

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 87th General Assembly  
3 Regular Session, 2009

# A Bill

HOUSE BILL 1257

4  
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 FISCAL YEAR ENDING JUNE 30,  
14 2010; AND FOR OTHER PURPOSES.  
15

## Subtitle

16  
17  
18 AN ACT FOR THE DEPARTMENT OF WORKFORCE  
19 EDUCATION APPROPRIATION FOR THE  
20 2009-2010 FISCAL YEAR.  
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 2009-2010 fiscal year, the  
27 following maximum number of regular employees whose salaries shall be  
28 governed by the provisions of the Uniform Classification and Compensation Act  
29 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory  
30 thereto. Provided, however, that any position to which a specific maximum  
31 annual salary is set out herein in dollars, shall be exempt from the  
32 provisions of said Uniform Classification and Compensation Act. All persons  
33 occupying positions authorized herein are hereby governed by the provisions  
34 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-  
35 101), or its successor.  
36



Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2009-2010
1	(1)	U061U DWE DIRECTOR	1	\$139,635
2	(2)	U077U DWE DEP DIR CAREER & TECH EDUC	1	\$101,572
3	(3)	U065U DWE DEPUTY DIRECTOR	1	\$101,571
4	(4)	U098U DIR GOV COMM ON ADULT LITERACY	1	\$69,515
5	(5)	G010C DWE DIVISION MANAGER	3	GRADE C128
6	(6)	A031C ASSISTANT CONTROLLER	1	GRADE C124
7	(7)	V002C FEDERAL SURPLUS PROPERTY MANAGER	1	GRADE C124
8	(8)	E022C EDUCATION & INSTRUCTION MANAGER	14	GRADE C121
9	(9)	R014C PERSONNEL MANAGER	1	GRADE C121
10	(10)	R019C BUDGET MANAGER	1	GRADE C120
11	(11)	E026C EDUCATION & INSTRUCTION COORDINATOR	32	GRADE C120
12	(12)	G147C GRANTS COORDINATOR	1	GRADE C119
13	(13)	V007C PROCUREMENT COORDINATOR	1	GRADE C119
14	(14)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
15	(15)	A074C FISCAL SUPPORT SUPERVISOR	1	GRADE C118
16	(16)	V012C FEDERAL SURPLUS PROPERTY SUPERVISOR	1	GRADE C117
17	(17)	R025C HUMAN RESOURCES ANALYST	1	GRADE C117
18	(18)	A091C FISCAL SUPPORT ANALYST	1	GRADE C115
19	(19)	S034C INTERSTATE TRUCK DRIVER	4	GRADE C115
20	(20)	V018C WAREHOUSE MANAGER	1	GRADE C114
21	(21)	V019C SURPLUS PROPERTY SPECIALIST	1	GRADE C113
22	(22)	C056C ADMINISTRATIVE SPECIALIST III	10	GRADE C112
23	(23)	A098C FISCAL SUPPORT SPECIALIST	4	GRADE C112
24	(24)	V021C SURPLUS PROPERTY AGENT	4	GRADE C112
25	(25)	C073C ADMINISTRATIVE SPECIALIST II	17	GRADE C109
26	(26)	C088C MAIL SERVICES ASSISTANT	<u>1</u>	GRADE C105
27		MAX. NO. OF EMPLOYEES	106	

SECTION 2. EXTRA HELP - VOCATIONAL, TECHNICAL AND ADULT EDUCATION. There is hereby authorized, for the Department of Workforce Education - Vocational, Technical and Adult Education for the 2009-2010 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra

1 Help", payable from funds appropriated herein for such purposes: forty-six  
 2 (46) temporary or part-time employees, when needed, at rates of pay not to  
 3 exceed those provided in the Uniform Classification and Compensation Act, or  
 4 its successor, or this act for the appropriate classification.

5  
 6 SECTION 3. APPROPRIATION - VOCATIONAL, TECHNICAL AND ADULT EDUCATION.

