

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

SENATE BILL 76

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
10 EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2024;
11 AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF EDUCATION
15 APPROPRIATION FOR THE 2023-2024 FISCAL
16 YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Education for the 2023-2024 fiscal year,
24 the following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
30	(1) SC004	SECRETARY OF EDUCATION	1	GRADE SE05
31	(2) U089U	DHE DEPUTY DIRECTOR	1	GRADE SE02
32	(3) D011N	ADE DIRECTOR OF INFORMATION SYSTEMS	1	GRADE SE01
33	(4) N009N	ASST COMMISSIONER FISCAL & ADMIN SVCS	1	GRADE SE01
34	(5) D006N	STATE SYSTEMS ARCHITECT	1	GRADE IT10
35	(6) E007N	ADE DIRECTOR OF COMPUTER SCIENCE	1	GRADE IT09
36	(7) D022N	IT SENIOR PROJECT MANAGER	1	GRADE IT09



1	(8)	D006C SOFTWARE ENGINEER LEAD	1	GRADE IT08
2	(9)	D030C INFORMATION SYSTEMS COORDINATOR	3	GRADE IT07
3	(10)	D028C SENIOR SOFTWARE SUPPORT SPECIALIST	1	GRADE IT07
4	(11)	D038C SENIOR SOFTWARE SUPPORT ANALYST	2	GRADE IT06
5	(12)	D047C INFORMATION SYSTEMS BUSINESS ANALYST	1	GRADE IT05
6	(13)	D061C INFORMATION SYSTEMS COORDINATION SPEC	1	GRADE IT05
7	(14)	G001N ADE LITIGATION ATTORNEY	1	GRADE GS15
8	(15)	G281C ADE POLICY & SPECIAL PROJECTS DIRECTOR	1	GRADE GS15
9	(16)	N002N DHE SENIOR ASSOC DIRECTOR	2	GRADE GS15
10	(17)	N069N ADE SPECIAL ADVISOR	1	GRADE GS14
11	(18)	E001N ADE COORDINATOR SPECIAL PROGRAMS	1	GRADE GS13
12	(19)	G019C GENERAL COUNSEL	1	GRADE GS13
13	(20)	G012C ADE ASSISTANT TO DIRECTOR	3	GRADE GS12
14	(21)	E076C ADE CAREER EDUCATION DIVISION MANAGER	1	GRADE GS12
15	(22)	G025C ATTORNEY SUPERVISOR	1	GRADE GS12
16	(23)	A027C ACCOUNTING OPERATIONS MANAGER	2	GRADE GS11
17	(24)	N149N ADE COORD FISCAL DISTRESS	1	GRADE GS11
18	(25)	A031C ASSISTANT CONTROLLER	1	GRADE GS11
19	(26)	G047C ATTORNEY SPECIALIST	2	GRADE GS11
20	(27)	E006C PUBLIC SCHOOL PROGRAM MANAGER	1	GRADE GS11
21	(28)	E061C ACE PROGRAM COORDINATOR	1	GRADE GS10
22	(29)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
23	(30)	G073C ATTORNEY	1	GRADE GS10
24	(31)	E016C PUBLIC SCHOOL PROGRAM COORDINATOR	1	GRADE GS10
25	(32)	A052C ACCOUNTING COORDINATOR	1	GRADE GS09
26	(33)	G074C ADE COORD OF GOVERNMENTAL AFFAIRS	1	GRADE GS09
27	(34)	A032C ADE FINANCE PROGRAM COORDINATOR	1	GRADE GS09
28	(35)	A038C FISCAL SUPPORT MANAGER	4	GRADE GS09
29	(36)	G109C GRANTS MANAGER	1	GRADE GS09
30	(37)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
31	(38)	E019C PUBLIC SCHOOL PROGRAM ADVISOR	2	GRADE GS09
32	(39)	A082C ACCOUNTANT II	2	GRADE GS08
33	(40)	G093C OPERATIONS MANAGER	3	GRADE GS08
34	(41)	R014C PERSONNEL MANAGER	3	GRADE GS08
35	(42)	V007C PROCUREMENT COORDINATOR	1	GRADE GS08
36	(43)	A041C PROGRAM FISCAL MANAGER	1	GRADE GS08

