

Stricken language will be deleted and underlined language will be added.
Act 154 of the Fiscal Session

1 State of Arkansas
2 92nd General Assembly
3 Fiscal Session, 2020
4

As Engrossed: S4/15/20

A Bill

SENATE BILL 57

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PUBLIC SCHOOL
9 FUND GRANTS FOR THE DEPARTMENT OF EDUCATION -
10 DIVISION OF ELEMENTARY AND SECONDARY EDUCATION -
11 PUBLIC SCHOOL FUND FOR THE FISCAL YEAR ENDING JUNE
12 30, 2021; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -
16 DIVISION OF ELEMENTARY AND SECONDARY
17 EDUCATION - PUBLIC SCHOOL FUND
18 APPROPRIATION FOR THE 2020-2021 FISCAL
19 YEAR.
20
21
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

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 Division of Elementary and Secondary
28 Education Public School Fund Account, for grants and aid to local school
29 districts and special programs of the Department of Education - Division of
30 Elementary and Secondary Education for the fiscal year ending June 30, 2021,
31 the following:
32

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2020-2021</u>
(01) 98% URT ACTUAL COLLECTION ADJUSTMENT	34,500,000
(02) ADDITIONAL PUBLIC SCHOOL EMPLOYEE	



1	HEALTH INSURANCE	15,000,000
2	(03) ADVANCED PLACEMENT INCENTIVE	1,275,000
3	(04) ALTERNATIVE LEARNING	30,246,576
4	(05) ARKANSAS EASTER SEALS	193,113
5	(06) ASSESSMENT/END OF LEVEL TESTING	20,250,189
6	(07) AT RISK	1,688,530
7	(08) BETTER CHANCE PROGRAM	\$114,000,000
8	(09) BONDED DEBT ASSISTANCE	28,455,384
9	(10) COMPUTER SCIENCE INITIATIVE	2,500,000
10	(11) CONSOLIDATION INCENTIVE	5,981,400
11	(12) CONTENT STANDARDS	161,000
12	(13) CONTENTS STANDARDS CURRICULUM	
13	FRAMEWORKS	50,000
14	(14) COOP EDUCATION TECH CENTERS	1,200,000
15	(15) COORDINATED SCHOOL HEALTH	2,000,000
16	(16) DECLINING ENROLLMENT	13,963,389
17	(17) DEPT OF CORRECTION	6,454,524
18	(18) DISTANCE LEARNING	4,760,000
19	(19) DISTANCE LEARNING OPERATIONS	7,575,000
20	(20) EARLY CHILDHOOD SPECIAL EDUCATION	16,897,920
21	(21) ECONOMIC EDUCATION	400,000
22	(22) EDUCATION SERVICE COOPERATIVES	6,129,270
23	(23) EIDT SPECIAL EDUCATION SERVICES	6,000,000
24	(24) ENGLISH LANGUAGE LEARNERS	17,916,047
25	(25) ENHANCED STUDENT ACHIEVEMENT FUNDING	235,364,476
26	(26) ENHANCED TRANSPORTATION FUNDING	5,000,000
27	(27) ESA MATCHING GRANT PROGRAM	5,300,000
28	(28) GENERAL FACILITIES FUNDING	8,100,000
29	(29) GIFTED & TALENTED	1,485,381
30	(30) GRANTS TO SCHOOL DISTRICTS	67,856
31	(31) HUMAN DEVELOPMENT CENTER EDUCATION AID	526,150
32	(32) INTERVENTION BLOCK GRANTS	302,000
33	(33) ISOLATED FUNDING	7,896,000
34	(34) LEADERSHIP ACADEMY-MASTER PRINCIPAL	1,400,000
35	(35) MASTER PRINCIPAL BONUS	175,000
36	(36) NATIONAL BOARD OF PROF TEACHING	

