

1 State of Arkansas *As Engrossed: H2/14/13 H3/18/13 H4/17/13 H4/18/13*

2 89th General Assembly

A Bill

3 Regular Session, 2013

HOUSE BILL 1202

5 By: Joint Budget Committee

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, 2014; AND FOR OTHER PURPOSES.

Subtitle

16 AN ACT FOR THE DEPARTMENT OF CAREER
17 EDUCATION APPROPRIATION FOR THE 2013-2014
18 FISCAL YEAR.

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

23 SECTION 1. REGULAR SALARIES. There is hereby established for the
24 Department of Career Education for the 2013-2014 fiscal year, the following
25 maximum number of regular employees.

| Item | Class | | Maximum | Maximum Annual |
|------|-----------|--------------------------------------|-----------|----------------|
| No. | Code | Title | No. of | Salary Rate |
| | | | Employees | Fiscal Year |
| | | | | 2013-2014 |
| 31 | (1) U061U | ACE DIRECTOR | 1 | \$151,943 |
| 32 | (2) U077U | ACE DEPUTY DIRECTOR CAREER & TECH ED | 1 | \$110,525 |
| 33 | (3) U065U | ACE DEPUTY DIRECTOR | 1 | \$110,524 |
| 34 | (4) U098U | DIR GOV COMM ON ADULT LITERACY | 1 | \$75,641 |
| 35 | (5) G010C | ACE DIVISION MANAGER | 4 | GRADE C128 |
| 36 | (6) A031C | ASSISTANT CONTROLLER | 1 | GRADE C124 |



| | | | | | |
|----|------|-------|-------------------------------------|-----------|------------|
| 1 | (7) | E061C | ACE PROGRAM COORDINATOR | 15 | GRADE C123 |
| 2 | (8) | E062C | ACE PROGRAM ADVISOR | 30 | GRADE C122 |
| 3 | (9) | R014C | PERSONNEL MANAGER | 1 | GRADE C121 |
| 4 | (10) | R019C | BUDGET MANAGER | 1 | GRADE C120 |
| 5 | (11) | V007C | PROCUREMENT COORDINATOR | 1 | GRADE C119 |
| 6 | (12) | A060C | SENIOR AUDITOR | 3 | GRADE C119 |
| 7 | (13) | C010C | EXECUTIVE ASSISTANT TO THE DIRECTOR | 1 | GRADE C118 |
| 8 | (14) | A074C | FISCAL SUPPORT SUPERVISOR | 1 | GRADE C118 |
| 9 | (15) | R025C | HUMAN RESOURCES ANALYST | 1 | GRADE C117 |
| 10 | (16) | C037C | ADMINISTRATIVE ANALYST | 2 | GRADE C115 |
| 11 | (17) | A091C | FISCAL SUPPORT ANALYST | 1 | GRADE C115 |
| 12 | (18) | R036C | HUMAN RESOURCES SPECIALIST | 1 | GRADE C113 |
| 13 | (19) | C056C | ADMINISTRATIVE SPECIALIST III | 7 | GRADE C112 |
| 14 | (20) | A098C | FISCAL SUPPORT SPECIALIST | 3 | GRADE C112 |
| 15 | (21) | S050C | MAINTENANCE SPECIALIST | 1 | GRADE C112 |
| 16 | (22) | C073C | ADMINISTRATIVE SPECIALIST II | <u>15</u> | GRADE C109 |
| 17 | | | MAX. NO. OF EMPLOYEES | 93 | |

18

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

20 There is hereby authorized, for the Department of Career Education -
 21 Vocational, Technical and Adult Education for the 2013-2014 fiscal year, the
 22 following maximum number of part-time or temporary employees, to be known as
 23 "Extra Help", payable from funds appropriated herein for such purposes:
 24 sixty-nine (69) temporary or part-time employees, when needed, at rates of
 25 pay not to exceed those provided in the Uniform Classification and
 26 Compensation Act, or its successor, or this act for the appropriate
 27 classification.