1	(44)	A089C ACCOUNTANT I	1	GRADE GS07
2	(45)	R024C ASSISTANT PERSONNEL MANAGER	1	GRADE GS07
3	(46)	S008C CAMPUS MAINTENANCE SUPERVISOR	2	GRADE GS07
4	(47)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
5	(48)	A075C FINANCIAL ANALYST I	1	GRADE GS07
6	(49)	G147C GRANTS COORDINATOR	1	GRADE GS07
7	(50)	P020C PRODUCTION ARTIST	1	GRADE GS07
8	(51)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
9	(52)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
10	(53)	S033C MAINTENANCE SUPERVISOR	1	GRADE GS06
11	(54)	A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
12	(55)	A090C PAYROLL SERVICES SPECIALIST	2	GRADE GS05
13	(56)	C056C ADMINISTRATIVE SPECIALIST III	2	GRADE GS04
14	(57)	A098C FISCAL SUPPORT SPECIALIST	2	GRADE GS04
15	(58)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
16	(59)	V020C INVENTORY CONTROL MANAGER	1	GRADE GS04
17	(60)	C046C LEGAL SUPPORT SPECIALIST	1	GRADE GS04
18	(61)	S046C MAINTENANCE TECHNICIAN	1	GRADE GS04
19	(62)	C073C ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE GS03
20		MAX. NO. OF EMPLOYEES	84	

21

22 SECTION 2. EXTRA HELP - SHARED SERVICES PAYING ACCOUNT. There is
 23 hereby authorized, for the Department of Education - Shared Services Paying
 24 Account for the 2023-2024 fiscal year, the following maximum number of part-
 25 time or temporary employees, to be known as "Extra Help", payable from funds
 26 appropriated herein for such purposes: six (6) temporary or part-time
 27 employees, when needed, at rates of pay not to exceed those provided in the
 28 Uniform Classification and Compensation Act, or its successor, or this act
 29 for the appropriate classification.

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31 SECTION 3. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
 32 hereby appropriated, to the Department of Education, to be payable from the
 33 paying account as determined by the Chief Fiscal Officer of the State, for
 34 personal services and operating expenses of the Department of Education -
 35 Shared Services for the fiscal year ending June 30, 2024, the following:

36

1	ITEM	FISCAL YEAR
2	NO.	2023-2024
3	(01) REGULAR SALARIES	\$5,806,570
4	(02) EXTRA HELP	80,000
5	(03) PERSONAL SERVICES MATCHING	1,900,346
6	(04) MAINT. & GEN. OPERATION	
7	(A) OPER. EXPENSE	100,000
8	(B) CONF. & TRAVEL	10,000
9	(C) PROF. FEES	0
10	(D) CAP. OUTLAY	0
11	(E) DATA PROC.	<u>0</u>
12	TOTAL AMOUNT APPROPRIATED	<u><u>\$7,896,916</u></u>

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14 SECTION 4. REGULAR SALARIES - STATE OPERATIONS. There is hereby
 15 established for the Department of Education - Division of Elementary and
 16 Secondary Education for the 2023-2024 fiscal year, the following maximum
 17 number of regular employees.