1	STANDARDS	18,738,000
2	(37) NON-TRADITIONAL LICENSURE	50,000
3	(38) OE CHARTER FAC FUNDING AID PRG	7,575,000
4	(39) POSITIVE YOUTH DEVELOPMENT GRANTS	5,000,000
5	(40) PROFESSIONAL DEVELOPMENT FUNDING	33,175,911
6	(41) PUBLIC SCHOOL EMPLOYEE INSURANCE	57,373,600
7	(42) R.I.S.E. ARKANSAS	970,000
8	(43) RESIDENTIAL CENTERS/JUVENILE DETENTION	16,345,087
9	(44) SCHOOL FACILITY JOINT USE SUPPORT	500,000
10	(45) SCHOOL FOOD SERVICES	1,650,000
11	(46) SCHOOL FOOD-LEGISLATIVE AUDIT	75,000
12	(47) SCHOOL FUNDING CONTINGENCY	25,000,000
13	(48) SCHOOL RECOGNITION	7,000,000
14	(49) SCHOOL WORKER DEFENSE	390,000
15	(50) SERIOUS OFFENDER	1,716,859
16	(51) SMART START/SMART STEP	10,666,303
17	(52) SPECIAL EDUCATION SERVICES	2,802,527
18	(53) SPECIAL EDUCATION-CATASTROPHIC	13,020,000
19	(54) SPECIAL NEEDS ISOLATED FUNDING	3,000,000
20	(55) STATE FOUNDATION FUNDING	2,119,976,293
21	(56) STUDENT GROWTH	37,690,144
22	(57) SUPPLEMENTAL MILLAGE	10,000,000
23	(58) SURPLUS COMMODITIES	1,125,065
24	(59) TEACHER LICENSING/MENTORING	6,065,758
25	(60) TEACHER OF THE YEAR	100,000
26	(61) TEACHER RECRUITMENT	2,100,000
27	(62) TEACHER RETIREMENT MATCHING	11,870,520
28	(63) TECHNOLOGY GRANTS	3,602,678
29	(64) TECHNOLOGY IMPROVEMENTS	500,000
30	(65) WORKER'S COMPENSATION	450,000
31	(66) YOUTH SHELTERS	<u>165,000</u>
32	TOTAL AMOUNT APPROPRIATED	<u>\$3,001,907,950</u>

33

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

35 There is hereby established for the Department of Education - Division of

36 Elementary and Secondary Education - Arkansas Public School Computer Network

1 for the 2020-2021 fiscal year, the following maximum number of regular
 2 employees.