28

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

30 There is hereby appropriated, to the Department of Career Education, to be
 31 payable from the Department of Career Education Fund Account, for personal
 32 services and operating expenses of the Department of Career Education -
 33 Vocational, Technical and Adult Education for the fiscal year ending June 30,
 34 2014, the following:

35

36 ITEM

FISCAL YEAR

| 1 | <u>NO.</u> | <u>2013-2014</u> |
|----|--------------------------------------|---------------------------|
| 2 | (01) REGULAR SALARIES | \$3,035,185 |
| 3 | (02) EXTRA HELP | 3,923 |
| 4 | (03) PERSONAL SERVICES MATCHING | 1,075,073 |
| 5 | (04) MAINT. & GEN. OPERATION | |
| 6 | (A) OPER. EXPENSE | 1,032,373 |
| 7 | (B) CONF. & TRAVEL | 28,751 |
| 8 | (C) PROF. FEES | 0 |
| 9 | (D) CAP. OUTLAY | 0 |
| 10 | (E) DATA PROC. | 0 |
| 11 | (05) APPRENTICESHIP PROGRAM | 1,611,456 |
| 12 | (06) MOTOR VEHICLE EDUCATION PROGRAM | <u>2,500</u> |
| 13 | TOTAL AMOUNT APPROPRIATED | <u><u>\$6,789,261</u></u> |

14

15 SECTION 4. APPROPRIATION - ADULT BASIC EDUCATION. There is hereby
 16 appropriated, to the Department of Career Education, to be payable from the
 17 Department of Career Education Fund Account, for personal services and
 18 operating expenses of the Department of Career Education - Adult Basic
 19 Education for the fiscal year ending June 30, 2014, the following:

20

| 21 | ITEM | FISCAL YEAR |
|----|---------------------------------|-------------------------|
| 22 | <u>NO.</u> | <u>2013-2014</u> |
| 23 | (01) REGULAR SALARIES | \$395,155 |
| 24 | (02) PERSONAL SERVICES MATCHING | 130,612 |
| 25 | (03) MAINT. & GEN. OPERATION | |
| 26 | (A) OPER. EXPENSE | 25,000 |
| 27 | (B) CONF. & TRAVEL | 0 |
| 28 | (C) PROF. FEES | 0 |
| 29 | (D) CAP. OUTLAY | 0 |
| 30 | (E) DATA PROC. | <u>0</u> |
| 31 | TOTAL AMOUNT APPROPRIATED | <u><u>\$550,767</u></u> |

32

33 SECTION 5. APPROPRIATION - HIGH-TECH SCHOLARSHIP AWARD PROGRAM. There
 34 is hereby appropriated, to the Department of Career Education, to be payable
 35 from the Department of Career Education Fund Account, for scholarships of the
 36 Department of Career Education - High-Tech Scholarship Award Program for the

1 fiscal year ending June 30, 2014, the following:

2

| 3 ITEM | FISCAL YEAR |
|---------------------|------------------|
| 4 <u>NO.</u> | <u>2013-2014</u> |
| 5 (01) SCHOLARSHIPS | <u>\$10,000</u> |

6

7 SECTION 6. EXTRA HELP - FEDERAL VOCATIONAL, TECHNICAL AND ADULT
 8 EDUCATION. There is hereby authorized, for the Department of Career
 9 Education - Federal Vocational, Technical and Adult Education for the 2013-
 10 2014 fiscal year, the following maximum number of part-time or temporary
 11 employees, to be known as "Extra Help", payable from funds appropriated
 12 herein for such purposes: four (4) temporary or part-time employees, when
 13 needed, at rates of pay not to exceed those provided in the Uniform
 14 Classification and Compensation Act, or its successor, or this act for the
 15 appropriate classification.