18

19				Maximum Annual
20				Salary Rate
21	Item	Class	Maximum	Fiscal Year
22	No.	Code Title	No. of	2023-2024
23	(1)	U033U COMMISSIONER OF EDUCATION	1	GRADE SE05
24	(2)	U027U DEPUTY COMMISSIONER OF EDUCATION	1	GRADE SE03
25	(3)	N005N ADE ASST COMMISSIONER LEARNING SERVICES	1	GRADE SE01
26	(4)	N006N ADE ASST COMMISSIONER PUB SCH ACCOUNT	1	GRADE SE01
27	(5)	N008N ASST COMMISSIONER RESEARCH & TECHNOLOGY	1	GRADE SE01
28	(6)	N010N ASST COMMR EDUC EFFECTIVENESS	1	GRADE SE01
29	(7)	L027C REGISTERED NURSE SUPERVISOR	1	GRADE MP02
30	(8)	D104C ADE STATE SYSTEMS ADMINISTRATOR	4	GRADE IT08
31	(9)	D030C INFORMATION SYSTEMS COORDINATOR	1	GRADE IT07
32	(10)	D054C COMPUTER SUPPORT COORDINATOR	1	GRADE IT05
33	(11)	D047C INFORMATION SYSTEMS BUSINESS ANALYST	2	GRADE IT05
34	(12)	D052C SOFTWARE SUPPORT ANALYST	1	GRADE IT05
35	(13)	D044C SYSTEMS ANALYST	1	GRADE IT05
36	(14)	D064C WEBSITE DEVELOPER	1	GRADE IT04

1	(15)	D079C COMPUTER SUPPORT TECHNICIAN	1	GRADE IT02
2	(16)	E072C DIRECTOR OF COMPUTER SCIENCE AND STEM	1	GRADE GS15
3	(17)	N069N ADE SPECIAL ADVISOR	6	GRADE GS14
4	(18)	E003N ADE COORD SCH. IMP / STANDARDS ASSUR	1	GRADE GS13
5	(19)	E001N ADE COORDINATOR SPECIAL PROGRAMS	3	GRADE GS13
6	(20)	A010C AGENCY CONTROLLER II	1	GRADE GS13
7	(21)	G012C ADE ASSISTANT TO DIRECTOR	6	GRADE GS12
8	(22)	G006C ADE SPECIAL EDUCATION DIVISION MGR	1	GRADE GS12
9	(23)	A021C AGENCY CONTROLLER I	1	GRADE GS12
10	(24)	E006N ADE COORD COMPUTER SCIENCE	1	GRADE GS11
11	(25)	E069C ADE DIRECTOR OF MEDICAID IN SCHOOLS	1	GRADE GS11
12	(26)	E006C PUBLIC SCHOOL PROGRAM MANAGER	13	GRADE GS11
13	(27)	E007C ADE OERZ DIRECTOR	1	GRADE GS10
14	(28)	G075C ADE PROGRAM ADMINISTRATOR	3	GRADE GS10
15	(29)	E016C PUBLIC SCHOOL PROGRAM COORDINATOR	19	GRADE GS10
16	(30)	A052C ACCOUNTING COORDINATOR	5	GRADE GS09
17	(31)	A032C ADE FINANCE PROGRAM COORDINATOR	2	GRADE GS09
18	(32)	A050C AGENCY FISCAL MANAGER	1	GRADE GS09
19	(33)	A038C FISCAL SUPPORT MANAGER	4	GRADE GS09
20	(34)	G109C GRANTS MANAGER	2	GRADE GS09
21	(35)	P004C PUBLIC INFORMATION MANAGER	3	GRADE GS09
22	(36)	E019C PUBLIC SCHOOL PROGRAM ADVISOR	102	GRADE GS09
23	(37)	E066C DCCECE EDUCATION MANAGER	1	GRADE GS08
24	(38)	E026C EDUCATION & INSTRUCTION COORDINATOR	1	GRADE GS08
25	(39)	L043C HEALTH PROGRAM SPECIALIST III	1	GRADE GS08
26	(40)	L035C NUTRITIONIST CONSULTANT	9	GRADE GS08
27	(41)	G093C OPERATIONS MANAGER	1	GRADE GS08
28	(42)	A041C PROGRAM FISCAL MANAGER	5	GRADE GS08
29	(43)	A089C ACCOUNTANT I	1	GRADE GS07
30	(44)	G267C DHS PROGRAM ELIGIBILITY ANALYST	1	GRADE GS07
31	(45)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
32	(46)	A063C RESEARCH & STATISTICS SUPERVISOR	1	GRADE GS07
33	(47)	C037C ADMINISTRATIVE ANALYST	12	GRADE GS06
34	(48)	M053C CHILD CARE SERVICE SPECIALIST	5	GRADE GS06
35	(49)	A074C FISCAL SUPPORT SUPERVISOR	4	GRADE GS06
36	(50)	G180C GRANTS ANALYST	2	GRADE GS06

