

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

HOUSE BILL 1100

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF  
10 EDUCATION - ARKANSAS SCHOOL FOR THE DEAF FOR THE  
11 FISCAL YEAR ENDING JUNE 30, 2018; AND FOR OTHER  
12 PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -  
16 ARKANSAS SCHOOL FOR THE DEAF  
17 APPROPRIATION FOR THE 2017-2018 FISCAL  
18 YEAR.  
19  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REGULAR SALARIES. There is hereby established for the  
25 Department of Education - Arkansas School for the Deaf for the 2017-2018  
26 fiscal year, the following maximum number of regular employees.  
27

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
32	(1) U029U	DEAF SCHOOL SUPERINTENDENT	1	\$99,039
33	(2) L003C	PSYCHOLOGIST	1	GRADE C127
34	(3) E004C	SCHOOL PRINCIPAL	2	GRADE C126
35	(4) D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
36	(5) E017C	ASST PRINCIPAL	1	GRADE C123



1	(6)	A038C	FISCAL SUPPORT MANAGER	1	GRADE C123
2	(7)	P004C	PUBLIC INFORMATION MANAGER	1	GRADE C123
3	(8)	E015C	SPECIAL EDUCATION SUPERVISOR	1	GRADE C123
4	(9)	L027C	REGISTERED NURSE SUPERVISOR	1	GRADE C122
5	(10)	L033C	PSYCHOLOGICAL EXAMINER	1	GRADE C121
6	(11)	L040C	DIETARY SERVICES DIRECTOR	1	GRADE C120
7	(12)	E025C	EDUCATIONAL SPECIALIST	3	GRADE C120
8	(13)	L038C	REGISTERED NURSE	1	GRADE C120
9	(14)	L045C	AUDIOLOGIST	1	GRADE C119
10	(15)	S008C	CAMPUS MAINTENANCE SUPERVISOR	1	GRADE C119
11	(16)	E036C	CERTIFIED MASTERS DEGREE LIBRARIAN	1	GRADE C119
12	(17)	E035C	CERTIFIED MASTERS TEACHER	35	GRADE C119
13	(18)	E032C	EDUCATION COUNSELOR	2	GRADE C119
14	(19)	G147C	GRANTS COORDINATOR	1	GRADE C119
15	(20)	M020C	LICENSED PROFESSIONAL COUNSELOR	1	GRADE C119
16	(21)	L042C	SCHOOL SPEECH PATHOLOGIST	4	GRADE C119
17	(22)	E029C	SIGN LANGUAGE COORDINATOR	1	GRADE C119
18	(23)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
19	(24)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
20	(25)	M024C	RESIDENTIAL SERVICES MANAGER	1	GRADE C118
21	(26)	A082C	ACCOUNTANT II	1	GRADE C117
22	(27)	D071C	COMPUTER SUPPORT ANALYST	2	GRADE C117
23	(28)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
24	(29)	S031C	SKILLED TRADESMAN	2	GRADE C115
25	(30)	S038C	TRANSIT OPERATIONS SUPERVISOR	1	GRADE C115
26	(31)	M064C	RESIDENTIAL ACTIVITIES SUPERVISOR	3	GRADE C114
27	(32)	V018C	WAREHOUSE MANAGER	1	GRADE C114
28	(33)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
29	(34)	S047C	LANDSCAPE SUPERVISOR	1	GRADE C113
30	(35)	L069C	LICENSED PRACTICAL NURSE	1	GRADE C113
31	(36)	S046C	MAINTENANCE TECHNICIAN	3	GRADE C113
32	(37)	C056C	ADMINISTRATIVE SPECIALIST III	2	GRADE C112
33	(38)	A098C	FISCAL SUPPORT SPECIALIST	2	GRADE C112
34	(39)	C053C	MEDICAL RECORDS TECHNICIAN	1	GRADE C112
35	(40)	C058C	EDUCATION PARAPROFESSIONAL	13	GRADE C111
36	(41)	M074C	RESIDENTIAL ADVISOR	27	GRADE C111

