary Rate
15	Item Class	No. of	Fiscal Year
16	<u>No. Code Title</u>	<u>Employees</u>	<u>2019-2020</u>
17	(1) E020C ADE OERZ TECHNICAL ASSIST SPECIALIST	3	GRADE GS08
18	(2) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
19	MAX. NO. OF EMPLOYEES	4	

20

21 SECTION 5. APPROPRIATION - OFFICE OF EDUCATION RENEWAL ZONES. There is
 22 hereby appropriated, to the Department of Education, to be payable from the
 23 Department of Education Public School Fund Account, for personal services,
 24 operating expenses, and grants by the Department of Education - Office of
 25 Education Renewal Zones for the fiscal year ending June 30, 2020, the
 26 following:

27

28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2019-2020</u>
30	(01) REGULAR SALARIES	\$166,748
31	(02) PERSONAL SERVICES MATCHING	56,778
32	(03) MAINT. & GEN. OPERATION	
33	(A) OPER. EXPENSE	25,000
34	(B) CONF. & TRAVEL	3,000
35	(C) PROF. FEES	0
36	(D) CAP. OUTLAY	0

1	(E) DATA PROC.	0
2	(04) EDUCATIONAL RENEWAL ZONE GRANTS	<u>1,101,150</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$1,352,676</u>

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

There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for grants and aid to provide additional funding to school districts currently below the statutory minimum teacher salary schedule by the Department of Education - Educator Compensation Reform Grants and Aid for the fiscal year ending June 30, 2020, the following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2019-2020</u>
15	(01) EDUCATOR COMPENSATION REFORM	<u>\$60,000,000</u>

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. R.I.S.E. ARKANSAS - CARRY FORWARD. Any unexpended balance of monies allocated for R.I.S.E. Arkansas remaining on June 30, ~~2019~~ 2020, in the Department of Education Public School Fund Account shall be designated and retained for the R.I.S.E. Arkansas. Any carry forward of unexpected balance of funding as authorized herein, may be carried forward under the following conditions:

(1) Prior to June 30, ~~2019~~ 2020 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of Budget;

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

(3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with a written

1 statement as to the current status of the project, contract, purpose, etc.
2 for which the carry forward was originally requested no later than thirty
3 (30) days prior to the time the Agency, Board, Commission or Institution
4 presents its budget request to the Arkansas Legislative Council/Joint Budget
5 Committee; and

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

10 The provisions of this section shall be in effect only from July 1, 2018
11 2019 through June 30, ~~2019~~ 2020.

12
13 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
15 ALLOCATION. The appropriation for the Isolated Funding line item in the
16 Grants and Aid to Local School Districts and Special Programs section of this
17 Act may be fully funded. Any funding and appropriation for Isolated Funding
18 that is not utilized shall be transferred to the appropriation for Special
19 Needs Isolated Funding in the Grants and Aid to Local School Districts and
20 Special Programs section of this Act and shall be used there for fully
21 funding each subsection (c) through (f) of Arkansas Code § 6-20-604 on a pro
22 rata basis until the available funds are exhausted. Pro rata basis is defined
23 as providing each district qualifying for additional funding under
24 subsections (c) through (f) a proportionate share based on how each
25 district's additional funding amount bears to the total additional funding
26 amounts for all qualifying districts. If any funding and appropriation
27 remains after funding each subsection (c) through (f) of Arkansas Code § 6-
28 20-604 the remaining balance shall be used to fund the provisions of Arkansas
29 Code § 6-20-604 (h) on an equal basis until the available funds are
30 exhausted.

31 The provisions of this section shall be in effect only from July 1, 2018
32 2019 through June 30, ~~2019~~ 2020.

33
34 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS TO
36 SCHOOL DISTRICTS. For the purposes of distributing the Grants To School

1 Districts appropriation in the Grants and Aid to Local School Districts and
2 Special Programs section of this Act, "school district" means a school
3 district which contracts with a school district in an adjoining state for the
4 education of some of the pupils within the Arkansas school district because
5 the portion of the school district wherein such pupils live is completely
6 separated from the remainder of the school district by a reservoir covering
7 at least 12,000 acres at normal water level, and where to attend school in
8 their own district, the pupils of said portion would be required to travel or
9 to be transported a distance (measured by the nearest highway or road route)
10 of more than 35 miles round trip and pass through another school district or
11 districts. The Department of Education shall distribute the monies
12 appropriated for Grants to School Districts in the Grants and Aid to Local
13 School Districts and Special Programs section of this Act to such school
14 districts as reimbursement for expenses incurred in educating the pupils
15 residing in the separated portion of the school district. The payments are to
16 be limited to the amount of available appropriation. Such school districts
17 shall file a request for reimbursement with the Department of Education and
18 provide the Department of Education with such documentation as is deemed
19 necessary.