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	37	38	39	40	41	42
43	44	45	46	47	48	49
50	51	52	53	54	55	56
57	58	59	60	61	62	63
64	65	66	67	68	69	70
71	72	73	74	75	76	77
78	79	80	81	82	83	84
85	86	87	88	89	90	91
92	93	94	95	96	97	98
99	100	101	102	103	104	105
106	107	108	109	110	111	112
113	114	115	116	117	118	119
120	121	122	123	124	125	126
127	128	129	130	131	132	133
134	135	136	137	138	139	140
141	142	143	144	145	146	147
148	149	150	151	152	153	154
155	156	157	158	159	160	161
162	163	164	165	166	167	168
169	170	171	172	173	174	175
176	177	178	179	180	181	182
183	184	185	186	187	188	189
190	191	192	193	194	195	196
197	198	199	200	201	202	203
204	205	206	207	208	209	210
211	212	213	214	215	216	217
218	219	220	221	222	223	224
225	226	227	228	229	230	231
232	233	234	235	236	237	238
239	240	241	242	243	244	245
246	247	248	249	250	251	252
253	254	255	256	257	258	259
260	261	262	263	264	265	266
267	268	269	270	271	272	273
274	275	276	277	278	279	280
281	282	283	284	285	286	287
288	289	290	291	292	293	294
295	296	297	298	299	300	301
302	303	304	305	306	307	308
309	310	311	312	313	314	315
316	317	318	319	320	321	322
323	324	325	326	327	328	329
330	331	332	333	334	335	336
337	338	339	340	341	342	343
344	345	346	347	348	349	350
351	352	353	354	355	356	357
358	359	360	361	362	363	364
365	366	367	368	369	370	371
372	373	374	375	376	377	378
379	380	381	382	383	384	385
386	387	388	389	390	391	392
393	394	395	396	397	398	399
400	401	402	403	404	405	406
407	408	409	410	411	412	413
414	415	416	417	418	419	420
421	422	423	424	425	426	427
428	429	430	431	432	433	434
435	436	437	438	439	440	441
442	443	444	445	446	447	448
449	450	451	452	453	454	455
456	457	458	459	460	461	462
463	464	465	466	467	468	469
470	471	472	473	474	475	476
477	478	479	480	481	482	483
484	485	486	487	488	489	490
491	492	493	494	495	496	497
498	499	500	501	502	503	504
505	506	507	508	509	510	511
512	513	514	515	516	517	518
519	520	521	522	523	524	525
526	527	528	529	530	531	532
533	534	535	536	537	538	539
540	541	542	543	544	545	546
547	548	549	550	551	552	553
554	555	556	557	558	559	560
561	562	563	564	565	566	567
568	569	570	571	572	573	574
575	576	577	578	579	580	581
582	583	584	585	586	587	588
589	590	591	592	593	594	595
596	597	598	599	600	601	602
603	604	605	606	607	608	609
610	611	612	613	614	615	616
617	618	619	620	621	622	623
624	625	626	627	628	629	630
631	632	633	634	635	636	637
638	639	640	641	642	643	644
645	646	647	648	649	650	651
652	653	654	655	656	657	658
659	660	661	662	663	664	665
666	667	668	669	670	671	672
673	674	675	676	677	678	679
680	681	682	683	684	685	686
687	688	689	690	691	692	693
694	695	696	697	698	699	700
701	702	703	704	705	706	707
708	709	710	711	712	713	714
715	716	717	718	719	720	721
722	723	724	725	726	727	728
729	730	731	732	733	734	735
736	737	738	739	740	741	742
743	744	745	746	747	748	749
750	751	752	753	754	755	756
757	758	759	760	761	762	763
764	765	766	767	768	769	770
771	772	773	774	775	776	777
778	779	780	781	782	783	784
785	786	787	788	789	790	791
792	793	794	795	796	797	798
799	800	801	802	803	804	805
806	807	808	809	810	811	812
813	814	815	816	817	818	819
820	821	822	823	824	825	826
827	828	829	830	831	832	833
834	835	836	837	838	839	840
841	842	843	844	845	846	847
848	849	850	851	852	853	854
855	856	857	858	859	860	861
862	863	864	865	866	867	868
869	870	871	872	873	874	875
876	877	878	879	880	881	882
883	884	885	886	887	888	889
890	891	892	893	894	895	896
897	898	899	900	901	902	903
904	905	906	907	908	909	910
911	912	913	914	915	916	917
918	919	920	921	922	923	924
925	926	927	928	929	930	931
932	933	934	935	936	937	938
939	940	941	942	943	944	945
946	947	948	949	950	951	952
953	954	955	956	957	958	959
960	961	962	963	964	965	966
967	968	969	970	971	972	973
974	975	976	977	978	979	980
981	982	983	984	985	986	987
988	989	990	991	992	993	994
995	996	997	998	999	1000	
8	(1)	D105C	ADE STATE NETWORK ENGINEER	1	GRADE	IT09
9	(2)	D104C	ADE STATE SYSTEMS ADMINISTRATOR	1	GRADE	IT08
10	(3)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE	IT08
11	(4)	D006C	SOFTWARE ENGINEER LEAD	1	GRADE	IT08
12	(5)	D042C	DATA WAREHOUSE SPECIALIST	1	GRADE	IT06
13	(6)	D038C	SENIOR SOFTWARE SUPPORT ANALYST	1	GRADE	IT06
14	(7)	D037C	ADE APSCN APPLICATIONS MANAGER	3	GRADE	IT05
15	(8)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE	IT05
16	(9)	D055C	ADE APSCN FIELD ANALYST	25	GRADE	IT04
17	(10)	D079C	COMPUTER SUPPORT TECHNICIAN	1	GRADE	IT02
18	(11)	N047N	ADE APSCN DIRECTOR	1	GRADE	GS15
19	(12)	G012C	ADE ASSISTANT TO DIRECTOR	3	GRADE	GS12
20	(13)	G050C	ADE APSCN DIVISION MANAGER	3	GRADE	GS10
21	(14)	A089C	ACCOUNTANT I	1	GRADE	GS07
22	(15)	C020C	STUDENT APPLICATIONS SPECIALIST	4	GRADE	GS06
23	(16)	D077C	HELP DESK SPECIALIST	2	GRADE	GS05
24	(17)	C056C	ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE	GS04
25			MAX. NO. OF EMPLOYEES	51		

