

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: S2/25/19

A Bill

SENATE BILL 136

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR GRANTS AND AID TO
9 LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS FOR THE
10 DEPARTMENT OF EDUCATION-PUBLIC SCHOOL FUND FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2020; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION-
16 PUBLIC SCHOOL FUND - GRANTS AND AID TO
17 LOCAL SCHOOL DISTRICTS AND SPECIAL
18 PROGRAMS APPROPRIATION FOR THE 2019-2020
19 FISCAL YEAR.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. APPROPRIATION - GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND
26 SPECIAL PROGRAMS. There is hereby appropriated, to the Department of
27 Education, to be payable from the Department of Education Public School Fund
28 Account, for grants and aid to local school districts and special programs of
29 the Department of Education for the fiscal year ending June 30, 2020, the
30 following:
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ITEM	FISCAL YEAR
NO.	2019-2020
(01) 98% URT ACTUAL COLLECTION ADJUSTMENT	34,500,000
(02) ADDITIONAL PUBLIC SCHOOL EMPLOYEE HEALTH INSURANCE	15,000,000



1	(03)	ADVANCED PLACEMENT INCENTIVE	1,275,000
2	(04)	ALTERNATIVE LEARNING	29,773,362
3	(05)	ARKANSAS EASTER SEALS	193,113
4	(06)	ASSESSMENT/END OF LEVEL TESTING	20,250,189
5	(07)	AT RISK	1,688,530
6	(08)	BETTER CHANCE PROGRAM	\$114,000,000
7	(09)	BONDED DEBT ASSISTANCE	28,455,384
8	(10)	COMPUTER SCIENCE INITIATIVE	2,500,000
9	(11)	CONSOLIDATION INCENTIVE	5,981,400
10	(12)	CONTENT STANDARDS	161,000
11	(13)	CONTENTS STANDARDS CURRICULUM	
12		FRAMEWORKS	50,000
13	(14)	COOP EDUCATION TECH CENTERS	1,200,000
14	(15)	COORDINATED SCHOOL HEALTH	2,000,000
15	(16)	DECLINING ENROLLMENT	13,963,389
16	(17)	DEPT OF CORRECTION	6,454,524
17	(18)	DISTANCE LEARNING	4,760,000
18	(19)	DISTANCE LEARNING OPERATIONS	7,575,000
19	(20)	EARLY CHILDHOOD SPECIAL EDUCATION	16,897,920
20	(21)	ECONOMIC EDUCATION	400,000
21	(22)	EDUCATION SERVICE COOPERATIVES	6,129,270
22	(23)	ENGLISH LANGUAGE LEARNERS	16,681,022
23	(24)	ENHANCED TRANSPORTATION FUNDING	5,000,000
24	(25)	GENERAL FACILITIES FUNDING	8,100,000
25	(26)	GIFTED & TALENTED	1,485,381
26	(27)	GRANTS TO SCHOOL DISTRICTS	67,856
27	(28)	HUMAN DEVELOPMENT CENTER EDUCATION AID	526,150
28	(29)	INTERVENTION BLOCK GRANTS	302,000
29	(30)	ISOLATED FUNDING	7,896,000
30	(31)	LEADERSHIP ACADEMY-MASTER PRINCIPAL	1,400,000
31	(32)	MASTER PRINCIPAL BONUS	175,000
32	(33)	NATIONAL BOARD OF PROF TEACHING	
33		STANDARDS	18,738,000
34	(34)	NATIONAL SCHOOL LUNCH	232,465,557
35	(35)	NON-TRADITIONAL LICENSURE	50,000
36	(36)	NSL MATCHING GRANT PROGRAM	5,300,000