20 The provisions of this section shall be in effect only from July 1, 2018
21 2019 through June 30, ~~2019~~ 2020.

22
23 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
25 EDUCATION SERVICES. The funds appropriated in the line item "Special
26 Education Services" in the Grants and Aid to Local School Districts and
27 Special Programs section of this Act shall be used to provide extended year
28 summer programs for handicapped students in need of such services, to provide
29 special education services to foster children who are wards of the State, and
30 to provide funds for the payment of salaries of special education
31 supervisors. The Department of Education shall distribute such funds in the
32 manner necessary to carry out the intent of this Section.

33 The provisions of this section shall be in effect only from July 1, 2018
34 2019 through June 30, ~~2019~~ 2020.

35
36 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
2 CONSOLIDATION INCENTIVE. The appropriation contained herein for Consolidation
3 Incentive shall be allocated in accordance with rules and regulations
4 established by the State Board of Education.

5 The provisions of this section shall be in effect only from July 1, 2018
6 2019 through June 30, ~~2019~~ 2020.

7
8 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
10 RESIDENTIAL CENTERS/JUVENILE DETENTION. The funds appropriated herein for
11 Residential Centers/Juvenile Detention shall be allocated in accordance with
12 rules and regulations established by the State Board of Education.

13 The provisions of this section shall be in effect only from July 1, 2018
14 2019 through June 30, ~~2019~~ 2020.

15
16 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
18 AUTHORITY. The Commissioner of the Department of Education, with the approval
19 of the Chief Fiscal Officer of the State and after approval by the Arkansas
20 Legislative Council or Joint Budget Committee, is hereby authorized to
21 request necessary appropriation transfers and any other budget related
22 adjustments necessary within the Department of Education. Provided, however,
23 that the Department of Education shall be limited to submitting no more than
24 two transfer requests during any fiscal year.

25 Determining the maximum number of employees and the maximum amount of
26 appropriation and general revenue funding for a state agency each fiscal year
27 is the prerogative of the General Assembly. This is usually accomplished by
28 delineating such maximums in the appropriation act(s) for a state agency and
29 the general revenue allocations authorized for each fund and fund account by
30 amendment to the Revenue Stabilization law. Further, the General Assembly
31 has determined that the Department of Education may operate more efficiently
32 if some flexibility is provided to the Commissioner of the Department of
33 Education authorizing broad powers under the Transfer Authority provision
34 herein. Therefore, it is both necessary and appropriate that the General
35 Assembly maintain oversight by requiring prior approval of the Legislative
36 Council or Joint Budget Committee as provided by this section. The

1 requirement of approval by the Legislative Council or Joint Budget Committee
2 is not a severable part of this section. If the requirement of approval by
3 the Legislative Council or Joint Budget Committee is ruled unconstitutional
4 by a court jurisdiction, this entire section is void.

5 The provisions of this section shall be in effect only from July 1, 2018
6 2019 through June 30, ~~2019~~ 2020.

7
8 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AETN
10 DOCUMENTED QUIZ BOWL COSTS. Of the total amount of appropriation and funds
11 authorized herein to the Department of Education for the Quiz Bowl each
12 fiscal year, an amount not to exceed forty thousand dollars (\$40,000) each
13 fiscal year may be made available to the Department of Education -
14 Educational Television Division for its documented costs associated with the
15 Quiz Bowl.

