

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 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: H2/16/07

A Bill

HOUSE BILL 1313

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 AID TO LOCAL SCHOOL DISTRICTS AND SPECIAL
12 PROGRAMS FOR THE DEPARTMENT OF WORKFORCE
13 EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30,
14 2009; AND FOR OTHER PURPOSES.
15

Subtitle

16
17
18 AN ACT FOR THE DEPARTMENT OF WORKFORCE
19 EDUCATION APPROPRIATION FOR THE
20 2007-2009 BIENNIUM.
21
22

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

25 SECTION 1. REGULAR SALARIES. There is hereby established for the
26 Department of Workforce Education for the 2007-2009 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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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years		
				2007-2008	2008-2009	
1	(1)	9795	ED DIR - VOCATION TECH DIVISION	1	\$130,379	\$132,986
2	(2)	9052	ED DEP DIR CAREER & TECH EDUC	1	\$94,840	\$96,736
3	(3)	9756	DEPUTY DIR VO-TECH EDUCATION	1	\$94,839	\$96,735
4	(4)	9088	SCHOOL FOR WORK COORDINATOR	1	\$66,160	\$67,483
5	(5)	7092	DIR, GOV COMM ON ADULT LITERACY	1	\$64,907	\$66,205
6	(6)	100Z	VOC ED ASSOC DIR FOR VOC SCHOOLS	1	GRADE	26
7	(7)	105Z	VOC ED ASSOC DIR FOR FINANCE	1	GRADE	26
8	(8)	218Z	ED ASSOC DIR VOC SUPPORT SERVICES	1	GRADE	26
9	(9)	845Z	ED COORD ADULT ED PROGRAMS	1	GRADE	23
10	(10)	143Z	FED SURPLUS PROPERTY MGR	1	GRADE	23
11	(11)	A123	ED INTERNAL AUDITOR	1	GRADE	23
12	(12)	E102	ED CURRICULUM SUPV-VOCATIONAL	1	GRADE	23
13	(13)	A047	GENERAL FINANCE COORDINATOR	1	GRADE	22
14	(14)	840Z	ED VOC ED PROGRAM SUPPORT MGR	14	GRADE	22
15	(15)	A008	ACCOUNTING SUPERVISOR II	2	GRADE	21
16	(16)	R028	ED PROGRAM ANALYST	1	GRADE	21
17	(17)	R137	ED INTERNAL SERVICES MANAGER	1	GRADE	21
18	(18)	R290	PUBLIC SCHOOL PROGRAM ADVISOR	29	GRADE	21
19	(19)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE	21
20	(20)	V080	MGR PURCHASING & PROPERTY MGT	1	GRADE	21
21	(21)	V066	FED SURPLUS PROPERTY SUPERVISOR	1	GRADE	20
22	(22)	V034	PLANT WAREHOUSE FOREMAN	1	GRADE	18
23	(23)	R035	ED VOC ED EXECUTIVE ASSISTANT	1	GRADE	18
24	(24)	A111	ACCOUNTANT	2	GRADE	18
25	(25)	R010	ADMINISTRATIVE ASSISTANT II	6	GRADE	17
26	(26)	V018	SURPLUS PROP INVENTORY CONTROL MGR	1	GRADE	17
27	(27)	R166	GRANTS COORDINATOR I	1	GRADE	17
28	(28)	V053	SURPLUS PROPERTY AGENT	7	GRADE	16
29	(29)	V070	FED SURPLUS PROP UTILIZATION INSP	1	GRADE	16
30	(30)	A063	PAYROLL OFFICER	1	GRADE	15
31	(31)	A108	ACCOUNTING TECHNICIAN II	4	GRADE	15
32	(32)	K153	SECRETARY II	18	GRADE	13

1	(33) Y083 PRINTER I	1	GRADE 13
2	(34) A106 ACCOUNTING TECHNICIAN I	<u>1</u>	GRADE 12
3	MAX. NO. OF EMPLOYEES	108	

SECTION 2. EXTRA HELP - VOCATIONAL, TECHNICAL AND ADULT EDUCATION. There is hereby authorized, for the Department of Workforce Education for the 2007-2009 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: forty-six (46) 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.

