

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 2037 of the Regular Session

As Engrossed: H3/10/05 H3/18/05 H3/29/05

A Bill

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

HOUSE BILL 1555

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES AND FOR GRANTS
11 AND AIDS TO LOCAL SCHOOL DISTRICTS AND SPECIAL
12 PROGRAMS FOR THE DEPARTMENT OF WORKFORCE
13 EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30,
14 2007; AND FOR OTHER PURPOSES.
15

Subtitle

16
17
18 AN ACT FOR THE DEPARTMENT OF WORKFORCE
19 EDUCATION APPROPRIATION FOR THE
20 2005-2007 BIENNIUM.
21
22

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

25 SECTION 1. REGULAR SALARIES. There is hereby established for the
26 Department of Workforce Education for the 2005-2007 biennium, the following
27 maximum number of regular employees whose salaries shall be governed by the
28 provisions of the Uniform Classification and Compensation Act (Arkansas Code
29 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
30 Provided, however, that any position to which a specific maximum annual
31 salary is set out herein in dollars, shall be exempt from the provisions of
32 said Uniform Classification and Compensation Act. All persons occupying
33 positions authorized herein are hereby governed by the provisions of the
34 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
35 or its successor.



					Maximum Annual	
				Maximum	Salary Rate	
	Item	Class		No. of	Fiscal Years	
	No.	Code	Title	Employees	2005-2006	2006-2007
6	(1)	9795	ED DIR - VOCATION TECH DIVISION	1	\$125,038	\$127,823
7	(2)	9052	ED DEP DIR CAREER & TECH EDUC	1	\$90,711	\$92,981
8	(3)	9756	DEPUTY DIR VO-TECH EDUCATION	1	\$90,710	\$92,980
9	(4)	9088	SCHOOL FOR WORK COORDINATOR	1	\$63,114	\$64,863
10	(5)	7092	DIR, GOV COMM ON ADULT LITERACY	1	\$61,909	\$63,635
11	(6)	100Z	VOC ED ASSOC DIR FOR VOC SCHOOLS	1	GRADE 26	
12	(7)	105Z	VOC ED ASSOC DIR FOR FINANCE	1	GRADE 26	
13	(8)	218Z	ED ASSOC DIR VOC SUPPORT SERVICES	1	GRADE 26	
14	(9)	845Z	ED COORD ADULT ED PROGRAMS	1	GRADE 23	
15	(10)	143Z	FED SURPLUS PROPERTY MGR	1	GRADE 23	
16	(11)	A123	ED INTERNAL AUDITOR	1	GRADE 23	
17	(12)	E102	ED CURRICULUM SUPV-VOCATIONAL	1	GRADE 23	
18	(13)	A047	GENERAL FINANCE COORDINATOR	1	GRADE 22	
19	(14)	840Z	ED VOC ED PROGRAM SUPPORT MGR	14	GRADE 22	
20	(15)	A008	ACCOUNTING SUPERVISOR II	2	GRADE 21	
21	(16)	R028	ED PROGRAM ANALYST	1	GRADE 21	
22	(17)	R137	ED INTERNAL SERVICES MANAGER	1	GRADE 21	
23	(18)	R290	PUBLIC SCHOOL PROGRAM ADVISOR	29	GRADE 21	
24	(19)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE 21	
25	(20)	V080	MGR PURCHASING & PROPERTY MGT	1	GRADE 21	
26	(21)	V066	FED SURPLUS PROPERTY SUPERVISOR	1	GRADE 20	
27	(22)	V034	PLANT WAREHOUSE FOREMAN	1	GRADE 18	
28	(23)	R035	ED VOC ED EXECUTIVE ASSISTANT	1	GRADE 18	
29	(24)	A111	ACCOUNTANT	2	GRADE 18	
30	(25)	R010	ADMINISTRATIVE ASSISTANT II	6	GRADE 17	
31	(26)	V018	SURPLUS PROP INVENTORY CONTROL MGR	1	GRADE 17	
32	(27)	R166	GRANTS COORDINATOR I	1	GRADE 17	
33	(28)	V053	SURPLUS PROPERTY AGENT	7	GRADE 16	
34	(29)	V070	FED SURPLUS PROP UTILIZATION INSP	1	GRADE 16	
35	(30)	A063	PAYROLL OFFICER	1	GRADE 15	
36	(31)	A108	ACCOUNTING TECHNICIAN II	4	GRADE 15	