16 The provisions of this section shall be in effect only from July 1, 2018
17 2019 through June 30, ~~2019~~ 2020.

18
19 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
21 RETIREMENT MATCHING. Beginning with the 1996-97 school year, Local School
22 Districts shall pay the teacher retirement employer contribution rate for any
23 eligible employee in accordance with rules and regulations established by the
24 Teacher Retirement Board of Directors. The appropriation contained herein for
25 Teacher Retirement Matching each fiscal year shall be used to provide the
26 employer matching for employees of the Cooperative Education Services Areas,
27 Vocational Centers, Arkansas Easter Seals and the school operated by the
28 Department of Correction.

29 The provisions of this section shall be in effect only from July 1, 2018
30 2019 through June 30, ~~2019~~ 2020.

31
32 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BETTER
34 CHANCE PROGRAM ADMINISTRATIVE FEES. The Department of Education is hereby
35 authorized to expend a maximum of two percent (2%) of available funds for
36 administration of the Better Chance Program. Up to 1.8% of available funds

1 shall be used to administer the program and to monitor program grantees to
2 ensure compliance with programmatic standards. Prior to the utilization of
3 the remaining 0.2% of available funds, the Department of Education shall seek
4 prior review and approval of the Arkansas Legislative Council or Joint Budget
5 Committee by providing a written request to include the following: a) the
6 Department's reason(s) for the use of the funds and b) the amount of funds
7 that will be expended. The Department may contract with the Division of Child
8 Care and Early Childhood Education to administer the program.

9 Determining the maximum number of employees and the maximum amount of
10 appropriation and general revenue funding for a state agency each fiscal year
11 is the prerogative of the General Assembly. This is usually accomplished by
12 delineating such maximums in the appropriation act(s) for a state agency and
13 the general revenue allocations authorized for each fund and fund account by
14 amendment to the Revenue Stabilization law. Therefore, it is both necessary
15 and appropriate that the General Assembly maintain oversight by requiring
16 prior approval of the Legislative Council or Joint Budget Committee as
17 provided by this section. The requirement of approval by the Legislative
18 Council or Joint Budget Committee is not a severable part of this section.
19 If the requirement of approval by the Legislative Council or Joint Budget
20 Committee is ruled unconstitutional by a court of competent jurisdiction,
21 this entire section is void.

22 The provisions of this section shall be in effect only from July 1, 2018
23 2019 through June 30, 2019 2020.

24
25 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AVERAGE
27 TEACHER SALARY. The Arkansas Department of Education is requested to
28 calculate Average Teacher Salary in the Department's Annual Statistical
29 Report to not include extra duty funds. Specifically, the Department is
30 requested to calculate the Average Teacher Salary amount using the National
31 Education Association definitions for Average Salary for Classroom Teachers.
32 The Arkansas Department of Education shall submit this data annually to the
33 National Education Association in accordance with that organization's
34 deadlines for submission for their report "Rankings and Estimates" which
35 includes state-by-state teacher salary comparisons.

36 The provisions of this section shall be in effect only from July 1, 2018

1 2019 through June 30, ~~2019~~ 2020.

2
3 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
5 FORWARD - ARKANSAS BETTER CHANCE. Any unexpended balance of monies allocated
6 for the Arkansas Better Chance for School Success Program remaining on June
7 30, ~~2019~~ 2020, in the Department of Education Public School Fund Account
8 shall be designated and retained for the Arkansas Better Chance for School
9 Success Program.

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

12 (1) Prior to June 30, ~~2019~~ 2020 the Agency shall by written statement set
13 forth its reason(s) for the need to carry forward said funding to the
14 Department of Finance and Administration Office of Budget;

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

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

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

33 The provisions of this section shall be in effect only from July 1, ~~2018~~
34 2019 through June 30, ~~2019~~ 2020.

35
36 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PUBLIC
2 SCHOOL RETIREE HEALTH INSURANCE. The Employee Benefits Division of the
3 Department of Finance and Administration may use up to eleven dollars and
4 twenty cents (\$11.20) from each contribution made under Arkansas Code
5 §6-17-1117(a) to offset the cost of health insurance premiums to eligible
6 members electing to participate in the public school employees' health
7 insurance program as a retiree.

