

Stricken language will be deleted and underlined language will be added.
Act 276 of the Fiscal Session

1 State of Arkansas *As Engrossed: H2/14/12 H2/28/12*

2 88th General Assembly

A Bill

3 Fiscal Session, 2012

HOUSE BILL 1063

4

5 By: Joint Budget Committee

6

7

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES AND FOR GRANTS AND AID TO
10 LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS FOR THE
11 DEPARTMENT OF CAREER EDUCATION FOR THE FISCAL YEAR
12 ENDING JUNE 30, 2013; AND FOR OTHER PURPOSES.

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Subtitle

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

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SECTION 1. REGULAR SALARIES. There is hereby established for the
Department of Career Education for the 2012-2013 fiscal year, the following
maximum number of regular employees.

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| Item | Class | | Maximum | Maximum Annual |
|------|-------|---------------------------------|-----------|----------------|
| No. | Code | Title | No. of | Salary Rate |
| | | | Employees | Fiscal Year |
| | | | | 2012-2013 |
| (1) | U061U | ACE DIRECTOR | 1 | \$148,964 |
| (2) | U077U | ACE DEPUTY DIR CAREER & TECH ED | 1 | \$108,358 |
| (3) | U065U | ACE DEPUTY DIRECTOR | 1 | \$108,357 |
| (4) | U098U | DIR GOV COMM ON ADULT LITERACY | 1 | \$74,158 |
| (5) | G010C | ACE DIVISION MANAGER | 4 | GRADE C128 |
| (6) | A031C | ASSISTANT CONTROLLER | 1 | GRADE C124 |



| | | | | | |
|----|------|-------|-------------------------------------|----------|------------|
| 1 | (7) | E061C | ACE PROGRAM COORDINATOR | 15 | GRADE C123 |
| 2 | (8) | E062C | ACE PROGRAM ADVISOR | 33 | GRADE C122 |
| 3 | (9) | R014C | PERSONNEL MANAGER | 1 | GRADE C121 |
| 4 | (10) | R019C | BUDGET MANAGER | 1 | GRADE C120 |
| 5 | (11) | V007C | PROCUREMENT COORDINATOR | 1 | GRADE C119 |
| 6 | (12) | C010C | EXECUTIVE ASSISTANT TO THE DIRECTOR | 1 | GRADE C118 |
| 7 | (13) | A074C | FISCAL SUPPORT SUPERVISOR | 1 | GRADE C118 |
| 8 | (14) | R025C | HUMAN RESOURCES ANALYST | 1 | GRADE C117 |
| 9 | (15) | C037C | ADMINISTRATIVE ANALYST | 1 | GRADE C115 |
| 10 | (16) | A091C | FISCAL SUPPORT ANALYST | 1 | GRADE C115 |
| 11 | (17) | C056C | ADMINISTRATIVE SPECIALIST III | 8 | GRADE C112 |
| 12 | (18) | A098C | FISCAL SUPPORT SPECIALIST | 3 | GRADE C112 |
| 13 | (19) | C073C | ADMINISTRATIVE SPECIALIST II | 16 | GRADE C109 |
| 14 | (20) | C088C | MAIL SERVICES ASSISTANT | <u>1</u> | GRADE C105 |
| 15 | | | MAX. NO. OF EMPLOYEES | 93 | |

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17 SECTION 2. EXTRA HELP - VOCATIONAL, TECHNICAL AND ADULT EDUCATION.

18 There is hereby authorized, for the Department of Career Education -
 19 Vocational, Technical and Adult Education for the 2012-2013 fiscal year, the
 20 following maximum number of part-time or temporary employees, to be known as
 21 "Extra Help", payable from funds appropriated herein for such purposes:
 22 forty-six (46) temporary or part-time employees, when needed, at rates of pay
 23 not to exceed those provided in the Uniform Classification and Compensation
 24 Act, or its successor, or this act for the appropriate classification.

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26 SECTION 3. APPROPRIATION - VOCATIONAL, TECHNICAL AND ADULT EDUCATION.