1	(42)	S057C	LANDSCAPE SPECIALIST	1	GRADE C110
2	(43)	C073C	ADMINISTRATIVE SPECIALIST II	6	GRADE C109
3	(44)	C069C	LIBRARY TECHNICIAN	1	GRADE C109
4	(45)	M082C	RECREATIONAL ACTIVITY LEADER I	1	GRADE C109
5	(46)	S068C	FOOD PREPARATION COORDINATOR	4	GRADE C108
6	(47)	V027C	INVENTORY CONTROL TECHNICIAN	1	GRADE C108
7	(48)	S065C	MAINTENANCE ASSISTANT	6	GRADE C108
8	(49)	S086C	COOK	12	GRADE C104
9	(50)	S087C	INSTITUTIONAL SERVICES ASSISTANT	<u>1</u>	GRADE C103
10			MAX. NO. OF EMPLOYEES	161	

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12 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department  
 13 of Education - Arkansas School for the Deaf for the 2017-2018 fiscal year,  
 14 the following maximum number of part-time or temporary employees, to be known  
 15 as "Extra Help", payable from funds appropriated herein for such purposes:  
 16 fifty-five (55) temporary or part-time employees, when needed, at rates of  
 17 pay not to exceed those provided in the Uniform Classification and  
 18 Compensation Act, or its successor, or this act for the appropriate  
 19 classification.

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21 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby  
 22 appropriated, to the Department of Education - Arkansas School for the Deaf,  
 23 to be payable from the School for the Deaf Fund Account, for personal  
 24 services and operating expenses of the Department of Education - Arkansas  
 25 School for the Deaf - State Operations for the fiscal year ending June 30,  
 26 2018, the following:

27

28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2017-2018</u>
30	(01) REGULAR SALARIES	\$5,744,226
31	(02) EXTRA HELP	99,325
32	(03) PERSONAL SERVICES MATCHING	2,165,413
33	(04) OVERTIME	25,000
34	(05) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	1,431,262
36	(B) CONF. & TRAVEL	21,500

1	(C) PROF. FEES	50,000
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	0
4	(06) SPECIAL MAINTENANCE	340,000
5	(07) VOCATIONAL WORKSTUDY	7,500
6	(08) SCPI/ASL	285,000
7	(09) MISCELLANEOUS ACTIVITIES	<u>70,000</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$10,239,226</u></u>

9

10 SECTION 4. APPROPRIATION - FEDERAL OPERATIONS. There is hereby

11 appropriated, to the Department of Education - Arkansas School for the Deaf,

12 to be payable from the federal funds as designated by the Chief Fiscal

13 Officer of the State, for personal services and operating expenses of the

14 Department of Education - Arkansas School for the Deaf - Federal Operations

15 for the fiscal year ending June 30, 2018, the following:

16		
17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2017-2018</u>
19	(01) REGULAR SALARIES	\$48,853
20	(02) EXTRA HELP	9,000
21	(03) PERSONAL SERVICES MATCHING	22,410
22	(04) MAINT. & GEN. OPERATION	
23	(A) OPER. EXPENSE	231,444
24	(B) CONF. & TRAVEL	62,111
25	(C) PROF. FEES	286,200
26	(D) CAP. OUTLAY	0
27	(E) DATA PROC.	<u>0</u>
28	TOTAL AMOUNT APPROPRIATED	<u><u>\$660,018</u></u>

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30 SECTION 5. APPROPRIATION - CASH OPERATIONS. There is hereby

31 appropriated, to the Department of Education - Arkansas School for the Deaf,

32 to be payable from cash funds as defined by Arkansas Code 19-4-801 of the

33 Department of Education - Arkansas School for the Deaf, for operating

34 expenses of the Department of Education - Arkansas School for the Deaf - Cash

35 Operations for the fiscal year ending June 30, 2018, the following:

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1 ITEM	FISCAL YEAR
2 NO.	<u>2017-2018</u>
3 (01) MAINT. & GEN. OPERATION	
4 (A) OPER. EXPENSE	\$147,136
5 (B) CONF. & TRAVEL	25,000
6 (C) PROF. FEES	28,000
7 (D) CAP. OUTLAY	0
8 (E) DATA PROC.	0
9 (02) SPECIAL MAINTENANCE	<u>189,864</u>
10 TOTAL AMOUNT APPROPRIATED	<u><u>\$390,000</u></u>

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12 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SUMMER  
 14 SCHOOL EMPLOYEES. Employees who, in addition to working during the regular  
 15 school term, also work during summer months shall be authorized as additional  
 16 compensation an amount not to exceed 1/12 of their annual salary for each  
 17 month or part thereof worked. Such additional compensation shall not be  
 18 construed as exceeding the maximum salary authorized for said employees.  
 19 Payment of additional compensation shall be limited to employees in the  
 20 following classifications:

21 SUMMER SCHOOL POSITIONS	GRADE
22 Certified Bachelor's Teacher	C117
23 Certified Masters Teacher	C119
24 School Speech Pathologist	C119
25 Audiologist	C119
26 Certified Master's Degree Librarian	C119
27 Education Counselor	C119
28 Licensed Professional Counselor	C119
29 Teacher Supervisor	C120
30 Educational Specialist	C120
31 Assistant Principal	C123
32 School Principal	C126

33 The provisions of this section shall be in effect only from July 1, ~~2016~~  
 34 2017 through June 30, ~~2017~~ 2018.

