

1 State of Arkansas  
2 91st General Assembly  
3 Fiscal Session, 2018  
4

# A Bill

HOUSE BILL 1043

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, 2019; AND FOR OTHER  
12 PURPOSES.  
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## Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -  
16 ARKANSAS SCHOOL FOR THE DEAF  
17 APPROPRIATION FOR THE 2018-2019 FISCAL  
18 YEAR.  
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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 2018-2019  
26 fiscal year, the following maximum number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2018-2019
32	(1) U029U	DEAF SCHOOL SUPERINTENDENT	1	GRADE SE01
33	(2) L003C	PSYCHOLOGIST	1	GRADE MP03
34	(3) L027C	REGISTERED NURSE SUPERVISOR	1	GRADE MP02
35	(4) L045C	AUDIOLOGIST	1	GRADE MP01
36	(5) L038C	REGISTERED NURSE	1	GRADE MP01



1	(6)	L042C SCHOOL SPEECH PATHOLOGIST	4	GRADE MP01
2	(7)	D030C INFORMATION SYSTEMS COORDINATOR	1	GRADE IT07
3	(8)	D071C COMPUTER SUPPORT ANALYST	2	GRADE IT03
4	(9)	E004C SCHOOL PRINCIPAL	2	GRADE GS11
5	(10)	E017C ASST PRINCIPAL	1	GRADE GS10
6	(11)	E036C CERTIFIED MASTERS DEGREE LIBRARIAN	1	GRADE GS09
7	(12)	L040C DIETARY SERVICES DIRECTOR	1	GRADE GS09
8	(13)	E025C EDUCATIONAL SPECIALIST	3	GRADE GS09
9	(14)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
10	(15)	L033C PSYCHOLOGICAL EXAMINER	1	GRADE GS09
11	(16)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
12	(17)	E015C SPECIAL EDUCATION SUPERVISOR	1	GRADE GS09
13	(18)	A082C ACCOUNTANT II	1	GRADE GS08
14	(19)	E035C CERTIFIED MASTERS TEACHER	35	GRADE GS08
15	(20)	M020C LICENSED PROFESSIONAL COUNSELOR	1	GRADE GS08
16	(21)	E029C SIGN LANGUAGE COORDINATOR	1	GRADE GS08
17	(22)	R024C ASSISTANT PERSONNEL MANAGER	1	GRADE GS07
18	(23)	S008C CAMPUS MAINTENANCE SUPERVISOR	1	GRADE GS07
19	(24)	E032C EDUCATION COUNSELOR	2	GRADE GS07
20	(25)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
21	(26)	G147C GRANTS COORDINATOR	1	GRADE GS07
22	(27)	M024C RESIDENTIAL SERVICES MANAGER	1	GRADE GS07
23	(28)	L069C LICENSED PRACTICAL NURSE	1	GRADE GS06
24	(29)	A090C PAYROLL SERVICES SPECIALIST	1	GRADE GS05
25	(30)	M064C RESIDENTIAL ACTIVITIES SUPERVISOR	3	GRADE GS05
26	(31)	S038C TRANSIT OPERATIONS SUPERVISOR	1	GRADE GS05
27	(32)	V018C WAREHOUSE MANAGER	1	GRADE GS05
28	(33)	C056C ADMINISTRATIVE SPECIALIST III	2	GRADE GS04
29	(34)	A098C FISCAL SUPPORT SPECIALIST	2	GRADE GS04
30	(35)	V020C INVENTORY CONTROL MANAGER	1	GRADE GS04
31	(36)	S047C LANDSCAPE SUPERVISOR	1	GRADE GS04
32	(37)	S046C MAINTENANCE TECHNICIAN	3	GRADE GS04
33	(38)	S031C SKILLED TRADESMAN	2	GRADE GS04
34	(39)	C073C ADMINISTRATIVE SPECIALIST II	6	GRADE GS03
35	(40)	C058C EDUCATION PARAPROFESSIONAL	13	GRADE GS03
36	(41)	V027C INVENTORY CONTROL TECHNICIAN	1	GRADE GS03

