

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.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

*As Engrossed: H4/3/03 H4/8/03 H4/15/03*

# A Bill

HOUSE BILL 1534

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR GRANTS AND  
10 AIDS TO LOCAL SCHOOL DISTRICTS AND SPECIAL  
11 PROGRAMS FOR THE DEPARTMENT OF EDUCATION FOR THE  
12 BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE DEPARTMENT OF EDUCATION -  
17 GRANTS & AIDS TO LOCAL SCHOOL DISTRICTS  
18 APPROPRIATION FOR THE 2003-2005  
19 BIENNIUM.  
20  
21  
22

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

25 SECTION 1. APPROPRIATION. There is hereby appropriated, to the Department  
26 of Education, to be payable from the Department of Education Public School  
27 Fund Account, for grants and aids to local school districts and special  
28 programs of the Department of Education for the biennial period ending June  
29 30, 2005, the following:  
30

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) SMART START/SMART STEP PROMOTIONAL	\$ 50,000	\$ 50,000
(02) TECHNOLOGY GRANTS	2,187,575	2,187,575
(03) GRANTS TO SCHOOL DISTRICTS	47,000	47,000
(04) INTERVENTION BLOCK GRANTS	632,000	632,000



1	(05)	BETTER CHANCE GRANTS	13,410,500	13,410,500
2	(06)	SMART START/SMART STEP	11,570,071	12,263,248
3	(07)	LIMITED ENGLISH PROFICIENCY	5,102,900	5,613,190
4	(08)	AT RISK	1,500,000	1,500,000
5	(09)	SPECIAL EDUCATION - CATASTROPHIC	1,000,000	1,000,000
6	(10)	YOUTH SHELTERS	165,000	165,000
7	(11)	TECHNOLOGY IMPROVEMENTS	1,000,000	1,000,000
8	(12)	DISTRESSED SCHOOL DISTRICT SUPPORT	160,000	160,000
9	(13)	POVERTY INDEX	8,500,000	8,500,000
10	(14)	HOME SCHOOL TESTING	50,000	50,000
11	(15)	REVENUE LOSS FUNDING	4,000,000	4,000,000
12	(16)	GENERAL FACILITIES FUNDING	10,000,000	10,000,000
13	(17)	ISOLATED FUNDING	8,400,000	8,700,000
14	(18)	STUDENT GROWTH	22,120,000	23,000,000
15	(19)	ADDITIONAL BASE FUNDING	48,557,770	48,557,770
16	(20)	DEBT SERVICE FUNDING SUPPLEMENT	29,500,000	29,500,000
17	(21)	DEPARTMENT OF CORRECTION	4,027,675	4,037,222
18	(22)	RESIDENTIAL CENTERS/JUVENILE DETENTION	8,767,108	8,767,108
19	(23)	CONSOLIDATION INCENTIVE	2,000,000	3,000,000
20	(24)	INCENTIVE FUNDING	28,373,000	28,373,000
21	(25)	STATE EQUALIZATION FUNDING	1,548,305,000	1,595,570,000
22	(26)	COOPERATIVE ED TECH CENTERS OPERATIONS	750,000	750,000
23	(27)	TEACHER RETIREMENT MATCHING	3,356,000	3,515,000
24	(28)	NATIONAL BOARD OF PROF TEACHING		
25		STANDARDS	714,000	874,000
26	(29)	ADVANCED PLACEMENT INCENTIVE	575,000	575,000
27	(30)	SAFETY TRAINING	750,000	750,000
28	(31)	CRIMINAL BACKGROUND CHECKS	200,000	200,000
29	(32)	ARKANSAS EASTER SEALS	193,113	193,113
30	(33)	PUBLIC SCHOOL EMPLOYEES INSURANCE	1,106,500	1,203,500
31	(34)	SCHOOL FOOD SERVICES	1,650,000	1,650,000
32	(35)	SURPLUS COMMODITIES	630,000	630,000
33	(36)	WORKERS COMPENSATION	450,000	450,000
34	(37)	SCHOOL FOOD - LEGISLATIVE AUDIT	100,000	100,000
35	(38)	GIFTED & TALENTED	1,292,896	1,292,896
36	(39)	SCHOOL WORKER DEFENSE	390,000	390,000

