

Act 248 of the First Special Session of 1989.

Act 248

HB1098

By: Joint Budget Committee

For An Act To Be Entitled
"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
OPERATING EXPENSES OF THE DEPARTMENT OF EDUCATION - SCHOOL
FOR THE DEAF FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1991;
AND FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Department of Education - School for the Deaf for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				1989-90	1990-91
(1)	9949	ED SUPT DEAF SCHOOL	1	\$41,740	\$42,784
(2)	297Z	GENERAL BUSINESS MANAGER	1		GRADE 23
(3)	E140	DEAF EDUCATION SCHOOL PRINCIPAL	2		GRADE 22
	257Z	ED SCHOOL PRINCIPAL	1		
	909Z	PROGRAM SUPPORT MANAGER	1		
(4)	E057	TEACHER F/T SENSORY IMPAIRED SUPV	2		GRADE 21
	265Z	ED STUDENT LIFE SERVICES COORD	1		
	M122	EVAL/ADMISSIONS/HLTH SVCS MGR	1		
	843Z	ED PROGRAM ADMINISTRATOR	1		
(5)	R499	DEAF SCHOOL PROGRAM COORDINATOR	1		GRADE 20
	L078	NURSE SUPERVISOR	1		
	L122	PSYCHOLOGICAL EXAMINER II	1		
(6)	E063	TEACHER FOR SENSORY IMPAIRED III	49		GRADE 19
	E078	VOCATIONAL INSTRUCTOR IV	8		
	E014	DIRECTOR OF MULTI-MEDIA SERVICES	1		
(7)	L028	DIETICIAN	1		GRADE 18
	L140	SPEECH PATHOLOGIST II	4		
	M028	COUNSELOR II	1		
	R264	MANAGEMENT PROJECT ANALYST I	1		
	L008	AUDIOLOGIST	3		
(8)	G028	BUILDING PLANT MAINTENANCE SUPV II	1		GRADE 17
	A004	ACCOUNTANT II	1		
	R254	LIBRARIAN II	1		
(9)	R440	BUSINESS CONTROLLER II	1		GRADE 16
(10)	A002	ACCOUNTANT I	1		GRADE 15
	L138	SPEECH PATHOLOGIST I	2		
(11)	K133	MANAGEMENT SUPPORT TECHNICIAN	1		GRADE 13
	L049	LPN II	3		

	M039 HOUSEPARENT SUPERVISOR	3	
(12)	G021 BOILER OPERATOR	1	GRADE 12
	H049 SUPERVISOR OF COOKING	1	
	M047 RECREATIONAL ACTIVITY LEADER I	4	
(13)	E027 INSTITUTIONAL TEACHER ASSISTANT	9	GRADE 11
	M037 HOUSEPARENT	31	
	K153 SECRETARY II	4	
(14)	H047 MEAT CUTTER II/BUTCHER II	1	GRADE 10
	Y001 APPRENTICE TRADESMAN	2	
(15)	A011 BOOKKEEPER I/ACCOUNTING ASST I	1	GRADE 09
	K155 SECRETARY I	5	
(16)	H003 BAKER I	3	GRADE 08
	H025 COOK I	17	
(17)	G109 BLDG/EQUIP MAINT REPAIRMAN II	1	GRADE 07
(18)	G095 LAUNDRY WORKER I	1	GRADE 02
	G173 MAINTENANCE WORKER I	9	
		<u>186</u>	
	MAX NO. OF EMPLOYEES		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Education - School for the Deaf for the 1989-91 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: Eighteen (18) 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, for the appropriate classification.

SECTION 3. APPROPRIATIONS - STATE. There is hereby appropriated, to the Department of Education - School for the Deaf, to be payable from the School for the Deaf Fund Account, for personal services and operating expenses of the Department of Education - School for the Deaf - State for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 2,770,068	\$ 2,837,525
(02) EXTRA HELP	13,529	13,529
(03) PERSONAL SERV MATCHING	773,623	817,871
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 767,929	\$ 782,929
(B) CONF. & TRAVEL	20,000	20,000
(C) PROF. FEES	20,000	75,000
(D) CAPITAL OUTLAY	45,000	45,000
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	852,929	922,929
(05) DEFERRED MAINTENANCE	25,000	25,000
TOTAL AMOUNT APPROPRIATED	\$ 4,435,149	\$ 4,616,854

SECTION 4. APPROPRIATIONS - FEDERAL VOCATIONAL EDUCATION. There is hereby appropriated, to the Department of Education - School for the Deaf, to be payable from the Deaf School Federal Fund, for operating expenses of the Department of Education - School for the Deaf - Federal Vocational Education for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 45,205	\$ 45,205
(B) CONF. & TRAVEL	3,000	3,000

(C) PROF. FEES	0	0		
(D) CAPITAL OUTLAY	25,000	25,000		
(E) DATA PROCESSING	0	0		
TOTAL MAINT. & GEN. OPER.			73,205	73,205
TOTAL AMOUNT APPROPRIATED			\$ 73,205	\$ 73,205

SECTION 5. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to the Department of Education - School for the Deaf, to be payable from the Deaf School Federal Fund, for personal services and operating expenses of the Department of Education - School for the Deaf - Federal for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 97,976	\$ 100,107
(02) PERSONAL SERV MATCHING	25,420	26,656
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 23,703	\$ 23,703
(B) CONF. & TRAVEL	1,111	1,111
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	7,800	7,800
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	32,614	32,614
TOTAL AMOUNT APPROPRIATED	\$ 156,010	\$ 159,377

