

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: H3/10/05*

# A Bill

HOUSE BILL 1555

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 AND FOR GRANTS  
11 AND AIDS TO LOCAL SCHOOL DISTRICTS AND SPECIAL  
12 PROGRAMS FOR THE DEPARTMENT OF WORKFORCE  
13 EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30,  
14 2007; AND FOR OTHER PURPOSES.  
15

## Subtitle

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18 AN ACT FOR THE DEPARTMENT OF WORKFORCE  
19 EDUCATION APPROPRIATION FOR THE  
20 2005-2007 BIENNIUM.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. REGULAR SALARIES. There is hereby established for the  
26 Department of Workforce Education for the 2005-2007 biennium, the following  
27 maximum number of regular employees whose salaries shall be governed by the  
28 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
29 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
30 Provided, however, that any position to which a specific maximum annual  
31 salary is set out herein in dollars, shall be exempt from the provisions of  
32 said Uniform Classification and Compensation Act. All persons occupying  
33 positions authorized herein are hereby governed by the provisions of the  
34 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
35 or its successor.  
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					Maximum Annual	
				Maximum	Salary Rate	
	Item	Class		No. of	Fiscal Years	
	No.	Code	Title	Employees	2005-2006	2006-2007
5	(1)	9795	ED DIR - VOCATION TECH DIVISION	1	\$125,038	\$127,823
6	(2)	9052	ED DEP DIR CAREER & TECH EDUC	1	\$90,711	\$92,981
7	(3)	9756	DEPUTY DIR VO-TECH EDUCATION	1	\$90,710	\$92,980
8	(4)	9088	SCHOOL FOR WORK COORDINATOR	1	\$63,114	\$64,863
9	(5)	7092	DIR, GOV COMM ON ADULT LITERACY	1	\$61,909	\$63,635
10	(6)	100Z	VOC ED ASSOC DIR FOR VOC SCHOOLS	1	GRADE 26	
11	(7)	105Z	VOC ED ASSOC DIR FOR FINANCE	1	GRADE 26	
12	(8)	218Z	ED ASSOC DIR VOC SUPPORT SERVICES	1	GRADE 26	
13	(9)	845Z	ED COORD ADULT ED PROGRAMS	1	GRADE 23	
14	(10)	143Z	FED SURPLUS PROPERTY MGR	1	GRADE 23	
15	(11)	A123	ED INTERNAL AUDITOR	1	GRADE 23	
16	(12)	E102	ED CURRICULUM SUPV-VOCATIONAL	1	GRADE 23	
17	(13)	A047	GENERAL FINANCE COORDINATOR	1	GRADE 22	
18	(14)	840Z	ED VOC ED PROGRAM SUPPORT MGR	14	GRADE 22	
19	(15)	A008	ACCOUNTING SUPERVISOR II	2	GRADE 21	
20	(16)	R028	ED PROGRAM ANALYST	1	GRADE 21	
21	(17)	R137	ED INTERNAL SERVICES MANAGER	1	GRADE 21	
22	(18)	R290	PUBLIC SCHOOL PROGRAM ADVISOR	29	GRADE 21	
23	(19)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE 21	
24	(20)	V080	MGR PURCHASING & PROPERTY MGT	1	GRADE 21	
25	(21)	V066	FED SURPLUS PROPERTY SUPERVISOR	1	GRADE 20	
26	(22)	V034	PLANT WAREHOUSE FOREMAN	1	GRADE 18	
27	(23)	R035	ED VOC ED EXECUTIVE ASSISTANT	1	GRADE 18	
28	(24)	A111	ACCOUNTANT	2	GRADE 18	
29	(25)	R010	ADMINISTRATIVE ASSISTANT II	6	GRADE 17	
30	(26)	V018	SURPLUS PROP INVENTORY CONTROL MGR	1	GRADE 17	
31	(27)	R166	GRANTS COORDINATOR I	1	GRADE 17	
32	(28)	V053	SURPLUS PROPERTY AGENT	7	GRADE 16	
33	(29)	V070	FED SURPLUS PROP UTILIZATION INSP	1	GRADE 16	
34	(30)	A063	PAYROLL OFFICER	1	GRADE 15	
35	(31)	A108	ACCOUNTING TECHNICIAN II	4	GRADE 15	
36	(32)	K153	SECRETARY II	19	GRADE 13	