27 SECTION 3. APPROPRIATION - ARKANSAS PUBLIC SCHOOL NETWORK. There is
 28 hereby appropriated, to the Department of Education, to be payable from the
 29 Division of Elementary and Secondary Education Public School Fund Account,
 30 for personal services and operating expenses of the Department of Education -
 31 Division of Elementary and Secondary Education - Arkansas Public School
 32 Computer Network for the fiscal year ending June 30, 2021, the following:

34	35	36	37	38	39	40
41	42	43	44	45	46	47
48	49	50	51	52	53	54
55	56	57	58	59	60	61
62	63	64	65	66	67	68
69	70	71	72	73	74	75
76	77	78	79	80	81	82
83	84	85	86	87	88	89
90	91	92	93	94	95	96
97	98	99	100	101	102	103
104	105	106	107	108	109	110
111	112	113	114	115	116	117
118	119	120	121	122	123	124
125	126	127				

1	(02) PERSONAL SERVICES MATCHING	869,936
2	(03) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	19,245,839
4	(B) CONF. & TRAVEL	7,250
5	(C) PROF. FEES	0
6	(D) CAP. OUTLAY	200,000
7	(E) DATA PROC.	0
8	(04) DATA ACCESS IMPLEMENTATION	<u>300,000</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$23,382,575</u>

10

11 SECTION 4. REGULAR SALARIES - OFFICE OF EDUCATION RENEWAL ZONES. There
 12 is hereby established for the Department of Education - Division of
 13 Elementary and Secondary Education - Office of Education Renewal Zones for
 14 the 2020-2021 fiscal year, the following maximum number of regular employees.

15

16		Maximum Annual
17		Salary Rate
18	Item Class	Fiscal Year
19	<u>No. Code Title</u>	<u>2020-2021</u>
20	(1) E020C ADE OERZ TECHNICAL ASSIST SPECIALIST	3 GRADE GS08
21	(2) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u> GRADE GS04
22	MAX. NO. OF EMPLOYEES	4

23

24 SECTION 5. APPROPRIATION - OFFICE OF EDUCATION RENEWAL ZONES. There is
 25 hereby appropriated, to the Department of Education, to be payable from the
 26 Division of Elementary and Secondary Education Public School Fund Account,
 27 for personal services, operating expenses, and grants by the Department of
 28 Education - Division of Elementary and Secondary Education - Office of
 29 Education Renewal Zones for the fiscal year ending June 30, 2021, the
 30 following:

31

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2020-2021</u>
34	(01) REGULAR SALARIES	\$166,848
35	(02) PERSONAL SERVICES MATCHING	57,217
36	(03) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	25,000
2	(B) CONF. & TRAVEL	3,000
3	(C) PROF. FEES	0
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	0
6	(04) EDUCATIONAL RENEWAL ZONE GRANTS	<u>1,101,150</u>
7	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,353,215</u></u>

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

There is hereby appropriated, to the Department of Education, to be payable from the Division of Elementary and Secondary Education Public School Fund Account, for grants and aid to provide additional funding to school districts currently below the statutory minimum teacher salary schedule by the Department of Education - Division of Elementary and Secondary Education - Educator Compensation Reform Grants and Aid for the fiscal year ending June 30, 2021, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2020-2021</u>
(01) EDUCATOR COMPENSATION REFORM	<u><u>\$60,000,000</u></u>

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. R.I.S.E. ARKANSAS - CARRY FORWARD. Any unexpended balance of monies allocated for R.I.S.E. Arkansas remaining on June 30, ~~2020~~ 2021, in the Division of Elementary and Secondary Education Public School Fund Account shall be designated and retained for the R.I.S.E. Arkansas. Any carry forward of unexpended balance of funding as authorized herein, may be carried forward under the following conditions:

(1) Prior to June 30, ~~2020~~ 2021 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

1 Agency, Board, Commission or Institution and the amount of the funding
2 carried forward, the program name or line item, the funding source of that
3 appropriation and a copy of the written request set forth in item (1) above;