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36 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL  
 2 ALLOWANCE. The Arkansas Schools for the Deaf ~~and Blind~~ may make special  
 3 allowances available to any employee who performs one of the following duties  
 4 in addition to their normal duties:

- 5 1) Teaching adult education classes, parent training, student tutorial
- 6 services on weekends or evenings
- 7 2) Coaching one or more sports
- 8 3) Sponsoring a club or organization that involves additional hours
- 9 outside of the normal working day
- 10 4) Interpretive Services

11 Compensation for additional duties may not exceed \$3,500 per school term  
 12 for any one employee during each fiscal year. Such additional compensation  
 13 shall not be construed as exceeding the maximum salary authorized for said  
 14 employee.

15 The provisions of this section shall be in effect only from July 1, ~~2016~~  
 16 2017 through June 30, ~~2017~~ 2018.

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 18 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 20 ADDITIONAL SALARY/COMPENSATION PROVISION. No employee drawing a salary or  
 21 other form of compensation from the Arkansas Schools for the Deaf or Blind  
 22 shall be paid an additional salary or receive additional compensation, other  
 23 than reimbursement for actual expenses, from that agency, nor from any other  
 24 agency or institution of higher education, except from the Superintendent's  
 25 written certification to and approval by the Chief Fiscal Officer of the  
 26 State that the work performed by the employee for the other position does not  
 27 interfere with the proper and required performance of the employee's primary  
 28 duties, and that the combined salary payments from both positions will not  
 29 exceed the maximum annual salary for whichever of the two positions has the  
 30 higher authorized maximum annual salary.

31 Any employee knowingly violating the provisions of this section shall be  
 32 subject to immediate termination and shall be barred from employment by any  
 33 agency or institution of the State of Arkansas for a period of not less than  
 34 three (3) years or until such employee shall repay to the State of Arkansas  
 35 any sums received by such employee in violation of this section, together  
 36 with interest at a rate of ten percent (10%) per annum.

1 The provisions of this section shall be in effect only from July 1, ~~2016~~  
2 2017 through June 30, ~~2017~~ 2018.

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4 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHIFT  
6 DIFFERENTIAL. For Arkansas School for the Deaf, shift work must begin not  
7 earlier than 2:00 p.m. and end no later than 8:00 a.m. the following day.

8 The provisions of this section shall be in effect only from July 1, ~~2016~~  
9 2017 through June 30, ~~2017~~ 2018.

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11 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CERTIFIED  
13 MASTERS OR BACHELOR TEACHERS ENTERING STATE SERVICE. Upon the  
14 superintendent's certification to the State Personnel Administrator of prior  
15 service at an educational institution and with the approval of the Chief  
16 Fiscal Officer of the State, the salary of teachers entering state service as  
17 teachers may be adjusted to a rate of pay closest to but not less than the  
18 annual salary they would have received from their previous employer,  
19 effective upon employment at ASD.

20 The provisions of this section shall be in effect only from July 1, ~~2016~~  
21 2017 through June 30, ~~2017~~ 2018.

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23 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
25 PROVISION. Upon approval from the Chief Fiscal Officer of the State, the  
26 Arkansas School for the Deaf shall transfer appropriation from the  
27 Miscellaneous Activities line item in the State Operations Appropriation of  
28 this Act, to the Regular Salaries, Extra Help, Personal Service Matching,  
29 Overtime, and Maintenance and General Operations line items also in the State  
30 Operations Appropriation, to compensate staff who work during the summer  
31 months on summer projects and to cover other expenses of summer project  
32 activities. The Miscellaneous Activities line item may also be used for the  
33 annual cost related to the payment of contracted interpreter services,  
34 compensation of eligible staff for shift differential pay, and compensation  
35 of employees for performance of duties assigned as referenced in the Special  
36 Allowance Special Language of this Act. Such additional compensation shall

1 not be construed as exceeding the maximum salary authorized for said  
 2 employees.

