

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: S3/21/05
A Bill

SENATE BILL 503

5 By: Joint Budget Committee
6
7

8 **For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION FOR GRANTS AND
10 AIDS TO LOCAL SCHOOL DISTRICTS AND SPECIAL
11 PROGRAMS FOR THE DEPARTMENT OF EDUCATION FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
13 OTHER PURPOSES.
14

15 **Subtitle**

16 AN ACT FOR THE DEPARTMENT OF EDUCATION -
17 GRANTS AND AIDS TO LOCAL SCHOOL
18 DISTRICTS APPROPRIATION FOR THE 2005-
19 2007 BIENNIUM.
20
21
22

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

25 SECTION 1. APPROPRIATION. There is hereby appropriated, to the Department
26 of Education, to be payable from the Department of Education Public School
27 Fund Account, for grants and aids to local school districts and special
28 programs of the Department of Education for the biennial period ending June
29 30, 2007, the following:
30

31	ITEM	FISCAL YEARS	
32	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
33	(01) BETTER CHANCE PROGRAM	\$ 51,166,500	\$ 51,166,500
34	(02) ACADEMIC IMPROVEMENT TRAINING	500,000	500,000
35	(03) ADVANCED PLACEMENT INCENTIVE	575,000	575,000
36	(04) ALTERNATIVE LEARNING	19,100,000	19,100,000



1	(05)	ARKANSAS EASTER SEALS	193,113	193,113
2	(06)	ASSESSMENT/END OF LEVEL TESTING	21,610,250	21,610,250
3	(07)	AT RISK	1,490,500	1,490,500
4	(08)	CONSOLIDATION INCENTIVE	1,520,000	1,520,000
5	(09)	CONTENT STANDARDS	161,000	161,000
6	(10)	COOP EDUCATION TECH CENTERS	750,000	750,000
7	(11)	DISTANCE LEARN OPERATIONS	5,831,400	5,831,400
8	(12)	COURT ORDERED DESEGREGATION	57,012,500	57,012,500
9	(13)	CRIMINAL BACKGROUND CHECKS	125,000	125,000
10	(14)	DEBT SERVICE FUNDING	27,464,629	27,464,629
11	(15)	DEPT. OF CORRECTION	4,027,675	4,027,675
12	(16)	DISTANCE LEARNING	3,500,000	3,500,000
13	(17)	DISTRESSED DISTRICT	300,000	300,000
14	(18)	EARLY CHILDHOOD SPECIAL EDUCATION	7,498,454	7,498,454
15	(19)	EDUCATIONN SERVICE COOPERATIVES	5,839,270	5,839,270
16	(20)	ENGLISH LANGUAGE LEARNERS	3,736,795	3,736,795
17	(21)	GENERAL FACILITIES FUNDING	8,108,762	8,108,762
18	(22)	ECONOMIC EDUCATION	300,000	300,000
19	(23)	GIFTED & TALENTED	1,292,896	1,292,896
20	(24)	HOME SCHOOL TESTING	50,000	50,000
21	(25)	HUMAN DEVELOPMENT CENTER EDUCATION AID	526,150	526,150
22	(26)	INTENSIVE SCHOOL SUPPORT	320,000	320,000
23	(27)	ISOLATED FUNDING	7,896,000	7,896,000
24	(28)	LEADERSHIP ACADEMY	500,000	500,000
25	(29)	NATIONAL BOARD OF PROF TEACHING		
26		STANDARDS	1,420,000	1,420,000
27	(30)	NATIONAL SCHOOL LUNCH	133,420,320	133,420,320
28	(31)	PROFESSIONAL DEVELOPMENT FUNDING	22,419,371	22,419,371
29	(32)	PUBLIC SCHOOL EMPLOYEE INSURANCE	1,106,500	1,106,500
30	(33)	GRANTS TO SCHOOL DISTRICTS	35,000	35,000
31	(34)	PYGMALION COMMISSION	40,000	40,000
32	(35)	RESIDENTTIAL CENTERS/JUVENILE		
33		DETENTION	8,686,108	8,686,108
34	(36)	SAFETY TRAINING	750,000	750,000
35	(37)	SCHOOL FOOD SERVICES	1,650,000	1,650,000
36	(38)	SCHOOL FOOD-LEGISLATIVE AUDIT	75,000	75,000