1 (33) A106 ACCOUNTING TECHNICIAN I 1 GRADE 12  
 2 MAX. NO. OF EMPLOYEES 108  
 3

4 SECTION 2. *EXTRA HELP – VOCATIONAL, TECHNICAL AND ADULT EDUCATION.* There  
 5 is hereby authorized, for the Department of Workforce Education for the 2005-  
 6 2007 biennium, the following maximum number of part-time or temporary  
 7 employees, to be known as "Extra Help", payable from funds appropriated  
 8 herein for such purposes: *forty seven (47)* temporary or part-time employees,  
 9 when needed, at rates of pay not to exceed those provided in the Uniform  
 10 Classification and Compensation Act, or its successor, or this act for the  
 11 appropriate classification.  
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13 SECTION 3. *APPROPRIATION - VOCATIONAL, TECHNICAL AND ADULT EDUCATION.*  
 14 *There is hereby appropriated, to the Department of Workforce Education, to be*  
 15 *payable from the Department of Workforce Education Fund Account, for personal*  
 16 *services and operating expenses of the Department of Workforce Education -*  
 17 *Vocational, Technical and Adult Education for the biennial period ending June*  
 18 *30, 2007, the following:*  
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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 2,423,707	\$ 2,493,402
(02) EXTRA HELP	3,923	3,923
(03) PERSONAL SERVICES MATCHING	750,738	765,996
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	552,893	552,893
(B) CONF. & TRAVEL	2,751	2,751
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	120,014	120,014
(05) APPRENTICESHIP PROGRAM	<u>1,950,000</u>	<u>1,950,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 5,804,026</u>	<u>\$ 5,888,979</u>

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 34 SECTION 4. *APPROPRIATION - ADULT BASIC EDUCATION.* *There is hereby*  
 35 *appropriated, to the Department of Workforce Education, to be payable from*  
 36 *the Department of Workforce Education Fund Account, for personal services and*

1 operating expenses of the Department of Workforce Education - Adult Basic  
2 Education for the biennial period ending June 30, 2007, the following:

4 ITEM	FISCAL YEARS	
5 NO.	2005-2006	2006-2007
6 (01) REGULAR SALARIES	\$ 287,255	\$ 295,304
7 (02) PERSONAL SERVICES MATCHING	88,263	90,008
8 (03) MAINT. & GEN. OPERATION		
9 (A) OPER. EXPENSE	25,000	25,000
10 (B) CONF. & TRAVEL	0	0
11 (C) PROF. FEES	0	0
12 (D) CAP. OUTLAY	0	0
13 (E) DATA PROC.	<u>0</u>	<u>0</u>
14 TOTAL AMOUNT APPROPRIATED	<u>\$ 400,518</u>	<u>\$ 410,312</u>

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16 SECTION 5. APPROPRIATION - VO-TECH ADVISORY COUNCIL. There is hereby  
17 appropriated, to the Department of Workforce Education, to be payable from  
18 the Miscellaneous Agencies Fund Account, for operating expenses of the  
19 Department of Workforce Education - Vo-Tech Advisory Council for the biennial  
20 period ending June 30, 2007, the following:

22 ITEM	FISCAL YEARS	
23 NO.	2005-2006	2006-2007
24 (01) MAINT. & GEN. OPERATION		
25 (A) OPER. EXPENSE	\$ 15,864	\$ 15,864
26 (B) CONF. & TRAVEL	0	0
27 (C) PROF. FEES	0	0
28 (D) CAP. OUTLAY	0	0
29 (E) DATA PROC.	<u>0</u>	<u>0</u>
30 TOTAL AMOUNT APPROPRIATED	<u>\$ 15,864</u>	<u>\$ 15,864</u>