8 The provisions of this section shall be in effect only from July 1, 2018
9 2019 through June 30, 2019 2020.

10
11 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
13 ARKANSAS/STRIVE PROGRAM TRANSFER. The Chief Fiscal Officer of the State
14 shall transfer on his books and those of the State Treasurer and the State
15 Auditor, the sum of two hundred thousand dollars (\$200,000) during each
16 fiscal year from the Department of Education Public School Fund Account to
17 the University of Arkansas at Little Rock Fund, specifically to provide
18 funding for the Arkansas/STRIVE Program. The total amount of funds
19 transferred each fiscal year pursuant to this section shall not be subject to
20 any indirect costs by the University of Arkansas at Little Rock.

21 The provisions of this section shall be in effect only from July 1, 2018
22 2019 through June 30, 2019 2020.

23
24 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HEALTH
26 INSURANCE. The appropriation contained herein for Public School Employee
27 Insurance each fiscal year shall be used to provide the state contribution
28 for insurance premiums for employees of the Cooperative Education Services
29 Areas, Vocational Centers, and the school operated by the Department of
30 Correction who participate in the Arkansas Public School Life and Health
31 Insurance Program.

32 The provisions of this section shall be in effect only from July 1, 2018
33 2019 through June 30, 2019 2020.

34
35 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

6 The provisions of this section shall be in effect only from July 1, 2018
7 2019 through June 30, ~~2019~~ 2020.

8
9 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
11 FUND RESTRICTIONS. No state funds shall be used for abortion referral in
12 public schools, or for abortion services. Funds shall be expended in
13 accordance with Arkansas Code Annotated §6-18-703.

14 The provisions of this section shall be in effect only from July 1, 2018
15 2019 through June 30, ~~2019~~ 2020.

16
17 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
19 ADDITIONAL PUBLIC SCHOOL EMPLOYEE HEALTH INSURANCE FUNDING PROVISION.
20 Effective for the plan year beginning January 1, ~~2018~~ 2019, if ninety-eight
21 percent (98%) of the uniform rate of tax used in the calculation of State
22 Foundation Funding Aid for fiscal year ~~2018-2019~~ 2019-2020 exceeds nine
23 hundred twenty million seven hundred thirty-one thousand eight hundred
24 nineteen dollars (\$920,731,819), the Department of Education shall pay up to
25 fifteen million dollars (\$15,000,000) of the total increase over the nine
26 hundred twenty million seven hundred thirty-one thousand eight hundred
27 nineteen dollars (\$920,731,819) to the Employee Benefits Division of the
28 Department of Finance and Administration in additional health insurance
29 contributions for eligible employees electing to participate in the public
30 school employees' health insurance program administered by the State and
31 Public School Life and Health Insurance Board.

32 The Department of Education shall make the contributions by transferring
33 funds to the division in quarterly installments. Funds provided by the
34 Department of Education to the division under this section shall be
35 administered by the board for the benefit of the employee participants of the
36 public school employees' health insurance program.

1 The provisions of this section shall be in effect only from July 1, 2018
2 2019 through June 30, ~~2019~~ 2020.

3
4 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
6 GOVERNOR'S SCHOOL FUNDING. The Department of Education shall allocate, budget
7 and commit for expenditure two hundred fifty thousand dollars (\$250,000), in
8 addition to funds already being provided for the Arkansas Governor's School,
9 to fund the appropriation authorized from general revenue for the Gifted and
10 Talented program as appropriated in the Grants and Aid to Local School
11 Districts and Special Programs section herein. With this additional funding
12 either the department shall increase the number of grants for AEGIS summer
13 enrichment programs, or the duration of the Arkansas Governor's School shall
14 be extended from four (4) weeks to six (6) weeks.

15 The provisions of this section shall be in effect only from July 1, 2018
16 2019 through June 30, ~~2019~~ 2020.

17
18 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EAST
20 FUNDING PROVISION. Of the total amount appropriated for Technology Grants
21 each fiscal year, an amount of not less than three million five thousand
22 dollars (\$3,005,000) or eighteen percent (18%), whichever is greater each
23 fiscal year, shall be awarded through a grant or professional services
24 contract for the EAST Initiative. Not less than one million dollars
25 (\$1,000,000) of the three million five thousand dollars (\$3,005,000) or
26 eighteen percent (18%) of the Technology Grants Line Item awarded to the EAST
27 Initiatives shall be used for EAST infrastructure and personnel growth for
28 the establishment of new programs. The remaining funding shall be used for
29 existing EAST infrastructure, personnel, and operating expenses of the EAST
30 Initiative. The EAST infrastructure grant or contract for personal services
31 and operating expenses shall be awarded to an entity that has personnel or
32 experience, or both, in implementing the EAST Initiative.