SECTION 3. APPROPRIATION - VOCATIONAL, TECHNICAL AND ADULT EDUCATION. There is hereby appropriated, to the Department of Workforce Education, to be payable from the Department of Workforce Education Fund Account, for personal services and operating expenses of the Department of Workforce Education - Vocational, Technical and Adult Education for the biennial period ending June 30, 2009, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
(01) REGULAR SALARIES	\$ 2,495,272	\$ 2,545,652
(02) EXTRA HELP	3,923	3,923
(03) PERSONAL SERVICES MATCHING	761,936	773,010
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	532,893	532,893
(B) CONF. & TRAVEL	22,751	22,751
(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>\$ 5,886,789</u>	<u>\$ 5,948,243</u>

SECTION 4. APPROPRIATION - ADULT BASIC EDUCATION. There is hereby appropriated, to the Department of Workforce Education, to be payable from

1 the Department of Workforce Education Fund Account, for personal services and
 2 operating expenses of the Department of Workforce Education - Adult Basic
 3 Education for the biennial period ending June 30, 2009, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
(01) REGULAR SALARIES	\$ 299,311	\$ 305,294
(02) PERSONAL SERVICES MATCHING	90,180	91,478
(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>\$ 414,491</u>	<u>\$ 421,772</u>

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 17 SECTION 5. APPROPRIATION - VO-TECH ADVISORY COUNCIL. There is hereby
 18 appropriated, to the Department of Workforce Education, to be payable from
 19 the Miscellaneous Agencies Fund Account, for operating expenses of the
 20 Department of Workforce Education - Vo-Tech Advisory Council for the biennial
 21 period ending June 30, 2009, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
(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>

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

1 for the biennial period ending June 30, 2009, the following:

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3 ITEM	FISCAL YEARS	
4 <u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
5 (01) SCHOLARSHIPS	\$ <u>10,000</u>	\$ <u>10,000</u>

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7 SECTION 7. EXTRA HELP - FEDERAL VOCATIONAL, TECHNICAL AND ADULT EDUCATION.

8 There is hereby authorized, for the Department of Workforce Education -
 9 Federal Vocational, Technical and Adult Education for the 2007-2009 biennium,
 10 the following maximum number of part-time or temporary employees, to be known
 11 as "Extra Help", payable from funds appropriated herein for such purposes:
 12 four (4) temporary or part-time employees, when needed, at rates of pay not
 13 to exceed those provided in the Uniform Classification and Compensation Act,
 14 or its successor, or this act for the appropriate classification.

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16 SECTION 8. APPROPRIATION - FEDERAL VOCATIONAL, TECHNICAL AND ADULT
 17 EDUCATION. There is hereby appropriated, to the Department of Workforce
 18 Education, to be payable from the federal funds as designated by the Chief
 19 Fiscal Officer of the State, for personal services, operating expenses, and
 20 grants of the Department of Workforce Education - Federal Vocational,
 21 Technical and Adult Education for the biennial period ending June 30, 2009,
 22 the following:

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24 ITEM	FISCAL YEARS	
25 <u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
26 (01) REGULAR SALARIES	\$ 610,269	\$ 622,464
27 (02) EXTRA HELP	5,000	5,000
28 (03) PERSONAL SERVICES MATCHING	212,677	215,322
29 (04) MAINT. & GEN. OPERATION		
30 (A) OPER. EXPENSE	500,500	500,500
31 (B) CONF. & TRAVEL	46,175	46,175
32 (C) PROF. FEES	748,350	748,350
33 (D) CAP. OUTLAY	0	0
34 (E) DATA PROC.	43,436	43,436
35 (05) VOCATIONAL EDUCATION GRANTS	<u>13,982,705</u>	<u>13,982,705</u>
36 TOTAL AMOUNT APPROPRIATED	<u>\$ 16,149,112</u>	<u>\$ 16,163,952</u>

SECTION 9. EXTRA HELP - FEDERAL SURPLUS PROPERTY PROGRAM. There is hereby authorized, for the Department of Workforce Education - Federal Surplus Property Program for the 2007-2009 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: six (6) 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.