7 There is hereby appropriated, to the Department of Workforce Education, to be  
 8 payable from the Department of Workforce Education Fund Account, for personal  
 9 services and operating expenses of the Department of Workforce Education -  
 10 Vocational, Technical and Adult Education for the fiscal year ending June 30,  
 11 2010, the following:

12

13 ITEM	FISCAL YEAR
14 <u>NO.</u>	<u>2009-2010</u>
15 (01) REGULAR SALARIES	\$ 2,772,953
16 (02) EXTRA HELP	3,923
17 (03) PERSONAL SERVICES MATCHING	925,492
18 (04) MAINT. & GEN. OPERATION	
19 (A) OPER. EXPENSE	698,297
20 (B) CONF. & TRAVEL	28,751
21 (C) PROF. FEES	35,000
22 (D) CAP. OUTLAY	0
23 (E) DATA PROC.	0
24 (05) APPRENTICESHIP PROGRAM	1,950,000
25 (06) MOTOR VEHICLE EDUCATION PROGRAM	<u>2,500</u>
26 TOTAL AMOUNT APPROPRIATED	<u>\$ 6,416,916</u>

27  
 28 SECTION 4. APPROPRIATION - ADULT BASIC EDUCATION. There is hereby  
 29 appropriated, to the Department of Workforce Education, to be payable from  
 30 the Department of Workforce Education Fund Account, for personal services and  
 31 operating expenses of the Department of Workforce Education - Adult Basic  
 32 Education for the fiscal year ending June 30, 2010, the following:

33

34 ITEM	FISCAL YEAR
35 <u>NO.</u>	<u>2009-2010</u>
36 (01) REGULAR SALARIES	\$ 314,645

1	(02) PERSONAL SERVICES MATCHING	100,068
2	(03) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	25,000
4	(B) CONF. & TRAVEL	0
5	(C) PROF. FEES	0
6	(D) CAP. OUTLAY	0
7	(E) DATA PROC.	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 439,713</u>

9

10 SECTION 5. APPROPRIATION - HIGH-TECH SCHOLARSHIP AWARD PROGRAM. There is

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

12 from the Department of Workforce Education Fund Account, for scholarships of

13 the Department of Workforce Education - High-Tech Scholarship Award Program

14 for the fiscal year ending June 30, 2010, the following:

15		
16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2009-2010</u>
18	(01) SCHOLARSHIPS	<u>\$ 10,000</u>

19

20 SECTION 6. EXTRA HELP - FEDERAL VOCATIONAL, TECHNICAL AND ADULT EDUCATION.

21 There is hereby authorized, for the Department of Workforce Education -

22 Federal Vocational, Technical and Adult Education for the 2009-2010 fiscal

23 year, the following maximum number of part-time or temporary employees, to be

24 known as "Extra Help", payable from funds appropriated herein for such

25 purposes: twenty-seven (27) temporary or part-time employees, when needed,

26 at rates of pay not to exceed those provided in the Uniform Classification

27 and Compensation Act, or its successor, or this act for the appropriate

28 classification.

29

30 SECTION 7. APPROPRIATION - FEDERAL VOCATIONAL, TECHNICAL AND ADULT

31 EDUCATION. There is hereby appropriated, to the Department of Workforce

32 Education, to be payable from the federal funds as designated by the Chief

33 Fiscal Officer of the State, for personal services, operating expenses and

34 grants of the Department of Workforce Education - Federal Vocational,

35 Technical and Adult Education for the fiscal year ending June 30, 2010, the

36 following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) REGULAR SALARIES	\$ 804,543
(02) EXTRA HELP	5,000
(03) PERSONAL SERVICES MATCHING	296,084
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	543,936
(B) CONF. & TRAVEL	46,175
(C) PROF. FEES	748,350
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) VOCATIONAL EDUCATION GRANTS	<u>13,531,376</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 15,975,464</u>

SECTION 8. EXTRA HELP - FEDERAL SURPLUS PROPERTY PROGRAM. There is hereby authorized, for the Department of Workforce Education - Federal Surplus Property Program for the 2009-2010 fiscal year, 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 9. 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 fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) REGULAR SALARIES	\$ 549,188
(02) EXTRA HELP	12,000
(03) PERSONAL SERVICES MATCHING	222,055
(04) OVERTIME	40,000

1	(05) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	1,032,401
3	(B) CONF. & TRAVEL	15,000
4	(C) PROF. FEES	15,263
5	(D) CAP. OUTLAY	195,000
6	(E) DATA PROC.	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,080,907</u>

8

9 SECTION 10. APPROPRIATION - FEDERAL ADULT BASIC EDUCATION. There is hereby  
 10 appropriated, to the Department of Workforce Education, to be payable from  
 11 the federal funds as designated by the Chief Fiscal Officer of the State, for  
 12 personal services, operating expenses and grants of the Department of  
 13 Workforce Education - Federal Adult Basic Education for the fiscal year  
 14 ending June 30, 2010, the following:

15

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2009-2010</u>
18	(01) REGULAR SALARIES	\$ 167,239
19	(02) PERSONAL SERVICES MATCHING	56,300
20	(03) MAINT. & GEN. OPERATION	
21	(A) OPER. EXPENSE	77,467
22	(B) CONF. & TRAVEL	7,700
23	(C) PROF. FEES	9,000
24	(D) CAP. OUTLAY	0
25	(E) DATA PROC.	0
26	(04) ADULT BASIC EDUCATION GRANTS	<u>7,149,060</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$ 7,466,766</u>

28

29 SECTION 11. APPROPRIATION - FEDERAL VETERANS APPROVING AGENCY. 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 personal services and operating expenses of the Department of  
 33 Workforce Education - Federal Veterans Approving Agency for the fiscal year  
 34 ending June 30, 2010, the following:

35

36	ITEM	FISCAL YEAR
----	------	-------------

1	<u>NO.</u>		<u>2009-2010</u>
2	(01) REGULAR SALARIES	\$	151,216
3	(02) PERSONAL SERVICES MATCHING		55,829
4	(03) MAINT. & GEN. OPERATION		
5	(A) OPER. EXPENSE		57,546
6	(B) CONF. & TRAVEL		5,623
7	(C) PROF. FEES		600
8	(D) CAP. OUTLAY		0
9	(E) DATA PROC.		<u>0</u>
10	TOTAL AMOUNT APPROPRIATED	\$	<u>270,814</u>

11

12 SECTION 12. APPROPRIATION - FEDERAL EQUIPMENT AND TRAINING. There is  
 13 hereby appropriated, to the Department of Workforce Education, to be payable  
 14 from the federal funds as designated by the Chief Fiscal Officer of the  
 15 State, for operating expenses of the Department of Workforce Education -  
 16 Federal Equipment and Training for the fiscal year ending June 30, 2010, the  
 17 following:

18

19	ITEM		FISCAL YEAR
20	<u>NO.</u>		<u>2009-2010</u>
21	(01) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE	\$	6,000
23	(B) CONF. & TRAVEL		0
24	(C) PROF. FEES		0
25	(D) CAP. OUTLAY		0
26	(E) DATA PROC.		<u>0</u>
27	TOTAL AMOUNT APPROPRIATED	\$	<u>6,000</u>

28

29 SECTION 13. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING PROGRAM.  
 30 There is hereby appropriated, to the Department of Workforce Education, to be  
 31 payable from the Arkansas Construction Industry Craft Training Trust Fund,  
 32 for personal services, operating expenses and grants of the Department of  
 33 Workforce Education - Construction Industry Craft Training Program for the  
 34 fiscal year ending June 30, 2010, the following:

35

36	ITEM		FISCAL YEAR
----	------	--	-------------

1	<u>NO.</u>		<u>2009-2010</u>
2	(01) REGULAR SALARIES	\$	47,251
3	(02) PERSONAL SERVICES MATCHING		16,171
4	(03) MAINT. & GEN. OPERATION		
5	(A) OPER. EXPENSE		12,000
6	(B) CONF. & TRAVEL		7,500
7	(C) PROF. FEES		0
8	(D) CAP. OUTLAY		0
9	(E) DATA PROC.		0
10	(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT		
11	TRAINING PROGRAM		<u>800,000</u>
12	TOTAL AMOUNT APPROPRIATED	\$	<u>882,922</u>

13

14 SECTION 14. APPROPRIATION - ALTERNATIVE RETIREMENT PROGRAM - CASH. There  
 15 is hereby appropriated, to the Department of Workforce Education, to be  
 16 payable from cash funds as defined by Arkansas Code 19-4-801 of the  
 17 Department of Workforce Education, for personal services and operating  
 18 expenses of the Department of Workforce Education - Alternative Retirement  
 19 Program - Cash for the fiscal year ending June 30, 2010, the following:

20

21	ITEM		FISCAL YEAR
22	<u>NO.</u>		<u>2009-2010</u>
23	(01) PERSONAL SERVICES MATCHING	\$	110,222
24	(02) MAINT. & GEN. OPERATION		
25	(A) OPER. EXPENSE		12,300
26	(B) CONF. & TRAVEL		0
27	(C) PROF. FEES		0
28	(D) CAP. OUTLAY		0
29	(E) DATA PROC.		<u>0</u>
30	TOTAL AMOUNT APPROPRIATED	\$	<u>122,522</u>

31

32 SECTION 15. APPROPRIATION - HOUSING CONSTRUCTION PROGRAM. There is hereby  
 33 appropriated, to the Department of Workforce Education, to be payable from  
 34 the Building Trades Revolving Fund, for loans to Secondary Area Technical  
 35 Centers or other eligible entities, for the purchase of building materials,  
 36 supplies, and fixtures to be used in the construction of a single family



1 dwelling unit or other non-residential building project through the Housing  
 2 Construction Program of the Department of Workforce Education for the fiscal  
 3 year ending June 30, 2010, the following:

4

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2009-2010</u>
7 (01) LOANS	<u>\$ 164,806</u>

8

9 SECTION 16. APPROPRIATION - GOVERNOR'S COMMISSION ON ADULT LITERACY. There  
 10 is hereby appropriated, to the Department of Workforce Education, to be  
 11 payable from the Department of Workforce Education Public School Fund  
 12 Account, for personal services, operating expenses and grants of the  
 13 Department of Workforce Education - Governor's Commission on Adult Literacy  
 14 for the fiscal year ending June 30, 2010, the following:

15

16 ITEM	FISCAL YEAR
17 <u>NO.</u>	<u>2009-2010</u>
18 (01) REGULAR SALARIES	\$ 28,014
19 (02) PERSONAL SERVICES MATCHING	9,847
20 (03) MAINT. & GEN. OPERATION	
21 (A) OPER. EXPENSE	52,242
22 (B) CONF. & TRAVEL	6,005
23 (C) PROF. FEES	0
24 (D) CAP. OUTLAY	0
25 (E) DATA PROC.	0
26 (04) GRANTS TO LITERACY COUNCILS	<u>675,000</u>
27 TOTAL AMOUNT APPROPRIATED	<u>\$ 771,108</u>

28

29 SECTION 17. APPROPRIATION - ADULT BASIC AND GENERAL ADULT EDUCATION. There  
 30 is hereby appropriated, to the Department of Workforce Education, to be  
 31 payable from the Department of Workforce Education Public School Fund  
 32 Account, for Adult Basic and General Adult Education grants and aid by the  
 33 Department of Workforce Education for the fiscal year ending June 30, 2010,  
 34 the following:

35

36 ITEM	FISCAL YEAR
---------	-------------

1     NO. 2009-2010

2     (01) ADULT BASIC &  
3             GENERAL ADULT EDUCATION \$ 20,360,928

4  
5     SECTION 18. APPROPRIATION - COORDINATED CAREER EDUCATION SERVICES. There  
6     is hereby appropriated, to the Department of Workforce Education, to be  
7     payable from the Department of Workforce Education Public School Fund  
8     Account, for Coordinated Career Education Services - Special Needs Students  
9     Program grants and aid by the Department of Workforce Education for the  
10    fiscal year ending June 30, 2010, the following:

11  
12    ITEM FISCAL YEAR  
13    NO. 2009-2010

14    (01) COORDINATED CAREER EDUCATION  
15             SERVICES-SPECIAL NEEDS STUDENTS  
16             PROGRAM GRANTS & AID \$ 1,119,433

17  
18    SECTION 19. APPROPRIATION - VOCATIONAL CENTER AID. There is hereby  
19    appropriated, to the Department of Workforce Education, to be payable from  
20    the Department of Workforce Education Public School Fund Account, for  
21    Vocational Center grants and aid by the Department of Workforce Education -  
22    Vocational Center Aid for the fiscal year ending June 30, 2010, the  
23    following:

24  
25    ITEM FISCAL YEAR  
26    NO. 2009-2010

27    (01) VOCATIONAL CENTER GRANTS AND AID \$ 20,136,383

28  
29    SECTION 20. APPROPRIATION - VOCATIONAL START-UP GRANTS AND AID. There is  
30    hereby appropriated, to the Department of Workforce Education, to be payable  
31    from the Department of Workforce Education Public School Fund Account, for  
32    Vocational Start-Up grants and aid by the Department of Workforce Education  
33    for the fiscal year ending June 30, 2010, the following:

34  
35    ITEM FISCAL YEAR  
36    NO. 2009-2010

1 (01) VOCATIONAL START-UP GRANTS & AID \$ 2,370,000

2

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

10 The provisions of this section shall be in effect only from July 1, ~~2007~~  
 11 2009 through June 30, ~~2009~~ 2010.