1	(39)	SCHOOL WORKER DEFENSE	390,000	390,000
2	(40)	SERIOUS OFFENDER	724,000	724,000
3	(41)	SMART START/SMART STEP	6,461,815	6,461,815
4	(42)	SPECIAL EDUCATION-CATASTROPHIC	8,800,000	8,800,000
5	(43)	SPECIAL EDUCATION SERVICES	4,145,285	4,145,285
6	(44)	INTERVENTION BLOCK GRANTS	132,000	132,000
7	(45)	STATE FOUNDATION FUNDING	1,735,000,000	1,735,000,000
8	(46)	STUDENT GROWTH	38,849,946	38,849,946
9	(47)	SUPPLEMENTAL MILLAGE	10,000,000	10,000,000
10	(48)	SURPLUS COMMODITIES	630,000	630,000
11	(49)	TEACHER LICENSING/MENTORING	5,902,258	5,902,258
12	(50)	TEACHER RECRUITMENT	2,100,000	2,100,000
13	(51)	TEACHER RETIREMENT MATCHING	4,200,000	4,200,000
14	(52)	TECHNOLOGY IMPROVEMENTS	1,000,000	1,000,000
15	(53)	WORKER'S COMPENSATION	450,000	450,000
16	(54)	YOUTH SHELTERS	165,000	165,000
17	(55)	NON-TRADITIONAL LICENSURE	50,000	50,000
18	(56)	TEACHER HOUSING DEVELOPMENT	100,000	100,000
19	(57)	TECHNOLOGY GRANTS	<u>1,602,678</u>	<u>1,602,678</u>
20		TOTAL AMOUNT APPROPRIATED	<u>\$2,221,701,175</u>	<u>\$2,221,701,175</u>

21

22 SECTION 2. REGULAR SALARIES - APSCN. There is hereby established for the
 23 Department of Education - Arkansas Public School Computer Network for the
 24 2005-2007 biennium, the following maximum number of regular employees whose
 25 salaries shall be governed by the provisions of the Uniform Classification
 26 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 27 and all laws amendatory thereto. Provided, however, that any position to
 28 which a specific maximum annual salary is set out herein in dollars, shall be
 29 exempt from the provisions of said Uniform Classification and Compensation
 30 Act. All persons occupying positions authorized herein are hereby governed
 31 by the provisions of the Regular Salaries Procedures and Restrictions Act
 32 (Arkansas Code §21-5-101), or its successor.

33

34				Maximum Annual
35			Maximum	Salary Rate
36	Item	Class	No. of	Fiscal Years

No.	Code	Title	Employees	2005-2006	2006-2007
(1)	027Z	ED ASSOC DIRECTOR APSCN	1	GRADE	26
(2)	827Z	DP CENTER MANAGER	1	GRADE	26
(3)	903Z	TECHNICAL ASSISTANCE MANAGER	2	GRADE	24
(4)	D064	SR SYSTEMS PROGRAMMER	1	GRADE	24
(5)	028Z	ED APSCN COOR/INTERNAL OPS	1	GRADE	23
(6)	D124	LEAD PROGRAMMER/ANALYST	2	GRADE	22
(7)	D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE	21
(8)	R290	PUBLIC SCHOOL PROGRAM ADVISOR	20	GRADE	21
(9)	R266	MANAGEMENT PROJECT ANALYST II	2	GRADE	20
(10)	E114	STAFF DEVELOPMENT COORDINATOR	6	GRADE	20
(11)	A110	ACCOUNTANT II	1	GRADE	19
(12)	E072	TRAINING INSTRUCTOR	4	GRADE	18
(13)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE	18
(14)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE	17
(15)	K155	SECRETARY I	<u>1</u>	GRADE	11
		MAX. NO. OF EMPLOYEES	45		