SECTION 10. APPROPRIATION - FEDERAL SURPLUS PROPERTY PROGRAM. There is hereby appropriated, to the Department of Workforce Education, to be payable from the Federal Surplus Property Fund, for personal services and operating expenses of the Department of Workforce Education - Federal Surplus Property Program for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 495,941	\$ 505,853
(02) EXTRA HELP	12,000	12,000
(03) PERSONAL SERVICES MATCHING	180,138	182,287
(04) OVERTIME	20,000	20,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	862,401	862,401
(B) CONF. & TRAVEL	15,000	15,000
(C) PROF. FEES	5,263	5,263
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,590,743</u>	<u>\$ 1,602,804</u>

SECTION 11. EXTRA HELP - FEDERAL JOB TRAINING PARTNERSHIP ACT VOCATIONAL EDUCATION. There is hereby authorized, for the Department of Workforce Education - Federal Job Training Partnership Act Vocational Education for the 2007-2009 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: twenty-three (23) temporary or part-time

1 employees, when needed, at rates of pay not to exceed those provided in the
 2 Uniform Classification and Compensation Act, or its successor, or this act
 3 for the appropriate classification.

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 5 SECTION 12. APPROPRIATION - FEDERAL JOB TRAINING PARTNERSHIP ACT
 6 VOCATIONAL EDUCATION. There is hereby appropriated, to the Department of
 7 Workforce Education, to be payable from the federal funds as designated by
 8 the Chief Fiscal Officer of the State, for personal services and operating
 9 expenses of the Department of Workforce Education - Federal Job Training
 10 Partnership Act Vocational Education for the biennial period ending June 30,
 11 2009, the following:

13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
15	(01) REGULAR SALARIES	\$ 212,477	\$ 216,725
16	(02) EXTRA HELP	0	0
17	(03) PERSONAL SERVICES MATCHING	67,130	68,052
18	(04) MAINT. & GEN. OPERATION		
19	(A) OPER. EXPENSE	161,825	161,825
20	(B) CONF. & TRAVEL	1,921	1,921
21	(C) PROF. FEES	0	0
22	(D) CAP. OUTLAY	0	0
23	(E) DATA PROC.	<u>0</u>	<u>0</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 443,353</u>	<u>\$ 448,523</u>

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 26 SECTION 13. APPROPRIATION - FEDERAL ADULT BASIC EDUCATION. There is hereby
 27 appropriated, to the Department of Workforce Education, to be payable from
 28 the federal funds as designated by the Chief Fiscal Officer of the State, for
 29 personal services, operating expenses and grants of the Department of
 30 Workforce Education - Federal Adult Basic Education for the biennial period
 31 ending June 30, 2009, the following:

33	ITEM	FISCAL YEARS	
34	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
35	(01) REGULAR SALARIES	\$ 160,193	\$ 163,396
36	(02) PERSONAL SERVICES MATCHING	49,129	49,824

1	(03) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	77,467	77,467
3	(B) CONF. & TRAVEL	7,700	7,700
4	(C) PROF. FEES	9,000	9,000
5	(D) CAP. OUTLAY	0	0
6	(E) DATA PROC.	0	0
7	(04) ADULT BASIC EDUCATION GRANTS	<u>7,149,060</u>	<u>7,149,060</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 7,452,549</u>	<u>\$ 7,456,447</u>

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10 SECTION 14. APPROPRIATION - FEDERAL VETERAN'S APPROVING AGENCY. There is
 11 hereby appropriated, to the Department of Workforce Education, to be payable
 12 from the federal funds as designated by the Chief Fiscal Officer of the
 13 State, for personal services and operating expenses of the Department of
 14 Workforce Education - Federal Veteran's Approving Agency for the biennial
 15 period ending June 30, 2009, the following:

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17	ITEM	FISCAL YEARS	
18	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
19	(01) REGULAR SALARIES	\$ 144,986	\$ 147,885
20	(02) PERSONAL SERVICES MATCHING	52,565	53,193
21	(03) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE	57,546	57,546
23	(B) CONF. & TRAVEL	5,623	5,623
24	(C) PROF. FEES	600	600
25	(D) CAP. OUTLAY	0	0
26	(E) DATA PROC.	<u>0</u>	<u>0</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$ 261,320</u>	<u>\$ 264,847</u>

28

29 SECTION 15. APPROPRIATION - FEDERAL EQUIPMENT AND TRAINING. There is
 30 hereby appropriated, to the Department of Workforce Education, to be payable
 31 from the federal funds as designated by the Chief Fiscal Officer of the
 32 State, for operating expenses of the Department of Workforce Education -
 33 Federal Equipment and Training for the biennial period ending June 30, 2009,
 34 the following:

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36	ITEM	FISCAL YEARS	
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NO.	2007-2008	2008-2009
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 1,000	\$ 1,000
(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>\$ 1,000</u>	<u>\$ 1,000</u>

SECTION 16. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING PROGRAM.

