State of Arkansas
91st General Assembly
Regular Session, 2017

By: Joint Budget Committee

A Bill

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF EDUCATION - ARKANSAS SCHOOL FOR THE BLIND FOR THE FISCAL YEAR ENDING JUNE 30, 2018; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION - ARKANSAS SCHOOL FOR THE BLIND APPROPRIATION FOR THE 2017-2018 FISCAL YEAR.

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 - Arkansas School for the Blind for the 2017-2018 fiscal year, the following maximum number of regular employees.

<table>
<thead>
<tr>
<th>Item</th>
<th>Class</th>
<th>Title</th>
<th>No. of Employees</th>
<th>Maximum Annual Salary Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1)</td>
<td>U030U</td>
<td>BLIND SCHOOL SUPERINTENDENT</td>
<td>1</td>
<td>$99,039</td>
</tr>
<tr>
<td>(2)</td>
<td>E004C</td>
<td>SCHOOL PRINCIPAL</td>
<td>2</td>
<td>GRADE C126</td>
</tr>
<tr>
<td>(3)</td>
<td>A038C</td>
<td>FISCAL SUPPORT MANAGER</td>
<td>1</td>
<td>GRADE C123</td>
</tr>
<tr>
<td>(4)</td>
<td>L040C</td>
<td>DIETARY SERVICES DIRECTOR</td>
<td>1</td>
<td>GRADE C120</td>
</tr>
<tr>
<td>(5)</td>
<td>M088C</td>
<td>LICENSED MASTER SOCIAL WORKER</td>
<td>1</td>
<td>GRADE C120</td>
</tr>
</tbody>
</table>
HB1078

(6) L038C  REGISTERED NURSE                        1         GRADE C120
(7) E024C  TEACHER SUPERVISOR                      2         GRADE C120
(8) S008C  CAMPUS MAINTENANCE SUPERVISOR           1         GRADE C119
(9) E035C  CERTIFIED MASTERS TEACHER               35        GRADE C119
(10) D061C  INFO SYSTEMS COORDINATION SPECIALIST    1         GRADE C119
(11) L042C  SCHOOL SPEECH PATHOLOGIST               1         GRADE C119
(12) R024C  ASSISTANT PERSONNEL MANAGER            1         GRADE C118
(13) C010C  EXECUTIVE ASSISTANT TO THE DIRECTOR     1         GRADE C118
(14) M024C  RESIDENTIAL SERVICES MANAGER            1         GRADE C118
(15) A082C  ACCOUNTANT II                           1         GRADE C117
(16) E044C  CERTIFIED BACHELORS TEACHER             1         GRADE C117
(17) S025C  BUILDING AND GROUNDS COORDINATOR        1         GRADE C116
(18) C037C  ADMINISTRATIVE ANALYST                  2         GRADE C115
(19) A090C  PAYROLL SERVICES SPECIALIST             1         GRADE C115
(20) S031C  SKILLED TRADESMAN                       2         GRADE C115
(21) S038C  TRANSIT OPERATIONS SUPERVISOR            1         GRADE C115
(22) S047C  LANDSCAPE SUPERVISOR                     1         GRADE C113
(23) L069C  LICENSED PRACTICAL NURSE                 2         GRADE C113
(24) S046C  MAINTENANCE TECHNICIAN                   2         GRADE C113
(25) C056C  ADMINISTRATIVE SPECIALIST III            1         GRADE C112
(26) A098C  FISCAL SUPPORT SPECIALIST                1         GRADE C112
(27) C058C  EDUCATION PARAPROFESSIONAL               6         GRADE C111
(28) M074C  RESIDENTIAL ADVISOR                      13        GRADE C111
(29) C073C  ADMINISTRATIVE SPECIALIST II             3         GRADE C109
(30) S062C  INSTITUTIONAL BUS DRIVER                 1         GRADE C109
(31) S068C  FOOD PREPARATION COORDINATOR             3         GRADE C108
(32) V027C  INVENTORY CONTROL TECHNICIAN             1         GRADE C108
(33) S065C  MAINTENANCE ASSISTANT                    1         GRADE C108
(34) S086C  COOK                                     7         GRADE C104
(35) S087C  INSTITUTIONAL SERVICES ASSISTANT        4         GRADE C103