27 There is hereby appropriated, to the Department of Career Education, to be
 28 payable from the Department of Career Education Fund Account, for personal
 29 services and operating expenses of the Department of Career Education -
 30 Vocational, Technical and Adult Education for the fiscal year ending June 30,
 31 2013, the following:

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| 33 | ITEM | FISCAL YEAR |
|----|-----------------------|------------------|
| 34 | <u>NO.</u> | <u>2012-2013</u> |
| 35 | (01) REGULAR SALARIES | \$3,104,788 |
| 36 | (02) EXTRA HELP | 3,923 |

| | | |
|----|--------------------------------------|---------------------------|
| 1 | (03) PERSONAL SERVICES MATCHING | 955,410 |
| 2 | (04) MAINT. & GEN. OPERATION | |
| 3 | (A) OPER. EXPENSE | 884,297 |
| 4 | (B) CONF. & TRAVEL | 28,751 |
| 5 | (C) PROF. FEES | 0 |
| 6 | (D) CAP. OUTLAY | 0 |
| 7 | (E) DATA PROC. | 0 |
| 8 | (05) APPRENTICESHIP PROGRAM | 1,611,456 |
| 9 | (06) MOTOR VEHICLE EDUCATION PROGRAM | <u>2,500</u> |
| 10 | TOTAL AMOUNT APPROPRIATED | <u><u>\$6,591,125</u></u> |

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12 SECTION 4. APPROPRIATION - ADULT BASIC EDUCATION. There is hereby
 13 appropriated, to the Department of Career Education, to be payable from the
 14 Department of Career Education Fund Account, for personal services and
 15 operating expenses of the Department of Career Education - Adult Basic
 16 Education for the fiscal year ending June 30, 2013, the following:

17

| 18 | ITEM | FISCAL YEAR |
|----|---------------------------------|-------------------------|
| 19 | <u>NO.</u> | <u>2012-2013</u> |
| 20 | (01) REGULAR SALARIES | \$384,908 |
| 21 | (02) PERSONAL SERVICES MATCHING | 113,619 |
| 22 | (03) MAINT. & GEN. OPERATION | |
| 23 | (A) OPER. EXPENSE | 25,000 |
| 24 | (B) CONF. & TRAVEL | 0 |
| 25 | (C) PROF. FEES | 0 |
| 26 | (D) CAP. OUTLAY | 0 |
| 27 | (E) DATA PROC. | <u>0</u> |
| 28 | TOTAL AMOUNT APPROPRIATED | <u><u>\$523,527</u></u> |

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30 SECTION 5. APPROPRIATION - HIGH-TECH SCHOLARSHIP AWARD PROGRAM. There
 31 is hereby appropriated, to the Department of Career Education, to be payable
 32 from the Department of Career Education Fund Account, for scholarships of the
 33 Department of Career Education - High-Tech Scholarship Award Program for the
 34 fiscal year ending June 30, 2013, the following:

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| 36 | ITEM | FISCAL YEAR |
|----|------|-------------|
|----|------|-------------|

| | | |
|---|-------------------|------------------|
| 1 | <u>NO.</u> | <u>2012-2013</u> |
| 2 | (01) SCHOLARSHIPS | <u>\$10,000</u> |

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4 SECTION 6. EXTRA HELP - FEDERAL VOCATIONAL, TECHNICAL AND ADULT

5 EDUCATION. There is hereby authorized, for the Department of Career

6 Education - Federal Vocational, Technical and Adult Education for the 2012-

7 2013 fiscal year, the following maximum number of part-time or temporary

8 employees, to be known as "Extra Help", payable from funds appropriated

9 herein for such purposes: twenty-seven (27) temporary or part-time

10 employees, when needed, at rates of pay not to exceed those provided in the

11 Uniform Classification and Compensation Act, or its successor, or this act

12 for the appropriate classification.

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14 SECTION 7. APPROPRIATION - FEDERAL VOCATIONAL, TECHNICAL AND ADULT

15 EDUCATION. There is hereby appropriated, to the Department of Career

16 Education, to be payable from the federal funds as designated by the Chief

17 Fiscal Officer of the State, for personal services, operating expenses and

18 grants by the Department of Career Education - Federal Vocational, Technical

19 and Adult Education for the fiscal year ending June 30, 2013, the following:

| 21 | ITEM | FISCAL YEAR |
|----|----------------------------------|---------------------|
| 22 | <u>NO.</u> | <u>2012-2013</u> |
| 23 | (01) REGULAR SALARIES | \$801,631 |
| 24 | (02) EXTRA HELP | 5,000 |
| 25 | (03) PERSONAL SERVICES MATCHING | 259,936 |
| 26 | (04) MAINT. & GEN. OPERATION | |
| 27 | (A) OPER. EXPENSE | 1,673,936 |
| 28 | (B) CONF. & TRAVEL | 46,175 |
| 29 | (C) PROF. FEES | 748,350 |
| 30 | (D) CAP. OUTLAY | 0 |
| 31 | (05) VOCATIONAL EDUCATION GRANTS | <u>16,922,876</u> |
| 32 | TOTAL AMOUNT APPROPRIATED | <u>\$20,457,904</u> |