1	(37)	OE CHARTER FAC FUNDING AID PRG	7,575,000
2	(38)	POSITIVE YOUTH DEVELOPMENT GRANTS	5,000,000
3	(39)	PROFESSIONAL DEVELOPMENT FUNDING	29,127,136
4	(40)	PUBLIC SCHOOL EMPLOYEE INSURANCE	57,373,600
5	(41)	R.I.S.E. ARKANSAS	970,000
6	(42)	RESIDENTIAL CENTERS/JUVENILE DETENTION	16,345,087
7	(43)	SCHOOL FACILITY JOINT USE SUPPORT	500,000
8	(44)	SCHOOL FOOD SERVICES	1,650,000
9	(45)	SCHOOL FOOD-LEGISLATIVE AUDIT	75,000
10	(46)	SCHOOL FUNDING CONTINGENCY	25,000,000
11	(47)	SCHOOL RECOGNITION	7,000,000
12	(48)	SCHOOL WORKER DEFENSE	390,000
13	(49)	SERIOUS OFFENDER	1,716,859
14	(50)	SMART START/SMART STEP	10,666,303
15	(51)	SPECIAL EDUCATION SERVICES	2,802,527
16	(52)	SPECIAL EDUCATION-CATASTROPHIC	13,020,000
17	(53)	SPECIAL NEEDS ISOLATED FUNDING	3,000,000
18	(54)	STATE FOUNDATION FUNDING	2,077,683,588
19	(55)	STUDENT GROWTH	37,690,144
20	(56)	SUPPLEMENTAL MILLAGE	10,000,000
21	(57)	SURPLUS COMMODITIES	1,125,065
22	(58)	TEACHER LICENSING/MENTORING	6,065,758
23	(59)	TEACHER OF THE YEAR	100,000
24	(60)	TEACHER RECRUITMENT	2,100,000
25	(61)	TEACHER RETIREMENT MATCHING	11,198,604
26	(62)	TECHNOLOGY GRANTS	3,602,678
27	(63)	TECHNOLOGY IMPROVEMENTS	500,000
28	(64)	WORKER'S COMPENSATION	450,000
29	(65)	YOUTH SHELTERS	<u>165,000</u>
30		TOTAL AMOUNT APPROPRIATED	<u>\$2,944,287,396</u>

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32 SECTION 2. REGULAR SALARIES - ARKANSAS PUBLIC SCHOOL COMPUTER NETWORK.

33 There is hereby established for the Department of Education-Public School
 34 Fund - Arkansas Public School Computer Network for the 2019-2020 fiscal year,
 35 the following maximum number of regular employees.

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Item	Class	Maximum	Maximum Annual
No.	Code Title	No. of	Salary Rate
		Employees	Fiscal Year
			2019-2020
(1)	D105C ADE STATE NETWORK ENGINEER	1	GRADE IT09
(2)	D104C ADE STATE SYSTEMS ADMINISTRATOR	1	GRADE IT08
(3)	D007C INFORMATION SYSTEMS MANAGER	1	GRADE IT08
(4)	D006C SOFTWARE ENGINEER LEAD	1	GRADE IT08
(5)	D042C DATA WAREHOUSE SPECIALIST	1	GRADE IT06
(6)	D038C SENIOR SOFTWARE SUPPORT ANALYST	1	GRADE IT06
(7)	D037C ADE APSCN APPLICATIONS MANAGER	3	GRADE IT05
(8)	D063C COMPUTER SUPPORT SPECIALIST	1	GRADE IT05
(9)	D055C ADE APSCN FIELD ANALYST	25	GRADE IT04
(10)	D079C COMPUTER SUPPORT TECHNICIAN	1	GRADE IT02
(11)	N047N ADE APSCN DIRECTOR	1	GRADE GS15
(12)	G012C ADE ASSISTANT TO DIRECTOR	3	GRADE GS12
(13)	G050C ADE APSCN DIVISION MANAGER	3	GRADE GS10
(14)	A089C ACCOUNTANT I	1	GRADE GS07
(15)	C020C STUDENT APPLICATIONS SPECIALIST	4	GRADE GS06
(16)	D077C HELP DESK SPECIALIST	2	GRADE GS05
(17)	C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
	MAX. NO. OF EMPLOYEES	51	

SECTION 3. APPROPRIATION - ARKANSAS PUBLIC SCHOOL NETWORK. There is hereby appropriated, to the Department of Education, to be payable from the Department of Education Public School Fund Account, for personal services and operating expenses of the Department of Education - Arkansas Public School Computer Network for the fiscal year ending June 30, 2020, the following:

ITEM	FISCAL YEAR
NO.	2019-2020
(01) REGULAR SALARIES	\$2,759,150
(02) PERSONAL SERVICES MATCHING	862,950
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	19,245,839
(B) CONF. & TRAVEL	7,250

1	(C) PROF. FEES	0
2	(D) CAP. OUTLAY	200,000
3	(E) DATA PROC.	0
4	(04) DATA ACCESS IMPLEMENTATION	<u>300,000</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$23,375,189</u>

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 7 SECTION 4. REGULAR SALARIES - OFFICE OF EDUCATION RENEWAL ZONES. There
 8 is hereby established for the Department of Education - Office of Education
 9 Renewal Zones for the 2019-2020 fiscal year, the following maximum number of
 10 regular employees.