1	(32) K153 SECRETARY II	18	GRADE 13
2	(33) Y083 PRINTER I	1	GRADE 13
3	(34) A106 ACCOUNTING TECHNICIAN I	<u>1</u>	GRADE 12
4	MAX. NO. OF EMPLOYEES	108	

5

6 SECTION 2. *EXTRA HELP – VOCATIONAL, TECHNICAL AND ADULT EDUCATION.* There
 7 is hereby authorized, for the Department of Workforce Education for the 2005-
 8 2007 biennium, the following maximum number of part-time or temporary
 9 employees, to be known as "Extra Help", payable from funds appropriated
 10 herein for such purposes: *forty seven (47)* temporary or part-time employees,
 11 when needed, at rates of pay not to exceed those provided in the Uniform
 12 Classification and Compensation Act, or its successor, or this act for the
 13 appropriate classification.

14

15 SECTION 3. *APPROPRIATION - VOCATIONAL, TECHNICAL AND ADULT EDUCATION.*
 16 *There is hereby appropriated, to the Department of Workforce Education, to be*
 17 *payable from the Department of Workforce Education Fund Account, for personal*
 18 *services and operating expenses of the Department of Workforce Education -*
 19 *Vocational, Technical and Adult Education for the biennial period ending June*
 20 *30, 2007, the following:*

21	ITEM	FISCAL YEARS	
22	NO.	2005-2006	2006-2007
23	(01) REGULAR SALARIES	\$ 2,423,707	\$ 2,493,402
24	(02) EXTRA HELP	3,923	3,923
25	(03) PERSONAL SERVICES MATCHING	750,738	765,996
26	(04) MAINT. & GEN. OPERATION		
27	(A) OPER. EXPENSE	552,893	552,893
28	(B) CONF. & TRAVEL	2,751	2,751
29	(C) PROF. FEES	0	0
30	(D) CAP. OUTLAY	0	0
31	(E) DATA PROC.	120,014	120,014
32	(05) APPRENTICESHIP PROGRAM	<u>1,950,000</u>	<u>1,950,000</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 5,804,026</u>	<u>\$ 5,888,979</u>

34

35

36 SECTION 4. *APPROPRIATION - ADULT BASIC EDUCATION.* *There is hereby*

1 appropriated, to the Department of Workforce Education, to be payable from
 2 the Department of Workforce Education Fund Account, for personal services and
 3 operating expenses of the Department of Workforce Education - Adult Basic
 4 Education for the biennial period ending June 30, 2007, the following:

6	ITEM	FISCAL YEARS	
7	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
8	(01) REGULAR SALARIES	\$ 287,255	\$ 295,304
9	(02) PERSONAL SERVICES MATCHING	88,263	90,008
10	(03) MAINT. & GEN. OPERATION		
11	(A) OPER. EXPENSE	25,000	25,000
12	(B) CONF. & TRAVEL	0	0
13	(C) PROF. FEES	0	0
14	(D) CAP. OUTLAY	0	0
15	(E) DATA PROC.	<u>0</u>	<u>0</u>
16	TOTAL AMOUNT APPROPRIATED	<u>\$ 400,518</u>	<u>\$ 410,312</u>

17
 18 SECTION 5. APPROPRIATION - VO-TECH ADVISORY COUNCIL. There is hereby
 19 appropriated, to the Department of Workforce Education, to be payable from
 20 the Miscellaneous Agencies Fund Account, for operating expenses of the
 21 Department of Workforce Education - Vo-Tech Advisory Council for the biennial
 22 period ending June 30, 2007, the following:

24	ITEM	FISCAL YEARS	
25	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
26	(01) MAINT. & GEN. OPERATION		
27	(A) OPER. EXPENSE	\$ 15,864	\$ 15,864
28	(B) CONF. & TRAVEL	0	0
29	(C) PROF. FEES	0	0
30	(D) CAP. OUTLAY	0	0
31	(E) DATA PROC.	<u>0</u>	<u>0</u>
32	TOTAL AMOUNT APPROPRIATED	<u>\$ 15,864</u>	<u>\$ 15,864</u>

33
 34 SECTION 6. APPROPRIATION - HIGH-TECH SCHOLARSHIP AWARD PROGRAM. There is
 35 hereby appropriated, to the Department of Workforce Education, to be payable
 36 from the Department of Workforce Education Fund Account, for scholarships of

1 the Department of Workforce Education - High-Tech Scholarship Award Program
2 for the biennial period ending June 30, 2007, the following:

3 4 ITEM	FISCAL YEARS		
	5 NO.	2005-2006	2006-2007
6 (01) SCHOLARSHIPS	\$	<u>9,000</u>	\$ <u>9,000</u>

7
8 SECTION 7. APPROPRIATION - FEDERAL VOCATIONAL, TECHNICAL AND ADULT
9 EDUCATION. There is hereby appropriated, to the Department of Workforce
10 Education, to be payable from the federal funds as designated by the Chief
11 Fiscal Officer of the State, for personal services, operating expenses and
12 grants of the Department of Workforce Education - Federal Vocational,
13 Technical and Adult Education for the biennial period ending June 30, 2007,
14 the following:

16 ITEM	FISCAL YEARS		
	17 NO.	2005-2006	2006-2007
18 (01) REGULAR SALARIES	\$	518,179	\$ 533,699
19 (02) EXTRA HELP		5,000	5,000
20 (03) PERSONAL SERVICES MATCHING		176,048	179,471
21 (04) MAINT. & GEN. OPERATION			
22 (A) OPER. EXPENSE		500,500	500,500
23 (B) CONF. & TRAVEL		46,175	46,175
24 (C) PROF. FEES		748,350	748,350
25 (D) CAP. OUTLAY		0	0
26 (E) DATA PROC.		43,436	43,436
27 (05) VOCATIONAL EDUCATION GRANTS		<u>14,900,000</u>	<u>14,900,000</u>
28 TOTAL AMOUNT APPROPRIATED	\$	<u>16,937,688</u>	\$ <u>16,956,631</u>

29
30 SECTION 8. EXTRA HELP - FEDERAL VOCATIONAL, TECHNICAL AND ADULT EDUCATION.
31 There is hereby authorized, for the Department of Workforce Education -
32 Federal Vocational, Technical and Adult Education for the 2005-2007 biennium,
33 the following maximum number of part-time or temporary employees, to be known
34 as "Extra Help", payable from funds appropriated herein for such purposes:
35 fifteen (15) temporary or part-time employees, when needed, at rates of pay
36 not to exceed those provided in the Uniform Classification and Compensation

Act, or its successor, or this act for the appropriate classification.

SECTION 9. APPROPRIATION - FEDERAL SURPLUS PROPERTY PROGRAM. There is hereby appropriated, to the Department of Workforce Education, to be payable from the Federal Surplus Property Fund, for personal services and operating expenses of the Department of Workforce Education - Federal Surplus Property Program for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 467,834	\$ 481,772
(02) EXTRA HELP	12,000	12,000
(03) PERSONAL SERVICES MATCHING	169,923	172,996
(04) OVERTIME	20,000	20,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	1,140,246	1,140,246
(B) CONF. & TRAVEL	15,000	15,000
(C) PROF. FEES	45,263	5,263
(D) CAP. OUTLAY	150,000	90,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,020,266</u>	<u>\$ 1,937,277</u>