33

34 SECTION 8. APPROPRIATION - FEDERAL ADULT BASIC EDUCATION. There is

35 hereby appropriated, to the Department of Career Education, to be payable

36 from the federal funds as designated by the Chief Fiscal Officer of the

1 State, for personal services, operating expenses and grants by the Department
 2 of Career Education - Federal Adult Basic Education for the fiscal year
 3 ending June 30, 2013, the following:

| 4 | 5 ITEM | FISCAL YEAR |
|----|-----------------------------------|---------------------------|
| 6 | <u>NO.</u> | <u>2012-2013</u> |
| 7 | (01) REGULAR SALARIES | \$175,289 |
| 8 | (02) PERSONAL SERVICES MATCHING | 52,018 |
| 9 | (03) MAINT. & GEN. OPERATION | |
| 10 | (A) OPER. EXPENSE | 77,467 |
| 11 | (B) CONF. & TRAVEL | 25,200 |
| 12 | (C) PROF. FEES | 9,000 |
| 13 | (D) CAP. OUTLAY | 0 |
| 14 | (E) DATA PROC. | 0 |
| 15 | (04) ADULT BASIC EDUCATION GRANTS | <u>7,149,060</u> |
| 16 | TOTAL AMOUNT APPROPRIATED | <u><u>\$7,488,034</u></u> |

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18 SECTION 9. APPROPRIATION - FEDERAL VETERANS APPROVING AGENCY. There is
 19 hereby appropriated, to the Department of Career Education, to be payable
 20 from the federal funds as designated by the Chief Fiscal Officer of the
 21 State, for personal services and operating expenses of the Department of
 22 Career Education - Federal Veterans Approving Agency for the fiscal year
 23 ending June 30, 2013, the following:

24

| 25 | ITEM | FISCAL YEAR |
|----|---------------------------------|-------------------------|
| 26 | <u>NO.</u> | <u>2012-2013</u> |
| 27 | (01) REGULAR SALARIES | \$175,237 |
| 28 | (02) PERSONAL SERVICES MATCHING | 56,819 |
| 29 | (03) MAINT. & GEN. OPERATION | |
| 30 | (A) OPER. EXPENSE | 53,546 |
| 31 | (B) CONF. & TRAVEL | 9,623 |
| 32 | (C) PROF. FEES | 600 |
| 33 | (D) CAP. OUTLAY | 0 |
| 34 | (E) DATA PROC. | <u>0</u> |
| 35 | TOTAL AMOUNT APPROPRIATED | <u><u>\$295,825</u></u> |

36

1 SECTION 10. APPROPRIATION - FEDERAL EQUIPMENT AND TRAINING. There is
 2 hereby appropriated, to the Department of Career Education, to be payable
 3 from the federal funds as designated by the Chief Fiscal Officer of the
 4 State, for operating expenses of the Department of Career Education - Federal
 5 Equipment and Training for the fiscal year ending June 30, 2013, the
 6 following:

| 8 | ITEM | FISCAL YEAR |
|----|------------------------------|-----------------------|
| 9 | <u>NO.</u> | <u>2012-2013</u> |
| 10 | (01) MAINT. & GEN. OPERATION | |
| 11 | (A) OPER. EXPENSE | \$6,000 |
| 12 | (B) CONF. & TRAVEL | 0 |
| 13 | (C) PROF. FEES | 0 |
| 14 | (D) CAP. OUTLAY | 0 |
| 15 | (E) DATA PROC. | <u>0</u> |
| 16 | TOTAL AMOUNT APPROPRIATED | <u><u>\$6,000</u></u> |

