

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 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H3/8/05
A Bill

HOUSE BILL 1167

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 FOR THE CROWLEY'S
11 RIDGE TECHNICAL INSTITUTE FOR THE BIENNIAL PERIOD
12 ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE CROWLEY'S RIDGE
16 TECHNICAL INSTITUTE APPROPRIATION FOR
17 THE 2005-2007 BIENNIUM.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the
24 Crowley's Ridge Technical Institute for the 2005-2007 biennium, the following
25 maximum number of regular employees whose salaries shall be governed by the
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
28 Provided, however, that any position to which a specific maximum annual
29 salary is set out herein in dollars, shall be exempt from the provisions of
30 said Uniform Classification and Compensation Act. All persons occupying
31 positions authorized herein are hereby governed by the provisions of the
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
33 or its successor.
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35 Maximum Annual
36 Maximum Salary Rate



Item	Class		No. of Employees	Fiscal Years	
	No.	Code Title		2005-2006	2006-2007
3	(1)	9752 VO TECH TECHNICIAN II	4	\$65,182	\$66,970
4	(2)	9046 WORKFORCE ED FACULTY	31	\$55,351	\$56,952
5	(3)	9047 WORKFORCE ED PART TIME FACULTY	5	\$19,109	\$19,709
6	(4)	247Z ED VO TECH SCHOOL DIRECTOR	1	GRADE	25
7	(5)	482Z ED VO TECH SCHOOL ASST DIR	3	GRADE	23
8	(6)	M100 VOCATIONAL COUNSELOR	1	GRADE	21
9	(7)	E094 DAY CARE TEACHER SUPERVISOR	1	GRADE	19
10	(8)	G028 BLDG PLANT MAINTENANCE SUPV II	2	GRADE	18
11	(9)	R010 ADMINISTRATIVE ASSISTANT II	1	GRADE	17
12	(10)	R190 PERSONNEL OFFICER II	1	GRADE	17
13	(11)	A108 ACCOUNTING TECHNICIAN II	2	GRADE	15
14	(12)	K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE	14
15	(13)	K153 SECRETARY II	5	GRADE	13
16	(14)	G109 BLDG/EQUIP MAINT REPAIRMAN II	<u>3</u>	GRADE	08
17		MAX. NO. OF EMPLOYEES	61		

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19 SECTION 2. EXTRA HELP. There is hereby authorized, for the Crowley's
 20 Ridge Technical Institute for the 2005-2007 biennium, the following maximum
 21 number of part-time or temporary employees, to be known as "Extra Help",
 22 payable from funds appropriated herein for such purposes: seventy six (76)
 23 temporary or part-time employees, when needed, at rates of pay not to exceed
 24 those provided in the Uniform Classification and Compensation Act, or its
 25 successor, or this act for the appropriate classification.

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27 SECTION 3. APPROPRIATION - STATE. There is hereby appropriated, to the
 28 Crowley's Ridge Technical Institute, to be payable from the Crowley's Ridge
 29 Technical Institute Fund, for personal services and operating expenses of the
 30 Crowley's Ridge Technical Institute - State for the biennial period ending
 31 June 30, 2007, the following:

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ITEM	FISCAL YEARS	
	2005-2006	2006-2007
34 NO.		
35 (01) REGULAR SALARIES	\$ 2,430,908	\$ 2,501,386
36 (02) EXTRA HELP	158,400	158,400

1	(03) PERSONAL SERVICES MATCHING	802,582	819,366
2	(04) MAINT. & GEN. OPERATION		
3	(A) OPER. EXPENSE	837,421	837,421
4	(B) CONF. & TRAVEL	5,500	5,500
5	(C) PROF. FEES	0	0
6	(D) CAP. OUTLAY	0	0
7	(E) DATA PROC.	<u>0</u>	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 4,234,811</u>	<u>\$ 4,322,073</u>

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10 SECTION 4. APPROPRIATION - FEDERAL. There is hereby appropriated, to the
 11 Crowley's Ridge Technical Institute, to be payable from the federal funds as
 12 designated by the Chief Fiscal Officer of the State, for personal services
 13 and operating expenses of the Crowley's Ridge Technical Institute - Federal
 14 for the biennial period ending June 30, 2007, the following:

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16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
18	(01) REGULAR SALARIES	\$ 129,811	\$ 133,613
19	(02) EXTRA HELP	52,003	52,003
20	(03) PERSONAL SERVICES MATCHING	45,353	46,260
21	(04) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE	28,539	28,539
23	(B) CONF. & TRAVEL	1,500	1,500
24	(C) PROF. FEES	0	0
25	(D) CAP. OUTLAY	25,000	25,000
26	(E) DATA PROC.	<u>0</u>	<u>0</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$ 282,206</u>	<u>\$ 286,915</u>

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29 SECTION 5. APPROPRIATIONS - CASH. There is hereby appropriated, to the
 30 Crowley's Ridge Technical Institute, to be payable from cash funds as defined
 31 by Arkansas Code 19-4-801 of the Crowley's Ridge Technical Institute, for
 32 personal services and operating expenses of the Crowley's Ridge Technical
 33 Institute - Cash for the biennial period ending June 30, 2007, the following:

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

1	(01) REGULAR SALARIES	\$ 185,162	\$ 190,565
2	(02) EXTRA HELP	162,631	162,631
3	(03) PERSONAL SERVICES MATCHING	75,576	76,864
4	(04) MAINT. & GEN. OPERATION		
5	(A) OPER. EXPENSE	350,000	350,000
6	(B) CONF. & TRAVEL	17,000	17,000
7	(C) PROF. FEES	15,000	15,000
8	(D) CAP. OUTLAY	300,000	300,000
9	(E) DATA PROC.	0	0
10	(05) RESALE	210,000	210,000
11	(06) DEBT SERVICE	<u>1,000</u>	<u>1,000</u>
12	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,316,369</u>	<u>\$ 1,323,060</u>