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

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

16 The provisions of this section shall be in effect only from July 1, ~~2019~~
17 2020 through June 30, ~~2020~~ 2021.

18
19 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
21 ALLOCATION. The appropriation for the Isolated Funding line item in the
22 Grants and Aid to Local School Districts and Special Programs section of this
23 Act may be fully funded. Any funding and appropriation for Isolated Funding
24 that is not utilized shall be transferred to the appropriation for Special
25 Needs Isolated Funding in the Grants and Aid to Local School Districts and
26 Special Programs section of this Act and shall be used there for fully
27 funding each subsection (c) through (f) of Arkansas Code § 6-20-604 on a pro
28 rata basis until the available funds are exhausted. Pro rata basis is defined
29 as providing each district qualifying for additional funding under
30 subsections (c) through (f) a proportionate share based on how each
31 district's additional funding amount bears to the total additional funding
32 amounts for all qualifying districts. If any funding and appropriation
33 remains after funding each subsection (c) through (f) of Arkansas Code § 6-
34 20-604 the remaining balance shall be used to fund the provisions of Arkansas
35 Code § 6-20-604 (h) on an equal basis until the available funds are
36 exhausted.

1 The provisions of this section shall be in effect only from July 1, ~~2019~~
2 2020 through June 30, ~~2020~~ 2021.

3
4 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS TO
6 SCHOOL DISTRICTS. For the purposes of distributing the Grants To School
7 Districts appropriation in the Grants and Aid to Local School Districts and
8 Special Programs section of this Act, "school district" means a school
9 district which contracts with a school district in an adjoining state for the
10 education of some of the pupils within the Arkansas school district because
11 the portion of the school district wherein such pupils live is completely
12 separated from the remainder of the school district by a reservoir covering
13 at least 12,000 acres at normal water level, and where to attend school in
14 their own district, the pupils of said portion would be required to travel or
15 to be transported a distance (measured by the nearest highway or road route)
16 of more than 35 miles round trip and pass through another school district or
17 districts. The Department of Education shall distribute the monies
18 appropriated for Grants to School Districts in the Grants and Aid to Local
19 School Districts and Special Programs section of this Act to such school
20 districts as reimbursement for expenses incurred in educating the pupils
21 residing in the separated portion of the school district. The payments are to
22 be limited to the amount of available appropriation. Such school districts
23 shall file a request for reimbursement with the Department of Education and
24 provide the Department of Education with such documentation as is deemed
25 necessary.

26 The provisions of this section shall be in effect only from July 1, ~~2019~~
27 2020 through June 30, ~~2020~~ 2021.

28
29 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
31 EDUCATION SERVICES. The funds appropriated in the line item "Special
32 Education Services" in the Grants and Aid to Local School Districts and
33 Special Programs section of this Act shall be used to provide extended year
34 summer programs for handicapped students in need of such services, to provide
35 special education services to foster children who are wards of the State, and
36 to provide funds for the payment of salaries of special education

1 supervisors. The Department of Education shall distribute such funds in the
2 manner necessary to carry out the intent of this Section.

3 The provisions of this section shall be in effect only from July 1, ~~2019~~
4 2020 through June 30, ~~2020~~ 2021.

5

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

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

11 The provisions of this section shall be in effect only from July 1, ~~2019~~
12 2020 through June 30, ~~2020~~ 2021.

13

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

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

19 The provisions of this section shall be in effect only from July 1, ~~2019~~
20 2020 through June 30, ~~2020~~ 2021.

21

22 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

24 AUTHORITY. The Commissioner of the Department of Education, with the approval
25 of the Chief Fiscal Officer of the State and after approval by the Arkansas
26 Legislative Council or Joint Budget Committee, is hereby authorized to
27 request necessary appropriation transfers and any other budget related
28 adjustments necessary within the Department of Education. Provided, however,
29 that the Department of Education shall be limited to submitting no more than
30 two transfer requests during any fiscal year.

31 Determining the maximum number of employees and the maximum amount of
32 appropriation and general revenue funding for a state agency each fiscal year
33 is the prerogative of the General Assembly. This is usually accomplished by
34 delineating such maximums in the appropriation act(s) for a state agency and
35 the general revenue allocations authorized for each fund and fund account by
36 amendment to the Revenue Stabilization law. Further, the General Assembly

1 has determined that the Department of Education may operate more efficiently
2 if some flexibility is provided to the Commissioner of the Department of
3 Education authorizing broad powers under the Transfer Authority provision
4 herein. Therefore, it is both necessary and appropriate that the General
5 Assembly maintain oversight by requiring prior approval of the Legislative
6 Council or Joint Budget Committee as provided by this section. The
7 requirement of approval by the Legislative Council or Joint Budget Committee
8 is not a severable part of this section. If the requirement of approval by
9 the Legislative Council or Joint Budget Committee is ruled unconstitutional
10 by a court jurisdiction, this entire section is void.