MAX. NO. OF EMPLOYEES 105

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
of Education - Arkansas School for the Blind for the 2017-2018 fiscal year,
the following maximum number of part-time or temporary employees, to be known
as "Extra Help", payable from funds appropriated herein for such purposes:
seventeen (17) 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 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Education - Arkansas School for the Blind, to be payable from the School for the Blind Fund Account, for personal services and operating expenses of the Department of Education - Arkansas School for the Blind - State Operations for the fiscal year ending June 30, 2018, the following:

<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>FISCAL YEAR</th>
</tr>
</thead>
<tbody>
<tr>
<td>(01) REGULAR SALARIES</td>
<td>$3,881,639</td>
</tr>
<tr>
<td>(02) EXTRA HELP</td>
<td>5,000</td>
</tr>
<tr>
<td>(03) PERSONAL SERVICES MATCHING</td>
<td>1,367,796</td>
</tr>
<tr>
<td>(04) OVERTIME</td>
<td>10,000</td>
</tr>
<tr>
<td>(05) MAINT. &amp; GEN. OPERATION</td>
<td></td>
</tr>
<tr>
<td>(A) OPER. EXPENSE</td>
<td>1,173,656</td>
</tr>
<tr>
<td>(B) CONF. &amp; TRAVEL</td>
<td>17,015</td>
</tr>
<tr>
<td>(C) PROF. FEES</td>
<td>99,000</td>
</tr>
<tr>
<td>(D) CAP. OUTLAY</td>
<td>0</td>
</tr>
<tr>
<td>(E) DATA PROC.</td>
<td>0</td>
</tr>
<tr>
<td>(06) SPECIAL MAINTENANCE</td>
<td>200,000</td>
</tr>
<tr>
<td>(07) VOCATIONAL WORKSTUDY</td>
<td>10,000</td>
</tr>
<tr>
<td>(08) SUMMER PROJECTS</td>
<td>100,000</td>
</tr>
<tr>
<td>TOTAL AMOUNT APPROPRIATED</td>
<td>$6,864,106</td>
</tr>
</tbody>
</table>

SECTION 4. APPROPRIATION - FEDERAL OPERATIONS. There is hereby appropriated, to the Department of Education - Arkansas School for the Blind, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Education - Arkansas School for the Blind - Federal Operations for the fiscal year ending June 30, 2018, the following:

<table>
<thead>
<tr>
<th>ITEM</th>
<th>FISCAL YEAR</th>
</tr>
</thead>
</table>

3 01-03-2017 10:12:40 KMW014
<table>
<thead>
<tr>
<th>NO.</th>
<th>DESCRIPTION</th>
<th>FISCAL YEAR</th>
</tr>
</thead>
<tbody>
<tr>
<td>01</td>
<td>MAINT. &amp; GEN. OPERATION</td>
<td>2017-2018</td>
</tr>
<tr>
<td></td>
<td>(A) OPER. EXPENSE</td>
<td>$186,508</td>
</tr>
<tr>
<td></td>
<td>(B) CONF. &amp; TRAVEL</td>
<td>13,000</td>
</tr>
<tr>
<td></td>
<td>(C) PROF. FEES</td>
<td>100,000</td>
</tr>
<tr>
<td></td>
<td>(D) CAP. OUTLAY</td>
<td>50,000</td>
</tr>
<tr>
<td></td>
<td>(E) DATA PROC.</td>
<td>0</td>
</tr>
<tr>
<td>02</td>
<td>SPECIAL MAINTENANCE</td>
<td>125,000</td>
</tr>
<tr>
<td></td>
<td>TOTAL AMOUNT APPROPRIATED</td>
<td>$474,508</td>
</tr>
</tbody>
</table>