11			Maximum Annual
12		Maximum	Salary Rate
13	Item Class	No. of	Fiscal Year
14	No. Code Title	Employees	2019-2020
15	(1) E020C ADE OERZ TECHNICAL ASSIST SPECIALIST	3	GRADE GS08
16	(2) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
17	MAX. NO. OF EMPLOYEES	4	

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 20 SECTION 5. APPROPRIATION - OFFICE OF EDUCATION RENEWAL ZONES. There is
 21 hereby appropriated, to the Department of Education, to be payable from the
 22 Department of Education Public School Fund Account, for personal services,
 23 operating expenses, and grants by the Department of Education - Office of
 24 Education Renewal Zones for the fiscal year ending June 30, 2020, the
 25 following:

26	ITEM	FISCAL YEAR
27	NO.	2019-2020
28	(01) REGULAR SALARIES	\$166,748
29	(02) PERSONAL SERVICES MATCHING	56,778
30	(03) MAINT. & GEN. OPERATION	
31	(A) OPER. EXPENSE	25,000
32	(B) CONF. & TRAVEL	3,000
33	(C) PROF. FEES	0
34	(D) CAP. OUTLAY	0
35	(E) DATA PROC.	0

1	(04) EDUCATIONAL RENEWAL ZONE GRANTS	<u>1,101,150</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,352,676</u></u>

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4 SECTION 6. APPROPRIATION - EDUCATOR COMPENSATION REFORM GRANTS AND AID.

5 There is hereby appropriated, to the Department of Education, to be payable

6 from the Department of Education Public School Fund Account, for grants and

7 aid to provide additional funding to school districts currently below the

8 statutory minimum teacher salary schedule by the Department of Education -

9 Educator Compensation Reform Grants and Aid for the fiscal year ending June

10 30, 2020, the following:

11		
12	ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2019-2020</u>
14	(01) EDUCATOR COMPENSATION REFORM	<u>\$60,000,000</u>

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

17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. R.I.S.E.

18 ARKANSAS - CARRY FORWARD. Any unexpended balance of monies allocated for

19 R.I.S.E. Arkansas remaining on June 30, ~~2019~~ 2020, in the Department of

20 Education Public School Fund Account shall be designated and retained for the

21 R.I.S.E. Arkansas. Any carry forward of unexpected balance of funding as

22 authorized herein, may be carried forward under the following conditions:

23 (1) Prior to June 30, ~~2019~~ 2020 the Agency shall by written statement

24 set forth its reason(s) for the need to carry forward said funding to the

25 Department of Finance and Administration Office of Budget;

26 (2) The Department of Finance and Administration Office of Budget shall

27 report to the Arkansas Legislative Council or Joint Budget Committee all

28 amounts carried forward by the September Arkansas Legislative Council or

29 Joint Budget Committee meeting which report shall include the name of the

30 Agency, Board, Commission or Institution and the amount of the funding

31 carried forward, the program name or line item, the funding source of that

32 appropriation and a copy of the written request set forth in item (1) above;

33 (3) Each Agency, Board, Commission or Institution shall provide a

34 written report to the Arkansas Legislative Council or Joint Budget Committee

35 containing all information set forth in item (2) above, along with a written

36 statement as to the current status of the project, contract, purpose, etc.

1 for which the carry forward was originally requested no later than thirty
2 (30) days prior to the time the Agency, Board, Commission or Institution
3 presents its budget request to the Arkansas Legislative Council/Joint Budget
4 Committee; and

5 (4) Thereupon, the Department of Finance and Administration shall
6 include all information obtained in item (3) above in the budget manuals
7 and/or a statement of non-compliance by the Agency, Board, Commission or
8 Institution.

9 The provisions of this section shall be in effect only from July 1, ~~2018~~
10 2019 through June 30, ~~2019~~ 2020.

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12 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
14 ALLOCATION. The appropriation for the Isolated Funding line item in the
15 Grants and Aid to Local School Districts and Special Programs section of this
16 Act may be fully funded. Any funding and appropriation for Isolated Funding
17 that is not utilized shall be transferred to the appropriation for Special
18 Needs Isolated Funding in the Grants and Aid to Local School Districts and
19 Special Programs section of this Act and shall be used there for fully
20 funding each subsection (c) through (f) of Arkansas Code § 6-20-604 on a pro
21 rata basis until the available funds are exhausted. Pro rata basis is defined
22 as providing each district qualifying for additional funding under
23 subsections (c) through (f) a proportionate share based on how each
24 district's additional funding amount bears to the total additional funding
25 amounts for all qualifying districts. If any funding and appropriation
26 remains after funding each subsection (c) through (f) of Arkansas Code § 6-
27 20-604 the remaining balance shall be used to fund the provisions of Arkansas
28 Code § 6-20-604 (h) on an equal basis until the available funds are
29 exhausted.