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32 SECTION 6. APPROPRIATION - HIGH-TECH SCHOLARSHIP AWARD PROGRAM. There is  
33 hereby appropriated, to the Department of Workforce Education, to be payable  
34 from the Department of Workforce Education Fund Account, for scholarships of  
35 the Department of Workforce Education - High-Tech Scholarship Award Program  
36 for the biennial period ending June 30, 2007, the following:

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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) SCHOLARSHIPS	\$ 9,000	\$ 9,000

SECTION 7. APPROPRIATION - FEDERAL VOCATIONAL, TECHNICAL AND ADULT EDUCATION. There is hereby appropriated, to the Department of Workforce Education, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services, operating expenses and grants of the Department of Workforce Education - Federal Vocational, Technical and Adult Education for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 518,179	\$ 533,699
(02) EXTRA HELP	5,000	5,000
(03) PERSONAL SERVICES MATCHING	176,048	179,471
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	500,500	500,500
(B) CONF. & TRAVEL	46,175	46,175
(C) PROF. FEES	748,350	748,350
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	43,436	43,436
(05) VOCATIONAL EDUCATION GRANTS	<u>14,900,000</u>	<u>14,900,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 16,937,688</u>	<u>\$ 16,956,631</u>

SECTION 8. EXTRA HELP - FEDERAL VOCATIONAL, TECHNICAL AND ADULT EDUCATION. There is hereby authorized, for the Department of Workforce Education - Federal Vocational, Technical and Adult Education for the 2005-2007 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: fifteen (15) 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.

1        *SECTION 9. APPROPRIATION - FEDERAL SURPLUS PROPERTY PROGRAM. There is*  
 2 *hereby appropriated, to the Department of Workforce Education, to be payable*  
 3 *from the Federal Surplus Property Fund, for personal services and operating*  
 4 *expenses of the Department of Workforce Education - Federal Surplus Property*  
 5 *Program for the biennial period ending June 30, 2007, the following:*

<i>ITEM</i>	<i>FISCAL YEARS</i>	
<u><i>NO.</i></u>	<u><i>2005-2006</i></u>	<u><i>2006-2007</i></u>
<i>(01) REGULAR SALARIES</i>	<i>\$ 467,834</i>	<i>\$ 481,772</i>
<i>(02) EXTRA HELP</i>	<i>12,000</i>	<i>12,000</i>
<i>(03) PERSONAL SERVICES MATCHING</i>	<i>169,923</i>	<i>172,996</i>
<i>(04) OVERTIME</i>	<i>20,000</i>	<i>20,000</i>
<i>(05) MAINT. &amp; GEN. OPERATION</i>		
<i>(A) OPER. EXPENSE</i>	<i>1,140,246</i>	<i>1,140,246</i>
<i>(B) CONF. &amp; TRAVEL</i>	<i>15,000</i>	<i>15,000</i>
<i>(C) PROF. FEES</i>	<i>45,263</i>	<i>5,263</i>
<i>(D) CAP. OUTLAY</i>	<i>150,000</i>	<i>90,000</i>
<i>(E) DATA PROC.</i>	<u><i>0</i></u>	<u><i>0</i></u>
<i>TOTAL AMOUNT APPROPRIATED</i>	<u><i>\$ 2,020,266</i></u>	<u><i>\$ 1,937,277</i></u>

21        *SECTION 10. EXTRA HELP - FEDERAL SURPLUS PROPERTY PROGRAM. There is*  
 22 *hereby authorized, for the Department of Workforce Education - Federal*  
 23 *Surplus Property Program for the 2005-2007 biennium, the following maximum*  
 24 *number of part-time or temporary employees, to be known as "Extra Help",*  
 25 *payable from funds appropriated herein for such purposes: four (4) temporary*  
 26 *or part-time employees, when needed, at rates of pay not to exceed those*  
 27 *provided in the Uniform Classification and Compensation Act, or its*  
 28 *successor, or this act for the appropriate classification.*

30        *SECTION 11. APPROPRIATION - FEDERAL JTPA VOCATIONAL EDUCATION. There is*  
 31 *hereby appropriated, to the Department of Workforce Education, to be payable*  
 32 *from the federal funds as designated by the Chief Fiscal Officer of the*  
 33 *State, for personal services and operating expenses of the Department of*  
 34 *Workforce Education - Federal JTPA Vocational Education for the biennial*  
 35 *period ending June 30, 2007, the following:*