1	(40)	ASSESSMENT/END OF LEVEL TESTING	7,918,481	8,042,258
2	(41)	SERIOUS OFFENDER PROGRAM	807,000	807,000
3	(42)	SPECIAL EDUCATION SERVICES	4,220,285	4,220,285
4	(43)	HUMAN DEVELOPMENT CENTERS ED AID	663,000	663,000
5	(44)	EDUCATION SERVICE COOPERATIVES	4,929,270	4,929,270
6	(45)	EARLY CHILDHOOD SPECIAL EDUCATION	6,298,454	6,298,454
7	(46)	DISTANCE LEARNING	1,000,000	1,000,000
8	(47)	TEACHER LICENSURE/MENTORING	7,799,000	8,299,000
9	(48)	NON-TRADITIONAL LICENSURE GRANTS	50,000	50,000
10	(49)	PYGMALION COMMISSION	40,000	40,000
11	(50)	ALTERNATIVE LEARNING	<u>3,000,000</u>	<u>3,000,000</u>
12		TOTAL AMOUNT APPROPRIATED	<u>\$1,808,333,598</u>	<u>\$1,860,031,389</u>

13

14 SECTION 2. REGULAR SALARIES - APSCN. There is hereby established for the  
 15 Department of Education - Arkansas Public School Computer Network for the  
 16 2003-2005 biennium, the following maximum number of regular employees whose  
 17 salaries shall be governed by the provisions of the Uniform Classification  
 18 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,  
 19 and all laws amendatory thereto. Provided, however, that any position to  
 20 which a specific maximum annual salary is set out herein in dollars, shall be  
 21 exempt from the provisions of said Uniform Classification and Compensation  
 22 Act. All persons occupying positions authorized herein are hereby governed  
 23 by the provisions of the Regular Salaries Procedures and Restrictions Act  
 24 (Arkansas Code §21-5-101), or its successor.

25

26			Maximum Annual			
27			Maximum	Salary Rate		
28	Item	Class	No. of	Fiscal Years		
29	No.	Code	Title	Employees	2003-2004	2004-2005
30	(1)	027Z	ED ASSOC DIRECTOR APSCN	1	GRADE 26	
31	(2)	827Z	DP CENTER MANAGER	1	GRADE 26	
32	(3)	903Z	TECHNICAL ASSISTANCE MANAGER	2	GRADE 24	
33	(4)	D064	SR SYSTEMS PROGRAMMER	1	GRADE 24	
34	(5)	028Z	ED APSCN COOR/INTERNAL OPS	1	GRADE 23	
35	(6)	D124	LEAD PROGRAMMER/ANALYST	2	GRADE 22	
36	(7)	D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE 21	

1	(8)	R290	PUBLIC SCHOOL PROGRAM ADVISOR	20	GRADE 21
2	(9)	E114	STAFF DEVELOPMENT COORDINATOR	4	GRADE 20
3	(10)	R266	MANAGEMENT PROJECT ANALYST II	2	GRADE 20
4	(11)	A110	ACCOUNTANT II	1	GRADE 19
5	(12)	E072	TRAINING INSTRUCTOR	4	GRADE 18
6	(13)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18
7	(14)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17
8	(15)	K155	SECRETARY I	<u>1</u>	GRADE 11
9			MAX. NO. OF EMPLOYEES	43	

10

11 SECTION 3. APPROPRIATION - APSCN. There is hereby appropriated, to the  
 12 Department of Education, to be payable from the Department of Education  
 13 Public School Fund Account, for personal services and operating expenses of  
 14 the Department of Education - Arkansas Public School Computer Network for the  
 15 biennial period ending June 30, 2005, the following:

16

17	ITEM	FISCAL YEARS	
18	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
19	(01) REGULAR SALARIES	\$ 1,725,052	\$ 1,771,629
20	(02) PERSONAL SERV MATCH	484,487	493,667
21	(03) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE	1,277,495	1,277,495
23	(B) CONF. & TRAVEL	5,250	5,250
24	(C) PROF. FEES	0	0
25	(D) CAP. OUTLAY	0	0
26	(E) DATA PROC.	<u>4,701,424</u>	<u>4,701,424</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,193,708</u>	<u>\$ 8,249,465</u>

28

29 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MATH &  
 31 SCIENCE SCHOOL FUND TRANSFER. Any funds which remain in the Department of  
 32 Education Public School Fund Account or the Public School Fund for the  
 33 Department of Education - Arkansas School for Mathematics and Sciences at the  
 34 end of a fiscal year shall be transferred by the Chief Fiscal Officer of the  
 35 State to the General Improvement Fund or its successor fund or fund accounts,  
 36 there to be used exclusively to provide additional funding for appropriations

1 for the Department of Education - Arkansas School for Mathematics and  
2 Sciences which are made payable from the General Improvement Fund or its  
3 successor fund or fund accounts.