SECTION 6. APPROPRIATIONS - AREA SERVICES FOR LOW INCIDENCE HANDICAPPED. There is hereby appropriated, to the Department of Education - School for the Deaf, to be payable from the Deaf School Federal Fund, for personal services and operating expenses of the Department of Education - School for the Deaf - Area Services for Low Incidence Handicapped for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 337,883	\$ 346,092
(02) PERSONAL SERV MATCHING	89,161	93,820
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 95,318	\$ 95,318
(B) CONF. & TRAVEL	14,240	14,240
(C) PROF. FEES	3,000	3,000
(D) CAPITAL OUTLAY	6,000	6,000
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	118,558	118,558
TOTAL AMOUNT APPROPRIATED	\$ 545,602	\$ 558,470

SECTION 7. APPROPRIATIONS - PRE-SCHOOL INCENTIVE GRANT. There is hereby appropriated, to the Department of Education - School for the Deaf, to be payable from the Deaf School Federal Fund, for personal services and operating expenses of the Department of Education - School for the Deaf - Pre-School Incentive Grant for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 27,243	\$ 27,987
(02) PERSONAL SERV MATCHING	7,548	7,993
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 15,000	\$ 15,000

(B) CONF. & TRAVEL	3,000	3,000		
(C) PROF. FEES	0	0		
(D) CAPITAL OUTLAY	5,000	5,000		
(E) DATA PROCESSING	0	0		
TOTAL MAINT. & GEN. OPER.			23,000	23,000
TOTAL AMOUNT APPROPRIATED			\$ 57,791	\$ 58,980

SECTION 8. APPROPRIATIONS - CASH. There is hereby appropriated, to the Department of Education - School for the Deaf, to be payable from cash funds of the Department of Education - School for the Deaf, for operating expenses of the Department of Education - School for the Deaf - Cash for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 120,136	\$ 120,136
(B) CONF. & TRAVEL	5,000	5,000
(C) PROF. FEES	3,000	3,000
(D) CAPITAL OUTLAY	30,000	30,000
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	158,136	158,136
TOTAL AMOUNT APPROPRIATED	\$ 158,136	\$ 158,136

SECTION 9. APPROPRIATIONS - HEARING IMPAIRED 0-2 YEARS. There is hereby appropriated, to the Department of Education - School for the Deaf, to be payable from the Deaf School Federal Fund, for operating expenses of the Department of Education - School for the Deaf - Hearing Impaired 0-2 Years for the fiscal year ending June 30, 1990, the following:

ITEM NO.	FISCAL YEAR	
	1989-90	
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 3,700	
(B) CONF. & TRAVEL	2,000	
(C) PROF. FEES	53,000	
(D) CAPITAL OUTLAY	2,000	
(E) DATA PROCESSING	0	
TOTAL MAINT. & GEN. OPER.		60,700
TOTAL AMOUNT APPROPRIATED		\$ 60,700

SECTION 10. SUMMER SCHOOL EMPLOYEES. Employees who, in addition to working during the regular school term, also work during summer months shall be authorized as additional compensation an amount not to exceed 1/12 of their annual salary for each month or part thereof worked. Such additional compensation shall not be construed as exceeding the maximum salary authorized for said employees.

Payment of additional compensation shall be limited to employees in the following classifications:

SUMMER SCHOOL POSITIONS	GRADE
Teacher for the Sens Imp I	16
Teacher for the Sens Imp II	18
Teacher for the Sens Imp III	19
Speech Pathologist II	18
Vocational Instructor II	17
Vocational Instructor III	18

SECTION 11. Upon the superintendent's certification to the State Personnel Administrator of prior service at an educational institution and most recent contractual salary, the salary of certified teachers entering state service as teachers for the sensory impaired may be adjusted to a rate of pay closest to but not less than their most recent annual salary.

SECTION 12. Arkansas Code 6-43-305(c)(1) and (2) are hereby amended to read as follows:

"(c)(1) The School for the Deaf is hereby authorized to pay employees hired in the position of Teacher for the Sensory Impaired for the yearly school term the maximum annual salary rate established for each position.

(2) Teachers for the Sensory Impaired shall be eligible for an additional step increase after being certified in teaching the vision or hearing impaired by the State Department of Education."

SECTION 13. SPECIAL ALLOWANCE. The Arkansas Schools for the Deaf and Blind may make special allowances available to any instructor (Teacher for the Sensory Impaired I, II, III and Teacher Assistant) who performs one of the following duties in addition to their normal teaching duties:

- 1) Teaching adult education classes on weekends or evenings
- 2) Coaching one or more sports

Compensation for additional duties may not exceed \$3,000 per school term for any one instructor during each year of the 1989-91 biennium.

SECTION 14. The Arkansas Schools for the Deaf and Blind are hereby authorized to transport students to and from school in chartered vehicles which are licensed to do business in the State of Arkansas and meet minimum safety standards established by the Federal Department of Transportation.

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

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

SECTION 17. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code. Act 327 of 1989 is hereby repealed.

SECTION 18. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh General Assembly, that the Constitution of the State of

Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1989 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1989 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1989.

APPROVED: June 23, 1989
