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1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

As Engrossed: S1/26/21  
**A Bill**

SENATE BILL 158

5 By: Joint Budget Committee  
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PUBLIC SCHOOL  
9 FUND GRANTS FOR THE DEPARTMENT OF EDUCATION -  
10 DIVISION OF ELEMENTARY AND SECONDARY EDUCATION -  
11 PUBLIC SCHOOL FUND FOR THE FISCAL YEAR ENDING JUNE  
12 30, 2022; AND FOR OTHER PURPOSES.  
13

14 **Subtitle**

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -  
16 DIVISION OF ELEMENTARY AND SECONDARY  
17 EDUCATION - PUBLIC SCHOOL FUND  
18 APPROPRIATION FOR THE 2021-2022 FISCAL  
19 YEAR.  
20  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. APPROPRIATION - GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND  
26 SPECIAL PROGRAMS. There is hereby appropriated, to the Department of  
27 Education, to be payable from the Division of Elementary and Secondary  
28 Education Public School Fund Account, for grants and aid to local school  
29 districts and special programs of the Department of Education - Division of  
30 Elementary and Secondary Education for the fiscal year ending June 30, 2022,  
31 the following:  
32

ITEM	FISCAL YEAR
NO.	2021-2022
(01) 98% URT ACTUAL COLLECTION ADJUSTMENT	34,500,000
(02) ADDITIONAL PUBLIC SCHOOL EMPLOYEE	



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


11 The provisions of this section shall be in effect only from July 1,  
 12 ~~2020~~ 2021 through June 30, ~~2021~~ 2022.

13

14 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ENHANCED  
 16 STUDENT ACHIEVEMENT FUNDING NAME CHANGE. Any appropriation titled "ENHANCED  
 17 STUDENT ACHIEVEMENT FUNDING" or abbreviated as "ESA" as named by SB605 of  
 18 2019 may also be known as "NATIONAL SCHOOL LUNCH" funding or abbreviated as  
 19 "NSL" and shall be used for the same purposes as set out in law.

20 The provisions of this section shall be in effect only from July 1, ~~2020~~  
 21 2021 through June 30, ~~2021~~ 2022.

22

23  SECTION 33. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 6-51-  
 24 303, concerning the administration of multidistrict vocational centers, is  
 25 amended to read as follows:

26 (a) The management, maintenance, and operation of a center shall be the  
 27 responsibility of the local school or institution approved by the State Board  
 28 of Career Education to be the center.

29 (b) A center shall be administered in accordance with the guidelines  
 30 and policies established by the board.

31 (c) If a county or school district enacted a local tax to fund the  
 32 construction of the center, the county or school district may use vocational  
 33 center aid funding for the management, maintenance, and operation of the  
 34 center.

35

36 SECTION 34. COMPLIANCE WITH OTHER LAWS. Disbursement of funds

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

# A Bill

HOUSE BILL 1291

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE HENDERSON STATE  
10 UNIVERSITY FOR THE FISCAL YEAR ENDING JUNE 30, 2022;  
11 AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE HENDERSON STATE UNIVERSITY  
15 APPROPRIATION FOR THE 2021-2022 FISCAL  
16 YEAR.  
17  
18  
19

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

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
23 for the Henderson State University for the 2021-2022 fiscal year, the  
24 following maximum number of regular employees.  
25

Item	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2021-2022
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>ADMINISTRATIVE POSITIONS</u>			
(1)	President, Henderson State Univ.	1	\$267,700
(2)	Provost and VP of Academic Affrs.	1	\$179,280
(3)	Vice-Pres. for Finance & Admin.	1	\$179,280
(4)	Vice-Pres. for Univ. Advancement	1	\$176,555
(5)	Vice-Pres. for Student & Ext. Affrs.	1	\$176,555



1	(01) REGULAR SALARIES	\$22,750,000
2	(02) EXTRA HELP	2,000,000
3	(03) OVERTIME	100,000
4	(04) PERSONAL SERVICES MATCHING	3,500,000
5	(05) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	23,000,000
7	(B) CONF. & TRAVEL	1,000,000
8	(C) PROF. FEES	1,000,000
9	(D) CAP. OUTLAY	3,000,000
10	(E) DATA PROC.	0
11	(06) CAPITAL IMPROVEMENTS	25,000,000
12	(07) DEBT SERVICE	10,000,000
13	(08) FUND TRANSFERS, REFUNDS AND	
14	INVESTMENTS	<u>4,000,000</u>
15	TOTAL AMOUNT APPROPRIATED	<u>\$95,350,000</u>

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17 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMUNITY  
 19 EDUCATION CENTER FUNDING. Funds allocated by Henderson State University for  
 20 the Community Education Center will be used exclusively for the operation and  
 21 maintenance of the facility and to teach technical and industrial subjects  
 22 for citizens and employers.

23 The provisions of this section shall be in effect only from July 1, 2020  
 24 2021 through June 30, 2021 2022.

25



26 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOAN.  
 28 ~~Notwithstanding the provisions of Arkansas Code Annotated § 19-5-501,~~  
 29 ~~immediately upon the effective date of this section, the President of~~  
 30 ~~Henderson State University is authorized to request the Chief Fiscal Officer~~  
 31 ~~of the State to make a loan on his or her books in the amount not to exceed~~  
 32 ~~six million dollars (\$6,000,000) from the Budget Stabilization Trust Fund to~~  
 33 ~~the Henderson State University Fund. Loan repayments for the outstanding loan~~  
 34 from the Budget Stabilization Trust Fund shall be made from time to time from  
 35 any legal fund of Henderson State University and the entire amount of the  
 36 loan shall be repaid to the Budget Stabilization Trust Fund no later than

1 June 30, 2028 or as recommended by the General Assembly upon review of the  
 2 loan status, which shall be presented to the Arkansas Legislative Council or  
 3 the Joint Budget Committee no later than June 30 each year.

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

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

17  
 18 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General  
 19 Assembly that any funds disbursed under the authority of the appropriations  
 20 contained in this act shall be in compliance with the stated reasons for  
 21 which this act was adopted, as evidenced by the Agency Requests, Executive  
 22 Recommendations and Legislative Recommendations contained in the budget  
 23 manuals prepared by the Department of Finance and Administration, letters, or  
 24 summarized oral testimony in the official minutes of the Arkansas Legislative  
 25 Council or Joint Budget Committee which relate to its passage and adoption.

26  
 27 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General  
 28 Assembly, that the Constitution of the State of Arkansas prohibits the  
 29 appropriation of funds for more than a one (1) year period; that the  
 30 effectiveness of this Act on July 1, 2021 is essential to the operation of  
 31 the agency for which the appropriations in this Act are provided, and that in  
 32 the event of an extension of the legislative session, the delay in the  
 33 effective date of this Act beyond July 1, 2021 could work irreparable harm  
 34 upon the proper administration and provision of essential governmental  
 35 programs. Therefore, an emergency is hereby declared to exist and this Act  
 36 being necessary for the immediate preservation of the public peace, health