There is hereby appropriated, to the Department of Workforce Education, to be payable from the Arkansas Construction Industry Craft Training Trust Fund, for personal services, operating expenses and grants of the Department of Workforce Education - Construction Industry Craft Training Program for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 42,764	\$ 43,619
(02) PERSONAL SERVICES MATCHING	13,484	13,670
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	12,000	12,000
(B) CONF. & TRAVEL	7,500	7,500
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT TRAINING PROGRAM	<u>400,000</u>	<u>400,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 475,748</u>	<u>\$ 476,789</u>

SECTION 17. APPROPRIATIONS - ALTERNATIVE RETIREMENT PROGRAM - CASH. There is hereby appropriated, to the Department of Workforce Education, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Workforce Education, for personal services and operating expenses of the Department of Workforce Education - Alternative Retirement Program - Cash for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) PERSONAL SERVICES MATCHING	\$ 110,222	\$ 110,222
(02) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	12,300	12,300
(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>\$ 122,522</u>	<u>\$ 122,522</u>

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13 SECTION 18. APPROPRIATION - GOVERNOR'S COMMISSION ON ADULT LITERACY. There
 14 is hereby appropriated, to the Department of Workforce Education, to be
 15 payable from the Department of Workforce Education Public School Fund
 16 Account, for personal services, operating expenses and grants of the
 17 Department of Workforce Education - Governor's Commission on Adult Literacy
 18 for the biennial period ending June 30, 2009, the following:

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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 27,225	\$ 27,769
(02) PERSONAL SERVICES MATCHING	8,359	8,477
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	52,242	52,242
(B) CONF. & TRAVEL	6,005	6,005
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) GRANTS TO LITERACY COUNCILS	<u>675,000</u>	<u>675,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 768,831</u>	<u>\$ 769,493</u>

32

33 SECTION 19. APPROPRIATION - ADULT BASIC AND GENERAL ADULT EDUCATION. There
 34 is hereby appropriated, to the Department of Workforce Education, to be
 35 payable from the Department of Workforce Education Public School Fund
 36 Account, for Adult Basic and General Adult Education Grants and Aid of the

1 Department of Workforce Education for the biennial period ending June 30,
2 2009, the following:

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ITEM	FISCAL YEARS	
	2007-2008	2008-2009
NO.		
(01) ADULT BASIC & GENERAL ADULT EDUCATION	\$ 20,360,920	\$ 20,360,920

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8 SECTION 20. APPROPRIATION - COORDINATED CAREER EDUCATION SERVICES. There
9 is hereby appropriated, to the Department of Workforce Education, to be
10 payable from the Department of Workforce Education Public School Fund
11 Account, for Coordinated Career Education Services - Special Needs Students
12 Program Grants and Aid of the Department of Workforce Education for the
13 biennial period ending June 30, 2009, the following:

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ITEM	FISCAL YEARS	
	2007-2008	2008-2009
NO.		
(01) COORDINATED CAREER EDUCATION		
SERVICES-SPECIAL NEEDS STUDENTS PROGRAM		
GRANTS & AID	\$ 1,119,433	\$ 1,119,433

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21 SECTION 21. APPROPRIATION - VOCATIONAL CENTER AID. There is hereby
22 appropriated, to the Department of Workforce Education, to be payable from
23 the Department of Workforce Education Public School Fund Account, for
24 Vocational Center Grants and Aid of the Department of Workforce Education -
25 Vocational Center Aid for the biennial period ending June 30, 2009, the
26 following:

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ITEM	FISCAL YEARS	
	2007-2008	2008-2009
NO.		
(01) VOCATIONAL CENTER GRANTS AND AID	\$ 20,136,383	\$ 20,136,383

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32 SECTION 22. APPROPRIATION - VOCATIONAL START-UP GRANTS AND AID. There is
33 hereby appropriated, to the Department of Workforce Education, to be payable
34 from the Department of Workforce Education Public School Fund Account, for
35 Vocational Start-Up Grants and Aid of the Department of Workforce Education
36 for the biennial period ending June 30, 2009, the following:

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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) VOCATIONAL START-UP GRANTS AND AID	\$ 2,370,000	\$ 2,370,000

SECTION 23. APPROPRIATION - ARKANSAS TECHNICAL CAREER STUDENT LOAN FORGIVENESS PROGRAM. There is hereby appropriated, to the Department of Workforce Education, to be payable from the Department of Workforce Education Public School Fund Account, for loans for the Department of Workforce Education - Arkansas Technical Career Student Loan Forgiveness Program for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) LOAN FORGIVENESS	\$ 1,740,000	\$ 1,130,000

SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL MATCHING. The funds appropriated in Sections for ~~19~~ Adult Basic and General Adult Education, ~~20~~ Coordinated Career Education Services, ~~21~~ Vocational Center Aid and ~~22~~ Vocational Start-up Grants and Aid of this Act may also be used to match any available federal funds from any agency in order to provide the maximum amount of money possible for the purposes enumerated in such section.

The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. VOCATIONAL START-UP. The funds and appropriations contained herein for Vocational Start-Up shall be allocated in accordance with rules and regulations established by the State Board of Workforce Education and Career Opportunities, after the rules and regulations have undergone a prior review ~~and approval~~ by the Administrative Rules and Regulations Subcommittee of the Arkansas Legislative Council or Joint Budget Committee.

~~Determining the maximum number of employees and the maximum amount of~~

1 ~~appropriation and general revenue funding for a state agency each fiscal year~~
2 ~~is the prerogative of the General Assembly. This is usually accomplished by~~
3 ~~delineating such maximums in the appropriation act(s) for a state agency and~~
4 ~~the general revenue allocations authorized for each fund and fund account by~~
5 ~~amendment to the Revenue Stabilization law. Further, the General Assembly~~
6 ~~has determined that the Department of Workforce Education may operate more~~
7 ~~efficiently if some flexibility is provided to the Department of Workforce~~
8 ~~Education authorizing broad powers under this Section. Therefore, it is both~~
9 ~~necessary and appropriate that the General Assembly maintain oversight by~~
10 ~~requiring prior approval of the Legislative Council or Joint Budget Committee~~
11 ~~as provided by this section. The requirement of approval by the Legislative~~
12 ~~Council or Joint Budget Committee is not a severable part of this section.~~
13 ~~If the requirement of approval by the Legislative Council or Joint Budget~~
14 ~~Committee is ruled unconstitutional by a court of competent jurisdiction,~~
15 ~~this entire section is void.~~

16 The provisions of this section shall be in effect only from July 1, 2005
17 2007 through June 30, ~~2007~~ 2009.

18
19 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
21 EDUCATIONAL TRAINING/RETRAINING. Of the funds and appropriation authorized by
22 Item (01) in ~~Section 19~~ the section of this Act for Adult Basic and General
23 Adult Education, a sum of \$300,000 each fiscal year shall be made available
24 to eligible entities approved by the State Board of Workforce Education and
25 Career Opportunities, in order to expand the vocational education and
26 training opportunities available to area citizens in need of adult
27 educational training or retraining due to changing technology.

28 Further, if the appropriation is not fully funded due to a decrease in
29 the official revenue forecast or the available carryover balance of the
30 Department of Workforce Education Public School Fund Account, the Department
31 of Workforce Education may reduce proportionally the amount made available to
32 eligible entities approved by the State Board of Workforce Education and
33 Career Opportunities in order to expand the vocational education and training
34 opportunities to area citizens in need of adult educational training or
35 retraining due to changing technology.

36 The provisions of this section shall be in effect only from July 1, 2005

1 2007 through June 30, ~~2007~~ 2009.