30 The provisions of this section shall be in effect only from July 1, ~~2018~~
31 2019 through June 30, ~~2019~~ 2020.

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33 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS TO
35 SCHOOL DISTRICTS. For the purposes of distributing the Grants To School
36 Districts appropriation in the Grants and Aid to Local School Districts and

1 Special Programs section of this Act, "school district" means a school
2 district which contracts with a school district in an adjoining state for the
3 education of some of the pupils within the Arkansas school district because
4 the portion of the school district wherein such pupils live is completely
5 separated from the remainder of the school district by a reservoir covering
6 at least 12,000 acres at normal water level, and where to attend school in
7 their own district, the pupils of said portion would be required to travel or
8 to be transported a distance (measured by the nearest highway or road route)
9 of more than 35 miles round trip and pass through another school district or
10 districts. The Department of Education shall distribute the monies
11 appropriated for Grants to School Districts in the Grants and Aid to Local
12 School Districts and Special Programs section of this Act to such school
13 districts as reimbursement for expenses incurred in educating the pupils
14 residing in the separated portion of the school district. The payments are to
15 be limited to the amount of available appropriation. Such school districts
16 shall file a request for reimbursement with the Department of Education and
17 provide the Department of Education with such documentation as is deemed
18 necessary.

19 The provisions of this section shall be in effect only from July 1, ~~2018~~
20 2019 through June 30, ~~2019~~ 2020.

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22 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
24 EDUCATION SERVICES. The funds appropriated in the line item "Special
25 Education Services" in the Grants and Aid to Local School Districts and
26 Special Programs section of this Act shall be used to provide extended year
27 summer programs for handicapped students in need of such services, to provide
28 special education services to foster children who are wards of the State, and
29 to provide funds for the payment of salaries of special education
30 supervisors. The Department of Education shall distribute such funds in the
31 manner necessary to carry out the intent of this Section.

32 The provisions of this section shall be in effect only from July 1, ~~2018~~
33 2019 through June 30, ~~2019~~ 2020.

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35 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

1 CONSOLIDATION INCENTIVE. The appropriation contained herein for Consolidation
2 Incentive shall be allocated in accordance with rules and regulations
3 established by the State Board of Education.

4 The provisions of this section shall be in effect only from July 1, ~~2018~~
5 2019 through June 30, ~~2019~~ 2020.

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7 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

9 RESIDENTIAL CENTERS/JUVENILE DETENTION. The funds appropriated herein for
10 Residential Centers/Juvenile Detention shall be allocated in accordance with
11 rules and regulations established by the State Board of Education.

12 The provisions of this section shall be in effect only from July 1, ~~2018~~
13 2019 through June 30, ~~2019~~ 2020.

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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. TRANSFER

17 AUTHORITY. The Commissioner of the Department of Education, with the approval
18 of the Chief Fiscal Officer of the State and after approval by the Arkansas
19 Legislative Council or Joint Budget Committee, is hereby authorized to
20 request necessary appropriation transfers and any other budget related
21 adjustments necessary within the Department of Education. Provided, however,
22 that the Department of Education shall be limited to submitting no more than
23 two transfer requests during any fiscal year.

24 Determining the maximum number of employees and the maximum amount of
25 appropriation and general revenue funding for a state agency each fiscal year
26 is the prerogative of the General Assembly. This is usually accomplished by
27 delineating such maximums in the appropriation act(s) for a state agency and
28 the general revenue allocations authorized for each fund and fund account by
29 amendment to the Revenue Stabilization law. Further, the General Assembly
30 has determined that the Department of Education may operate more efficiently
31 if some flexibility is provided to the Commissioner of the Department of
32 Education authorizing broad powers under the Transfer Authority provision
33 herein. Therefore, it is both necessary and appropriate that the General
34 Assembly maintain oversight by requiring prior approval of the Legislative
35 Council or Joint Budget Committee as provided by this section. The
36 requirement of approval by the Legislative Council or Joint Budget Committee

1 is not a severable part of this section. If the requirement of approval by
2 the Legislative Council or Joint Budget Committee is ruled unconstitutional
3 by a court jurisdiction, this entire section is void.