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 202,267	\$ 208,314
(02) EXTRA HELP	62,400	62,400
(03) PERSONAL SERVICES MATCHING	68,796	70,129
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	161,825	161,825
(B) CONF. & TRAVEL	1,921	1,921
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 497,209</u>	<u>\$ 504,589</u>

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14       SECTION 12. EXTRA HELP - FEDERAL JTPA VOCATIONAL EDUCATION. There is  
15 hereby authorized, for the Department of Workforce Education - Federal JTPA  
16 Vocational Education for the 2005-2007 biennium, the following maximum number  
17 of part-time or temporary employees, to be known as "Extra Help", payable  
18 from funds appropriated herein for such purposes: thirteen (13) temporary or  
19 part-time employees, when needed, at rates of pay not to exceed those  
20 provided in the Uniform Classification and Compensation Act, or its  
21 successor, or this act for the appropriate classification.

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23       SECTION 13. APPROPRIATION - FEDERAL ADULT BASIC EDUCATION. There is hereby  
24 appropriated, to the Department of Workforce Education, to be payable from  
25 the federal funds as designated by the Chief Fiscal Officer of the State, for  
26 personal services, operating expenses and grants of the Department of  
27 Workforce Education - Federal Adult Basic Education for the biennial period  
28 ending June 30, 2007, the following:

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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 163,796	\$ 168,537
(02) PERSONAL SERVICES MATCHING	47,620	48,666
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	77,467	77,467
(B) CONF. & TRAVEL	7,700	7,700

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1	(C) PROF. FEES	9,000	9,000
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	0	0
4	(04) ADULT BASIC EDUCATION GRANTS	<u>8,008,048</u>	<u>8,008,048</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,313,631</u>	<u>\$ 8,319,418</u>

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7 SECTION 14. APPROPRIATION - FEDERAL VETERAN'S APPROVING AGENCY. There is  
 8 hereby appropriated, to the Department of Workforce Education, to be payable  
 9 from the federal funds as designated by the Chief Fiscal Officer of the  
 10 State, for personal services and operating expenses of the Department of  
 11 Workforce Education - Federal Veteran's Approving Agency for the biennial  
 12 period ending June 30, 2007, the following:

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14	ITEM	FISCAL YEARS	
15	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
16	(01) REGULAR SALARIES	\$ 119,511	\$ 122,994
17	(02) PERSONAL SERVICES MATCHING	37,861	38,628
18	(03) MAINT. & GEN. OPERATION		
19	(A) OPER. EXPENSE	27,546	27,546
20	(B) CONF. & TRAVEL	5,623	5,623
21	(C) PROF. FEES	600	600
22	(D) CAP. OUTLAY	0	0
23	(E) DATA PROC.	<u>0</u>	<u>0</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 191,141</u>	<u>\$ 195,391</u>

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26 SECTION 15. APPROPRIATION - FEDERAL EQUIPMENT AND TRAINING. There is  
 27 hereby appropriated, to the Department of Workforce Education, to be payable  
 28 from the federal funds as designated by the Chief Fiscal Officer of the  
 29 State, for operating expenses of the Department of Workforce Education -  
 30 Federal Equipment and Training for the biennial period ending June 30, 2007,  
 31 the following:

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33	ITEM	FISCAL YEARS	
34	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
35	(01) MAINT. & GEN. OPERATION		
36	(A) OPER. EXPENSE	\$ 1,000	\$ 1,000



1	(B) CONF. & TRAVEL	0	0
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	0	0
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,000</u>	<u>\$ 1,000</u>

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7 SECTION 16. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING PROGRAM.