SECTION 10. EXTRA HELP - FEDERAL SURPLUS PROPERTY PROGRAM. There is hereby authorized, for the Department of Workforce Education - Federal Surplus Property Program for the 2005-2007 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: four (4) 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 11. APPROPRIATION - FEDERAL JTPA VOCATIONAL EDUCATION. There is hereby appropriated, to the Department of Workforce 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 Workforce Education - Federal JTPA Vocational Education for the biennial

1 period ending June 30, 2007, the following:

2

3 ITEM	FISCAL YEARS	
4 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
5 (01) REGULAR SALARIES	\$ 202,267	\$ 208,314
6 (02) EXTRA HELP	62,400	62,400
7 (03) PERSONAL SERVICES MATCHING	68,796	70,129
8 (04) MAINT. & GEN. OPERATION		
9 (A) OPER. EXPENSE	161,825	161,825
10 (B) CONF. & TRAVEL	1,921	1,921
11 (C) PROF. FEES	0	0
12 (D) CAP. OUTLAY	0	0
13 (E) DATA PROC.	<u>0</u>	<u>0</u>
14 TOTAL AMOUNT APPROPRIATED	<u>\$ 497,209</u>	<u>\$ 504,589</u>

15

16 SECTION 12. EXTRA HELP - FEDERAL JTPA VOCATIONAL EDUCATION. There is

17 hereby authorized, for the Department of Workforce Education - Federal JTPA

18 Vocational Education for the 2005-2007 biennium, the following maximum number

19 of part-time or temporary employees, to be known as "Extra Help", payable

20 from funds appropriated herein for such purposes: thirteen (13) temporary or

21 part-time employees, when needed, at rates of pay not to exceed those

22 provided in the Uniform Classification and Compensation Act, or its

23 successor, or this act for the appropriate classification.

24

25 SECTION 13. APPROPRIATION - FEDERAL ADULT BASIC EDUCATION. There is hereby

26 appropriated, to the Department of Workforce Education, to be payable from

27 the federal funds as designated by the Chief Fiscal Officer of the State, for

28 personal services, operating expenses and grants of the Department of

29 Workforce Education - Federal Adult Basic Education for the biennial period

30 ending June 30, 2007, the following:

31

32 ITEM	FISCAL YEARS	
33 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
34 (01) REGULAR SALARIES	\$ 163,796	\$ 168,537
35 (02) PERSONAL SERVICES MATCHING	47,620	48,666
36 (03) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE	77,467	77,467
2	(B) CONF. & TRAVEL	7,700	7,700
3	(C) PROF. FEES	9,000	9,000
4	(D) CAP. OUTLAY	0	0
5	(E) DATA PROC.	0	0
6	(04) ADULT BASIC EDUCATION GRANTS	<u>8,008,048</u>	<u>8,008,048</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,313,631</u>	<u>\$ 8,319,418</u>

8

9 SECTION 14. APPROPRIATION - FEDERAL VETERAN'S APPROVING AGENCY. There is
 10 hereby appropriated, to the Department of Workforce 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 Workforce Education - Federal Veteran's Approving Agency for the biennial
 14 period ending June 30, 2007, the following:

15

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
18	(01) REGULAR SALARIES	\$ 119,511	\$ 122,994
19	(02) PERSONAL SERVICES MATCHING	37,861	38,628
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	27,546	27,546
22	(B) CONF. & TRAVEL	5,623	5,623
23	(C) PROF. FEES	600	600
24	(D) CAP. OUTLAY	0	0
25	(E) DATA PROC.	<u>0</u>	<u>0</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 191,141</u>	<u>\$ 195,391</u>

27

28 SECTION 15. APPROPRIATION - FEDERAL EQUIPMENT AND TRAINING. There is
 29 hereby appropriated, to the Department of Workforce Education, to be payable
 30 from the federal funds as designated by the Chief Fiscal Officer of the
 31 State, for operating expenses of the Department of Workforce Education -
 32 Federal Equipment and Training for the biennial period ending June 30, 2007,
 33 the following:

34

35	ITEM	FISCAL YEARS	
36	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>

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

8

9 SECTION 16. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING PROGRAM.

10 There is hereby appropriated, to the Department of Workforce Education, to be
 11 payable from the Arkansas Construction Industry Craft Training Trust Fund,
 12 for personal services, operating expenses and grants of the Department of
 13 Workforce Education - Construction Industry Craft Training Program for the
 14 biennial period ending June 30, 2007, the following:

15

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
18	(01) REGULAR SALARIES	\$ 40,704	\$ 41,925
19	(02) PERSONAL SERVICES MATCHING	12,812	13,081
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	12,000	12,000
22	(B) CONF. & TRAVEL	7,500	7,500
23	(C) PROF. FEES	0	0
24	(D) CAP. OUTLAY	0	0
25	(E) DATA PROC.	0	0
26	(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT		
27	TRAINING PROGRAM	<u>400,000</u>	<u>400,000</u>
28	TOTAL AMOUNT APPROPRIATED	<u>\$ 473,016</u>	<u>\$ 474,506</u>

29

30 SECTION 17. APPROPRIATIONS - ALTERNATIVE RETIREMENT PROGRAM - CASH. There
 31 is hereby appropriated, to the Department of Workforce Education, to be
 32 payable from cash funds as defined by Arkansas Code 19-4-801 of the
 33 Department of Workforce Education, for personal services and operating
 34 expenses of the Department of Workforce Education - Alternative Retirement
 35 Program - Cash for the biennial period ending June 30, 2007, the following:

36

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) PERSONAL SERVICES MATCHING	\$ 110,222	\$ 110,222
(02) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	12,300	12,300
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 122,522</u>	<u>\$ 122,522</u>

11

12 SECTION 18. APPROPRIATION - GOVERNOR'S COMMISSION ON ADULT LITERACY. There
 13 is hereby appropriated, to the Department of Workforce Education, to be
 14 payable from the Department of Workforce Education Public School Fund
 15 Account, for personal services, operating expenses and grants of the
 16 Department of Workforce Education - Governor's Commission on Adult Literacy
 17 for the biennial period ending June 30, 2007, the following:

18

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 27,522	\$ 28,320
(02) PERSONAL SERVICES MATCHING	7,985	8,159
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	52,242	52,242
(B) CONF. & TRAVEL	6,005	6,005
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) GRANTS TO LITERACY COUNCILS	<u>675,000</u>	<u>675,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 768,754</u>	<u>\$ 769,726</u>

31

32 SECTION 19. APPROPRIATION - ADULT BASIC & GENERAL ADULT EDUCATION. There
 33 is hereby appropriated, to the Department of Workforce Education, to be
 34 payable from the Department of Workforce Education Public School Fund
 35 Account, for Adult Basic and General Adult Education Grants and Aids of the
 36 Department of Workforce Education for the biennial period ending June 30,

1 2007, the following:

2

3 ITEM	FISCAL YEARS	
4 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
5 (01) ADULT BASIC & GENERAL ADULT EDUCATION	\$ 19,300,000	\$ 19,300,000

6 SECTION 20. APPROPRIATION - COORDINATED CAREER EDUCATION SERVICES. There
 7 is hereby appropriated, to the Department of Workforce Education, to be
 8 payable from the Department of Workforce Education Public School Fund
 9 Account, for Coordinated Career Education Services - Special Needs Students
 10 Program Grants and Aids of the Department of Workforce Education for the
 11 biennial period ending June 30, 2007, the following:

12

13 ITEM	FISCAL YEARS	
14 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
15 (01) COORDINATED CAREER EDUCATION		
16 SERVICES-SPECIAL NEEDS STUDENTS		
17 PROGRAM GRANTS & AID	\$ 1,119,433	\$ 1,119,433