12

13 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 15 VOCATIONAL START-UP. The funds and appropriations contained herein for  
 16 Vocational Start-Up shall be allocated in accordance with rules and  
 17 regulations established by the State Board of Workforce Education and Career  
 18 Opportunities, after the rules and regulations have undergone a prior review  
 19 by the Administrative Rules and Regulations Subcommittee of the Arkansas  
 20 Legislative Council or Joint Budget Committee.

21 The provisions of this section shall be in effect only from July 1, ~~2007~~  
 22 2009 through June 30, ~~2009~~ 2010.

23

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

33 Further, if the appropriation is not fully funded due to a decrease in the  
 34 official revenue forecast or the available carryover balance of the  
 35 Department of Workforce Education Public School Fund Account, the Department  
 36 of Workforce Education may reduce proportionally the amount made available to

1 eligible entities approved by the State Board of Workforce Education and  
 2 Career Opportunities in order to expand the vocational education and training  
 3 opportunities to area citizens in need of adult educational training or  
 4 retraining due to changing technology.

5 The provisions of this section shall be in effect only from July 1, ~~2007~~  
 6 2009 through June 30, ~~2009~~ 2010.

7

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

26 The provisions of this section shall be in effect only from July 1, ~~2007~~  
 27 2009 through June 30, ~~2009~~ 2010.

28

29 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 31 OF FUNDS – PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall  
 32 establish, upon request from the Department of Workforce Education, a special  
 33 appropriation line item to be used in the acquisition of promotional items.  
 34 When the Department of Workforce Education wishes to transfer monies from its  
 35 operating expenses appropriation to the Promotional Items line, the State  
 36 Board of Workforce Education and Career Opportunities shall approve the

1 request and forward it after receiving prior review and approval by the  
 2 Arkansas Legislative Council or Joint Budget Committee, to the Chief Fiscal  
 3 Officer of the State for processing.

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

20  
 21 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION  
 23 FUNDING RESTRICTION. One position of Surplus Property-~~Inventory Control~~  
 24 ~~Manager~~ Specialist, two positions of Surplus Property Agent, and one position  
 25 of ~~Secretary II~~ Administrative Specialist II authorized in this Act that are  
 26 assigned to the Federal Surplus Property Program are to be paid solely from  
 27 fees generated by the program.

28 The provisions of this section shall be in effect only from July 1, ~~2007~~  
 29 2009 through June 30, ~~2009~~ 2010.

30  
 31 SECTION 27. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 32 by this act shall be limited to the appropriation for such agency and funds  
 33 made available by law for the support of such appropriations; and the  
 34 restrictions of the State Procurement Law, the General Accounting and  
 35 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 36 Procedures and Restrictions Act, or their successors, and other fiscal

1 control laws of this State, where applicable, and regulations promulgated by  
 2 the Department of Finance and Administration, as authorized by law, shall be  
 3 strictly complied with in disbursement of said funds.

4  
 5 SECTION 28. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 6 that any funds disbursed under the authority of the appropriations contained  
 7 in this act shall be in compliance with the stated reasons for which this act  
 8 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 9 and Legislative Recommendations contained in the budget manuals prepared by  
 10 the Department of Finance and Administration, letters, or summarized oral  
 11 testimony in the official minutes of the Arkansas Legislative Council or  
 12 Joint Budget Committee which relate to its passage and adoption.

13  
 14 SECTION 29. EMERGENCY CLAUSE. It is found and determined by the General  
 15 Assembly, that the Constitution of the State of Arkansas prohibits the  
 16 appropriation of funds for more than a one (1) year period; that the  
 17 effectiveness of this Act on July 1, 2009 is essential to the operation of  
 18 the agency for which the appropriations in this Act are provided, and that in  
 19 the event of an extension of the Regular Session, the delay in the effective  
 20 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
 21 proper administration and provision of essential governmental programs.  
 22 Therefore, an emergency is hereby declared to exist and this Act being  
 23 necessary for the immediate preservation of the public peace, health and  
 24 safety shall be in full force and effect from and after July 1, 2009.