4 The provisions of this section shall be in effect only from July 1, ~~2018~~
5 2019 through June 30, ~~2019~~ 2020.

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7 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AETN
9 DOCUMENTED QUIZ BOWL COSTS. Of the total amount of appropriation and funds
10 authorized herein to the Department of Education for the Quiz Bowl each
11 fiscal year, an amount not to exceed forty thousand dollars (\$40,000) each
12 fiscal year may be made available to the Department of Education -
13 Educational Television Division for its documented costs associated with the
14 Quiz Bowl.

15 The provisions of this section shall be in effect only from July 1, ~~2018~~
16 2019 through June 30, ~~2019~~ 2020.

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18 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
20 RETIREMENT MATCHING. Beginning with the 1996-97 school year, Local School
21 Districts shall pay the teacher retirement employer contribution rate for any
22 eligible employee in accordance with rules and regulations established by the
23 Teacher Retirement Board of Directors. The appropriation contained herein for
24 Teacher Retirement Matching each fiscal year shall be used to provide the
25 employer matching for employees of the Cooperative Education Services Areas,
26 Vocational Centers, Arkansas Easter Seals and the school operated by the
27 Department of Correction.

28 The provisions of this section shall be in effect only from July 1, ~~2018~~
29 2019 through June 30, ~~2019~~ 2020.

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31 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BETTER
33 CHANCE PROGRAM ADMINISTRATIVE FEES. The Department of Education is hereby
34 authorized to expend a maximum of two percent (2%) of available funds for
35 administration of the Better Chance Program. Up to 1.8% of available funds
36 shall be used to administer the program and to monitor program grantees to

1 ensure compliance with programmatic standards. Prior to the utilization of
2 the remaining 0.2% of available funds, the Department of Education shall seek
3 prior review and approval of the Arkansas Legislative Council or Joint Budget
4 Committee by providing a written request to include the following: a) the
5 Department's reason(s) for the use of the funds and b) the amount of funds
6 that will be expended. The Department may contract with the Division of Child
7 Care and Early Childhood Education to administer the program.

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

21 The provisions of this section shall be in effect only from July 1, ~~2018~~
22 2019 through June 30, ~~2019~~ 2020.

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24 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AVERAGE
26 TEACHER SALARY. The Arkansas Department of Education is requested to
27 calculate Average Teacher Salary in the Department's Annual Statistical
28 Report to not include extra duty funds. Specifically, the Department is
29 requested to calculate the Average Teacher Salary amount using the National
30 Education Association definitions for Average Salary for Classroom Teachers.
31 The Arkansas Department of Education shall submit this data annually to the
32 National Education Association in accordance with that organization's
33 deadlines for submission for their report "Rankings and Estimates" which
34 includes state-by-state teacher salary comparisons.

35 The provisions of this section shall be in effect only from July 1, ~~2018~~
36 2019 through June 30, ~~2019~~ 2020.

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SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD - ARKANSAS BETTER CHANCE. Any unexpended balance of monies allocated for the Arkansas Better Chance for School Success Program remaining on June 30, ~~2019~~ 2020, in the Department of Education Public School Fund Account shall be designated and retained for the Arkansas Better Chance for School Success Program.

Any carry forward of unexpended balance of funding as authorized herein, may be carried forward under the following conditions:

(1) Prior to June 30, ~~2019~~ 2020 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of Budget;

(2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council or Joint Budget Committee all amounts carried forward by the September Arkansas Legislative Council or Joint Budget Committee meeting which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward, the program name or line item, the funding source of that appropriation and a copy of the written request set forth in (1) above;

(3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with a written statement as to the current status of the project, contract, purpose etc. for which the carry forward was originally requested no later than thirty (30) days prior to the time the Agency, Board, Commission or Institution presents its budget request to the Arkansas Legislative Council/Joint Budget Committee; and

(4) Thereupon, the Department of Finance and Administration shall include all information obtained in item (3) above in the budget manuals and/or a statement of non-compliance by the Agency, Board, Commission or Institution.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

35 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PUBLIC

1 SCHOOL RETIREE HEALTH INSURANCE. The Employee Benefits Division of the
2 Department of Finance and Administration may use up to eleven dollars and
3 twenty cents (\$11.20) from each contribution made under Arkansas Code
4 §6-17-1117(a) to offset the cost of health insurance premiums to eligible
5 members electing to participate in the public school employees' health
6 insurance program as a retiree.