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

6  
7 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS TO  
9 SCHOOL DISTRICTS. For the purposes of distributing the Grants To School  
10 Districts appropriation in Section 1 of this Act, "school district" means a  
11 school district which contracts with a school district in an adjoining state  
12 for the education of some of the pupils within the Arkansas school district  
13 because the portion of the school district wherein such pupils live is  
14 completely separated from the remainder of the school district by a reservoir  
15 covering at least 12,000 acres at normal water level, and where to attend  
16 school in their own district, the pupils of said portion would be required to  
17 travel or to be transported a distance (measured by the nearest highway or  
18 road route) of more than 35 miles round trip and pass through another school  
19 district or districts. The Department of Education shall distribute the  
20 monies appropriated for Grants to School Districts in Section 1 of this Act  
21 to such school districts as reimbursement for expenses incurred in educating  
22 the pupils residing in the separated portion of the school district. Such  
23 school districts shall file a request for reimbursement with the Department  
24 of Education and provide the Department of Education with such documentation  
25 as is deemed necessary.

26 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
27 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

28  
29 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL  
31 EDUCATION SERVICES. The funds appropriated in the line item "Special  
32 Education Services" in Section 1 of this Act shall be used to provide  
33 extended year summer programs for handicapped students in need of such  
34 services, to provide special education services to foster children who are  
35 wards of the State, and to provide funds for the payment of salaries of  
36 special education supervisors. The Department of Education shall distribute

1 such funds in the manner necessary to carry out the intent of this Section.

2 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
3 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

4  
5 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
7 RETIREMENT MATCHING. Beginning with the 1996-97 school year, Local School  
8 Districts shall pay the teacher retirement employer contribution rate for any  
9 eligible employee in accordance with rules and regulations established by the  
10 Teacher Retirement Board of Directors. The appropriation contained herein for  
11 Teacher Retirement Matching each fiscal year shall be used to provide the  
12 employer matching for employees of the Cooperative Education Services Areas,  
13 Vocational Centers, ~~Model Vocational—Technical Education Resource Center,~~  
14 Arkansas Easter Seals and the school operated by the Department of  
15 Correction.

16 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
17 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

18  
19 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HEALTH  
21 INSURANCE. Beginning with the 1996-97 school year, Local School Districts  
22 shall pay no less than the health insurance contribution rate established by  
23 ~~the State Board of Education~~ Arkansas Code 6-17-1117 for each eligible  
24 employee electing to participate in the Public School Employee Health  
25 Insurance Program. The appropriation contained herein for Public School  
26 Employee Insurance each fiscal year shall be used to provide the state  
27 contribution for insurance premiums for employees of the Cooperative  
28 Education Services Areas, Vocational Centers, ~~Model Vocational—Technical~~  
29 ~~Education Resource Center~~ and the school operated by the Department of  
30 Correction who participate in the Arkansas Public School Life and Health  
31 Insurance Program.

32 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
33 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

34  
35 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PULASKI

1 COUNTY DESEGREGATION. (A) For the fiscal year ending ~~June 30, 2002~~ June 30,  
2 2004, the Department of Education shall from time to time as needed, certify  
3 to the State Treasurer and the Chief Fiscal Officer of the State, the amount  
4 of funds disbursed for desegregation expenses under the "Pulaski County  
5 School Desegregation Settlement Agreement." Upon the receipt of such  
6 certification, the State Treasurer, after making those deductions as set out  
7 in Arkansas Code 19-5-202(b)(2)(B), shall also deduct up to, but not to  
8 exceed in total for fiscal year ~~2001-2002~~ 2003-04 the sum of \$32,800,000 from  
9 the net general revenues and transfer this amount to the Department of  
10 Education Public School Fund Account.