33 The provisions of this section shall be in effect only from July 1, 2018
34 2019 through June 30, ~~2019~~ 2020.

35
36 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
2 INTERVENTION BLOCK GRANTS FUNDING RESTRICTION. The Department of Education
3 shall make available from the Intervention Block Grants appropriation
4 authorized by this Act, one hundred thousand dollars (\$100,000) each fiscal
5 year for the annual expenses of the Quiz Bowl, thirteen thousand five hundred
6 dollars (\$13,500) each fiscal year for Creativity in Arkansas, Inc. for
7 grants up to \$1,000 each for students and chaperones, thirteen thousand five
8 hundred dollars (\$13,500) each fiscal year for Destination Imagination, one
9 hundred thousand dollars (\$100,000) each fiscal year for the State History
10 Day Competition, and seventy-five thousand dollars (\$75,000) each fiscal year
11 for a grant to the Arkansas Science Fair Association for grants to regional
12 and the state science fairs. The Department of Education shall allocate
13 General Revenue funding totaling no less than three hundred two thousand
14 dollars (\$302,000) each fiscal year from the Department of Education Public
15 School Fund Account to support the annual expenses of the Quiz Bowl, the
16 Creativity in Arkansas, Inc. for grants up to \$1,000 each for students and
17 chaperones, Destination Imagination, the State History Day Competition, and
18 the Arkansas Science Fair Association for grants to regional and state
19 science fairs. The Department shall either expend or have committed for
20 expenditure the monies allocated for the Quiz Bowl, Creativity in Arkansas,
21 Inc., Destination Imagination, the State History Day Competition, and
22 Arkansas Science Fair Association grants as authorized herein in order to
23 fulfill the provisions of this section.

24 The provisions of this section shall be in effect only from July 1, ~~2018~~
25 2019 through June 30, ~~2019~~ 2020.

26
27 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
29 PROFESSIONAL DEVELOPMENT.

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

36 (b)(1) The Department of Education shall annually report the following

1 information concerning the Arkansas Online Professional Development
2 Initiative under § 6-17-707:

- 3 (1) Annual expenditure information;
- 4 (2) Statistical information pertaining to users of the
5 initiative;
- 6 (3) Course offerings;
- 7 (4) Course hours completed; and
- 8 (5) Certificates awarded.

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

- 11 (1) Governor;
- 12 (2) Legislative Council or, if the General Assembly is
13 in session, the Joint Budget Committee;
- 14 (3) Senate Committee on Education;
- 15 (4) House Committee on Education; and
- 16 (5) Department of Finance and Administration.

17 (c) The provisions of this section shall be in effect only from July 1,
18 ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

19
20 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ~~NSL~~ ESA
22 MATCHING GRANT PROGRAM.

23 (a)(1) Of the appropriation and funding for the ~~NSL~~ ESA MATCHING GRANT
24 PROGRAM Item in the Grants and Aid to Local School Districts and Special
25 Programs section of this Act, *five million* three hundred thousand dollars
26 (\$5,300,000) shall be set aside by the Department of Education and shall be
27 used for school district expenditures for evidence-based programs to improve
28 academic achievement of identified ~~national school lunch~~ Enhanced Student
29 Achievement Funding eligible students.

30 (2) These programs shall be limited to:

- 31 (A) Tutors as set out in § 6-20-2305(b)(4)(C)(i)(b)(4);
- 32 (B) Before-school academic programs and after-school academic
33 programs, including transportation to and from the programs
34 under § 6-20-2305(b)(4)(C)(i)(b)(2); and
- 35 (C) Prekindergarten programs under § 6-20-2305(b)(4)(C)(i)(b)(3).

36 (b)(1) Set aside funds authorized in subsection (a) of this section

1 shall be distributed to school districts on a dollar for dollar matching
2 basis of school district expenditures for programs under subsection (a) of
3 this section on a pro rata basis until the available funds are exhausted.