7 The provisions of this section shall be in effect only from July 1, ~~2018~~
8 2019 through June 30, ~~2019~~ 2020.

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10 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

12 ARKANSAS/STRIVE PROGRAM TRANSFER. The Chief Fiscal Officer of the State
13 shall transfer on his books and those of the State Treasurer and the State
14 Auditor, the sum of two hundred thousand dollars (\$200,000) during each
15 fiscal year from the Department of Education Public School Fund Account to
16 the University of Arkansas at Little Rock Fund, specifically to provide
17 funding for the Arkansas/STRIVE Program. The total amount of funds
18 transferred each fiscal year pursuant to this section shall not be subject to
19 any indirect costs by the University of Arkansas at Little Rock.

20 The provisions of this section shall be in effect only from July 1, ~~2018~~
21 2019 through June 30, ~~2019~~ 2020.

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23 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HEALTH

25 INSURANCE. The appropriation contained herein for Public School Employee
26 Insurance each fiscal year shall be used to provide the state contribution
27 for insurance premiums for employees of the Cooperative Education Services
28 Areas, Vocational Centers, and the school operated by the Department of
29 Correction who participate in the Arkansas Public School Life and Health
30 Insurance Program.

31 The provisions of this section shall be in effect only from July 1, ~~2018~~
32 2019 through June 30, ~~2019~~ 2020.

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34 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

36 ALTERNATIVE LEARNING ENVIRONMENT. The Department of Education may provide

1 funding for Alternative Learning Environment Programs in excess of the
2 regulatory limitation of six (6) hours per day for those programs that
3 operate more than twelve hours per day, in a proportionate manner and upon
4 special request to the Department of Education.

5 The provisions of this section shall be in effect only from July 1, ~~2018~~
6 2019 through June 30, ~~2019~~ 2020.

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8 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
10 FUND RESTRICTIONS. No state funds shall be used for abortion referral in
11 public schools, or for abortion services. Funds shall be expended in
12 accordance with Arkansas Code Annotated §6-18-703.

13 The provisions of this section shall be in effect only from July 1, ~~2018~~
14 2019 through June 30, ~~2019~~ 2020.

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16 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

18 ADDITIONAL PUBLIC SCHOOL EMPLOYEE HEALTH INSURANCE FUNDING PROVISION.

19 Effective for the plan year beginning January 1, ~~2018~~ 2019, if ninety-eight
20 percent (98%) of the uniform rate of tax used in the calculation of State
21 Foundation Funding Aid for fiscal year ~~2018-2019~~ 2019-2020 exceeds nine
22 hundred twenty million seven hundred thirty-one thousand eight hundred
23 nineteen dollars (\$920,731,819), the Department of Education shall pay up to
24 fifteen million dollars (\$15,000,000) of the total increase over the nine
25 hundred twenty million seven hundred thirty-one thousand eight hundred
26 nineteen dollars (\$920,731,819) to the Employee Benefits Division of the
27 Department of Finance and Administration in additional health insurance
28 contributions for eligible employees electing to participate in the public
29 school employees' health insurance program administered by the State and
30 Public School Life and Health Insurance Board.

31 The Department of Education shall make the contributions by transferring
32 funds to the division in quarterly installments. Funds provided by the
33 Department of Education to the division under this section shall be
34 administered by the board for the benefit of the employee participants of the
35 public school employees' health insurance program.

36 The provisions of this section shall be in effect only from July 1, ~~2018~~

1 2019 through June 30, ~~2019~~ 2020.

2

3 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
5 GOVERNOR'S SCHOOL FUNDING. The Department of Education shall allocate, budget
6 and commit for expenditure two hundred fifty thousand dollars (\$250,000), in
7 addition to funds already being provided for the Arkansas Governor's School,
8 to fund the appropriation authorized from general revenue for the Gifted and
9 Talented program as appropriated in the Grants and Aid to Local School
10 Districts and Special Programs section herein. With this additional funding
11 either the department shall increase the number of grants for AEGIS summer
12 enrichment programs, or the duration of the Arkansas Governor's School shall
13 be extended from four (4) weeks to six (6) weeks.