18

19 SECTION 21. APPROPRIATION - VOCATIONAL CENTER AID. There is hereby
 20 appropriated, to the Department of Workforce Education, to be payable from
 21 the Department of Workforce Education Public School Fund Account, for
 22 Vocational Center Grants and Aids of the Department of Workforce Education
 23 for the biennial period ending June 30, 2007, the following:

24

25 ITEM	FISCAL YEARS	
26 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
27 (01) VOCATIONAL CENTER GRANTS AND AID	\$ 11,336,383	\$ 11,336,383

28

29 SECTION 22. APPROPRIATION - VOCATIONAL START-UP GRANTS AND AIDS. There is
 30 hereby appropriated, to the Department of Workforce Education, to be payable
 31 from the Department of Workforce Education Public School Fund Account, for
 32 Vocational Start-Up Grants and Aid of the Department of Workforce Education
 33 for the biennial period ending June 30, 2007, the following:

34

35 ITEM	FISCAL YEARS	
36 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>

1 (01) VOCATIONAL START-UP GRANTS AND AID \$ 2,370,000 \$ 2,370,000
2

3 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL
5 MATCHING. The funds appropriated in *Sections 19, 20, 21 and 22* of this Act
6 may also be used to match any available federal funds from any agency in
7 order to provide the maximum amount of money possible for the purposes
8 enumerated in such section.

9 The provisions of this section shall be in effect only from July 1, 2003
10 2005 through June 30, ~~2005~~ 2007.

11
12 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
14 VOCATIONAL START-UP. The funds and appropriations contained herein for
15 Vocational *Start-Up* shall be allocated in accordance with rules and
16 regulations established by the State Board of Workforce Education and Career
17 Opportunities, after the rules and regulations have undergone a prior review
18 and approval by the Administrative Rules and Regulations Subcommittee of the
19 Arkansas Legislative Council or Joint Budget Committee.

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

36 The provisions of this section shall be in effect only from July 1, 2003

1 2005 through June 30, ~~2005~~ 2007.

2

3 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
5 EDUCATIONAL TRAINING/RETRAINING. Of the funds and appropriation authorized by
6 *Item (01) in Section 19 of this Act* for Adult Basic and General Adult
7 *Education*, a sum of \$300,000 each fiscal year shall be made available to
8 eligible entities approved by the State Board of Workforce Education and
9 Career Opportunities, in order to expand the vocational education and
10 training opportunities available to area citizens in need of adult
11 educational training or retraining due to changing technology.

12 Further, if the appropriation is not fully funded due to a decrease in
13 the official revenue forecast or the available carryover balance of the
14 Department of Workforce Education Public School Fund Account, the Department
15 of Workforce Education may reduce proportionally the amount made available to
16 eligible entities approved by the State Board of Workforce Education and
17 Career Opportunities in order to expand the vocational education and training
18 opportunities to area citizens in need of adult educational training or
19 retraining due to changing technology.

20 The provisions of this section shall be in effect only from July 1, ~~2003~~
21 2005 through June 30, ~~2005~~ 2007.

22

23 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL
25 JTPA VOCATIONAL EDUCATION. No employee of the Department of Workforce
26 Education, who is employed as "extra help" by the Dislocated Workers ~~Program~~
27 Task Force may receive an amount to exceed eighty-five percent (85%) of the
28 maximum annual salary for a comparable position as authorized under Arkansas
29 Code 21-5-201 et. seq. during any fiscal year, nor shall such employee be
30 employed for a period of time to exceed fourteen hundred (1400) hours in any
31 single fiscal year.