11 The provisions of this section shall be in effect only from July 1, ~~2019~~
12 2020 through June 30, ~~2020~~ 2021.

13

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

22 The provisions of this section shall be in effect only from July 1, ~~2019~~
23 2020 through June 30, ~~2020~~ 2021.

24

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

35 The provisions of this section shall be in effect only from July 1, ~~2019~~
36 2020 through June 30, ~~2020~~ 2021.

1
2 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BETTER
4 CHANCE PROGRAM ADMINISTRATIVE FEES. The Department of Education is hereby
5 authorized to expend a maximum of two percent (2%) of available funds for
6 administration of the Better Chance Program. Up to 1.8% of available funds
7 shall be used to administer the program and to monitor program grantees to
8 ensure compliance with programmatic standards. Prior to the utilization of
9 the remaining 0.2% of available funds, the Department of Education shall seek
10 prior review and approval of the Arkansas Legislative Council or Joint Budget
11 Committee by providing a written request to include the following: a) the
12 Department's reason(s) for the use of the funds and b) the amount of funds
13 that will be expended. The Department may contract with the Division of
14 Elementary and Secondary Education to administer the program.

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

28 The provisions of this section shall be in effect only from July 1, ~~2019~~
29 2020 through June 30, ~~2020~~ 2021.

30
31 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AVERAGE
33 TEACHER SALARY. The Arkansas Department of Education is requested to
34 calculate Average Teacher Salary in the Department's Annual Statistical
35 Report to not include extra duty funds. Specifically, the Department is
36 requested to calculate the Average Teacher Salary amount using the National

1 Education Association definitions for Average Salary for Classroom Teachers.
2 The Arkansas Department of Education shall submit this data annually to the
3 National Education Association in accordance with that organization's
4 deadlines for submission for their report "Rankings and Estimates" which
5 includes state-by-state teacher salary comparisons.

6 The provisions of this section shall be in effect only from July 1, 2019
7 2020 through June 30, ~~2020~~ 2021.

8

9 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
11 FORWARD - ARKANSAS BETTER CHANCE. Any unexpended balance of monies allocated
12 for the Arkansas Better Chance for School Success Program remaining on June
13 30, ~~2020~~ 2021, in the Division of Elementary and Secondary Education Public
14 School Fund Account shall be designated and retained for the Arkansas Better
15 Chance for School Success Program.

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

18 (1) Prior to June 30, ~~2020~~ 2021 the Agency shall by written statement set
19 forth its reason(s) for the need to carry forward said funding to the
20 Department of Finance and Administration Office of Budget;

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

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

36 (4) Thereupon, the Department of Finance and Administration shall include

1 all information obtained in item (3) above in the budget manuals and/or a
2 statement of non-compliance by the Agency, Board, Commission or Institution.

3 The provisions of this section shall be in effect only from July 1, ~~2019~~
4 2020 through June 30, ~~2020~~ 2021.

5

6 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PUBLIC
8 SCHOOL RETIREE HEALTH INSURANCE. The Employee Benefits Division may use up to
9 eleven dollars and twenty cents (\$11.20) from each contribution made under
10 Arkansas Code §6-17-1117(a) to offset the cost of health insurance premiums
11 to eligible members electing to participate in the public school employees'
12 health insurance program as a retiree.

13 The provisions of this section shall be in effect only from July 1, ~~2019~~
14 2020 through June 30, ~~2020~~ 2021.

15

16 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
18 ARKANSAS/STRIVE PROGRAM TRANSFER. The Chief Fiscal Officer of the State
19 shall transfer on his books and those of the State Treasurer and the State
20 Auditor, the sum of two hundred thousand dollars (\$200,000) during each
21 fiscal year from the Division of Elementary and Secondary Education Public
22 School Fund Account to the University of Arkansas at Little Rock Fund,
23 specifically to provide funding for the Arkansas/STRIVE Program. The total
24 amount of funds transferred each fiscal year pursuant to this section shall
25 not be subject to any indirect costs by the University of Arkansas at Little
26 Rock.