14 The provisions of this section shall be in effect only from July 1, ~~2018~~
15 2019 through June 30, ~~2019~~ 2020.

16

17 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EAST
19 FUNDING PROVISION. Of the total amount appropriated for Technology Grants
20 each fiscal year, an amount of not less than three million five thousand
21 dollars (\$3,005,000) or eighteen percent (18%), whichever is greater each
22 fiscal year, shall be awarded through a grant or professional services
23 contract for the EAST Initiative. Not less than one million dollars
24 (\$1,000,000) of the three million five thousand dollars (\$3,005,000) or
25 eighteen percent (18%) of the Technology Grants Line Item awarded to the EAST
26 Initiatives shall be used for EAST infrastructure and personnel growth for
27 the establishment of new programs. The remaining funding shall be used for
28 existing EAST infrastructure, personnel, and operating expenses of the EAST
29 Initiative. The EAST infrastructure grant or contract for personal services
30 and operating expenses shall be awarded to an entity that has personnel or
31 experience, or both, in implementing the EAST Initiative.

32 The provisions of this section shall be in effect only from July 1, ~~2018~~
33 2019 through June 30, ~~2019~~ 2020.

34

35 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

1 INTERVENTION BLOCK GRANTS FUNDING RESTRICTION. The Department of Education
2 shall make available from the Intervention Block Grants appropriation
3 authorized by this Act, one hundred thousand dollars (\$100,000) each fiscal
4 year for the annual expenses of the Quiz Bowl, thirteen thousand five hundred
5 dollars (\$13,500) each fiscal year for Creativity in Arkansas, Inc. for
6 grants up to \$1,000 each for students and chaperones, thirteen thousand five
7 hundred dollars (\$13,500) each fiscal year for Destination Imagination, one
8 hundred thousand dollars (\$100,000) each fiscal year for the State History
9 Day Competition, and seventy-five thousand dollars (\$75,000) each fiscal year
10 for a grant to the Arkansas Science Fair Association for grants to regional
11 and the state science fairs. The Department of Education shall allocate
12 General Revenue funding totaling no less than three hundred two thousand
13 dollars (\$302,000) each fiscal year from the Department of Education Public
14 School Fund Account to support the annual expenses of the Quiz Bowl, the
15 Creativity in Arkansas, Inc. for grants up to \$1,000 each for students and
16 chaperones, Destination Imagination, the State History Day Competition, and
17 the Arkansas Science Fair Association for grants to regional and state
18 science fairs. The Department shall either expend or have committed for
19 expenditure the monies allocated for the Quiz Bowl, Creativity in Arkansas,
20 Inc., Destination Imagination, the State History Day Competition, and
21 Arkansas Science Fair Association grants as authorized herein in order to
22 fulfill the provisions of this section.

23 The provisions of this section shall be in effect only from July 1, ~~2018~~
24 2019 through June 30, ~~2019~~ 2020.

25

26 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
28 PROFESSIONAL DEVELOPMENT.

29 (a) Of the total amount appropriated for Professional Development
30 Funding, three million five hundred thousand dollars (\$3,500,000) may be
31 authorized by the Commissioner of the Department of Education to be used by
32 the Department of Education to develop and implement statewide professional
33 development support systems for teachers that will benefit student
34 achievement.

35 (b)(1) The Department of Education shall annually report the following
36 information concerning the Arkansas Online Professional Development

1 Initiative under § 6-17-707:

- 2 (1) Annual expenditure information;
 3 (2) Statistical information pertaining to users of the
 4 initiative;
 5 (3) Course offerings;
 6 (4) Course hours completed; and
 7 (5) Certificates awarded.

8 (2) The report under subsection (b)(1) of this section shall be
 9 annually submitted by August 1 to the:

- 10 (1) Governor;
 11 (2) Legislative Council or, if the General Assembly is
 12 in session, the Joint Budget Committee;
 13 (3) Senate Committee on Education;
 14 (4) House Committee on Education; and
 15 (5) Department of Finance and Administration.

16 (c) The provisions of this section shall be in effect only from July 1,
 17 ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

18

19 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NSL
 21 MATCHING GRANT PROGRAM.

22 (a)(1) Of the appropriation and funding for the NSL MATCHING GRANT
 23 PROGRAM Item in the Grants and Aid to Local School Districts and Special
 24 Programs section of this Act, *five million* three hundred thousand dollars
 25 (\$5,300,000) shall be set aside by the Department of Education and shall be
 26 used for school district expenditures for evidence-based programs to improve
 27 academic achievement of identified national school lunch students.