32 The provisions of this section shall be in effect only from July 1, ~~2003~~
33 2005 through June 30, ~~2005~~ 2007.

34

35 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORK

1 FORCE 2000 DISTRIBUTION. After the amounts to be made available to the
2 various technical institutes or comprehensive lifelong learning centers have
3 been determined as set out in Arkansas Code 26-51-205(d)(2), such documents
4 as may be necessary shall be processed so that funds may be transferred from
5 the Work Force 2000 Development Fund to the State Treasury fund or fund
6 account from which the technical institute or comprehensive lifelong learning
7 center draws its general revenue support. Such funds as may be transferred
8 shall not exceed ~~25.55%~~ 6.309% of the total funds available from the Work
9 Force 2000 Development Fund during each fiscal year of the biennial period
10 ending June 30, ~~2005~~ 2007.

11 In the event that a technical college, community college or educational
12 institution which receives support from the Work Force 2000 Development Fund
13 as determined by law transfers from the Arkansas Technical College and
14 Community College System for which Work Force 2000 Development Fund monies
15 are determined by law, then the actual amount of support from the Work Force
16 2000 Development Fund in the preceding fiscal year for such educational
17 institution shall be made available irrespective of any other provision of
18 law which sets out maximum levels of support from such fund.

19 The provisions of this section shall be in effect only from July 1, ~~2003~~
20 2005 through June 30, ~~2005~~ 2007.

21

22 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADULT
24 EDUCATION DISTRIBUTION. All funds that become available for Adult Education
25 shall first be distributed to those administrative units determined to be
26 operating efficient and effective adult education programs, under criteria
27 established by the State Board of Workforce Education and Career
28 Opportunities. The criteria shall include the relative efficiency of
29 administration of the program in the counties served and achievement of
30 federal performance indicators. The State Board of Workforce Education and
31 Career Opportunities shall promulgate rules and regulation for the
32 distribution of funds in accordance with criteria to be determined by the
33 Board. In the distribution of funds to local units the Board shall consider
34 the literacy rate in each county and performance in meeting state and federal
35 performance indicators. For the purposes of this Section, the term "literacy
36 rate" shall be determined by the number of adults completing less than the

1 twelfth grade as reported by the most recent decennial federal census.
2 Unallocated funds will be redistributed based upon need as determined by the
3 State Board of Workforce Education and Career Opportunities.

4 The provisions of this section shall be in effect only from July 1, ~~2003~~
5 2005 through June 30, ~~2005~~ 2007.

6

7 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

9 APPROPRIATIONS CARRYOVER PROVISION. An appropriation received by the various
10 technical institutes ~~or comprehensive lifelong learning centers~~ to support
11 funds received from the Workforce 2000 Development Fund and which remains at
12 the end of any fiscal year shall carry forward into the next fiscal year.

13 The provisions of this section shall be in effect only from July 1, ~~2003~~
14 2005 through June 30, ~~2005~~ 2007.

15

16 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
18 OF FUNDS. The Chief Fiscal Officer of the State shall establish, upon request
19 from the Department of Workforce Education, a special appropriation line item
20 to be used in the acquisition of promotional items. When the Department of
21 Workforce Education wishes to transfer monies from its operating expenses
22 appropriation to the Promotional Items line, the State Board of Workforce
23 Education and Career Opportunities shall approve the request and forward it
24 after receiving prior review and approval by the Arkansas Legislative Council
25 or Joint Budget Committee, to the Chief Fiscal Officer of the State for
26 processing.

27 Determining the maximum number of employees and the maximum amount of
28 appropriation and general revenue funding for a state agency each fiscal year
29 is the prerogative of the General Assembly. This is usually accomplished by
30 delineating such maximums in the appropriation act(s) for a state agency and
31 the general revenue allocations authorized for each fund and fund account by
32 amendment to the Revenue Stabilization law. Further, the General Assembly
33 has determined that the Department of Workforce Education may operate more
34 efficiently if some flexibility is provided to the Department of Workforce
35 Education authorizing broad powers under this Section. Therefore, it is both
36 necessary and appropriate that the General Assembly maintain oversight by

1 requiring prior approval of the Legislative Council or Joint Budget Committee
2 as provided by this section. The requirement of approval by the Legislative
3 Council or Joint Budget Committee is not a severable part of this section.
4 If the requirement of approval by the Legislative Council or Joint Budget
5 Committee is ruled unconstitutional by a court of competent jurisdiction,
6 this entire section is void.

