

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

As Engrossed: S1/8/04
A Bill

Call Item 4

HOUSE BILL 1035

5 By: Representatives Cleveland, P. Bookout, Chesterfield, Dangeau, Fite, J. Johnson, Moore, Seawel,
6 Thomas, Weaver, White
7
8

For An Act To Be Entitled

10 AN ACT TO CREATE THE ARKANSAS TEACHER SALARY AND
11 COMPENSATION STUDY COMMISSION OF THE DEPARTMENT
12 OF EDUCATION; AND FOR OTHER PURPOSES.
13

Subtitle

15 AN ACT TO CREATE THE ARKANSAS
16 TEACHER SALARY AND COMPENSATION STUDY
17 COMMISSION.
18
19

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

22 SECTION 1. (a) There is established a commission to be known as the
23 “Arkansas Teacher Salary and Compensation Study Commission”.

24 (b) The commission shall consist of eleven (11) members as follows:

25 (1) Four (4) members appointed by the Governor as follows:

26 (A) Two (2) members selected from a list of no fewer than
27 five (5) names submitted by the Arkansas School Boards Association no later
28 than five (5) days from the effective date of this act; and

29 (B) Two (2) members who are teachers that have received a
30 Milken Educator Award and are presently teaching in a public school in
31 Arkansas;

32 (2) Three (3) members appointed by the President Pro Tempore of
33 the Senate as follows:

34 (A) One (1) person selected from a list of no fewer than
35 five (5) names submitted by the Arkansas Association of Educational
36 Administrators no later than five (5) days from the effective date of this



1 act;

2 (B) One (1) person selected from a list of no fewer than
3 five (5) names submitted by the Arkansas Education Association no later than
4 five (5) days from the effective date of this act; and

5 (C) One (1) person selected from a list of no fewer than
6 five (5) names submitted by the Arkansas Rural Education Association no later
7 than five (5) days from the effective date of this act;

8 (3) Three (3) members appointed by the Speaker of the House of
9 Representatives as follows:

10 (A) One (1) person, who shall be a superintendent of an
11 Arkansas public school, selected from a list of no fewer than five (5) names
12 of superintendents submitted by the Arkansas Association of Educational
13 Administrators no later than five (5) days from the effective date of this
14 act;

15 (B) One (1) person selected from a list of no fewer than
16 five (5) names submitted by the Arkansas Education Association no later than
17 five (5) days from the effective date of this act; and

18 (C) One (1) person selected from a list of no fewer than
19 five (5) names submitted by the Arkansas Rural Education Association no later
20 than five (5) days from the effective date of this act; and

21 (4) One (1) member jointly appointed by the Speaker of the House
22 of Representatives and the President Pro Tempore of the Senate who is a
23 member of a state or national parent teacher association.

24 (c) The appointed commission members shall be residents of the State
25 of Arkansas at the time of appointment and throughout their term.

26 (d)(1) All appointments shall be made no later than ten (10) days
27 after the effective date of this act.

28 (2) If any association fails to submit a list within five (5)
29 days from the effective date of this act, the appointing official who did not
30 receive a list may make an appointment from the state at large.

31 (e)(1) If a vacancy occurs in an appointed position for any reason,
32 the vacancy shall be filled by appointment by the official that made the
33 appointment.

34 (2) The new appointee shall serve for the remainder of the
35 unexpired term.

36 (f) The superintendent appointed by the Speaker of the House of

1 Representatives shall serve as chairperson.

2 (g)(1) The commission shall meet at such times and places that the
3 chairperson deems necessary but no meetings shall be held outside of the
4 State of Arkansas.

5 (2) The chairperson shall call an organizational meeting no
6 fewer than ten (10) days after all the members are appointed.

7 (3) Six (6) of the members of the commission shall constitute a
8 quorum for the purpose of transacting business.

9 (4) All action of the commission shall be by a quorum.

10 (h) The commission shall:

11 (1) Develop market studies to define the amount of compensation
12 and types of benefits that will be necessary to recruit and retain teachers
13 for Arkansas public schools;

14 (2) Develop strategies that would create a procedure to provide
15 substantially equal teachers' salaries throughout the state taking into
16 consideration the cost of living in various parts of the state and other
17 economic factors;

18 (3) Design plans for correcting disparities in teachers'
19 salaries throughout the state;

20 (4) Recommend a starting salary and benefits package, including
21 stipends and other supplemental pay, that would make Arkansas competitive
22 with other states for teacher recruitment purposes;

23 (5) Equate any recommended teacher compensation package,
24 including stipends and other supplemental pay, with that offered by
25 surrounding states;

26 (6) Recommend superintendent compensation packages;

27 (7) Conduct market studies and other related studies that the
28 commission deems relevant to address the salary issues raised by the Arkansas
29 Supreme Court in the decision of Lake View School District No. 25 v.
30 Huckabee, 351 Ark. 31 (2002); and

31 (8) Provide a report to the Chairperson of the House Committee
32 on Education, the Chairperson of the Senate Committee on Education, the
33 Chairperson of the House Interim Committee on Education, the Chairperson of
34 the Senate Interim Committee on Education, and the Governor by September 1,
35 2004, and no less than quarterly thereafter or as requested by any
36 legislative committee or the Governor.

1 (i) The committee may make recommendations regarding compensation for
2 classified employees.

3 (j)(1) The Department of Education shall provide staff and office
4 space to the commission.

5 (2)(A) The members of the commission shall serve without pay.

6 (B) All members of the commission may receive expense
7 reimbursement in accordance with Arkansas Code § 25-16-902 to be paid by the
8 Department of Education.

9 (k) The Department of Education shall make available funds
10 appropriated in Act 1245 of 2003 available for the expenses associated with
11 the work of the commission.

12 (l) This section shall expire on December 31, 2005 unless extended by
13 an act of the General Assembly.

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15 SECTION 2. ARKANSAS TEACHER SALARY AND COMPENSATION STUDY COMMISSION
16 FUNDING PROVISION. Of the appropriation authorized by Act 1245 of 2003,
17 Regular Session, for the necessary expenses associated with the Arkansas
18 Teacher Salary and Compensation Study Commission of the Department of
19 Education shall allocate and make available one hundred seventy-five thousand
20 dollars (175,000) from the Department of Education Public School Fund Account
21 to fund the expenses of the Arkansas Teacher Salary and Compensation Study
22 Commission established by this Act. The Department of Education shall either
23 expend or have committed for expenditure the monies allocated for the
24 Arkansas Teacher Salary and Compensation Study Commission in order to fulfill
25 the provisions of this section.

26
27 SECTION 3. Arkansas Code § 6-17-806 is repealed.

28 ~~6-17-806. Arkansas Teachers' Salaries Study Commission.~~

29 ~~(a)(1) There is created the Arkansas Teachers' Salaries Study~~
30 ~~Commission.~~

31 ~~(2) It shall be composed of:~~

32 ~~(A) The Chairman of the House Education Committee or his~~
33 ~~appointee;~~

34 ~~(B) The Chairman of the Senate Education Committee or his~~
35 ~~appointee;~~

36 ~~(C) The Director of the Department of Education;~~