8 There is hereby appropriated, to the Department of Workforce Education, to be  
 9 payable from the Arkansas Construction Industry Craft Training Trust Fund,  
 10 for personal services, operating expenses and grants of the Department of  
 11 Workforce Education - Construction Industry Craft Training Program for the  
 12 biennial period ending June 30, 2007, the following:

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14	ITEM	FISCAL YEARS	
15	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
16	(01) REGULAR SALARIES	\$ 40,704	\$ 41,925
17	(02) PERSONAL SERVICES MATCHING	12,812	13,081
18	(03) MAINT. & GEN. OPERATION		
19	(A) OPER. EXPENSE	12,000	12,000
20	(B) CONF. & TRAVEL	7,500	7,500
21	(C) PROF. FEES	0	0
22	(D) CAP. OUTLAY	0	0
23	(E) DATA PROC.	0	0
24	(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT		
25	TRAINING PROGRAM	<u>400,000</u>	<u>400,000</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 473,016</u>	<u>\$ 474,506</u>

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28 SECTION 17. APPROPRIATIONS - ALTERNATIVE RETIREMENT PROGRAM - CASH. There  
 29 is hereby appropriated, to the Department of Workforce Education, to be  
 30 payable from cash funds as defined by Arkansas Code 19-4-801 of the  
 31 Department of Workforce Education, for personal services and operating  
 32 expenses of the Department of Workforce Education - Alternative Retirement  
 33 Program - 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) PERSONAL SERVICES MATCHING	\$	110,222	\$	110,222
2	(02) MAINT. & GEN. OPERATION				
3	(A) OPER. EXPENSE		12,300		12,300
4	(B) CONF. & TRAVEL		0		0
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>122,522</u>	\$	<u>122,522</u>

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10 SECTION 18. APPROPRIATION - GOVERNOR'S COMMISSION ON ADULT LITERACY. There

11 is hereby appropriated, to the Department of Workforce Education, to be

12 payable from the Department of Workforce Education Public School Fund

13 Account, for personal services, operating expenses and grants of the

14 Department of Workforce Education - Governor's Commission on Adult Literacy

15 for the biennial period ending June 30, 2007, the following:

17	ITEM		FISCAL YEARS	
18	<u>NO.</u>		<u>2005-2006</u>	<u>2006-2007</u>
19	(01) REGULAR SALARIES	\$	27,522	\$ 28,320
20	(02) PERSONAL SERVICES MATCHING		7,985	8,159
21	(03) MAINT. & GEN. OPERATION			
22	(A) OPER. EXPENSE		52,242	52,242
23	(B) CONF. & TRAVEL		6,005	6,005
24	(C) PROF. FEES		0	0
25	(D) CAP. OUTLAY		0	0
26	(E) DATA PROC.		0	0
27	(04) GRANTS TO LITERACY COUNCILS		<u>675,000</u>	<u>675,000</u>
28	TOTAL AMOUNT APPROPRIATED	\$	<u>768,754</u>	\$ <u>769,726</u>

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30 SECTION 19. APPROPRIATION - ADULT BASIC & GENERAL ADULT EDUCATION. There

31 is hereby appropriated, to the Department of Workforce Education, to be

32 payable from the Department of Workforce Education Public School Fund

33 Account, for Adult Basic and General Adult Education Grants and Aids of the

34 Department of Workforce Education for the biennial period ending June 30,

35 2007, the following:

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ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) ADULT BASIC & GENERAL ADULT EDUCATION	<u>\$ 17,900,000</u>	<u>\$ 17,900,000</u>

SECTION 20. APPROPRIATION - COORDINATED CAREER EDUCATION SERVICES. There is hereby appropriated, to the Department of Workforce Education, to be payable from the Department of Workforce Education Public School Fund Account, for Coordinated Career Education Services - Special Needs Students Program Grants and Aids of the Department of Workforce Education for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) COORDINATED CAREER EDUCATION SERVICES-SPECIAL NEEDS STUDENTS PROGRAM GRANTS & AID	<u>\$ 1,119,433</u>	<u>\$ 1,119,433</u>

SECTION 21. APPROPRIATION - VOCATIONAL CENTER AID. There is hereby appropriated, to the Department of Workforce Education, to be payable from the Department of Workforce Education Public School Fund Account, for Vocational Center Grants and Aids of the Department of Workforce Education for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) VOCATIONAL CENTER GRANTS AND AID	<u>\$ 11,336,383</u>	<u>\$ 11,336,383</u>

