

1 State of Arkansas *As Engrossed: H3/27/17 H3/30/17*

2 91st General Assembly

A Bill

3 Regular Session, 2017

HOUSE BILL 1119

4

5 By: Joint Budget Committee

6

7

For An Act To Be Entitled

8

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES

9

AND OPERATING EXPENSES AND FOR GRANTS AND AID TO

10

LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS FOR THE

11

DEPARTMENT OF CAREER EDUCATION FOR THE FISCAL YEAR

12

ENDING JUNE 30, 2018; AND FOR OTHER PURPOSES.

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14

15

Subtitle

16

AN ACT FOR THE DEPARTMENT OF CAREER

17

EDUCATION APPROPRIATION FOR THE 2017-2018

18

FISCAL YEAR.

19

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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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23

SECTION 1. REGULAR SALARIES. There is hereby established for the Department of Career Education for the 2017-2018 fiscal year, the following maximum number of regular employees.

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25

26

27

Maximum Annual

28

Maximum

Salary Rate

29

Item Class

No. of

Fiscal Year

30

No. Code Title

Employees

2017-2018

31

(1) U061U ACE DIRECTOR

1

\$154,997

32

(2) U077U ACE DEPUTY DIRECTOR CAREER & TECH ED

1

\$112,747

33

(3) U065U ACE DEPUTY DIRECTOR

1

\$112,746

34

(4) E005N DIR OF OFFICE OF SKILLS DEVELOPMENT

1

GRADE N910

35

(5) G010C ACE DIVISION MANAGER

5

GRADE C128

36

(6) A031C ASSISTANT CONTROLLER

1

GRADE C124



1	(7)	E061C	ACE PROGRAM COORDINATOR	15	GRADE C123
2	(8)	A038C	FISCAL SUPPORT MANAGER	1	GRADE C123
3	(9)	E062C	ACE PROGRAM ADVISOR	30	GRADE C122
4	(10)	A044C	AUDIT COORDINATOR	1	GRADE C122
5	(11)	R014C	PERSONNEL MANAGER	1	GRADE C121
6	(12)	V007C	PROCUREMENT COORDINATOR	1	GRADE C119
7	(13)	A060C	SENIOR AUDITOR	3	GRADE C119
8	(14)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
9	(15)	A074C	FISCAL SUPPORT SUPERVISOR	1	GRADE C118
10	(16)	R025C	HUMAN RESOURCES ANALYST	1	GRADE C117
11	(17)	C037C	ADMINISTRATIVE ANALYST	2	GRADE C115
12	(18)	A091C	FISCAL SUPPORT ANALYST	1	GRADE C115
13	(19)	R036C	HUMAN RESOURCES SPECIALIST	1	GRADE C113
14	(20)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
15	(21)	C056C	ADMINISTRATIVE SPECIALIST III	7	GRADE C112
16	(22)	A098C	FISCAL SUPPORT SPECIALIST	3	GRADE C112
17	(23)	S050C	MAINTENANCE SPECIALIST	1	GRADE C112
18	(24)	C073C	ADMINISTRATIVE SPECIALIST II	<u>11</u>	GRADE C109
19			MAX. NO. OF EMPLOYEES	92	

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21 SECTION 2. EXTRA HELP - VOCATIONAL, TECHNICAL, AND ADULT EDUCATION.

22 There is hereby authorized, for the Department of Career Education -
 23 Vocational, Technical, and Adult Education for the 2017-2018 fiscal year, the
 24 following maximum number of part-time or temporary employees, to be known as
 25 "Extra Help", payable from funds appropriated herein for such purposes:
 26 sixty-nine (69) temporary or part-time employees, when needed, at rates of
 27 pay not to exceed those provided in the Uniform Classification and
 28 Compensation Act, or its successor, or this act for the appropriate
 29 classification.

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31 SECTION 3. APPROPRIATION - VOCATIONAL, TECHNICAL AND ADULT EDUCATION.

