

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 H3/18/05

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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17
18 AN ACT FOR THE DEPARTMENT OF WORKFORCE
19 EDUCATION APPROPRIATION FOR THE
20 2005-2007 BIENNIUM.
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22

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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20 ITEM	FISCAL YEARS	
21 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
22 (01) REGULAR SALARIES	\$ 2,423,707	\$ 2,493,402
23 (02) EXTRA HELP	3,923	3,923
24 (03) PERSONAL SERVICES MATCHING	750,738	765,996
25 (04) MAINT. & GEN. OPERATION		
26 (A) OPER. EXPENSE	552,893	552,893
27 (B) CONF. & TRAVEL	2,751	2,751
28 (C) PROF. FEES	0	0
29 (D) CAP. OUTLAY	0	0
30 (E) DATA PROC.	120,014	120,014
31 (05) APPRENTICESHIP PROGRAM	<u>1,950,000</u>	<u>1,950,000</u>
32 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

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

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

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

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

SECTION 6. APPROPRIATION - HIGH-TECH SCHOLARSHIP AWARD PROGRAM. There is hereby appropriated, to the Department of Workforce Education, to be payable from the Department of Workforce Education Fund Account, for scholarships of the Department of Workforce Education - High-Tech Scholarship Award Program 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>	
<i>NO.</i>	<i>2005-2006</i>	<i>2006-2007</i>
<i>(01) REGULAR SALARIES</i>	\$ 467,834	\$ 481,772
<i>(02) EXTRA HELP</i>	12,000	12,000
<i>(03) PERSONAL SERVICES MATCHING</i>	169,923	172,996
<i>(04) OVERTIME</i>	20,000	20,000
<i>(05) MAINT. & GEN. OPERATION</i>		
<i>(A) OPER. EXPENSE</i>	1,140,246	1,140,246
<i>(B) CONF. & TRAVEL</i>	15,000	15,000
<i>(C) PROF. FEES</i>	45,263	5,263
<i>(D) CAP. OUTLAY</i>	150,000	90,000
<i>(E) DATA PROC.</i>	<u>0</u>	<u>0</u>
<i>TOTAL AMOUNT APPROPRIATED</i>	<u>\$ 2,020,266</u>	<u>\$ 1,937,277</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:

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>

25
 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:

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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1	<i>ITEM</i>	<i>FISCAL YEARS</i>	
2	<u><i>NO.</i></u>	<u><i>2005-2006</i></u>	<u><i>2006-2007</i></u>
3	<i>(01) ADULT BASIC & GENERAL ADULT EDUCATION</i>	<u><i>\$ 19,300,000</i></u>	<u><i>\$ 19,300,000</i></u>

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

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

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

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

26
 27 *SECTION 22. APPROPRIATION - VOCATIONAL START-UP GRANTS AND AIDS. There is*
 28 *hereby appropriated, to the Department of Workforce Education, to be payable*
 29 *from the Department of Workforce Education Public School Fund Account, for*
 30 *Vocational Start-Up Grants and Aid of the Department of Workforce Education*
 31 *for the biennial period ending June 30, 2007, the following:*

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

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

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

9
10 SECTION 24. 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 Workforce Education and Career
15 Opportunities, after the rules and regulations have undergone a prior review
16 and approval by the Administrative Rules and Regulations Subcommittee of the
17 Arkansas Legislative Council or Joint Budget Committee.

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

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

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1 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
3 EDUCATIONAL TRAINING/RETRAINING. Of the funds and appropriation authorized by
4 *Item (01) in Section 19 of this Act* for Adult Basic and General Adult
5 *Education*, a sum of \$300,000 each fiscal year shall be made available to
6 eligible entities approved by the State Board of Workforce Education and
7 Career Opportunities, in order to expand the vocational education and
8 training opportunities available to area citizens in need of adult
9 educational training or retraining due to changing technology.

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

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

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

32
33 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORK
35 FORCE 2000 DISTRIBUTION. After the amounts to be made available to the
36 various technical institutes or comprehensive lifelong learning centers have

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

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

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

19
20 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADULT
22 EDUCATION DISTRIBUTION. All funds that become available for Adult Education
23 shall first be distributed to those administrative units determined to be
24 operating efficient and effective adult education programs, under criteria
25 established by the State Board of Workforce Education and Career
26 Opportunities. The criteria shall include the relative efficiency of
27 administration of the program in the counties served and achievement of
28 federal performance indicators. The State Board of Workforce Education and
29 Career Opportunities shall promulgate rules and regulation for the
30 distribution of funds in accordance with criteria to be determined by the
31 Board. In the distribution of funds to local units the Board shall consider
32 the literacy rate in each county and performance in meeting state and federal
33 performance indicators. For the purposes of this Section, the term "literacy
34 rate" shall be determined by the number of adults completing less than the
35 twelfth grade as reported by the most recent decennial federal census.
36 Unallocated funds will be redistributed based upon need as determined by the

1 State Board of Workforce Education and Career Opportunities.

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

4
5 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

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

13
14 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
16 OF FUNDS. The Chief Fiscal Officer of the State shall establish, upon request
17 from the Department of Workforce Education, a special appropriation line item
18 to be used in the acquisition of promotional items. When the Department of
19 Workforce Education wishes to transfer monies from its operating expenses
20 appropriation to the Promotional Items line, the State Board of Workforce
21 Education and Career Opportunities shall approve the request and forward it
22 after receiving prior review and approval by the Arkansas Legislative Council
23 or Joint Budget Committee, to the Chief Fiscal Officer of the State for
24 processing.

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

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

5

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

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

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

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

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

6
7 SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
8 by this act shall be limited to the appropriation for such agency and funds
9 made available by law for the support of such appropriations; and the
10 restrictions of the State Procurement Law, the General Accounting and
11 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
12 Procedures and Restrictions Act, or their successors, and other fiscal
13 control laws of this State, where applicable, and regulations promulgated by
14 the Department of Finance and Administration, as authorized by law, shall be
15 strictly complied with in disbursement of said funds.

16
17 SECTION 34. LEGISLATIVE INTENT. It is the intent of the General Assembly
18 that any funds disbursed under the authority of the appropriations contained
19 in this act shall be in compliance with the stated reasons for which this act
20 was adopted, as evidenced by the Agency Requests, Executive Recommendations
21 and Legislative Recommendations contained in the budget manuals prepared by
22 the Department of Finance and Administration, letters, or summarized oral
23 testimony in the official minutes of the Arkansas Legislative Council or
24 Joint Budget Committee which relate to its passage and adoption.

25
26 SECTION 35. EMERGENCY CLAUSE. It is found and determined by the General
27 Assembly, that the Constitution of the State of Arkansas prohibits the
28 appropriation of funds for more than a two (2) year period; that the
29 effectiveness of this Act on July 1, 2005 is essential to the operation of
30 the agency for which the appropriations in this Act are provided, and that in
31 the event of an extension of the Regular Session, the delay in the effective
32 date of this Act beyond July 1, 2005 could work irreparable harm upon the
33 proper administration and provision of essential governmental programs.
34 Therefore, an emergency is hereby declared to exist and this Act being
35 necessary for the immediate preservation of the public peace, health and
36 safety shall be in full force and effect from and after July 1, 2005.

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/s/ Joint Budget Committee