27 The provisions of this section shall be in effect only from July 1, ~~2019~~
28 2020 through June 30, ~~2020~~ 2021.

29

30 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HEALTH
32 INSURANCE. The appropriation contained herein for Public School Employee
33 Insurance each fiscal year shall be used to provide the state contribution
34 for insurance premiums for employees of the Cooperative Education Services
35 Areas, Vocational Centers, and the school operated by the Department of
36 Correction who participate in the Arkansas Public School Life and Health

1 Insurance Program.

2 The provisions of this section shall be in effect only from July 1, ~~2019~~
3 2020 through June 30, ~~2020~~ 2021.

4

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

7 ALTERNATIVE LEARNING ENVIRONMENT. The Department of Education may provide
8 funding for Alternative Learning Environment Programs in excess of the
9 regulatory limitation of six (6) hours per day for those programs that
10 operate more than twelve hours per day, in a proportionate manner and upon
11 special request to the Department of Education.

12 The provisions of this section shall be in effect only from July 1, ~~2019~~
13 2020 through June 30, ~~2020~~ 2021.

14

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

20 The provisions of this section shall be in effect only from July 1, ~~2019~~
21 2020 through June 30, ~~2020~~ 2021.

22

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

25 ADDITIONAL PUBLIC SCHOOL EMPLOYEE HEALTH INSURANCE FUNDING PROVISION.

26 Effective for the plan year beginning January 1, ~~2019~~ 2020, if ninety-eight
27 percent (98%) of the uniform rate of tax used in the calculation of State
28 Foundation Funding Aid for fiscal year ~~2019-2020~~ 2020-2021 exceeds nine
29 hundred twenty million seven hundred thirty-one thousand eight hundred
30 nineteen dollars (\$920,731,819), the Department of Education shall pay up to
31 fifteen million dollars (\$15,000,000) of the total increase over the nine
32 hundred twenty million seven hundred thirty-one thousand eight hundred
33 nineteen dollars (\$920,731,819) to the Employee Benefits Division in
34 additional health insurance contributions for eligible employees electing to
35 participate in the public school employees' health insurance program
36 administered by the State and Public School Life and Health Insurance Board.

1 The Department of Education shall make the contributions by transferring
2 funds to the division in quarterly installments. Funds provided by the
3 Department of Education to the division under this section shall be
4 administered by the board for the benefit of the employee participants of the
5 public school employees' health insurance program.

6 The provisions of this section shall be in effect only from July 1, ~~2019~~
7 2020 through June 30, ~~2020~~ 2021.

8

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

20 The provisions of this section shall be in effect only from July 1, ~~2019~~
21 2020 through June 30, ~~2020~~ 2021.

22

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

1 experience, or both, in implementing the EAST Initiative.

2 The provisions of this section shall be in effect only from July 1, ~~2019~~
3 2020 through June 30, ~~2020~~ 2021.

4
5 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

29 The provisions of this section shall be in effect only from July 1, ~~2019~~
30 2020 through June 30, ~~2020~~ 2021.

31
32 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

34 PROFESSIONAL DEVELOPMENT.

35 (a) Of the total amount appropriated for Professional Development
36 Funding, three million five hundred thousand dollars (\$3,500,000) may be

1 authorized by the Commissioner of the Department of Education to be used by
2 the Department of Education to develop and implement statewide professional
3 development support systems for teachers that will benefit student
4 achievement.

5 (b)(1) The Department of Education shall annually report the following
6 information concerning the Arkansas Online Professional Development
7 Initiative under § 6-17-707:

- 8 (1) Annual expenditure information;
- 9 (2) Statistical information pertaining to users of the
10 initiative;
- 11 (3) Course offerings;
- 12 (4) Course hours completed; and
- 13 (5) Certificates awarded.

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

- 16 (1) Governor;
- 17 (2) Legislative Council or, if the General Assembly is
18 in session, the Joint Budget Committee;
- 19 (3) Senate Committee on Education;
- 20 (4) House Committee on Education; and
- 21 (5) Department of Finance and Administration.

22 (c) The provisions of this section shall be in effect only from July 1,
23 ~~2019~~ 2020 through June 30, ~~2020~~ 2021.

24

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

28 (a)(1) Of the appropriation and funding for the NSL MATCHING GRANT
29 PROGRAM Item in the Grants and Aid to Local School Districts and Special
30 Programs section of this Act, five million three hundred thousand dollars
31 (\$5,300,000) shall be set aside by the Department of Education and shall be
32 used for school district expenditures for evidence-based programs to improve
33 academic achievement of identified national school lunch students.