32 There is hereby appropriated, to the Department of Career Education, to be
 33 payable from the Department of Career Education Fund Account, for personal
 34 services and operating expenses of the Department of Career Education -
 35 Vocational, Technical and Adult Education for the fiscal year ending June 30,
 36 2018, the following:

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2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2017-2018</u>
4	(01) REGULAR SALARIES	\$3,095,475
5	(02) EXTRA HELP	13,923
6	(03) PERSONAL SERVICES MATCHING	962,653
7	(04) MAINT. & GEN. OPERATION	
8	(A) OPER. EXPENSE	979,873
9	(B) CONF. & TRAVEL	36,251
10	(C) PROF. FEES	0
11	(D) CAP. OUTLAY	0
12	(E) DATA PROC.	0
13	(05) APPRENTICESHIP PROGRAM	1,611,456
14	(06) MOTOR VEHICLE EDUCATION PROGRAM	<u>2,500</u>
15	TOTAL AMOUNT APPROPRIATED	<u><u>\$6,702,131</u></u>

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17 SECTION 4. APPROPRIATION - ADULT BASIC EDUCATION. There is hereby
 18 appropriated, to the Department of Career Education, to be payable from the
 19 Department of Career Education Fund Account, for personal services and
 20 operating expenses of the Department of Career Education - Adult Basic
 21 Education for the fiscal year ending June 30, 2018, the following:

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23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2017-2018</u>
25	(01) REGULAR SALARIES	\$396,812
26	(02) PERSONAL SERVICES MATCHING	129,848
27	(03) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	24,507
29	(B) CONF. & TRAVEL	0
30	(C) PROF. FEES	0
31	(D) CAP. OUTLAY	0
32	(E) DATA PROC.	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u><u>\$551,167</u></u>

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35 SECTION 5. APPROPRIATION - HIGH-TECH SCHOLARSHIP AWARD PROGRAM. There
 36 is hereby appropriated, to the Department of Career Education, to be payable

1 from the Department of Career Education Fund Account, for scholarships of the
 2 Department of Career Education - High-Tech Scholarship Award Program for the
 3 fiscal year ending June 30, 2018, the following:

4

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2017-2018</u>
7 (01) SCHOLARSHIPS	<u>\$10,000</u>

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9 SECTION 6. EXTRA HELP - FEDERAL VOCATIONAL, TECHNICAL AND ADULT
 10 EDUCATION. There is hereby authorized, for the Department of Career
 11 Education - Federal Vocational, Technical and Adult Education for the 2017-
 12 2018 fiscal year, the following maximum number of part-time or temporary
 13 employees, to be known as "Extra Help", payable from funds appropriated
 14 herein for such purposes: four (4) temporary or part-time employees, when
 15 needed, at rates of pay not to exceed those provided in the Uniform
 16 Classification and Compensation Act, or its successor, or this act for the
 17 appropriate classification.

18

19 SECTION 7. APPROPRIATION - FEDERAL VOCATIONAL, TECHNICAL AND ADULT
 20 EDUCATION. There is hereby appropriated, to the Department of Career
 21 Education, to be payable from the federal funds as designated by the Chief
 22 Fiscal Officer of the State, for personal services, operating expenses and
 23 grants by the Department of Career Education - Federal Vocational, Technical
 24 and Adult Education for the fiscal year ending June 30, 2018, the following:

25

26 ITEM	FISCAL YEAR
27 <u>NO.</u>	<u>2017-2018</u>
28 (01) REGULAR SALARIES	\$607,147
29 (02) EXTRA HELP	13,923
30 (03) PERSONAL SERVICES MATCHING	208,488
31 (04) MAINT. & GEN. OPERATION	
32 (A) OPER. EXPENSE	666,755
33 (B) CONF. & TRAVEL	46,175
34 (C) PROF. FEES	100,000
35 (D) CAP. OUTLAY	0
36 (E) DATA PROC.	0

1	(05) VOCATIONAL EDUCATION GRANTS	<u>14,240,680</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$15,883,168</u></u>