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

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

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

14 (e) The provisions of this section shall be in effect only from July 1,
15 ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

16
17 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. R.I.S.E.
19 ARKANSAS. The appropriation for the R.I.S.E. Arkansas line item in the
20 Grants and Aid to Local School Districts and Special Programs section of this
21 Act shall be used for the coordination of a statewide reading campaign with
22 community partners, parents, and teachers to establish the importance of
23 reading in homes, schools, and communities.

24 The provisions of this section shall be in effect only from July 1,
25 ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

26
27 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EDUCATOR
29 COMPENSATION REFORM SUB-FUND. Upon the effective date of this Act, or as
30 soon thereafter as practical, the Arkansas State Treasurer shall transfer
31 \$60,000,000 from the Educational Adequacy Fund to the Public School Fund to
32 be used solely for the implementation of the Educator Compensation Reform
33 Program. Funds shall be kept separate from all other monies in the Public
34 School Fund and are to be utilized over a four-year period, beginning July 1,
35 2019, to assist school districts in ensuring that all educators in Arkansas
36 public school districts receive a minimum annual salary of \$36,000 by July 1,

1 2023. The Educator Compensation Reform Fund shall not be considered part of
2 a school district's net legal balance or net legal balance revenues for the
3 purpose of meeting the requirements on limitation of fund balances pursuant
4 to A.C.A. 6-20-2210. The Arkansas Department of Education shall promulgate
5 rules to administer this section.

6 The provisions of this section shall be in effect only from July 1,
7 2019 through June 30, 2020.

8
9 *SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
10 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. ENHANCED*
11 *STUDENT ACHIEVEMENT FUNDING NAME CHANGE. Any appropriation titled "ENHANCED*
12 *STUDENT ACHIEVEMENT FUNDING" or abbreviated as "ESA" as named by SB605 of*
13 *2019 may also be known as "NATIONAL SCHOOL LUNCH" funding or abbreviated as*
14 *"NSL" and shall be used for the same purposes as set out in law.*

15 The provisions of this section shall be in effect only from July 1,
16 2019 through June 30, 2020.

17
18 *SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds*
19 *authorized by this act shall be limited to the appropriation for such agency*
20 *and funds made available by law for the support of such appropriations; and*
21 *the restrictions of the State Procurement Law, the General Accounting and*
22 *Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary*
23 *Procedures and Restrictions Act, or their successors, and other fiscal*
24 *control laws of this State, where applicable, and regulations promulgated by*
25 *the Department of Finance and Administration, as authorized by law, shall be*
26 *strictly complied with in disbursement of said funds.*

27
28 *SECTION 34. LEGISLATIVE INTENT. It is the intent of the General*
29 *Assembly that any funds disbursed under the authority of the appropriations*
30 *contained in this act shall be in compliance with the stated reasons for*
31 *which this act was adopted, as evidenced by the Agency Requests, Executive*
32 *Recommendations and Legislative Recommendations contained in the budget*
33 *manuals prepared by the Department of Finance and Administration, letters, or*
34 *summarized oral testimony in the official minutes of the Arkansas Legislative*
35 *Council or Joint Budget Committee which relate to its passage and adoption.*
36

1 SECTION 35. EMERGENCY CLAUSE. It is found and determined by the
2 General Assembly, that the Constitution of the State of Arkansas prohibits
3 the appropriation of funds for more than a one (1) year period; that the
4 effectiveness of this Act on July 1, 2019 is essential to the operation of
5 the agency for which the appropriations in this Act are provided, and that in
6 the event of an extension of the legislative session, the delay in the
7 effective date of this Act beyond July 1, 2019 could work irreparable harm
8 upon the proper administration and provision of essential governmental
9 programs. Therefore, an emergency is hereby declared to exist and this Act
10 being necessary for the immediate preservation of the public peace, health
11 and safety shall be in full force and effect from and after July 1, 2019.