34 (2) These programs shall be limited to:

- 35 (A) Tutors as set out in § 6-20-2305(b)(4)(C)(i)(b)(4);
- 36 (B) Before-school academic programs and after-school academic

1 programs, including transportation to and from the programs
2 under § 6-20-2305(b)(4)(C)(i)(b)(2); and

3 (C) Prekindergarten programs under § 6-20-2305(b)(4)(C)(i)(b)(3).

4 (b)(1) Set aside funds authorized in subsection (a) of this section
5 shall be distributed to school districts on a dollar for dollar matching
6 basis of school district expenditures for programs under subsection (a) of
7 this section on a pro rata basis until the available funds are exhausted.

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

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

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

18 (e) The provisions of this section shall be in effect only from July 1,
19 ~~2019~~ 2020 through June 30, ~~2020~~ 2021.

20

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

28 The provisions of this section shall be in effect only from July 1,
29 ~~2019~~ 2020 through June 30, ~~2020~~ 2021.

30

31 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EDUCATOR
33 COMPENSATION REFORM SUB-FUND. Upon the effective date of this Act, or as
34 soon thereafter as practical, the Arkansas State Treasurer shall transfer
35 \$60,000,000 from the Educational Adequacy Fund to the Public School Fund to
36 be used solely for the implementation of the Educator Compensation Reform

1 Program. Funds shall be kept separate from all other monies in the Public
2 School Fund and are to be utilized over a four-year period, beginning July 1,
3 2019, to assist school districts in ensuring that all educators in Arkansas
4 public school districts receive a minimum annual salary of \$36,000 by July 1,
5 2023. The Educator Compensation Reform Fund shall not be considered part of
6 a school district's net legal balance or net legal balance revenues for the
7 purpose of meeting the requirements on limitation of fund balances pursuant
8 to A.C.A. 6-20-2210. The Arkansas Department of Education shall promulgate
9 rules to administer this section.

10 The provisions of this section shall be in effect only from July 1,
11 ~~2019~~ 2020 through June 30, ~~2020~~ 2021.

12
13 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ENHANCED
15 STUDENT ACHIEVEMENT FUNDING NAME CHANGE. Any appropriation titled "ENHANCED
16 STUDENT ACHIEVEMENT FUNDING" or abbreviated as "ESA" as named by SB605 of
17 2019 may also be known as "NATIONAL SCHOOL LUNCH" funding or abbreviated as
18 "NSL" and shall be used for the same purposes as set out in law.

19 The provisions of this section shall be in effect only from July 1, ~~2019~~
20 2020 through June 30, ~~2020~~ 2021.

21
22 SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
23 authorized by this act shall be limited to the appropriation for such agency
24 and funds made available by law for the support of such appropriations; and
25 the restrictions of the State Procurement Law, the General Accounting and
26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
27 Procedures and Restrictions Act, or their successors, and other fiscal
28 control laws of this State, where applicable, and regulations promulgated by
29 the Department of Finance and Administration, as authorized by law, shall be
30 strictly complied with in disbursement of said funds.

31
32 SECTION 34. LEGISLATIVE INTENT. It is the intent of the General
33 Assembly that any funds disbursed under the authority of the appropriations
34 contained in this act shall be in compliance with the stated reasons for
35 which this act was adopted, as evidenced by the Agency Requests, Executive
36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or
2 summarized oral testimony in the official minutes of the Arkansas Legislative
3 Council or Joint Budget Committee which relate to its passage and adoption.
4

5 SECTION 35. EMERGENCY CLAUSE. It is found and determined by the
6 General Assembly, that the Constitution of the State of Arkansas prohibits
7 the appropriation of funds for more than a one (1) year period; that the
8 effectiveness of this Act on July 1, 2020 is essential to the operation of
9 the agency for which the appropriations in this Act are provided, and that in
10 the event of an extension of the legislative session, the delay in the
11 effective date of this Act beyond July 1, 2020 could work irreparable harm
12 upon the proper administration and provision of essential governmental
13 programs. Therefore, an emergency is hereby declared to exist and this Act
14 being necessary for the immediate preservation of the public peace, health
15 and safety shall be in full force and effect from and after July 1, 2020.
16

17
18 */s/Joint Budget Committee*
19

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21 **APPROVED: 4/20/20**
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