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4 SECTION 8. APPROPRIATION - FEDERAL ADULT BASIC EDUCATION. There is
 5 hereby appropriated, to the Department of Career Education, to be payable
 6 from the federal funds as designated by the Chief Fiscal Officer of the
 7 State, for personal services, operating expenses, and grants by the
 8 Department of Career Education - Federal Adult Basic Education for the fiscal
 9 year ending June 30, 2018, the following:

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11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2017-2018</u>
13	(01) REGULAR SALARIES	\$149,596
14	(02) PERSONAL SERVICES MATCHING	41,743
15	(03) MAINT. & GEN. OPERATION	
16	(A) OPER. EXPENSE	77,467
17	(B) CONF. & TRAVEL	25,200
18	(C) PROF. FEES	9,000
19	(D) CAP. OUTLAY	0
20	(E) DATA PROC.	0
21	(04) ADULT BASIC EDUCATION GRANTS	<u>7,990,160</u>
22	TOTAL AMOUNT APPROPRIATED	<u><u>\$8,293,166</u></u>

23

24 SECTION 9. APPROPRIATION - FEDERAL VETERANS APPROVING AGENCY. There is
 25 hereby appropriated, to the Department of Career Education, to be payable
 26 from the federal funds as designated by the Chief Fiscal Officer of the
 27 State, for personal services and operating expenses of the Department of
 28 Career Education - Federal Veterans Approving Agency for the fiscal year
 29 ending June 30, 2018, the following:

30

31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2017-2018</u>
33	(01) REGULAR SALARIES	\$184,846
34	(02) PERSONAL SERVICES MATCHING	60,289
35	(03) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	53,546

1	(B) CONF. & TRAVEL	9,623
2	(C) PROF. FEES	600
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u><u>\$308,904</u></u>

6

7 SECTION 10. APPROPRIATION - FEDERAL EQUIPMENT AND TRAINING. There is
 8 hereby appropriated, to the Department of Career Education, to be payable
 9 from the federal funds as designated by the Chief Fiscal Officer of the
 10 State, for operating expenses of the Department of Career Education - Federal
 11 Equipment and Training for the fiscal year ending June 30, 2018, the
 12 following:

13

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2017-2018</u>

16 (01) MAINT. & GEN. OPERATION

17 (A) OPER. EXPENSE \$14,800

18 (B) CONF. & TRAVEL 0

19 (C) PROF. FEES 0

20 (D) CAP. OUTLAY 0

21 (E) DATA PROC. 022 TOTAL AMOUNT APPROPRIATED \$14,800

23

24 SECTION 11. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING

25 PROGRAM. There is hereby appropriated, to the Department of Career
 26 Education, to be payable from the Arkansas Construction Industry Craft
 27 Training Trust Fund, for personal services, operating expenses, and grants by
 28 the Department of Career Education - Construction Industry Craft Training
 29 Program for the fiscal year ending June 30, 2018, the following:

30

31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2017-2018</u>

33 (01) REGULAR SALARIES \$50,463

34 (02) PERSONAL SERVICES MATCHING 15,995

35 (03) MAINT. & GEN. OPERATION

36 (A) OPER. EXPENSE 12,000

1	(B) CONF. & TRAVEL	7,500
2	(C) PROF. FEES	0
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	0
5	(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT	
6	TRAINING PROGRAM	<u>800,000</u>
7	TOTAL AMOUNT APPROPRIATED	<u><u>\$885,958</u></u>

8

9 SECTION 12. APPROPRIATION - ALTERNATIVE RETIREMENT PROGRAM - CASH.

10 There is hereby appropriated, to the Department of Career Education, to be
 11 payable from cash funds as defined by Arkansas Code 19-4-801 of the
 12 Department of Career Education, for personal services and operating expenses
 13 of the Department of Career Education - Alternative Retirement Program - Cash
 14 for the fiscal year ending June 30, 2018, the following:

15

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2017-2018</u>
18	(01) PERSONAL SERVICES MATCHING	\$110,220
19	(02) MAINT. & GEN. OPERATION	
20	(A) OPER. EXPENSE	12,300
21	(B) CONF. & TRAVEL	0
22	(C) PROF. FEES	0
23	(D) CAP. OUTLAY	0
24	(E) DATA PROC.	<u>0</u>
25	TOTAL AMOUNT APPROPRIATED	<u><u>\$122,520</u></u>