17
 18 SECTION 11. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING
 19 PROGRAM. There is hereby appropriated, to the Department of Career
 20 Education, to be payable from the Arkansas Construction Industry Craft
 21 Training Trust Fund, for personal services, operating expenses and grants by
 22 the Department of Career Education - Construction Industry Craft Training
 23 Program for the fiscal year ending June 30, 2013, the following:

| 25 | ITEM | FISCAL YEAR |
|----|--|------------------|
| 26 | <u>NO.</u> | <u>2012-2013</u> |
| 27 | (01) REGULAR SALARIES | \$48,534 |
| 28 | (02) PERSONAL SERVICES MATCHING | 15,151 |
| 29 | (03) MAINT. & GEN. OPERATION | |
| 30 | (A) OPER. EXPENSE | 12,000 |
| 31 | (B) CONF. & TRAVEL | 7,500 |
| 32 | (C) PROF. FEES | 0 |
| 33 | (D) CAP. OUTLAY | 0 |
| 34 | (E) DATA PROC. | 0 |
| 35 | (04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT | |
| 36 | TRAINING PROGRAM | <u>800,000</u> |

1 TOTAL AMOUNT APPROPRIATED \$883,185

2

3 SECTION 12. APPROPRIATION - ALTERNATIVE RETIREMENT PROGRAM - CASH.

4 There is hereby appropriated, to the Department of Career Education, to be
 5 payable from cash funds as defined by Arkansas Code 19-4-801 of the
 6 Department of Career Education, for personal services and operating expenses
 7 of the Department of Career Education - Alternative Retirement Program - Cash
 8 for the fiscal year ending June 30, 2013, the following:

9

| 10 ITEM | FISCAL YEAR |
|------------------------------------|------------------|
| 11 <u>NO.</u> | <u>2012-2013</u> |
| 12 (01) PERSONAL SERVICES MATCHING | \$110,222 |
| 13 (02) MAINT. & GEN. OPERATION | |
| 14 (A) OPER. EXPENSE | 12,300 |
| 15 (B) CONF. & TRAVEL | 0 |
| 16 (C) PROF. FEES | 0 |
| 17 (D) CAP. OUTLAY | 0 |
| 18 (E) DATA PROC. | <u>0</u> |
| 19 TOTAL AMOUNT APPROPRIATED | <u>\$122,522</u> |

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21 SECTION 13. APPROPRIATION - HOUSING CONSTRUCTION PROGRAM. There is
 22 hereby appropriated, to the Department of Career Education, to be payable
 23 from the Building Trades Revolving Fund, for loans to Secondary Area
 24 Technical Centers or other eligible entities, for the purchase of building
 25 materials, supplies, and fixtures to be used in the construction of a single
 26 family dwelling unit or other non-residential building project through the
 27 Housing Construction Program of the Department of Career Education for the
 28 fiscal year ending June 30, 2013, the following:

29

| 30 ITEM | FISCAL YEAR |
|---------------|------------------|
| 31 <u>NO.</u> | <u>2012-2013</u> |
| 32 (01) LOANS | <u>\$164,807</u> |

33

34 SECTION 14. APPROPRIATION - LAW ENFORCEMENT SAFETY OFFICE - CASH.

35 There is hereby appropriated, to the Department of Career Education, to be
 36 payable from the cash fund deposited in the State Treasury as determined by

1 the Chief Fiscal Officer of the State, for operating expenses of the
 2 Department of Career Education - Law Enforcement Safety Office - Cash for the
 3 fiscal year ending June 30, 2013, the following:

| 4 | 5 ITEM | 6 FISCAL YEAR |
|---|-------------------------------------|-----------------|
| 7 | NO. | 2012-2013 |
| 8 | (01) LAW ENFORCEMENT SAFETY PROGRAM | <u>\$15,000</u> |

9 SECTION 15. APPROPRIATION - GOVERNOR'S COMMISSION ON ADULT LITERACY.

10 There is hereby appropriated, to the Department of Career Education, to be
 11 payable from the Department of Career Education Public School Fund Account,
 12 for personal services, operating expenses, and grants by the Department of
 13 Career Education - Governor's Commission on Adult Literacy for the fiscal
 14 year ending June 30, 2013, the following:

| 15 | 16 ITEM | 17 FISCAL YEAR |
|----|----------------------------------|------------------|
| 18 | NO. | 2012-2013 |
| 19 | (01) REGULAR SALARIES | \$30,451 |
| 20 | (02) PERSONAL SERVICES MATCHING | 9,534 |
| 21 | (03) MAINT. & GEN. OPERATION | |
| 22 | (A) OPER. EXPENSE | 52,242 |
| 23 | (B) CONF. & TRAVEL | 6,005 |
| 24 | (C) PROF. FEES | 0 |
| 25 | (D) CAP. OUTLAY | 0 |
| 26 | (E) DATA PROC. | 0 |
| 27 | (04) GRANTS TO LITERACY COUNCILS | <u>675,000</u> |
| 28 | TOTAL AMOUNT APPROPRIATED | <u>\$773,232</u> |