SECTION 6. APPROPRIATION - BRAILLE AND LARGE PRINT TEXTBOOKS. There is hereby appropriated, to the Department of Education - Arkansas School for the Blind, to be payable from the School for the Blind Fund Account, for purchasing, copying, and shipping Braille and large print textbooks for the blind and visually impaired students attending the public schools in Arkansas by the Department of Education - Arkansas School for the Blind - Braille and
Large Print Textbooks for the fiscal year ending June 30, 2018, the following:

<table>
<thead>
<tr>
<th>ITEM</th>
<th>FISCAL YEAR</th>
</tr>
</thead>
<tbody>
<tr>
<td>(01) BRAILLE AND LARGE PRINT TEXTBOOKS</td>
<td>$223,024</td>
</tr>
</tbody>
</table>

SECTION 7. APPROPRIATION - BUILDING DEMOLITION AND ENVIRONMENTAL CLEAN-UP. There is hereby appropriated, to the Department of Education - Arkansas School for the Blind, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Education - Arkansas School for the Blind, for maintenance and general operating expenses related to the demolition and environmental clean-up of the building located on the Blind School Grounds that was formerly occupied by Easter Seals Arkansas for the fiscal year ending June 30, 2018, the following:

<table>
<thead>
<tr>
<th>ITEM</th>
<th>FISCAL YEAR</th>
</tr>
</thead>
<tbody>
<tr>
<td>(01) MAINTENANCE AND GEN OPER EXPENSES</td>
<td>$200,000</td>
</tr>
</tbody>
</table>

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. Upon approval from the Chief Fiscal Officer of the State, the Arkansas School for the Blind shall transfer appropriation from the Summer Projects line item, in the State Operations Appropriation of this Act, to the Regular Salaries, Extra Help, Personal Services Matching, Overtime and Maintenance & General Operations line items in the State Operations Appropriation of this Act, to compensate staff who work during the summer months on summer projects, and to cover other expenses of summer project activities. The Summer Projects line item may also be used for the annual cost related to the compensation of eligible staff for shift differential pay as well as compensation of employees for performance of duties assigned as referenced in the Special Allowance Special Language Section of this Act. Such additional compensation shall not be construed as exceeding the maximum salary authorized for said employees.

The provisions of this section shall be in effect only from July 1, 2016.
SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL ALLOWANCE. The Arkansas Schools for the Deaf and Blind may make special allowances available to any employee who performs one of the following duties in addition to their normal duties:

1) Teaching adult education classes, parent training, student tutorial services on weekends or evenings

2) Coaching one or more sports

3) Sponsoring a club or organization that involves additional hours outside of the normal working day

4) Interpretive Services

Compensation for additional duties may not exceed $3,500 per school term for any one employee during each fiscal year. Such pay shall not be construed as exceeding the maximum salary authorized for said position.

The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2017 2018.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

ADDITIONAL SALARY/COMPENSATION PROVISION. No employee drawing a salary or other form of compensation from the Arkansas Schools for the Deaf or Blind shall be paid an additional salary or receive additional compensation, other than reimbursement for actual expenses, from that agency, nor from any other agency or institution of higher education, except from the Superintendent’s written certification to and approval by the Chief Fiscal Officer of the State that the work performed by the employee for the other position does not interfere with the proper and required performance of the employee’s primary duties, and that the combined salary payments from both positions will not exceed the maximum annual salary for whichever of the two positions has the higher authorized maximum annual salary.

Any employee knowingly violating the provisions of this section shall be subject to immediate termination and shall be barred from employment by any agency or institution of the State of Arkansas for a period of not less than three (3) years or until such employee shall repay to the State of Arkansas
any sums received by such employee in violation of this section, together
with interest at a rate of ten percent (10%) per annum.

The provisions of this section shall be in effect only from July 1, 2017 through June 30, 2017.

SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BRAILLE
AND LARGE PRINT TEXTBOOKS. The State Board of Education shall make reasonable
rules and regulations to implement the Braille and Large Print Textbooks appropriation and is hereby authorized to negotiate directly with publishers of Braille and Large Print Textbooks for the purchase of such textbooks. The Arkansas School for the Blind (ASB) is authorized to use funds from this account for costs associated with providing Braille Textbooks and Large Print Textbooks to public schools. If funding allows and the need is present, the Arkansas School for the Blind is authorized to use funds from this account to purchase electronic textbooks and adaptive technology.