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27 SECTION 13. APPROPRIATION - HOUSING CONSTRUCTION PROGRAM. There is
 28 hereby appropriated, to the Department of Career Education, to be payable
 29 from the Building Trades Revolving Fund, for loans to Secondary Area
 30 Technical Centers or other eligible entities, for the purchase of building
 31 materials, supplies, and fixtures to be used in the construction of a single
 32 family dwelling unit or other non-residential building project through the
 33 Housing Construction Program of the Department of Career Education for the
 34 fiscal year ending June 30, 2018, the following:

35

36	ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2017-2018</u>
2	(01) LOANS	<u>\$329,613</u>

3

4 SECTION 14. APPROPRIATION - LAW ENFORCEMENT SAFETY OFFICE - CASH.

5 There is hereby appropriated, to the Department of Career Education, to be
 6 payable from the cash fund deposited in the State Treasury as determined by
 7 the Chief Fiscal Officer of the State, for operating expenses of the
 8 Department of Career Education - Law Enforcement Safety Office - Cash for the
 9 fiscal year ending June 30, 2018, the following:

10

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2017-2018</u>
13	(01) LAW ENFORCEMENT SAFETY PROGRAM	<u>\$75,000</u>

14

15 SECTION 15. APPROPRIATION - GOVERNOR'S COMMISSION ON ADULT LITERACY.

16 There is hereby appropriated, to the Department of Career Education, to be
 17 payable from the Department of Career Education Public School Fund Account,
 18 for personal services, operating expenses, and grants by the Department of
 19 Career Education - Governor's Commission on Adult Literacy for the fiscal
 20 year ending June 30, 2018, the following:

21

22	ITEM	FISCAL YEAR
23	<u>NO.</u>	<u>2017-2018</u>
24	(01) REGULAR SALARIES	\$27,499
25	(02) PERSONAL SERVICES MATCHING	8,488
26	(03) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	52,242
28	(B) CONF. & TRAVEL	6,005
29	(C) PROF. FEES	0
30	(D) CAP. OUTLAY	0
31	(E) DATA PROC.	0
32	(04) GRANTS TO LITERACY COUNCILS	<u>675,000</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$769,234</u>

34

35 SECTION 16. APPROPRIATION - ADULT BASIC AND GENERAL EDUCATION. There
 36 is hereby appropriated, to the Department of Career Education, to be payable

1 from the Department of Career Education Public School Fund Account, for Adult
2 Basic and General Adult Education grants and aid by the Department of Career
3 Education for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) ADULT BASIC & GENERAL ADULT EDUCATION	<u>\$19,860,569</u>

9 SECTION 17. APPROPRIATION - COORDINATED CAREER EDUCATION SERVICES.

10 There is hereby appropriated, to the Department of Career Education, to be
11 payable from the Department of Career Education Public School Fund Account,
12 for Coordinated Career Education Services - Special Needs Students Program
13 grants and aid by the Department of Career Education for the fiscal year
14 ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) COORDINATED CAREER EDUCATION SERVICES-SPECIAL NEEDS STUDENTS PROGRAM GRANTS & AID	<u>\$1,119,433</u>

22 SECTION 18. APPROPRIATION - VOCATIONAL CENTER AID. There is hereby
23 appropriated, to the Department of Career Education, to be payable from the
24 Department of Career Education Public School Fund Account, for Vocational
25 Center grants and aid by the Department of Career Education - Vocational
26 Center Aid for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) VOCATIONAL CENTER GRANTS AND AID	<u>\$20,436,383</u>

32 SECTION 19. APPROPRIATION - VOCATIONAL START-UP GRANTS AND AID. There
33 is hereby appropriated, to the Department of Career Education, to be payable
34 from the Department of Career Education Public School Fund Account, for
35 Vocational Start-Up grants and aid by the Department of Career Education for
36 the fiscal year ending June 30, 2018, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) VOCATIONAL START-UP GRANTS AND AID	<u>\$2,370,000</u>