SECTION 3. APPROPRIATION - APSCN. There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for personal services and operating expenses of the Department of Education - Arkansas Public School Computer Network for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 1,875,472	\$ 1,930,963
(02) PERSONAL SERVICES MATCHING	579,966	592,012
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	1,305,495	1,305,495
(B) CONF. & TRAVEL	7,250	7,250
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	7,276,424	7,276,424
(04) DATA ACCESS IMPLEMENTATION	<u>800,000</u>	<u>800,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 11,844,607</u>	<u>\$ 11,912,144</u>

SECTION 4. REGULAR SALARIES - OFFICE OF EDUCATION RENEWAL ZONES. There is hereby established for the Department of Education- - Office of Education Renewal Zones for the 2005-2007 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2005-2006	2006-2007
(1)	917Z	OERZ DIRECTOR	1	GRADE 26	
(2)	R085	TECHNICAL ASSISTANCE SPECIALIST	3	GRADE 21	
(3)	R009	ADMINISTRATIVE ASSISTANT I	<u>1</u>	GRADE 15	
MAX. NO. OF EMPLOYEES			5		

SECTION 5. APPROPRIATION - EDUCATION RENEWAL ZONES. There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for personal services and operating expenses of the Department of Education - Education Renewal Zones for the biennial period ending June 30, 2007, the following:

ITEM NO.		FISCAL YEARS	
		2005-2006	2006-2007
(01)	REGULAR SALARIES	\$ 229,529	\$ 236,161
(02)	PERSONAL SERVICES MATCHING	69,031	70,471
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	29,700	29,700
(B)	CONF. & TRAVEL	8,000	8,000

1	(C) PROF. FEES	1,440,000	1,440,000
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	0	0
4	(04) EDUCATIONAL RENEWAL ZONE GRANTS	<u>234,000</u>	<u>234,000</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,010,260</u>	<u>\$ 2,018,332</u>

6

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

26 The provisions of this section shall be in effect only from July 1, ~~2003~~
27 2005 through June 30, ~~2005~~ 2007.

28

29 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
31 EDUCATION SERVICES. The funds appropriated in the line item "Special
32 Education Services" in Section 1 of this Act shall be used to provide
33 extended year summer programs for handicapped students in need of such
34 services, to provide special education services to foster children who are
35 wards of the State, and to provide funds for the payment of salaries of
36 special education supervisors. The Department of Education shall distribute

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

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

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

15 The provisions of this section shall be in effect only from July 1, 2003
16 2005 through June 30, ~~2005~~ 2007.

17
18 SECTION 9. SPECIAL LANGUAGE. ~~PULASKI COUNTY~~ DESEGREGATION EXPENSES. (A)
19 For the fiscal year ending June 30, ~~2004~~ and for each fiscal year thereafter,
20 the Department of Education shall from time to time as needed, certify to the
21 State Treasurer and the Chief Fiscal Officer of the State, the amount of
22 funds disbursed or approved to be disbursed by the Department of Education
23 for desegregation expenses under any the "~~Pulaski County School Desegregation~~
24 ~~Settlement Agreement.~~" Upon the receipt of such certification, the State
25 Treasurer, after making those deductions as set out in Arkansas Code 19-5-
26 202(b)(2)(B), shall also deduct ~~up to, but not to exceed in total for fiscal~~
27 ~~year 2003-04 the sum of \$32,800,000~~ from the net general revenues the amount
28 certified and transfer this amount to the Department of Education Public
29 School Fund Account there to be used exclusively for payment of or
30 reimbursement for expenses incurred from the Department of Education Public
31 School Fund Account under any "Desegregation Settlement Agreement."