16

17 SECTION 7. APPROPRIATION - FEDERAL VOCATIONAL, TECHNICAL AND ADULT
 18 EDUCATION. There is hereby appropriated, to the Department of Career
 19 Education, to be payable from the federal funds as designated by the Chief
 20 Fiscal Officer of the State, for personal services, operating expenses and
 21 grants by the Department of Career Education - Federal Vocational, Technical
 22 and Adult Education for the fiscal year ending June 30, 2014, the following:

23

| 24 ITEM | FISCAL YEAR |
|-------------------------------------|---------------------|
| 25 <u>NO.</u> | <u>2013-2014</u> |
| 26 (01) REGULAR SALARIES | \$693,232 |
| 27 (02) EXTRA HELP | 5,000 |
| 28 (03) PERSONAL SERVICES MATCHING | 249,438 |
| 29 (04) MAINT. & GEN. OPERATION | |
| 30 (A) OPER. EXPENSE | 1,673,936 |
| 31 (B) CONF. & TRAVEL | 46,175 |
| 32 (C) PROF. FEES | 748,350 |
| 33 (D) CAP. OUTLAY | 0 |
| 34 (E) DATA PROC. | 0 |
| 35 (05) VOCATIONAL EDUCATION GRANTS | <u>18,020,190</u> |
| 36 TOTAL AMOUNT APPROPRIATED | <u>\$21,436,321</u> |

1

2 SECTION 8. APPROPRIATION - FEDERAL ADULT BASIC EDUCATION. There is
 3 hereby appropriated, to the Department of Career Education, to be payable
 4 from the federal funds as designated by the Chief Fiscal Officer of the
 5 State, for personal services, operating expenses and grants by the Department
 6 of Career Education - Federal Adult Basic Education for the fiscal year
 7 ending June 30, 2014, the following:

8

| 9 ITEM | FISCAL YEAR |
|--------------------------------------|---------------------------|
| 10 <u>NO.</u> | <u>2013-2014</u> |
| 11 (01) REGULAR SALARIES | \$134,054 |
| 12 (02) PERSONAL SERVICES MATCHING | 46,745 |
| 13 (03) MAINT. & GEN. OPERATION | |
| 14 (A) OPER. EXPENSE | 77,467 |
| 15 (B) CONF. & TRAVEL | 25,200 |
| 16 (C) PROF. FEES | 9,000 |
| 17 (D) CAP. OUTLAY | 0 |
| 18 (E) DATA PROC. | 0 |
| 19 (04) ADULT BASIC EDUCATION GRANTS | <u>8,076,279</u> |
| 20 TOTAL AMOUNT APPROPRIATED | <u><u>\$8,368,745</u></u> |

21

22 SECTION 9. APPROPRIATION - FEDERAL VETERANS APPROVING AGENCY. There is
 23 hereby appropriated, to the Department of Career Education, to be payable
 24 from the federal funds as designated by the Chief Fiscal Officer of the
 25 State, for personal services and operating expenses of the Department of
 26 Career Education - Federal Veterans Approving Agency for the fiscal year
 27 ending June 30, 2014, the following:

28

| 29 ITEM | FISCAL YEAR |
|------------------------------------|------------------|
| 30 <u>NO.</u> | <u>2013-2014</u> |
| 31 (01) REGULAR SALARIES | \$161,506 |
| 32 (02) PERSONAL SERVICES MATCHING | 58,215 |
| 33 (03) MAINT. & GEN. OPERATION | |
| 34 (A) OPER. EXPENSE | 53,546 |
| 35 (B) CONF. & TRAVEL | 9,623 |
| 36 (C) PROF. FEES | 600 |

| | | |
|---|---------------------------|-------------------------|
| 1 | (D) CAP. OUTLAY | 0 |
| 2 | (E) DATA PROC. | <u>0</u> |
| 3 | TOTAL AMOUNT APPROPRIATED | <u><u>\$283,490</u></u> |

4

5 SECTION 10. APPROPRIATION - FEDERAL EQUIPMENT AND TRAINING. There is

6 hereby appropriated, to the Department of Career Education, to be payable

7 from the federal funds as designated by the Chief Fiscal Officer of the

8 State, for operating expenses of the Department of Career Education - Federal

9 Equipment and Training for the fiscal year ending June 30, 2014, the

10 following:

| 11 | ITEM | FISCAL YEAR |
|----|------------------------------|------------------------|
| 12 | | |
| 13 | <u>NO.</u> | <u>2013-2014</u> |
| 14 | (01) MAINT. & GEN. OPERATION | |
| 15 | (A) OPER. EXPENSE | \$16,700 |
| 16 | (B) CONF. & TRAVEL | 0 |
| 17 | (C) PROF. FEES | 0 |
| 18 | (D) CAP. OUTLAY | 0 |
| 19 | (E) DATA PROC. | <u>0</u> |
| 20 | TOTAL AMOUNT APPROPRIATED | <u><u>\$16,700</u></u> |