11 (B) For the fiscal year ending ~~June 30, 2003~~ June 30, 2005, the Department of  
12 Education shall from time to time as needed, certify to the State Treasurer  
13 and the Chief Fiscal Office of the State, the amount of funds disbursed for  
14 desegregation expenses under the "Pulaski County School Desegregation  
15 Settlement Agreement." Upon the receipt of such certification, the State  
16 Treasurer, after making those deductions as set out in Arkansas Code 19-5-  
17 202(b)(2)(B), shall also deduct up to, but not to exceed in total for fiscal  
18 year ~~2002-2003~~ 2004-05 the sum of \$32,800,000 from the net general revenues  
19 and transfer this amount to the Department of Education Public School Fund  
20 Account.

21 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
22 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

23  
24 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

26 CONSOLIDATION INCENTIVE. The appropriation contained herein for Consolidation  
27 Incentive shall be allocated in accordance with rules and regulations  
28 established by the State Board of Education.

29 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
30 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

31  
32 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

34 RESIDENTIAL CENTERS/JUVENILE DETENTION. The funds appropriated herein for  
35 Residential Centers/Juvenile Detention shall be allocated in accordance with  
36 rules and regulations established by the State Board of Education.

1 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
2 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

3  
4 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
6 AUTHORITY. The Director of the Department of Education, with the approval of  
7 the Chief Fiscal Officer and after approval by the Arkansas Legislative  
8 Council or Joint Budget Committee, is hereby authorized to request necessary  
9 appropriation transfers and any other budget related adjustments necessary.  
10 Determining the maximum number of employees and the maximum amount of  
11 appropriation and general revenue funding for a state agency each fiscal year  
12 is the prerogative of the General Assembly. This is usually accomplished by  
13 delineating such maximums in the appropriation act(s) for a state agency and  
14 the general revenue allocations authorized for each fund and fund account by  
15 amendment to the Revenue Stabilization law. Further, the General Assembly  
16 has determined that the Department of Education may operate more efficiently  
17 if some flexibility is provided to the Director of the Department of  
18 Education authorizing broad powers under the Transfer Authority provision  
19 herein. Therefore, it is both necessary and appropriate that the General  
20 Assembly maintain oversight by requiring prior approval of the Legislative  
21 Council or Joint Budget Committee as provided by this section. The  
22 requirement of approval by the Legislative Council or Joint Budget Committee  
23 is not a severable part of this section. If the requirement of approval by  
24 the Legislative Council or Joint Budget Committee is ruled unconstitutional  
25 by a court jurisdiction, this entire section is void.

26 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
27 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

28  
29 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORKERS'  
31 COMPENSATION PURCHASE. The appropriation and funds authorized herein for  
32 Purchase of Workers' Compensation Coverage by School Districts and Education  
33 Service Cooperatives shall be distributed proportionally by the Department of  
34 Education to each of the various school districts based on each school  
35 district's average daily membership (ADM) the previous year and to each of  
36 the state's education service cooperatives in an amount equal to 50% of the



1 amount each cooperative expended for that purpose the previous year.

2 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
3 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

4  
5 *SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
6 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.*

7 *ARKANSAS/STRIVE PROGRAM TRANSFER.* The Chief Fiscal Officer of the State  
8 shall transfer on his books and those of the State Treasurer the sum of  
9 \$200,000 during each fiscal year, of the biennium from the Department of  
10 Education Public School Fund Account to the University of Arkansas at Little  
11 Rock Fund, specifically to provide funding for the Arkansas/STRIVE Program.  
12 The total amount of funds transferred each fiscal year pursuant to this  
13 section shall not be subject to any indirect costs by the University of  
14 Arkansas at Little Rock.

15 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
16 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

17  
18 *SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
19 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AMENDMENT*  
20 *74 RULES AND REGULATIONS.* Due to pending public school finance litigation,  
21 before any rules and regulations pursuant to the implementation of Amendment  
22 74 to the Arkansas Constitution are reviewed by the Administrative Rules and  
23 Regulations Committee of the Arkansas Legislative Council and adopted by the  
24 Department of Education, such proposed rules and regulations shall be  
25 reviewed by the Litigation Reports Oversight Committee of the Arkansas  
26 Legislative Council.

27 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
28 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

29  
30 *SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
31 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.*

32 *ASSESSMENT/END OF LEVEL TESTING.* Of the total amount appropriated for  
33 Assessment/End-of-Level Testing for each fiscal year of the ~~2001-2003~~ 2003-  
34 2005 biennium, up to \$500,000 may be authorized by the Director of the  
35 Department of Education to be used to provide staff development training for  
36 educational cooperatives, school districts, and for Department of Education

1 staff on such content areas as test interpretation, goal setting, educational  
2 plan development, curriculum development, instructional strategies, classroom  
3 management and for evaluation procedures.