1	(42)	S057C LANDSCAPE SPECIALIST	1	GRADE GS03
2	(43)	C069C LIBRARY TECHNICIAN	1	GRADE GS03
3	(44)	C053C MEDICAL RECORDS TECHNICIAN	1	GRADE GS03
4	(45)	M074C RESIDENTIAL ADVISOR	27	GRADE GS03
5	(46)	S068C FOOD PREPARATION COORDINATOR	4	GRADE GS02
6	(47)	S086C COOK	12	GRADE GS01
7	(48)	S087C INSTITUTIONAL SERVICES ASSISTANT	1	GRADE GS01
8	(49)	S065C MAINTENANCE ASSISTANT	6	GRADE GS01
9	(50)	M082C RECREATIONAL ACTIVITY LEADER I	<u>1</u>	GRADE GS01
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 2018-2019 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 2019, the following:

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28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2018-2019</u>
30	(01) REGULAR SALARIES	\$5,749,326
31	(02) EXTRA HELP	99,325
32	(03) PERSONAL SERVICES MATCHING	2,166,610
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>\$10,245,523</u></u>

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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, 2019, the following:

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17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2018-2019</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, 2019, the following:

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ITEM NO.	FISCAL YEAR
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$147,136
(B) CONF. & TRAVEL	25,000
(C) PROF. FEES	28,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) SPECIAL MAINTENANCE	<u>189,864</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$390,000</u></u>

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

<u>CLASS CODE</u>	SUMMER SCHOOL POSITIONS	GRADE
<u>E044C</u>	Certified Bachelor's Teacher	<del>E117</del> <u>GS06</u>
<u>E035C</u>	Certified Masters Teacher	<del>E119</del> <u>GS08</u>
<u>L042C</u>	School Speech Pathologist	<del>E119</del> <u>MP01</u>
<u>L045C</u>	Audiologist	<del>E119</del> <u>MP01</u>
<u>E036C</u>	Certified Master's Degree Librarian	<del>E119</del> <u>GS09</u>
<u>E032C</u>	Education Counselor	<del>E119</del> <u>GS07</u>
<u>M020C</u>	Licensed Professional Counselor	<del>E119</del> <u>GS08</u>
<u>E024C</u>	Teacher Supervisor	<del>E120</del> <u>GS09</u>
<u>E025C</u>	Educational Specialist	<del>E120</del> <u>GS09</u>
<u>E017C</u>	Assistant Principal	<del>E123</del> <u>GS10</u>
<u>E004C</u>	School Principal	<del>E126</del> <u>GS11</u>

The provisions of this section shall be in effect only from July 1, ~~2017~~ 2018 through June 30, ~~2018~~ 2019.

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 may make special allowances  
3 available to any employee who performs one of the following duties in  
4 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, ~~2017~~  
16 2018 through June 30, ~~2018~~ 2019.

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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 School for the Deaf shall be  
22 paid an additional salary or receive additional compensation, other than  
23 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, 2017  
2 2018 through June 30, ~~2018~~ 2019.

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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, 2017  
9 2018 through June 30, ~~2018~~ 2019.

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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, 2017  
21 2018 through June 30, ~~2018~~ 2019.

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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, ~~2017~~  
 4 2018 through June 30, ~~2018~~ 2019.

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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 shall be included.

12 The provisions of this section shall be in effect only from July 1, ~~2017~~  
 13 2018 through June 30, ~~2018~~ 2019.

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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.

34	(a) <u>CLASS CODE</u>	TITLE	GRADE
35	<u>E044C</u>	Certified Bachelors Teacher	<del>G117</del> <u>GS06</u>
36	<u>E035C</u>	Certified Masters Teacher	<del>G119</del> <u>GS08</u>



1	<u>E036C</u>	Certified Masters Degree Librarian	<del>G119</del> <u>GS09</u>
2	<u>E032C</u>	Education Counselor	<del>G119</del> <u>GS07</u>
3	<u>L042C</u>	School Speech Pathologist	<del>G119</del> <u>MP01</u>
4	<u>E024C</u>	Teacher Supervisor	<del>G120</del> <u>GS09</u>
5	<u>E025C</u>	Educational Specialist	<del>G120</del> <u>GS09</u>
6	<u>E017C</u>	Assistant Principal	<del>G123</del> <u>GS10</u>
7	<u>E004C</u>	School Principal	<del>G126</del> <u>GS11</u>

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, ~~2017~~  
 18 2018 through June 30, ~~2018~~ 2019.

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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.

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 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.

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SECTION 16. EFFECTIVE DATE. This act is effective on and after July 1, 2018.