SECTION 20. APPROPRIATION - GED TESTING. There is hereby appropriated, to the Department of Career Education, to be payable from the Department of Career Education Public School Fund Account, for the cost of individuals taking the General Educational Development (GED) test and official practice test for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) GED TEST COSTS	<u>\$788,326</u>

SECTION 21. APPROPRIATION - CAREER COACHES PROGRAM. There is hereby appropriated, to the Department of Career Education, to be payable from the Department of Career Education Public School Fund Account, for Career Coaches grants and aid by the Department of Career Education - Career Coaches Program for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) REGULAR SALARIES	\$31,035
(02) PERSONAL SERVICES MATCHING	11,777
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	7,000
(B) CONF. & TRAVEL	8,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) CAREER COACHES GRANTS AND AID	<u>800,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$857,812</u>

SECTION 22. APPROPRIATION - OFFICE OF SKILLS DEVELOPMENT. There is hereby appropriated, to the Department of Career Education, to be payable

1 from the Skills Development Fund, for personal services, operating expenses
 2 and grants by the Department of Career Education - Office of Skills
 3 Development for the fiscal year ending June 30, 2018, the following:

4

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2017-2018</u>
7 (01) REGULAR SALARIES	\$80,424
8 (02) PERSONAL SERVICES MATCHING	27,539
9 (03) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	165,000
11 (B) CONF. & TRAVEL	10,000
12 (C) PROF. FEES	0
13 (D) CAP. OUTLAY	0
14 (E) DATA PROC.	0
15 (04) WORKFORCE DEVELOPMENT GRANTS	4,500,000
16 (05) INDUSTRY TRAINING PROGRAM	15,000,000
17 (06) WORKFORCE IMPROVEMENT GRANTS	3,500,000
18 (07) CAREER COACHES EXPENSES	2,947,542
19 (08) INDUSTRY CERTIFICATION TESTING	<u>100,000</u>
20 TOTAL AMOUNT APPROPRIATED	<u><u>\$26,330,505</u></u>

21

22 *SECTION 23. APPROPRIATION. LEGISLATIVE TASK FORCE ON WORKFORCE*
 23 *EDUCATION EXCELLENCE. There is hereby appropriated, to the Department of*
 24 *Career Education, to be payable from the Department of Career Education Fund*
 25 *Account, for task force expenses and reimbursements for non-legislative task*
 26 *force members as provided under § 25-16-902 by the Department of Career*
 27 *Education for the fiscal year ending June 30, 2018, the following:*

28

29 Item	FISCAL YEAR
30 <u>No</u>	<u>2017-2018</u>
31 (01) LEGISLATIVE TASK FORCE ON WORKFORCE EDUCATION	
32 EXCELLENCE EXPENSES AND REIMBURSEMENTS	<u><u>\$100,000</u></u>

33

34 *SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE*
 35 *ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.*
 36 *FUNDING TRANSFER. The Department of Career Education shall transfer from*

1 time to time as needed and at the discretion of the Director, an amount not
2 to exceed \$100,000 annually from the Skills Development Fund to the
3 Department of Career Education Fund Account to provide for the expenses and
4 reimbursement costs for non-legislative task force members of the Legislative
5 Task Force on Workforce Education Excellence as provided under § 25-16-902
6 and as appropriated in this Act.

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

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10
11 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL
13 MATCHING. The funds appropriated in Sections for Adult Basic and General
14 Adult Education, Coordinated Career Education Services, Vocational Center Aid
15 and Vocational Start-up Grants and Aid of this Act may also be used to match
16 any available federal funds from any agency in order to provide the maximum
17 amount of money possible for the purposes enumerated in such Section.

18 The provisions of this section shall be in effect only from July 1, ~~2016~~
19 2017 through June 30, ~~2017~~ 2018.

20
21 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
23 VOCATIONAL START-UP. The funds and appropriations contained herein for
24 Vocational Start-Up shall be allocated in accordance with rules established
25 by the Career Education and Workforce Development Board, after the rules have
26 undergone a review and approval by the Arkansas Legislative Council or Joint
27 Budget Committee under § 10-3-309.