12
13
14 */s/Joint Budget Committee*

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17 **APPROVED: 4/11/19**
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State of Arkansas As Engrossed: H1/28/19

92nd General Assembly

A Bill

Regular Session, 2019

HOUSE BILL 1145

By: Representatives Cozart, F. Allen, Barker, Beck, Bentley, Berry, Blake, Bragg, Breaux, Brown, Burch, Capp, Cavanaugh, Christiansen, Cloud, Clowney, Coleman, A. Collins, C. Cooper, Crawford, Dalby, A. Davis, M. Davis, Deffenbaugh, Della Rosa, Dotson, D. Douglas, Eaves, Eubanks, Evans, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Fortner, D. Garner, Gates, Gazaway, Godfrey, Gonzales, M. Gray, Hawks, Hillman, G. Hodges, M. Hodges, Holcomb, Hollowell, House, Jett, L. Johnson, Kelly, Ladyman, Love, Lowery, Lundstrum, Lynch, Maddox, Magie, J. Mayberry, McCollum, McCullough, McNair, S. Meeks, Miller, Murdock, Nicks, Payton, Perry, Petty, Pilkington, Richardson, Richey, Richmond, Rushing, Rye, Scott, Slape, B. Smith, S. Smith, Sorvillo, Speaks, Sullivan, Tosh, Vaught, Walker, Warren, Watson, D. Whitaker, Wing, Womack
By: Senators J. English, Bond, E. Cheatham, A. Clark, B. Davis, Elliott, J. Hendren, Hester, Hill, M. Johnson, G. Leding, Maloch, M. Pitsch

For An Act To Be Entitled

AN ACT TO CREATE THE TEACHER SALARY ENHANCEMENT ACT;
TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Subtitle

TO CREATE THE TEACHER SALARY ENHANCEMENT
ACT; AND TO DECLARE AN EMERGENCY.

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

SECTION 1. Arkansas Code § 6-5-307 is amended to read as follows:
6-5-307. Classroom teacher salary requirement — Definition.

(a) Any increase in Educational Excellence Trust Fund funds allocated for teacher salaries shall be used by school districts to provide salary increases for current licensed personnel positions and for no other purpose, except that required Social Security and teacher retirement matching required to be paid by the school districts for licensed personnel positions may be paid from the funds.



(b) Educational Excellence Trust Fund funds allocated for teacher salaries shall be disbursed by the Department of Education to ~~school districts pursuant to a school district in accordance with the state foundation funding formula~~ foundation funding amount under § 6-20-2305.

(c) In determining whether a school district has had an increase in Educational Excellence Trust Fund funds allocated for teacher salaries, any annual increase in such ~~the trust~~ Educational Excellence Trust Fund funds must exceed the level of the ~~highest year since 1991~~ prior fiscal year to be classified as an increase.

(d) "Salary increase", as used in this section, ~~shall include~~ includes increments for experience or advanced hours or degrees.

(e) The department may promulgate rules to administer this section.

SECTION 2. Arkansas Code § 6-17-2403(b), concerning the minimum teacher compensation schedule, is amended to read as follows:

(b) Each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:

(1) For the ~~2017-2018~~ 2019-2020 school year:

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$31,400 <u>\$32,800</u>	\$36,050 <u>\$37,450</u>
1	31,850 <u>33,250</u>	36,550 <u>37,950</u>
2	32,300 <u>33,700</u>	37,050 <u>38,450</u>
3	32,750 <u>34,150</u>	37,550 <u>38,950</u>
4	33,200 <u>34,600</u>	38,050 <u>39,450</u>
5	33,650 <u>35,050</u>	38,550 <u>39,950</u>
6	34,100 <u>35,500</u>	39,050 <u>40,450</u>
7	34,550 <u>35,950</u>	39,550 <u>40,950</u>
8	35,000 <u>36,400</u>	40,050 <u>41,450</u>
9	35,450 <u>36,850</u>	40,550 <u>41,950</u>
10	35,900 <u>37,300</u>	41,050 <u>42,450</u>
11	36,350 <u>37,750</u>	41,550 <u>42,950</u>
12	36,800 <u>38,200</u>	42,050 <u>43,450</u>
13	37,250 <u>38,650</u>	42,550 <u>43,950</u>
14	37,700 <u>39,100</u>	43,050 <u>44,450</u>
15	38,150 <u>39,550</u>	43,550; <u>and 44,950;</u>

(2) For the ~~2018-2019~~ 2020-2021 school year ~~and each school year~~
thereafter:

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$31,800 <u>\$33,800</u>	\$36,450 <u>\$38,450</u>
1	32,250 <u>34,250</u>	36,950 <u>38,950</u>
2	32,700 <u>34,700</u>	37,450 <u>39,450</u>
3	33,150 <u>35,150</u>	37,950 <u>39,950</u>
4	33,600 <u>35,600</u>	38,450 <u>40,450</u>
5	34,050 <u>36,050</u>	38,950 <u>40,950</u>
6	34,500 <u>36,500</u>	39,450 <u>41,450</u>
7	34,950 <u>36,950</u>	39,950 <u>41,950</u>
8	35,400 <u>37,400</u>	40,450 <u>42,450</u>
9	35,850 <u>37,850</u>	40,950 <u>42,950</u>
10	36,300 <u>38,300</u>	41,450 <u>43,450</u>
11	36,750 <u>38,750</u>	41,950 <u>43,950</u>
12	37,200 <u>39,200</u>	42,450 <u>44,450</u>
13	37,650 <u>39,650</u>	42,950 <u>44,950</u>
14	38,100 <u>40,100</u>	43,450 <u>45,450</u>
15	38,550 <u>40,550</u>	43,950 <u>45,950;</u>

(3) For the 2021-2022 school year:

<u>Years of Experience</u>	<u>BA Degree Salary</u>	<u>MA Degree Salary</u>
<u>0</u>	<u>\$34,900</u>	<u>\$39,550</u>
<u>1</u>	<u>35,350</u>	<u>40,050</u>
<u>2</u>	<u>35,800</u>	<u>40,550</u>
<u>3</u>	<u>36,250</u>	<u>41,050</u>
<u>4</u>	<u>36,700</u>	<u>41,550</u>
<u>5</u>	<u>37,150</u>	<u>42,050</u>
<u>6</u>	<u>37,600</u>	<u>42,550</u>
<u>7</u>	<u>38,050</u>	<u>43,050</u>
<u>8</u>	<u>38,500</u>	<u>43,550</u>
<u>9</u>	<u>38,950</u>	<u>44,050</u>
<u>10</u>	<u>39,400</u>	<u>44,550</u>
<u>11</u>	<u>39,850</u>	<u>45,050</u>
<u>12</u>	<u>40,300</u>	<u>45,550</u>
<u>13</u>	<u>40,750</u>	<u>46,050</u>
<u>14</u>	<u>41,200</u>	<u>46,550</u>

1 15 41,650 47,050; and
 2 (4) For the 2022-2023 school year and each school year
 3 thereafter:

<u>Years of Experience</u>	<u>BA Degree Salary</u>	<u>MA Degree Salary</u>
5 <u>0</u>	<u>\$36,000</u>	<u>\$40,650</u>
6 <u>1</u>	<u>36,450</u>	<u>41,150</u>
7 <u>2</u>	<u>36,900</u>	<u>41,650</u>
8 <u>3</u>	<u>37,350</u>	<u>42,150</u>
9 <u>4</u>	<u>37,800</u>	<u>42,650</u>
10 <u>5</u>	<u>38,250</u>	<u>43,150</u>
11 <u>6</u>	<u>38,700</u>	<u>43,650</u>
12 <u>7</u>	<u>39,150</u>	<u>44,150</u>
13 <u>8</u>	<u>39,600</u>	<u>44,650</u>
14 <u>9</u>	<u>40,050</u>	<u>45,150</u>
15 <u>10</u>	<u>40,500</u>	<u>45,650</u>
16 <u>11</u>	<u>40,950</u>	<u>46,150</u>
17 <u>12</u>	<u>41,400</u>	<u>46,650</u>
18 <u>13</u>	<u>41,850</u>	<u>47,150</u>
19 <u>14</u>	<u>42,300</u>	<u>47,650</u>
20 <u>15</u>	<u>42,750</u>	<u>48,150.</u>

21
 22 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the
 23 General Assembly of the State of Arkansas that there exists a shortage of
 24 licensed teachers in many areas of the state; that teacher salaries are a key
 25 factor in attracting individuals to the field of teaching; and that the
 26 provisions of this act should become effective at the beginning of the fiscal
 27 year to allow for implementation for the 2019-2020 school year. Therefore,
 28 an emergency is declared to exist, and this act being necessary for the
 29 preservation of the public peace, health, and safety shall become effective
 30 on July 1, 2019.

31
 32 /s/Cozart

33
 34
 35 APPROVED: 2/18/19