4 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
5 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

6  
7 *SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
8 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AETN*  
9 *DOCUMENTED QUIZ BOWL COSTS. Of the total amount of appropriation and funds*  
10 *authorized herein to the Department of Education - for the Quiz Bowl each*  
11 *fiscal year, an amount not to exceed 40% each fiscal year may be made*  
12 *available to the Department of Education - Educational Television Division*  
13 *for its documented costs associated with the Quiz Bowl.*

14 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
15 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

16  
17 *SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
18 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. OPEN*  
19 *ENROLLMENT CHARTER SCHOOL EVALUATION. The Department of Education is hereby*  
20 *authorized to utilize a portion of the appropriation and funds authorized*  
21 *herein for Open Enrollment Charter Schools for costs associated with the*  
22 *evaluation of Open Enrollment Charter Schools.*

23 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
24 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

25  
26 *SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
27 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.*  
28 *INTERVENTION BLOCK GRANTS FUNDING RESTRICTION. The Department of Education*  
29 *shall make available from the Intervention Block Grants appropriation*  
30 *authorized by this Act, one hundred thousand dollars (\$100,000) each fiscal*  
31 *year for the annual expenses of the Quiz Bowl, thirteen thousand five hundred*  
32 *dollars (\$13,500) each fiscal year for Odyssey of the Mind for grants up to*  
33 *\$1,000 each for students and chaperones, thirteen thousand five hundred*  
34 *dollars (\$13,500) each fiscal year for Destination Imagination, and five*  
35 *thousand dollars (\$5,000) each fiscal year for the State History Day*  
36 *Competition. The Department of Education shall allocate General Revenue*

1 funding totaling no less than one hundred thirty two thousand dollars  
2 (\$132,000) each fiscal year from the Department of Education Public School  
3 Fund Account to support the annual expenses of the Quiz Bowl, the Odyssey of  
4 the Mind for grants up to \$1,000 each for students and chaperones,  
5 Destination Imagination, and the State History Day Competition. The  
6 Department shall either expend or have committed for expenditure the monies  
7 allocated for the Quiz Bowl, Odyssey of the Mind, Destination Imagination,  
8 and the State History Day Competition as authorized herein in order to  
9 fulfill the provisions of this section.

10  
11 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EAST  
13 FUNDING PROVISION. Of the total amount appropriated for Technology Grants  
14 each fiscal year, an amount of not less than one million dollars (\$1,000,000)  
15 or eighteen percent (18%), whichever is greater each fiscal year, shall be  
16 awarded through a grant or professional services contract for EAST  
17 infrastructure personal services and operating expenses. The EAST  
18 infrastructure grant or contract for personal services and operating expenses  
19 shall be awarded to an entity that has personnel or experience, or both, in  
20 implementing the EAST Initiative.

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

23  
24 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
26 PRIORITIZATION OF FUNDING. The State Board of Education shall give first  
27 priority to allocating funding for those line-items contained in Section 1 of  
28 this Act that further the State's goal of maintaining equitable funding of  
29 students in the public schools of this State. Those line-items that further  
30 this goal shall be those line-items that contribute to the State meeting the  
31 Federal Range Ratio as it is described in 34 C.F.R. §§ 222.61, et seq.  
32 (1994).

33  
34 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXPLOR-  
36 NET FUNDING PROVISION. Of the total appropriation authorized by this Act for

1 Technology Grants the Department of Education shall make available one  
 2 hundred eighty seven thousand five hundred seventy five dollars (\$187,575)  
 3 each fiscal year for Explor-Net Program initiatives to teach students  
 4 computer repair in a hands-on environment. The Department of Education shall  
 5 allocate General Revenue funding totaling no less than one hundred eighty  
 6 seven thousand five hundred seventy five dollars (\$187,575) each fiscal year  
 7 from the Department of Education Public School Fund Account to support the  
 8 Explor-Net Program. The Department shall either expend or have committed for  
 9 expenditure the monies allocated for the Explor-Net Program in order to  
 10 fulfill the provisions of this section.