32 ~~(B) For the fiscal year ending June 30, 2005, the Department of Education~~
33 ~~shall from time to time as needed, certify to the State Treasurer and the~~
34 ~~Chief Fiscal Officer of the State, the amount of funds disbursed for~~
35 ~~desegregation expenses under the "Pulaski County School Desegregation~~
36 ~~Settlement Agreement."~~ Upon the receipt of such certification, the State

1 ~~Treasurer, after making those deductions as set out in Arkansas Code 19-5-~~
 2 ~~202(b)(2)(B), shall also deduct up to, but not to exceed in total for fiscal~~
 3 ~~year 2004-05 the sum of \$32,800,000 from the net general revenues and~~
 4 ~~transfer this amount to the Department of Education Public School Fund~~
 5 ~~Account.~~

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

8

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

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

14 The provisions of this section shall be in effect only from July 1, 2003
 15 2005 through June 30, ~~2005~~ 2007.

16

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

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

22 The provisions of this section shall be in effect only from July 1, 2003
 23 2005 through June 30, ~~2005~~ 2007.

24

25 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

27 AUTHORITY. The Director of the Department of Education, with the approval of
 28 the Chief Fiscal Officer and after approval by the Arkansas Legislative
 29 Council or Joint Budget Committee, is hereby authorized to request necessary
 30 appropriation transfers and any other budget related adjustments necessary.

31 Determining the maximum number of employees and the maximum amount of
 32 appropriation and general revenue funding for a state agency each fiscal year
 33 is the prerogative of the General Assembly. This is usually accomplished by
 34 delineating such maximums in the appropriation act(s) for a state agency and
 35 the general revenue allocations authorized for each fund and fund account by
 36 amendment to the Revenue Stabilization law. Further, the General Assembly

1 has determined that the Department of Education may operate more efficiently
2 if some flexibility is provided to the Director of the Department of
3 Education authorizing broad powers under the Transfer Authority provision
4 herein. Therefore, it is both necessary and appropriate that the General
5 Assembly maintain oversight by requiring prior approval of the Legislative
6 Council or Joint Budget Committee as provided by this section. The
7 requirement of approval by the Legislative Council or Joint Budget Committee
8 is not a severable part of this section. If the requirement of approval by
9 the Legislative Council or Joint Budget Committee is ruled unconstitutional
10 by a court jurisdiction, this entire section is void.

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 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

16 ARKANSAS/STRIVE PROGRAM TRANSFER. The Chief Fiscal Officer of the State
17 shall transfer on his books and those of the State Treasurer the sum of
18 \$200,000 during each fiscal year, of the biennium from the Department of
19 Education Public School Fund Account to the University of Arkansas at Little
20 Rock Fund, specifically to provide funding for the Arkansas/STRIVE Program.
21 The total amount of funds transferred each fiscal year pursuant to this
22 section shall not be subject to any indirect costs by the University of
23 Arkansas at Little Rock.

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

26

27 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

29 ASSESSMENT/END OF LEVEL TESTING. Of the total amount appropriated for
30 Assessment/End-of-Level Testing for each fiscal year of the ~~2003-2005~~ 2005-
31 2007 biennium, up to \$500,000 may be authorized by the Director of the
32 Department of Education to be used to provide staff development training for
33 educational cooperatives, school districts, and for Department of Education
34 staff on such content areas as test interpretation, goal setting, educational
35 plan development, curriculum development, instructional strategies, classroom
36 management and for evaluation procedures.

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

3
4 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AETN
6 DOCUMENTED QUIZ BOWL COSTS. Of the total amount of appropriation and funds
7 authorized herein to the Department of Education - for the Quiz Bowl each
8 fiscal year, an amount not to exceed 40% each fiscal year may be made
9 available to the Department of Education - Educational Television Division
10 for its documented costs associated with the Quiz Bowl.

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 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
16 INTERVENTION BLOCK GRANTS FUNDING RESTRICTION. The Department of Education
17 shall make available from the Intervention Block Grants appropriation
18 authorized by this Act, one hundred thousand dollars (\$100,000) each fiscal
19 year for the annual expenses of the Quiz Bowl, thirteen thousand five hundred
20 dollars (\$13,500) each fiscal year for Odyssey of the Mind for grants up to
21 \$1,000 each for students and chaperones, thirteen thousand five hundred
22 dollars (\$13,500) each fiscal year for Destination Imagination, and five
23 thousand dollars (\$5,000) each fiscal year for the State History Day
24 Competition. The Department of Education shall allocate General Revenue
25 funding totaling no less than one hundred thirty two thousand dollars
26 (\$132,000) each fiscal year from the Department of Education Public School
27 Fund Account to support the annual expenses of the Quiz Bowl, the Odyssey of
28 the Mind for grants up to \$1,000 each for students and chaperones,
29 Destination Imagination, and the State History Day Competition. The
30 Department shall either expend or have committed for expenditure the monies
31 allocated for the Quiz Bowl, Odyssey of the Mind, Destination Imagination,
32 and the State History Day Competition as authorized herein in order to
33 fulfill the provisions of this section.