SECTION 22. APPROPRIATION - VOCATIONAL START-UP GRANTS AND AIDS. There is hereby appropriated, to the Department of Workforce Education, to be payable from the Department of Workforce Education Public School Fund Account, for Vocational Start-Up Grants and Aid of the Department of Workforce Education for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) VOCATIONAL START-UP GRANTS AND AID	<u>\$ 2,370,000</u>	<u>\$ 2,370,000</u>

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2 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL  
4 MATCHING. The funds appropriated in *Sections 19, 20, 21 and 22* of this Act  
5 may also be used to match any available federal funds from any agency in  
6 order to provide the maximum amount of money possible for the purposes  
7 enumerated in such section.

8 The provisions of this section shall be in effect only from July 1, 2003  
9 2005 through June 30, ~~2005~~ 2007.

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11 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
13 VOCATIONAL START-UP. The funds and appropriations contained herein for  
14 Vocational *Start-Up* shall be allocated in accordance with rules and  
15 regulations established by the State Board of Workforce Education and Career  
16 Opportunities, after the rules and regulations have undergone a prior review  
17 and approval by the Administrative Rules and Regulations Subcommittee of the  
18 Arkansas Legislative Council or Joint Budget Committee.

19 Determining the maximum number of employees and the maximum amount of  
20 appropriation and general revenue funding for a state agency each fiscal year  
21 is the prerogative of the General Assembly. This is usually accomplished by  
22 delineating such maximums in the appropriation act(s) for a state agency and  
23 the general revenue allocations authorized for each fund and fund account by  
24 amendment to the Revenue Stabilization law. Further, the General Assembly  
25 has determined that the Department of Workforce Education may operate more  
26 efficiently if some flexibility is provided to the Department of Workforce  
27 Education authorizing broad powers under this Section. Therefore, it is both  
28 necessary and appropriate that the General Assembly maintain oversight by  
29 requiring prior approval of the Legislative Council or Joint Budget Committee  
30 as provided by this section. The requirement of approval by the Legislative  
31 Council or Joint Budget Committee is not a severable part of this section.  
32 If the requirement of approval by the Legislative Council or Joint Budget  
33 Committee is ruled unconstitutional by a court of competent jurisdiction,  
34 this entire section is void.

35 The provisions of this section shall be in effect only from July 1, 2003  
36 2005 through June 30, ~~2005~~ 2007.

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

4 EDUCATIONAL TRAINING/RETRAINING. Of the funds and appropriation authorized by  
5 *Item (01) in Section 19 of this Act* for Adult Basic and General Adult  
6 *Education*, a sum of \$300,000 each fiscal year shall be made available to  
7 eligible entities approved by the State Board of Workforce Education and  
8 Career Opportunities, in order to expand the vocational education and  
9 training opportunities available to area citizens in need of adult  
10 educational training or retraining due to changing technology.

11 Further, if the appropriation is not fully funded due to a decrease in  
12 the official revenue forecast or the available carryover balance of the  
13 Department of Workforce Education Public School Fund Account, the Department  
14 of Workforce Education may reduce proportionally the amount made available to  
15 eligible entities approved by the State Board of Workforce Education and  
16 Career Opportunities in order to expand the vocational education and training  
17 opportunities to area citizens in need of adult educational training or  
18 retraining due to changing technology.

19 The provisions of this section shall be in effect only from July 1, ~~2003~~  
20 2005 through June 30, ~~2005~~ 2007.

21  
22 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL  
24 JTPA VOCATIONAL EDUCATION. No employee of the Department of Workforce  
25 Education, who is employed as "extra help" by the Dislocated Workers ~~Program~~  
26 Task Force may receive an amount to exceed eighty-five percent (85%) of the  
27 maximum annual salary for a comparable position as authorized under Arkansas  
28 Code 21-5-201 et. seq. during any fiscal year, nor shall such employee be  
29 employed for a period of time to exceed fourteen hundred (1400) hours in any  
30 single fiscal year.

31 The provisions of this section shall be in effect only from July 1, ~~2003~~  
32 2005 through June 30, ~~2005~~ 2007.