29 SECTION 16. APPROPRIATION - ADULT BASIC AND GENERAL ADULT EDUCATION.

30 There is hereby appropriated, to the Department of Career Education, to be
 31 payable from the Department of Career Education Public School Fund Account,
 32 for Adult Basic and General Adult Education grants and aid by the Department
 33 of Career Education for the fiscal year ending June 30, 2013, the following:

| 34 | 35 ITEM | 36 FISCAL YEAR |
|----|---------|----------------|
| | NO. | 2012-2013 |

1 (01) ADULT BASIC & GENERAL ADULT EDUCATION \$19,860,569

2

3 SECTION 17. APPROPRIATION - COORDINATED CAREER EDUCATION SERVICES.

4 There is hereby appropriated, to the Department of Career Education, to be
5 payable from the Department of Career Education Public School Fund Account,
6 for Coordinated Career Education Services - Special Needs Students Program
7 grants and aid by the Department of Career Education for the fiscal year
8 ending June 30, 2013, the following:

9

| 10 ITEM | FISCAL YEAR |
|---------------|------------------|
| 11 <u>NO.</u> | <u>2012-2013</u> |

| | |
|--------------------------------------|--------------------|
| 12 (01) COORDINATED CAREER EDUCATION | |
| 13 SERVICES-SPECIAL NEEDS STUDENTS | |
| 14 PROGRAM GRANTS & AID | <u>\$1,119,433</u> |

15

16 SECTION 18. APPROPRIATION - VOCATIONAL CENTER AID. There is hereby
17 appropriated, to the Department of Career Education, to be payable from the
18 Department of Career Education Public School Fund Account, for Vocational
19 Center grants and aid by the Department of Career Education - Vocational
20 Center Aid for the fiscal year ending June 30, 2013, the following:

21

| 22 ITEM | FISCAL YEAR |
|---------------|------------------|
| 23 <u>NO.</u> | <u>2012-2013</u> |

| | |
|--|---------------------|
| 24 (01) VOCATIONAL CENTER GRANTS AND AID | <u>\$20,136,383</u> |
|--|---------------------|

25

26 SECTION 19. APPROPRIATION - VOCATIONAL START-UP GRANTS AND AID. There
27 is hereby appropriated, to the Department of Career Education, to be payable
28 from the Department of Career Education Public School Fund Account, for
29 Vocational Start-Up grants and aid by the Department of Career Education for
30 the fiscal year ending June 30, 2013, the following:

31

| 32 ITEM | FISCAL YEAR |
|---------------|------------------|
| 33 <u>NO.</u> | <u>2012-2013</u> |

| | |
|--|--------------------|
| 34 (01) VOCATIONAL START-UP GRANTS AND AID | <u>\$2,370,000</u> |
|--|--------------------|

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36 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL
2 MATCHING. The funds appropriated in Sections for Adult Basic and General
3 Adult Education, Coordinated Career Education Services, Vocational Center Aid
4 and Vocational Start-up Grants and Aid of this Act may also be used to match
5 any available federal funds from any agency in order to provide the maximum
6 amount of money possible for the purposes enumerated in such section.

7 The provisions of this section shall be in effect only from July 1,
8 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

9

10 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

12 VOCATIONAL START-UP. The funds and appropriations contained herein for
13 Vocational Start-Up shall be allocated in accordance with rules and
14 regulations established by the State Board of Career Education, after the
15 rules and regulations have undergone a prior review by the Administrative
16 Rules and Regulations Subcommittee of the Arkansas Legislative Council or
17 Joint Budget Committee.

18 The provisions of this section shall be in effect only from July 1,
19 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

20

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

23 EDUCATIONAL TRAINING/RETRAINING. Of the funds and appropriation authorized by
24 Item (01) in the section of this Act for Adult Basic and General Adult
25 Education, a sum of \$300,000 each fiscal year shall be made available to
26 eligible entities approved by the State Board of Career Education, in order
27 to expand the vocational education and training opportunities available to
28 area citizens in need of adult educational training or retraining due to
29 changing technology.