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

36

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

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 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXPLOR-
16 NET FUNDING PROVISION. Of the total appropriation authorized by this Act for
17 Technology Grants the Department of Education shall make available one
18 hundred eighty seven thousand five hundred seventy five dollars (\$187,575)
19 each fiscal year for Explor-Net Program initiatives to teach students
20 computer repair in a hands-on environment. The Department of Education shall
21 allocate General Revenue funding totaling no less than one hundred eighty
22 seven thousand five hundred seventy five dollars (\$187,575) each fiscal year
23 from the Department of Education Public School Fund Account to support the
24 Explor-Net Program. The Department shall either expend or have committed for
25 expenditure the monies allocated for the Explor-Net Program in order to
26 fulfill the provisions of this section.

27 The provisions of this section shall be in effect only from July 1, ~~2003~~
28 2005 through June 30, ~~2005~~ 2007.

29
30 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
32 LEADERSHIP ACADEMY - REDUCTION OF FUNDS RESTRICTION. Upon determination by
33 the Department of Education that a reduction in the amount of available
34 appropriation within the Department of Education Fund Account is required
35 from the amount appropriated, the reduction in the available appropriation
36 from the full amount appropriated for the Arkansas Leadership Academy shall

1 be limited to the average percentage reduction in the other appropriations to
2 the Department of Education from the Department of Education Fund Account.

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 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE*
7 *NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISTRESSED*
8 *SCHOOL DISTRICT SUPPORT. The funds appropriated in the line item "Distressed*
9 *School District Support" in Section 1 of the Act may be used for technical*
10 *assistance offered by the Department of Education to school districts in*
11 *academic distress that can include, but is not limited to, teacher*
12 *specialists, principal specialists, and other personnel assigned by the*
13 *department. These funds may also be used for alternative research-based*
14 *technical assistance or programs. Criteria for selecting and approving*
15 *alternative research-based technical assistance or programs are to be*
16 *promulgated as a rule by the State Board of Education, provided that*
17 *alternative staffing and/or compensation programs for teachers shall be*
18 *approved by at least a majority of the teachers in the school, schools, or*
19 *school district participating in the program.*

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

22
23 *SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE*
24 *NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BETTER CHANCE*
25 *PROGRAM ADMINISTRATIVE FEES. The Department of Education is hereby*
26 *authorized to expend a maximum of two percent (2%) of available funds to*
27 *administer the program and to monitor program grantees to ensure compliance*
28 *with programmatic standards.*

29 *The Department may contract with the Division of Child Care and Early*
30 *Childhood Education to administer the program.*

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

33
34 *SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
35 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CHARTER*
36 *SCHOOL FUNDING RESTRICTIONS. Regardless of any provision of any law to the*

1 contrary, the Department of Education shall fund from state monies only those
2 charter schools which provide education services in a traditional public
3 school setting and, if the internet or long-distance learning technology is
4 used, the internet or long-distance learning technology is used as a
5 supplement to the school's traditional classroom setting.

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

8
9 SECTION 23. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
10 by this act shall be limited to the appropriation for such agency and funds
11 made available by law for the support of such appropriations; and the
12 restrictions of the State Procurement Law, the General Accounting and
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
14 Procedures and Restrictions Act, or their successors, and other fiscal
15 control laws of this State, where applicable, and regulations promulgated by
16 the Department of Finance and Administration, as authorized by law, shall be
17 strictly complied with in disbursement of said funds.

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

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

1 necessary for the immediate preservation of the public peace, health and
2 safety shall be in full force and effect from and after July 1, 2005.

3
4 */s/ Joint Budget Committee*
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36