28 (2) These programs shall be limited to:

- 29 (A) Tutors as set out in § 6-20-2305(b)(4)(C)(i)(b)(4);
 30 (B) Before-school academic programs and after-school academic
 31 programs, including transportation to and from the programs
 32 under § 6-20-2305(b)(4)(C)(i)(b)(2); and
 33 (C) Prekindergarten programs under § 6-20-2305(b)(4)(C)(i)(b)(3).

34 (b)(1) Set aside funds authorized in subsection (a) of this section
 35 shall be distributed to school districts on a dollar for dollar matching
 36 basis of school district expenditures for programs under subsection (a) of

1 this section on a pro rata basis until the available funds are exhausted.

2 (2) As used in this subsection, "pro rata basis" means providing
3 each district qualifying for additional funding in a proportionate share
4 based on how each district's expenditure bears to the total of funding
5 provided in subsection (a) of this section for all qualifying districts as
6 determined by the Department of Education.

7 (c) If any funding remains after funding subsection (b) of this
8 section, that remaining balance shall be carried over to the following fiscal
9 year for the same purposes as provided in this section.

10 (d) The Department of Education shall adopt rules as necessary to
11 implement this section.

12 (e) The provisions of this section shall be in effect only from July 1,
13 ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

14
15 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. R.I.S.E.
17 ARKANSAS. The appropriation for the R.I.S.E. Arkansas line item in the
18 Grants and Aid to Local School Districts and Special Programs section of this
19 Act shall be used for the coordination of a statewide reading campaign with
20 community partners, parents, and teachers to establish the importance of
21 reading in homes, schools, and communities.

22 The provisions of this section shall be in effect only from July 1,
23 ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

24
25 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EDUCATOR
27 COMPENSATION REFORM SUB-FUND. Upon the effective date of this Act, or as
28 soon thereafter as practical, the Arkansas State Treasurer shall transfer
29 \$60,000,000 from the Educational Adequacy Fund to the Public School Fund to
30 be used solely for the implementation of the Educator Compensation Reform
31 Program. Funds shall be kept separate from all other monies in the Public
32 School Fund and are to be utilized over a four-year period, beginning July 1,
33 2019, to assist school districts in ensuring that all educators in Arkansas
34 public school districts receive a minimum annual salary of \$36,000 by July 1,
35 2023. The Educator Compensation Reform Fund shall not be considered part of
36 a school district's net legal balance or net legal balance revenues for the

1 purpose of meeting the requirements on limitation of fund balances pursuant
2 to A.C.A. 6-20-2210. The Arkansas Department of Education shall promulgate
3 rules to administer this section.

4 The provisions of this section shall be in effect only from July 1,
5 2019 through June 30, 2020.

6
7 SECTION 32. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
8 authorized by this act shall be limited to the appropriation for such agency
9 and funds made available by law for the support of such appropriations; and
10 the restrictions of the State Procurement Law, the General Accounting and
11 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
12 Procedures and Restrictions Act, or their successors, and other fiscal
13 control laws of this State, where applicable, and regulations promulgated by
14 the Department of Finance and Administration, as authorized by law, shall be
15 strictly complied with in disbursement of said funds.

16
17 SECTION 33. LEGISLATIVE INTENT. It is the intent of the General
18 Assembly that any funds disbursed under the authority of the appropriations
19 contained in this act shall be in compliance with the stated reasons for
20 which this act was adopted, as evidenced by the Agency Requests, Executive
21 Recommendations and Legislative Recommendations contained in the budget
22 manuals prepared by the Department of Finance and Administration, letters, or
23 summarized oral testimony in the official minutes of the Arkansas Legislative
24 Council or Joint Budget Committee which relate to its passage and adoption.

25
26 SECTION 34. EMERGENCY CLAUSE. It is found and determined by the
27 General Assembly, that the Constitution of the State of Arkansas prohibits
28 the appropriation of funds for more than a one (1) year period; that the
29 effectiveness of this Act on July 1, 2019 is essential to the operation of
30 the agency for which the appropriations in this Act are provided, and that in
31 the event of an extension of the legislative session, the delay in the
32 effective date of this Act beyond July 1, 2019 could work irreparable harm
33 upon the proper administration and provision of essential governmental
34 programs. Therefore, an emergency is hereby declared to exist and this Act
35 being necessary for the immediate preservation of the public peace, health
36 and safety shall be in full force and effect from and after July 1, 2019.

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/s/Joint Budget Committee