2

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

12 The provisions of this section shall be in effect only from July 1, ~~2005~~
13 2007 through June 30, ~~2007~~ 2009.

14

15 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORK
17 FORCE 2000 DISTRIBUTION. After the amounts to be made available to the
18 various technical institutes or comprehensive lifelong learning centers have
19 been determined as set out in Arkansas Code 26-51-205(d)(2), such documents
20 as may be necessary shall be processed so that funds may be transferred from
21 the Work Force 2000 Development Fund to the State Treasury fund or fund
22 account from which the technical institute or comprehensive lifelong learning
23 center draws its general revenue support. Such funds as may be transferred
24 shall not exceed 6.309% of the total funds available from the Work Force 2000
25 Development Fund during each fiscal year of the biennial period ending June
26 30, ~~2007~~ 2009.

27 In the event that a technical college, community college or educational
28 institution which receives support from the Work Force 2000 Development Fund
29 as determined by law transfers from the Arkansas Technical College and
30 Community College System for which Work Force 2000 Development Fund monies
31 are determined by law, then the actual amount of support from the Work Force
32 2000 Development Fund in the preceding fiscal year for such educational
33 institution shall be made available irrespective of any other provision of
34 law which sets out maximum levels of support from such fund.

35 The provisions of this section shall be in effect only from July 1, ~~2005~~
36 2007 through June 30, ~~2007~~ 2009.

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

The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. APPROPRIATIONS CARRYOVER PROVISION. An appropriation received by the various technical institutes to support funds received from the Workforce 2000 Development Fund and which remains at the end of any fiscal year shall carry forward into the next fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER OF FUNDS. The Chief Fiscal Officer of the State shall establish, upon request from the Department of Workforce Education, a special appropriation line item to be used in the acquisition of promotional items. When the Department of

1 Workforce Education wishes to transfer monies from its operating expenses
2 appropriation to the Promotional Items line, the State Board of Workforce
3 Education and Career Opportunities shall approve the request and forward it
4 after receiving prior review and approval by the Arkansas Legislative Council
5 or Joint Budget Committee, to the Chief Fiscal Officer of the State for
6 processing.

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

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24 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION
26 FUNDING RESTRICTION. One position of Surplus Property Inventory Control
27 Manager, two positions of Surplus Property Agent, and one position of
28 Secretary II authorized in this Act that are assigned to the Federal Surplus
29 Property Program are to be paid solely from fees generated by the program.

30 The provisions of this section shall be in effect only from July 1, ~~2005~~
31 2007 through June 30, ~~2007~~ 2009.

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33 SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
34 by this act shall be limited to the appropriation for such agency and funds
35 made available by law for the support of such appropriations; and the
36 restrictions of the State Procurement Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
2 Procedures and Restrictions Act, or their successors, and other fiscal
3 control laws of this State, where applicable, and regulations promulgated by
4 the Department of Finance and Administration, as authorized by law, shall be
5 strictly complied with in disbursement of said funds.

6
7 SECTION 34. LEGISLATIVE INTENT. It is the intent of the General Assembly
8 that any funds disbursed under the authority of the appropriations contained
9 in this act shall be in compliance with the stated reasons for which this act
10 was adopted, as evidenced by the Agency Requests, Executive Recommendations
11 and Legislative Recommendations contained in the budget manuals prepared by
12 the Department of Finance and Administration, letters, or summarized oral
13 testimony in the official minutes of the Arkansas Legislative Council or
14 Joint Budget Committee which relate to its passage and adoption.

15
16 SECTION 35. EMERGENCY CLAUSE. It is found and determined by the General
17 Assembly, that the Constitution of the State of Arkansas prohibits the
18 appropriation of funds for more than a two (2) year period; that the
19 effectiveness of this Act on July 1, 2007 is essential to the operation of
20 the agency for which the appropriations in this Act are provided, and that in
21 the event of an extension of the Regular Session, the delay in the effective
22 date of this Act beyond July 1, 2007 could work irreparable harm upon the
23 proper administration and provision of essential governmental programs.
24 Therefore, an emergency is hereby declared to exist and this Act being
25 necessary for the immediate preservation of the public peace, health and
26 safety shall be in full force and effect from and after July 1, 2007.

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28 /s/ Joint Budget Committee
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