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14 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
16 CONTINGENCY. (a) To address needs emerging from the restructuring of the
17 Technical Institutes, Crowley's Ridge Technical Institute shall establish and
18 maintain for the ~~2003-2005~~ 2005-2007 biennium a pool of four (4)
19 unclassified positions and four (4) classified positions, payable from funds
20 appropriated for Crowley's Ridge Technical Institute. These positions are to
21 be used by Crowley's Ridge Technical Institute in the event that the number
22 and level of positions available to address the needs emerging from business
23 and industry driven program expansions exceeds the number of positions
24 regularly authorized for Crowley's Ridge Technical Institute.
25 (b) Crowley's Ridge Technical Institute shall provide justification to the
26 Department of Finance and Administration's Office of Personnel Management
27 (OPM) for the need to allocate titles from this position pool. No
28 classifications will be assigned to the pool until such time as specific
29 positions are requested and justified by Crowley's Ridge Technical Institute,
30 recommended by OPM and approved by the Legislative Council. Crowley's Ridge
31 Technical Institute may transfer positions from this pool to any pay schedule
32 the agency currently maintains or any pay schedule the agency receives during
33 the ~~2003-2005~~ 2005-2007 biennium.
34 (c) Determining the number of personnel to be employed by a state agency is
35 the prerogative of the General Assembly and is usually accomplished by
36 delineating the maximum number of personnel by identifying job titles and the

1 maximum grade or salary attached to those titles. The General Assembly has
2 determined that Crowley's Ridge Technical Institute could be operated more
3 efficiently if some flexibility is given to that agency. That flexibility is
4 being accomplished by providing growth pools in subsection (a) of this
5 section and since the General Assembly has granted the agency broad powers
6 under the growth pool concept, it is both necessary and appropriate that the
7 General Assembly maintain oversight of the utilization of the growth pool by
8 requiring prior approval of the Legislative Council in the utilization of the
9 growth pool. Therefore, the requirement of approval by the Legislative
10 Council is not a severable part of this section. If the requirement of
11 approval by the Legislative Council is ruled unconstitutional by a court of
12 competent jurisdiction, this entire section is void.

13 If the agency requests continuation of a "Growth Pool" position(s) as
14 established herein during the next biennium, the position(s) must be
15 requested as a new position(s) in the agency's biennial budget request.
16 The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005
17 through June 30, ~~2005~~ 2007.

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19 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PART-TIME
21 FACULTY. The Technical Institutes are not required to remit a state
22 contribution to the state employee insurance trust fund on Workforce
23 Education Part-time Faculty Positions unless the position will be utilized
24 for more than 1,000 hours a year.

25 The provisions of this section shall be in effect only from July 1, ~~2003~~
26 2005 through June 30, ~~2005~~ 2007.

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28 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
30 ADDITIONAL TEACHING LOAD. Instructional staff in a postsecondary technical
31 institute as authorized for the various technical institutes, may be paid up
32 to forty five (\$45) per clock hour for the fiscal year ending June 30, 2006
33 and up to fifty dollars (\$50) per clock hour for the fiscal year ending June
34 30, 2007, for non-credit teaching assignments; or, up to five hundred dollars
35 (\$500) per semester hour for the fiscal year ending June 30,2006, and up to
36 five hundred fifty dollars (\$550) per semester hour for the fiscal year

1 ending June 30, 2007, for teaching courses beyond the defined teaching load;
2 and the employee's maximum allowable salary may be exceeded by such amount;
3 provided, however, that such additional teaching load may not exceed one
4 hundred fifty (150) clock hours or nine (9) semester credit hours per school
5 year. Further, the provisions of this section shall only apply to credit and
6 noncredit courses that are funded by Private Industry.

7 The provisions of this section shall be in effect only from July 1,
8 2005 through June 30,2007.

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10 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA
12 HELP RESTRICTION. No employee of Crowley's Ridge Technical Institute, who
13 is employed as "Extra Help" may receive an amount to exceed eighty-five
14 percent (85%) of the maximum annual salary for a comparable position as
15 authorized under Arkansas Code 21-5-201 et seq. during any fiscal year, nor
16 shall such employee be employed for a period of time to exceed fourteen
17 hundred (1400) hours in any single fiscal year.

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

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21 SECTION 10. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
22 by this act shall be limited to the appropriation for such agency and funds
23 made available by law for the support of such appropriations; and the
24 restrictions of the State Procurement Law, the General Accounting and
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
26 Procedures and Restrictions Act, or their successors, and other fiscal
27 control laws of this State, where applicable, and regulations promulgated by
28 the Department of Finance and Administration, as authorized by law, shall be
29 strictly complied with in disbursement of said funds.

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31 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General Assembly
32 that any funds disbursed under the authority of the appropriations contained
33 in this act shall be in compliance with the stated reasons for which this act
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations
35 and Legislative Recommendations contained in the budget manuals prepared by
36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or
2 Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the General
5 Assembly, that the Constitution of the State of Arkansas prohibits the
6 appropriation of funds for more than a two (2) year period; that the
7 effectiveness of this Act on July 1, 2005 is essential to the operation of
8 the agency for which the appropriations in this Act are provided, and that in
9 the event of an extension of the Regular Session, the delay in the effective
10 date of this Act beyond July 1, 2005 could work irreparable harm upon the
11 proper administration and provision of essential governmental programs.
12 Therefore, an emergency is hereby declared to exist and this Act being
13 necessary for the immediate preservation of the public peace, health and
14 safety shall be in full force and effect from and after July 1, 2005.

15
16 */s/ Joint Budget Committee*
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