3 The provisions of this section shall be in effect only from July 1, ~~2016~~  
 4 2017 through June 30, ~~2017~~ 2018.

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6 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TEACHER  
 8 SALARY INCREASE. In the event that an act is enacted in which the public  
 9 schools receive funds from the General Assembly to raise the salaries of  
 10 teachers employed in the public school districts, the Arkansas School for the  
 11 Deaf ~~and the Arkansas School for the Blind~~ shall be included.

12 The provisions of this section shall be in effect only from July 1, ~~2016~~  
 13 2017 through June 30, ~~2017~~ 2018.

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15 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL  
 17 RATES OF PAY. Due to the need to meet the minimum compensation schedule as  
 18 established by Act 74 of the 2nd Extraordinary Session of the 84th General  
 19 Assembly, or its successor, for public school teachers, counselors, and  
 20 librarians and other education professionals as listed in subsection (a)  
 21 below, the Arkansas School for the Deaf is authorized to adjust current or  
 22 new employees to at least the minimum level of compensation for public school  
 23 employees.

24 For current or new employees in the positions listed in subsection (a)  
 25 below, the Arkansas School for the Deaf may implement salary adjustments to  
 26 maintain equity between their teacher salaries and those of Central Arkansas  
 27 Public School Systems only after a plan for determining and implementing  
 28 those adjustments has been reviewed by the Office of Personnel Management and  
 29 by the Personnel Committee of the Arkansas Legislative Council and approved  
 30 by the Chief Fiscal Officer of the State.

31 For purposes of implementing the plan, the Arkansas School for the Deaf is  
 32 authorized special rates of pay up to the maximum of the assigned grade for  
 33 classifications listed in subsection (a) below.

(a) TITLE	GRADE
Certified Bachelors Teacher	C117
Certified Masters Teacher	C119

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1	Certified Masters Degree Librarian	C119
2	Education Counselor	C119
3	School Speech Pathologist	C119
4	Teacher Supervisor	C120
5	Educational Specialist	C120
6	Assistant Principal	C123
7	School Principal	C126

8 Funding for the minimum compensation provided for in this section that is  
 9 supported in whole or in part from general revenues, shall, if required, be  
 10 provided by a transfer from the Merit Adjustment Fund to the proper fund or  
 11 fund account and in such amounts as determined by the Chief Fiscal Officer of  
 12 the State. The Arkansas School for the Deaf shall, in addition to the funds  
 13 provided in this Act for Annual Career Service Recognition Payments from the  
 14 Merit Adjustment Fund, make available any funding generated from agency  
 15 salary savings for such purposes from the funds or fund accounts as provided  
 16 by law.

17 The provisions of this section shall be in effect only from July 1, ~~2016~~  
 18 2017 through June 30, ~~2017~~ 2018.

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 20 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 21 authorized by this act shall be limited to the appropriation for such agency  
 22 and funds made available by law for the support of such appropriations; and  
 23 the restrictions of the State Procurement Law, the General Accounting and  
 24 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 25 Procedures and Restrictions Act, or their successors, and other fiscal  
 26 control laws of this State, where applicable, and regulations promulgated by  
 27 the Department of Finance and Administration, as authorized by law, shall be  
 28 strictly complied with in disbursement of said funds.

29  
 30 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General  
 31 Assembly that any funds disbursed under the authority of the appropriations  
 32 contained in this act shall be in compliance with the stated reasons for  
 33 which this act was adopted, as evidenced by the Agency Requests, Executive  
 34 Recommendations and Legislative Recommendations contained in the budget  
 35 manuals prepared by the Department of Finance and Administration, letters, or  
 36 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

2  
3 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the  
4 General Assembly, that the Constitution of the State of Arkansas prohibits  
5 the appropriation of funds for more than a one (1) year period; that the  
6 effectiveness of this Act on July 1, 2017 is essential to the operation of  
7 the agency for which the appropriations in this Act are provided, and that in  
8 the event of an extension of the legislative session, the delay in the  
9 effective date of this Act beyond July 1, 2017 could work irreparable harm  
10 upon the proper administration and provision of essential governmental  
11 programs. Therefore, an emergency is hereby declared to exist and this Act  
12 being necessary for the immediate preservation of the public peace, health  
13 and safety shall be in full force and effect from and after July 1, 2017.