33  
34 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORK  
36 FORCE 2000 DISTRIBUTION. After the amounts to be made available to the

1 various technical institutes or comprehensive lifelong learning centers have  
2 been determined as set out in Arkansas Code 26-51-205(d)(2), such documents  
3 as may be necessary shall be processed so that funds may be transferred from  
4 the Work Force 2000 Development Fund to the State Treasury fund or fund  
5 account from which the technical institute or comprehensive lifelong learning  
6 center draws its general revenue support. Such funds as may be transferred  
7 shall not exceed ~~25.55%~~ 6.309% of the total funds available from the Work  
8 Force 2000 Development Fund during each fiscal year of the biennial period  
9 ending June 30, ~~2005~~ 2007.

10 In the event that a technical college, community college or educational  
11 institution which receives support from the Work Force 2000 Development Fund  
12 as determined by law transfers from the Arkansas Technical College and  
13 Community College System for which Work Force 2000 Development Fund monies  
14 are determined by law, then the actual amount of support from the Work Force  
15 2000 Development Fund in the preceding fiscal year for such educational  
16 institution shall be made available irrespective of any other provision of  
17 law which sets out maximum levels of support from such fund.

18 The provisions of this section shall be in effect only from July 1, ~~2003~~  
19 2005 through June 30, ~~2005~~ 2007.

20

21 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADULT  
23 EDUCATION DISTRIBUTION. All funds that become available for Adult Education  
24 shall first be distributed to those administrative units determined to be  
25 operating efficient and effective adult education programs, under criteria  
26 established by the State Board of Workforce Education and Career  
27 Opportunities. The criteria shall include the relative efficiency of  
28 administration of the program in the counties served and achievement of  
29 federal performance indicators. The State Board of Workforce Education and  
30 Career Opportunities shall promulgate rules and regulation for the  
31 distribution of funds in accordance with criteria to be determined by the  
32 Board. In the distribution of funds to local units the Board shall consider  
33 the literacy rate in each county and performance in meeting state and federal  
34 performance indicators. For the purposes of this Section, the term "literacy  
35 rate" shall be determined by the number of adults completing less than the  
36 twelfth grade as reported by the most recent decennial federal census.

1 Unallocated funds will be redistributed based upon need as determined by the  
2 State Board of Workforce Education and Career Opportunities.

3 The provisions of this section shall be in effect only from July 1, 2003  
4 2005 through June 30, ~~2005~~ 2007.

5  
6 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

8 APPROPRIATIONS CARRYOVER PROVISION. An appropriation received by the various  
9 technical institutes ~~or comprehensive lifelong learning centers~~ to support  
10 funds received from the Workforce 2000 Development Fund and which remains at  
11 the end of any fiscal year shall carry forward into the next fiscal year.

12 The provisions of this section shall be in effect only from July 1, 2003  
13 2005 through June 30, ~~2005~~ 2007.

14  
15 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
17 OF FUNDS. The Chief Fiscal Officer of the State shall establish, upon request  
18 from the Department of Workforce Education, a special appropriation line item  
19 to be used in the acquisition of promotional items. When the Department of  
20 Workforce Education wishes to transfer monies from its operating expenses  
21 appropriation to the Promotional Items line, the State Board of Workforce  
22 Education and Career Opportunities shall approve the request and forward it  
23 after receiving prior review and approval by the Arkansas Legislative Council  
24 or Joint Budget Committee, to the Chief Fiscal Officer of the State for  
25 processing.

26 Determining the maximum number of employees and the maximum amount of  
27 appropriation and general revenue funding for a state agency each fiscal year  
28 is the prerogative of the General Assembly. This is usually accomplished by  
29 delineating such maximums in the appropriation act(s) for a state agency and  
30 the general revenue allocations authorized for each fund and fund account by  
31 amendment to the Revenue Stabilization law. Further, the General Assembly  
32 has determined that the Department of Workforce Education may operate more  
33 efficiently if some flexibility is provided to the Department of Workforce  
34 Education authorizing broad powers under this Section. Therefore, it is both  
35 necessary and appropriate that the General Assembly maintain oversight by  
36 requiring prior approval of the Legislative Council or Joint Budget Committee

1 as provided by this section. The requirement of approval by the Legislative  
2 Council or Joint Budget Committee is not a severable part of this section.  
3 If the requirement of approval by the Legislative Council or Joint Budget  
4 Committee is ruled unconstitutional by a court of competent jurisdiction,  
5 this entire section is void.