21

22 SECTION 11. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING

23 PROGRAM. There is hereby appropriated, to the Department of Career

24 Education, to be payable from the Arkansas Construction Industry Craft

25 Training Trust Fund, for personal services, operating expenses and grants by

26 the Department of Career Education - Construction Industry Craft Training

27 Program for the fiscal year ending June 30, 2014, the following:

| 28 | ITEM | FISCAL YEAR |
|----|---------------------------------|------------------|
| 29 | | |
| 30 | <u>NO.</u> | <u>2013-2014</u> |
| 31 | (01) REGULAR SALARIES | \$108,410 |
| 32 | (02) PERSONAL SERVICES MATCHING | 35,708 |
| 33 | (03) MAINT. & GEN. OPERATION | |
| 34 | (A) OPER. EXPENSE | 12,000 |
| 35 | (B) CONF. & TRAVEL | 7,500 |
| 36 | (C) PROF. FEES | 0 |

| | | |
|---|--|-------------------------|
| 1 | (D) CAP. OUTLAY | 0 |
| 2 | (E) DATA PROC. | 0 |
| 3 | (04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT | |
| 4 | TRAINING PROGRAM | <u>800,000</u> |
| 5 | TOTAL AMOUNT APPROPRIATED | <u><u>\$963,618</u></u> |

6
7 SECTION 12. APPROPRIATION - ALTERNATIVE RETIREMENT PROGRAM - CASH.

8 There is hereby appropriated, to the Department of Career Education, to be
9 payable from cash funds as defined by Arkansas Code 19-4-801 of the
10 Department of Career Education, for personal services and operating expenses
11 of the Department of Career Education - Alternative Retirement Program - Cash
12 for the fiscal year ending June 30, 2014, the following:

| 14 | ITEM | FISCAL YEAR |
|----|---------------------------------|-------------------------|
| 15 | <u>NO.</u> | <u>2013-2014</u> |
| 16 | (01) PERSONAL SERVICES MATCHING | \$110,222 |
| 17 | (02) MAINT. & GEN. OPERATION | |
| 18 | (A) OPER. EXPENSE | 12,300 |
| 19 | (B) CONF. & TRAVEL | 0 |
| 20 | (C) PROF. FEES | 0 |
| 21 | (D) CAP. OUTLAY | 0 |
| 22 | (E) DATA PROC. | <u>0</u> |
| 23 | TOTAL AMOUNT APPROPRIATED | <u><u>\$122,522</u></u> |

24
25 SECTION 13. APPROPRIATION - HOUSING CONSTRUCTION PROGRAM. There is
26 hereby appropriated, to the Department of Career Education, to be payable
27 from the Building Trades Revolving Fund, for loans to Secondary Area
28 Technical Centers or other eligible entities, for the purchase of building
29 materials, supplies, and fixtures to be used in the construction of a single
30 family dwelling unit or other non-residential building project through the
31 Housing Construction Program of the Department of Career Education for the
32 fiscal year ending June 30, 2014, the following:

| 34 | ITEM | FISCAL YEAR |
|----|------------|-------------------------|
| 35 | <u>NO.</u> | <u>2013-2014</u> |
| 36 | (01) LOANS | <u><u>\$329,613</u></u> |

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

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

There is hereby appropriated, to the Department of Career Education, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of Career Education - Law Enforcement Safety Office - Cash for the fiscal year ending June 30, 2014, the following:

| ITEM | FISCAL YEAR |
|-------------------------------------|------------------|
| <u>NO.</u> | <u>2013-2014</u> |
| (01) LAW ENFORCEMENT SAFETY PROGRAM | <u>\$15,000</u> |