7
8 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION
10 FUNDING RESTRICTION. One position of Surplus Property Inventory Control
11 Manager, two positions of Surplus Property Agent, and one position of
12 Secretary II authorized in this Act that are assigned to the Federal Surplus
13 Property Program are to be paid solely from fees generated by the program.

14 The provisions of this section shall be in effect only from July 1, ~~2003~~
15 2005 through June 30, ~~2005~~ 2007.

16
17 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
19 BALANCES. VOCATIONAL TECHNICAL RETIREMENT CASH FUND. (A) For all
20 appropriations as provided in this Act, the agency disbursing officer shall
21 monitor the level of fund balances in relation to expenditures on a monthly
22 basis. If any proposed expenditures would cause the Vocational Technical
23 Retirement Cash Fund to decline below Eighty One Thousand Five Hundred Thirty
24 Dollars (\$81,530), the disbursing officer shall immediately notify the
25 executive head of the agency. Prior to any obligations being made under
26 these circumstances, the agency head shall file written documentation with
27 the Chief Fiscal Officer of the State requesting approval of the
28 expenditures. Such documentation shall provide sufficient financial data to
29 justify the expenditures and shall include the following:

- 30 1) a plan that clearly indicates the specific fiscal impact of such
31 expenditures on the fund balance.
32 2) information clearly indicating and explaining what programs would be cut
33 or any other measures to be taken by the agency to restore the fund balance.
34 3) the extent to which any of the planned expenditures are for one-time costs
35 or one-time purchase of capitalized items.
36 4) a statement certifying that the expenditure of fund balances will not

1 jeopardize the financial health of the agency, nor result in a permanent
2 depletion of the fund balance.

3 (B) The Chief Fiscal Officer of the State shall review the request and
4 approve or disapprove all or any part of the request, after having sought
5 prior review by the Legislative Council.

6 The provisions of this section shall be in effect only from July 1, 2003
7 2005 through June 30, ~~2005~~ 2007.

8

9 SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
10 by this act shall be limited to the appropriation for such agency and funds
11 made available by law for the support of such appropriations; and the
12 restrictions of the State Procurement Law, the General Accounting and
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
14 Procedures and Restrictions Act, or their successors, and other fiscal
15 control laws of this State, where applicable, and regulations promulgated by
16 the Department of Finance and Administration, as authorized by law, shall be
17 strictly complied with in disbursement of said funds.

18

19 SECTION 34. LEGISLATIVE INTENT. It is the intent of the General Assembly
20 that any funds disbursed under the authority of the appropriations contained
21 in this act shall be in compliance with the stated reasons for which this act
22 was adopted, as evidenced by the Agency Requests, Executive Recommendations
23 and Legislative Recommendations contained in the budget manuals prepared by
24 the Department of Finance and Administration, letters, or summarized oral
25 testimony in the official minutes of the Arkansas Legislative Council or
26 Joint Budget Committee which relate to its passage and adoption.

27

28 SECTION 35. EMERGENCY CLAUSE. It is found and determined by the General
29 Assembly, that the Constitution of the State of Arkansas prohibits the
30 appropriation of funds for more than a two (2) year period; that the
31 effectiveness of this Act on July 1, 2005 is essential to the operation of
32 the agency for which the appropriations in this Act are provided, and that in
33 the event of an extension of the Regular Session, the delay in the effective
34 date of this Act beyond July 1, 2005 could work irreparable harm upon the
35 proper administration and provision of essential governmental programs.
36 Therefore, an emergency is hereby declared to exist and this Act being

1 necessary for the immediate preservation of the public peace, health and
2 safety shall be in full force and effect from and after July 1, 2005.

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

/s/ Joint Budget Committee

APPROVED: 04/13/2005

1