6

7 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION  
9 FUNDING RESTRICTION. One position of Surplus Property Inventory Control  
10 Manager, two positions of Surplus Property Agent, and one position of  
11 Secretary II authorized in this Act that are assigned to the Federal Surplus  
12 Property Program are to be paid solely from fees generated by the program.

13 The provisions of this section shall be in effect only from July 1, ~~2003~~  
14 2005 through June 30, ~~2005~~ 2007.

15

16 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
18 BALANCES. VOCATIONAL TECHNICAL RETIREMENT CASH FUND. (A) For all  
19 appropriations as provided in this Act, the agency disbursing officer shall  
20 monitor the level of fund balances in relation to expenditures on a monthly  
21 basis. If any proposed expenditures would cause the Vocational Technical  
22 Retirement Cash Fund to decline below Eighty One Thousand Five Hundred Thirty  
23 Dollars (\$81,530), the disbursing officer shall immediately notify the  
24 executive head of the agency. Prior to any obligations being made under  
25 these circumstances, the agency head shall file written documentation with  
26 the Chief Fiscal Officer of the State requesting approval of the  
27 expenditures. Such documentation shall provide sufficient financial data to  
28 justify the expenditures and shall include the following:

- 29 1) a plan that clearly indicates the specific fiscal impact of such  
30 expenditures on the fund balance.  
31 2) information clearly indicating and explaining what programs would be cut  
32 or any other measures to be taken by the agency to restore the fund balance.  
33 3) the extent to which any of the planned expenditures are for one-time costs  
34 or one-time purchase of capitalized items.  
35 4) a statement certifying that the expenditure of fund balances will not  
36 jeopardize the financial health of the agency, nor result in a permanent



1 depletion of the fund balance.

2 (B) The Chief Fiscal Officer of the State shall review the request and  
3 approve or disapprove all or any part of the request, after having sought  
4 prior review by the Legislative Council.

5 The provisions of this section shall be in effect only from July 1, 2003  
6 2005 through June 30, ~~2005~~ 2007.

7  
8 SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
9 by this act shall be limited to the appropriation for such agency and funds  
10 made available by law for the support of such appropriations; and the  
11 restrictions of the State Procurement Law, the General Accounting and  
12 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
13 Procedures and Restrictions Act, or their successors, and other fiscal  
14 control laws of this State, where applicable, and regulations promulgated by  
15 the Department of Finance and Administration, as authorized by law, shall be  
16 strictly complied with in disbursement of said funds.

17  
18 SECTION 34. LEGISLATIVE INTENT. It is the intent of the General Assembly  
19 that any funds disbursed under the authority of the appropriations contained  
20 in this act shall be in compliance with the stated reasons for which this act  
21 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
22 and Legislative Recommendations contained in the budget manuals prepared by  
23 the Department of Finance and Administration, letters, or summarized oral  
24 testimony in the official minutes of the Arkansas Legislative Council or  
25 Joint Budget Committee which relate to its passage and adoption.

26  
27 SECTION 35. EMERGENCY CLAUSE. It is found and determined by the General  
28 Assembly, that the Constitution of the State of Arkansas prohibits the  
29 appropriation of funds for more than a two (2) year period; that the  
30 effectiveness of this Act on July 1, 2005 is essential to the operation of  
31 the agency for which the appropriations in this Act are provided, and that in  
32 the event of an extension of the Regular Session, the delay in the effective  
33 date of this Act beyond July 1, 2005 could work irreparable harm upon the  
34 proper administration and provision of essential governmental programs.  
35 Therefore, an emergency is hereby declared to exist and this Act being  
36 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after July 1, 2005.

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*/s/ Joint Budget Committee*