SECTION 15. APPROPRIATION - CAREER COACHES GRANT - CASH. There is

hereby appropriated, to the Department of Career Education, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for grants and aid for career coaches by the Department of Career Education - Career Coaches Grant - Cash for the fiscal year ending June 30, 2014, the following:

| ITEM | FISCAL YEAR |
|----------------------------|------------------|
| <u>NO.</u> | <u>2013-2014</u> |
| (01) CAREER COACHES GRANTS | <u>\$160,000</u> |

SECTION 16. APPROPRIATION - GOVERNOR'S COMMISSION ON ADULT LITERACY.

There is hereby appropriated, to the Department of Career Education, to be payable from the Department of Career Education Public School Fund Account, for personal services, operating expenses, and grants by the Department of Career Education - Governor's Commission on Adult Literacy for the fiscal year ending June 30, 2014, the following:

| ITEM | FISCAL YEAR |
|---------------------------------|------------------|
| <u>NO.</u> | <u>2013-2014</u> |
| (01) REGULAR SALARIES | \$30,131 |
| (02) PERSONAL SERVICES MATCHING | 10,298 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 52,242 |

| | | |
|---|----------------------------------|-------------------------|
| 1 | (B) CONF. & TRAVEL | 6,005 |
| 2 | (C) PROF. FEES | 0 |
| 3 | (D) CAP. OUTLAY | 0 |
| 4 | (E) DATA PROC. | 0 |
| 5 | (04) GRANTS TO LITERACY COUNCILS | <u>675,000</u> |
| 6 | TOTAL AMOUNT APPROPRIATED | <u><u>\$773,676</u></u> |

7

8 SECTION 17. APPROPRIATION - ADULT BASIC AND GENERAL ADULT EDUCATION.

9 There is hereby appropriated, to the Department of Career Education, to be
 10 payable from the Department of Career Education Public School Fund Account,
 11 for Adult Basic and General Adult Education grants and aid by the Department
 12 of Career Education for the fiscal year ending June 30, 2014, the following:

13

| 14 | ITEM | FISCAL YEAR |
|----|--|----------------------------|
| 15 | <u>NO.</u> | <u>2013-2014</u> |
| 16 | (01) ADULT BASIC & GENERAL ADULT EDUCATION | <u><u>\$19,860,569</u></u> |

17

18 SECTION 18. APPROPRIATION - COORDINATED CAREER EDUCATION SERVICES.

19 There is hereby appropriated, to the Department of Career Education, to be
 20 payable from the Department of Career Education Public School Fund Account,
 21 for Coordinated Career Education Services - Special Needs Students Program
 22 grants and aid by the Department of Career Education for the fiscal year
 23 ending June 30, 2014, the following:

24

| 25 | ITEM | FISCAL YEAR |
|----|-----------------------------------|---------------------------|
| 26 | <u>NO.</u> | <u>2013-2014</u> |
| 27 | (01) COORDINATED CAREER EDUCATION | |
| 28 | SERVICES-SPECIAL NEEDS STUDENTS | |
| 29 | PROGRAM GRANTS & AID | <u><u>\$1,119,433</u></u> |

30

31 SECTION 19. APPROPRIATION - VOCATIONAL CENTER AID. There is hereby
 32 appropriated, to the Department of Career Education, to be payable from the
 33 Department of Career Education Public School Fund Account, for Vocational
 34 Center grants and aid by the Department of Career Education - Vocational
 35 Center Aid for the fiscal year ending June 30, 2014, the following:

36

| ITEM | FISCAL YEAR |
|---------------------------------------|---------------------|
| <u>NO.</u> | <u>2013-2014</u> |
| (01) VOCATIONAL CENTER GRANTS AND AID | <u>\$20,436,383</u> |

4

5 SECTION 20. APPROPRIATION - VOCATIONAL START-UP GRANTS AND AID. There
 6 is hereby appropriated, to the Department of Career Education, to be payable
 7 from the Department of Career Education Public School Fund Account, for
 8 Vocational Start-Up grants and aid by the Department of Career Education for
 9 the fiscal year ending June 30, 2014, the following:

10

| ITEM | FISCAL YEAR |
|---|--------------------|
| <u>NO.</u> | <u>2013-2014</u> |
| (01) VOCATIONAL START-UP GRANTS AND AID | <u>\$2,370,000</u> |

14

15 *SECTION 21. APPROPRIATION - GED TESTING. There is hereby*
 16 *appropriated, to the Department of Career Education, to be payable from the*
 17 *Department of Career Education Public School Fund Account, for the cost of*
 18 *individuals taking the General Educational Development (GED) test and*
 19 *official practice test for the fiscal year ending June 30, 2014, the*
 20 *following:*

21

| <i>ITEM</i> | <i>FISCAL YEAR</i> |
|----------------------------|---------------------------|
| <u><i>NO.</i></u> | <u><i>2013-2014</i></u> |
| <i>(01) GED TEST COSTS</i> | <u><i>\$1,870,000</i></u> |

25

26 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEDERAL
 28 MATCHING. The funds appropriated in Sections for Adult Basic and General
 29 Adult Education, Coordinated Career Education Services, Vocational Center Aid
 30 and Vocational Start-up Grants and Aid of this Act may also be used to match
 31 any available federal funds from any agency in order to provide the maximum
 32 amount of money possible for the purposes enumerated in such section.

33 The provisions of this section shall be in effect only from July 1, ~~2012~~
 34 2013 through June 30, ~~2013~~ 2014.

35

36 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
2 VOCATIONAL START-UP. The funds and appropriations contained herein for
3 Vocational Start-Up shall be allocated in accordance with rules and
4 regulations established by the State Board of Career Education, after the
5 rules and regulations have undergone a prior review by the Administrative
6 Rules and Regulations Subcommittee of the Arkansas Legislative Council or
7 Joint Budget Committee.

8 The provisions of this section shall be in effect only from July 1, ~~2012~~
9 2013 through June 30, ~~2013~~ 2014.

10

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

13 EDUCATIONAL TRAINING/RETRAINING. Of the funds and appropriation authorized by
14 Item (01) in the section of this Act for Adult Basic and General Adult
15 Education, a sum of \$300,000 each fiscal year shall be made available to
16 eligible entities approved by the State Board of Career Education, in order
17 to expand the vocational education and training opportunities available to
18 area citizens in need of adult educational training or retraining due to
19 changing technology.

20 Further, if the appropriation is not fully funded due to a decrease in
21 the official revenue forecast or the available carryover balance of the
22 Department of Career Education Public School Fund Account, the Department of
23 Career Education may reduce proportionally the amount made available to
24 eligible entities approved by the State Board of Career Education in order to
25 expand the vocational education and training opportunities to area citizens
26 in need of adult educational training or retraining due to changing
27 technology.

28 The provisions of this section shall be in effect only from July 1, ~~2012~~
29 2013 through June 30, ~~2013~~ 2014.

30

31 *SECTION 25. 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 State Board of Career Education. The criteria shall include the

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

9 The provisions of this section shall be in effect only from July 1, ~~2012~~
10 2013 through June 30, ~~2013~~ 2014.

11
12 *SECTION 26. 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 State
19 Board of Career Education shall approve the request and forward it after
20 receiving prior review and approval by the Arkansas Legislative Council or
21 Joint Budget Committee, to the Chief Fiscal Officer of the State for
22 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
4 *SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
5 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SECONDARY*
6 *TECHNICAL CENTER AID PROVISIONS.*

7 (a)(1) Secondary technical center aid shall be calculated and
8 distributed by the Department of Career Education based upon each secondary
9 technical center's eligible student full-time equivalent count.

10 (2) Secondary technical center aid shall not be based upon the
11 percentage of total enrollment from any one sending school.

12 (b) This section expires on June 30, ~~2013~~ 2014.

13
14 *SECTION 28. 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 29. 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 30. 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, 2013 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, 2013 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, 2013.

8
9 */s/Joint Budget Committee*

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36