28 The provisions of this section shall be in effect only from July 1, ~~2016~~
29 2017 through June 30, ~~2017~~ 2018.

30
31 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADULT
33 EDUCATION DISTRIBUTION. All funds that become available for Adult Education
34 shall be distributed to those administrative units determined to be operating
35 efficient and effective adult education programs, under criteria established
36 by the Career Education and Workforce Development Board. The criteria shall

1 include the relative efficiency of administration of the program in the
2 counties served and achievement of federal performance indicators. The Career
3 Education and Workforce Development Board shall promulgate rules and
4 regulations for the distribution of funds in accordance with criteria to be
5 determined by the Board. In the distribution of funds to local units the
6 Board shall consider performance in meeting state and federal performance
7 indicators. Unallocated funds will be redistributed based upon need as
8 determined by the Career Education and Workforce Development Board.

9 The provisions of this section shall be in effect only from July 1, ~~2016~~
10 2017 through June 30, ~~2017~~ 2018.

11
12 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
14 OF FUNDS – PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall
15 establish, upon request from the Department of Career Education, a special
16 appropriation line item to be used in the acquisition of promotional items.
17 When the Department of Career Education wishes to transfer monies from its
18 operating expenses appropriation to the Promotional Items line, the Career
19 Education and Workforce Development Board shall approve the request and
20 forward it after receiving prior review and approval by the Arkansas
21 Legislative Council or Joint Budget Committee, to the Chief Fiscal Officer of
22 the State for processing.

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

1 Committee is ruled unconstitutional by a court of competent jurisdiction,
2 this entire section is void.

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

5

6 *SECTION 29. Uncodified Section 2 of Act 636 of 2017 is amended to add*
7 *an additional subsection to read as follows:*

8 *(f) Employees covered under Act 2017, No. 94 § 1 shall not receive a*
9 *salary increase before January 1, 2018, including without limitation salary*
10 *increases associated with the implementation of the new pay plan for state*
11 *employees under §§ 21-5-209 and 21-5-211 regardless of whether an employee is*
12 *below the minimum salary of his or her grade under the new pay plan.*

13

14 *SECTION 30. COMPLIANCE WITH OTHER LAWS.* Disbursement of funds
15 authorized by this act shall be limited to the appropriation for such agency
16 and funds made available by law for the support of such appropriations; and
17 the restrictions of the State Procurement Law, the General Accounting and
18 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
19 Procedures and Restrictions Act, or their successors, and other fiscal
20 control laws of this State, where applicable, and regulations promulgated by
21 the Department of Finance and Administration, as authorized by law, shall be
22 strictly complied with in disbursement of said funds.

23

24 *SECTION 31. LEGISLATIVE INTENT.* It is the intent of the General
25 Assembly that any funds disbursed under the authority of the appropriations
26 contained in this act shall be in compliance with the stated reasons for
27 which this act was adopted, as evidenced by the Agency Requests, Executive
28 Recommendations and Legislative Recommendations contained in the budget
29 manuals prepared by the Department of Finance and Administration, letters, or
30 summarized oral testimony in the official minutes of the Arkansas Legislative
31 Council or Joint Budget Committee which relate to its passage and adoption.

32

33 *SECTION 32. EMERGENCY CLAUSE.* It is found and determined by the
34 *General Assembly, that the Constitution of the State of Arkansas prohibits*
35 *the appropriation of funds for more than a one (1) year period; that the*
36 *effectiveness of this Act on July 1, 2017 is essential to the operation of*

1 the agency for which the appropriations in this Act are provided, and that in
2 the event of an extension of the legislative session, the delay in the
3 effective date of this Act beyond July 1, 2017 could work irreparable harm
4 upon the proper administration and provision of essential governmental
5 programs. Therefore, an emergency is hereby declared to exist and this Act
6 being necessary for the immediate preservation of the public peace, health
7 and safety shall be in full force and effect from and after July 1, 2017.

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9 */s/Joint Budget Committee*

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