11  
 12 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS  
 14 LEADERSHIP ACADEMY - REDUCTION OF FUNDS RESTRICTION. Upon determination by  
 15 the Department of Education that a reduction in the amount of available  
 16 appropriation within the Department of Education Fund Account is required  
 17 from the amount appropriated, the reduction in the available appropriation  
 18 from the full amount appropriated for the Arkansas Leadership Academy shall  
 19 be limited to the average percentage reduction in the other appropriations to  
 20 the Department of Education from the Department of Education Fund Account.

21  
 22 SECTION 24. Subsection (c) of Section 3 of uncodified Act 1288 of 1993,  
 23 as amended, concerning the Pygmalion Commission is repealed:

24  
 25 ~~(c) The commission shall expire on June 30, 2003, unless the commission~~  
 26 ~~is continued by further act of the Arkansas General Assembly.~~

27  
 28 SECTION 25. Arkansas Code Annotated 6-17-2104(j) of The Educator  
 29 Compensation Act of 2001 is amended to read as follows:

30  
 31 (j) The required salary increase for targeted educators ~~who are~~  
 32 ~~prekindergarten teachers~~ shall only be required to be implemented if the  
 33 local school district has received sufficient state funds as determined by  
 34 the Department of Education available to completely implement the required  
 35 salary increase or proportion thereof for the given fiscal year.

36

1        *SECTION 26. COMPLIANCE WITH OTHER LAWS.* Disbursement of funds authorized  
2 by this act shall be limited to the appropriation for such agency and funds  
3 made available by law for the support of such appropriations; and the  
4 restrictions of the State Purchasing Law, the General Accounting and  
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
6 Procedures and Restrictions Act, or their successors, and other fiscal  
7 control laws of this State, where applicable, and regulations promulgated by  
8 the Department of Finance and Administration, as authorized by law, shall be  
9 strictly complied with in disbursement of said funds.

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11        *SECTION 27. LEGISLATIVE INTENT.* It is the intent of the General Assembly  
12 that any funds disbursed under the authority of the appropriations contained  
13 in this act shall be in compliance with the stated reasons for which this act  
14 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
15 and Legislative Recommendations contained in the budget manuals prepared by  
16 the Department of Finance and Administration, letters, or summarized oral  
17 testimony in the official minutes of the Arkansas Legislative Council or  
18 Joint Budget Committee which relate to its passage and adoption.

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20        *SECTION 28. EMERGENCY CLAUSE.* *It is found and determined by the General*  
21 *Assembly, that the Constitution of the State of Arkansas prohibits the*  
22 *appropriation of funds for more than a two (2) year period; that the*  
23 *effectiveness of this Act on July 1, 2003 is essential to the operation of*  
24 *the agency for which the appropriations in this Act are provided, and that*  
25 *the General Assembly recognizes the important contribution to education made*  
26 *by the Pygmalion Commission on Nontraditional Education, and that recognizing*  
27 *and identifying how the educational system is failing a child early enough to*  
28 *provide meaningful intervention is necessary to improve the educational*  
29 *outcomes for at-risk students, and the Pygmalion Commission shall expire on*  
30 *June 30, 2003 unless the General Assembly continues the Commission by further*  
31 *act, and that Section 24 of this Act shall become effective immediately upon*  
32 *its passage and approval, and that the General Assembly further recognizes*  
33 *the financial hardships placed on school district resources if the required*  
34 *salary increase authorized by The Educator Compensation Act of 2001 is to*  
35 *continue, and that Section 25 of this Act shall become effective immediately*  
36 *upon its passage and approval due to the economic downturn of state revenues*

1 and insufficient resources to provide school districts with sufficient funds  
2 to implement the required salary increase, and that in the event of an  
3 extension of the Regular Session, the delay in the effective date of the  
4 remaining sections of this Act beyond July 1, 2003, could work irreparable  
5 harm upon the proper administration and provision of essential governmental  
6 programs. Therefore, an emergency is declared to exist and this act being  
7 immediately necessary for the preservation of the public peace, health, and  
8 safety:

9 (1) Section 24 and Section 25 of this act shall become effective on:

10 (A) The date of its approval by the Governor;

11 (B) If the bill is neither approved nor vetoed by the Governor, the  
12 expiration of the period of time during which the Governor may veto the bill;  
13 or

14 (C) If the bill is vetoed by the Governor and the veto is  
15 overridden, the date the last house overrides the veto; and

16 (2) All other sections of this act shall become effective on July 1,  
17 2003.

18 /s/ Joint Budget Committee  
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