The provisions of this section shall be in effect only from July 1, 2017 through June 30, 2017.

SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. 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:

<table>
<thead>
<tr>
<th>SUMMER SCHOOL POSITIONS</th>
<th>GRADE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Certified Bachelor's Teacher</td>
<td>C117</td>
</tr>
<tr>
<td>Licensed Social Worker</td>
<td>C118</td>
</tr>
<tr>
<td>Licensed Professional Counselor</td>
<td>C119</td>
</tr>
<tr>
<td>Certified Masters Teacher</td>
<td>C119</td>
</tr>
<tr>
<td>Licensed Master Social Worker</td>
<td>C120</td>
</tr>
<tr>
<td>Teacher Supervisor</td>
<td>C120</td>
</tr>
<tr>
<td>Educational Specialist</td>
<td>C120</td>
</tr>
</tbody>
</table>
Assistant Principal C123

The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2017.

SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CERTIFIED MASTERS OR BACHELOR TEACHERS ENTERING STATE SERVICE. Upon the superintendent's certification to the State Personnel Administrator of prior service at an educational institution and with the approval of the Chief Fiscal Officer of the State, the salary of teachers entering state service as teachers for the sensory impaired may be adjusted to a rate of pay closest to but not less than the annual salary they would have received from their previous employer, effective upon employment at ASB.

The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2017.

SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TEACHER SALARY INCREASE. In the event that an act is enacted in which the public schools receive funds from the General Assembly to raise the salaries of teachers employed in the public school districts, the Arkansas School for the Deaf and the Arkansas School for the Blind shall be included.

The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2017.

SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL RATES OF PAY. Due to the need to meet the minimum compensation schedule as established by Act 74 of the 2nd Extraordinary Session of the 84th General Assembly, or its successor, for public school teachers, counselors, and librarians and other education professionals as listed in subsection (a) below, the Arkansas School for the Blind is authorized to adjust current or new employees to at least the minimum level of compensation for public school employees.

For current or new employees in the positions listed in subsection (a) below, the Arkansas School for the Blind may implement salary adjustments to
maintain equity between their teacher salaries and those of Central Arkansas
Public School Systems only after a plan for determining and implementing
those adjustments has been reviewed by the Office of Personnel Management and
by the Personnel Committee of the Arkansas Legislative Council and approved
by the Chief Fiscal Officer of the State.

For purposes of implementing the plan, the Arkansas School for the Blind
is authorized special rates of pay up to the maximum of the assigned grade
for classifications listed in subsection (a) below.

(a) TITLE GRADE
Certified Bachelor’s Teacher C117
Certified Masters Teacher  C119
Certified Masters Degree Librarian C119
Education Counselor C119
School Speech Pathologist C119
Teacher Supervisor C120
Educational Specialist C120
Assistant Principal C123
School Principal C126

Funding for the minimum compensation provided for in this section that
is supported in whole or in part from general revenues, shall, if required,
be provided by a transfer from the Merit Adjustment Fund to the proper fund
or fund account and in such amounts as determined by the Chief Fiscal Officer
of the State. The Arkansas School for the Blind shall, in addition to the
funds provided in this Act for Annual Career Service Recognition Payments
from the Merit Adjustment Fund, make available any funding generated from
agency salary savings for such purposes from the funds or fund accounts as
provided by law.

The provisions of this section shall be in effect only from July 1, 2016

SECTION 16. 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 Procurement 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 17. 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 18. EMERGENCY CLAUSE. It is found and determined by the
General Assembly, that the Constitution of the State of Arkansas prohibits
the appropriation of funds for more than a one (1) year period; that the
effectiveness of this Act on July 1, 2017 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 legislative session, the delay in the
effective date of this Act beyond July 1, 2017 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, 2017.

APPROVED: 02/15/2017