30 Further, if the appropriation is not fully funded due to a decrease in
31 the official revenue forecast or the available carryover balance of the
32 Department of Workforce Education Public School Fund Account, the Department
33 of Career Education may reduce proportionally the amount made available to
34 eligible entities approved by the State Board of Career Education in order to
35 expand the vocational education and training opportunities to area citizens
36 in need of adult educational training or retraining due to changing

1 technology.

2 The provisions of this section shall be in effect only from July 1,
3 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

4

5 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADULT
7 EDUCATION DISTRIBUTION. All funds that become available for Adult Education
8 shall be distributed to those administrative units determined to be operating
9 efficient and effective adult education programs, under criteria established
10 by the State Board of Career Education. The criteria shall include the
11 relative efficiency of administration of the program in the counties served
12 and achievement of federal performance indicators. The State Board of Career
13 Education shall promulgate rules and regulations for the distribution of
14 funds in accordance with criteria to be determined by the Board. In the
15 distribution of funds to local units the Board shall consider performance in
16 meeting state and federal performance indicators. Unallocated funds will be
17 redistributed based upon need as determined by the State Board of Career
18 Education.

19 The provisions of this section shall be in effect only from July 1,
20 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

21

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

33 Determining the maximum number of employees and the maximum amount of
34 appropriation and general revenue funding for a state agency each fiscal year
35 is the prerogative of the General Assembly. This is usually accomplished by
36 delineating such maximums in the appropriation act(s) for a state agency and

1 the general revenue allocations authorized for each fund and fund account by
2 amendment to the Revenue Stabilization law. Further, the General Assembly
3 has determined that the Department of Career Education may operate more
4 efficiently if some flexibility is provided to the Department of Career
5 Education authorizing broad powers under this Section. Therefore, it is both
6 necessary and appropriate that the General Assembly maintain oversight by
7 requiring prior approval of the Legislative Council or Joint Budget Committee
8 as provided by this section. The requirement of approval by the Legislative
9 Council or Joint Budget Committee is not a severable part of this section.
10 If the requirement of approval by the Legislative Council or Joint Budget
11 Committee is ruled unconstitutional by a court of competent jurisdiction,
12 this entire section is void.

13
14 SECTION 25. SPECIAL LANGUAGE NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SECONDARY
16 TECHNICAL CENTER AID PROVISIONS.

17 (a)(1) Secondary technical center aid shall be calculated and
18 distributed by the Department of Career Education based upon each secondary
19 technical center's eligible student full-time equivalent count.

20 (2) Secondary technical center aid shall not be based upon the
21 percentage of total enrollment from any one sending school.

22 (b) This section expires on June 30, 2013.

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

33
34 SECTION 27. LEGISLATIVE INTENT. It is the intent of the General
35 Assembly that any funds disbursed under the authority of the appropriations
36 contained in this act shall be in compliance with the stated reasons for

1 which this act was adopted, as evidenced by the Agency Requests, Executive
2 Recommendations and Legislative Recommendations contained in the budget
3 manuals prepared by the Department of Finance and Administration, letters, or
4 summarized oral testimony in the official minutes of the Arkansas Legislative
5 Council or Joint Budget Committee which relate to its passage and adoption.
6

7 SECTION 28. EMERGENCY CLAUSE. It is found and determined by the
8 General Assembly, that the Constitution of the State of Arkansas prohibits
9 the appropriation of funds for more than one (1) year period; that the
10 effectiveness of this Act on July 1, 2012 is essential to the operation of
11 the agency for which the appropriations in this Act are provided; with the
12 exception that SECTION 25 in this Act shall be in full force and effect from
13 and after the date of its passage and approval, and that in the event of an
14 extension of the legislative session, the delay in the effective date of this
15 Act beyond July 1, 2012, could work irreparable harm upon the proper
16 administration and provision of essential governmental programs, with the
17 exception that SECTION 25 in this Act shall be in full force and effect from
18 and after the date of its passage and approval. Therefore, an emergency is
19 hereby declared to exist and this Act being necessary for the immediate
20 preservation of the public peace, health, and safety shall be in full force
21 and effect from and after July 1, 2012; with the exception that SECTION 25 in
22 this Act shall be in full force and effect from and after the date of its
23 passage and approval.

24
25 /s/Joint Budget Committee
26

27
28 **APPROVED: 03/05/2012**
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