1	(51)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
2	(52)	G179C LEGAL SERVICES SPECIALIST	1	GRADE GS06
3	(53)	G178C POLICY DEVELOPMENT COORDINATOR	4	GRADE GS06
4	(54)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
5	(55)	C022C BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
6	(56)	V014C BUYER	1	GRADE GS05
7	(57)	A091C FISCAL SUPPORT ANALYST	3	GRADE GS05
8	(58)	D077C HELP DESK SPECIALIST	1	GRADE GS05
9	(59)	C056C ADMINISTRATIVE SPECIALIST III	35	GRADE GS04
10	(60)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
11	(61)	C073C ADMINISTRATIVE SPECIALIST II	<u>19</u>	GRADE GS03
12		MAX. NO. OF EMPLOYEES	309	

13

14 SECTION 5. EXTRA HELP - STATE OPERATIONS. There is hereby authorized,
 15 for the Department of Education - Division of Elementary and Secondary
 16 Education - State Operations for the 2023-2024 fiscal year, the following
 17 maximum number of part-time or temporary employees, to be known as "Extra
 18 Help", payable from funds appropriated herein for such purposes: eight (8)
 19 temporary or part-time employees, when needed, at rates of pay not to exceed
 20 those provided in the Uniform Classification and Compensation Act, or its
 21 successor, or this act for the appropriate classification.

22

23 SECTION 6. APPROPRIATION - STATE OPERATIONS. There is hereby
 24 appropriated, to the Department of Education, to be payable from the Division
 25 of Elementary and Secondary Education Fund Account, for personal services and
 26 operating expenses of the Department of Education - Division of Elementary
 27 and Secondary Education - State Operations for the fiscal year ending June
 28 30, 2024, the following:

29

30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2023-2024</u>
32	(01) REGULAR SALARIES	\$13,693,329
33	(02) EXTRA HELP	160,000
34	(03) PERSONAL SERVICES MATCHING	4,692,935
35	(04) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	3,411,057

1	(B) CONF. & TRAVEL	93,161
2	(C) PROF. FEES	100,000
3	(D) CAP. OUTLAY	100,000
4	(E) DATA PROC.	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$22,250,482</u>

6

7 SECTION 7. APPROPRIATION - FEDERAL GRANTS ADMINISTRATION. There is

8 hereby appropriated, to the Department of Education, to be payable from the

9 federal funds as designated by the Chief Fiscal Officer of the State, for

10 personal services and operating expenses of the Department of Education -

11 Division of Elementary and Secondary Education - Federal Grants

12 Administration for the fiscal year ending June 30, 2024, the following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2023-2024</u>
16	(01) REGULAR SALARIES	\$254,677
17	(02) PERSONAL SERVICES MATCHING	85,837
18	(03) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	49,970
20	(B) CONF. & TRAVEL	19,672
21	(C) PROF. FEES	260,000
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	<u>0</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$670,156</u>

25

26 SECTION 8. APPROPRIATION - BUILDING MAINTENANCE. There is hereby

27 appropriated, to the Department of Education, to be payable from the

28 Educational Buildings Maintenance Fund, for operating expenses of the

29 Department of Education - Division of Elementary and Secondary Education -

30 Building Maintenance for the fiscal year ending June 30, 2024, the following:

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2023-2024</u>
34	(01) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	\$500,000
36	(B) CONF. & TRAVEL	0

1	(C) PROF. FEES	0
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$500,000</u></u>

5

6 SECTION 9. APPROPRIATION - REVOLVING LOAN CERTIFICATES PROGRAM. There

7 is hereby appropriated, to the Department of Education, to be payable from

8 the Education Revolving Loan Certificates Fund, for personal services,

9 operating expenses, and loans to school districts by the Department of

10 Education - Division of Elementary and Secondary Education - Revolving Loan

11 Certificates Fund for the fiscal year ending June 30, 2024, the following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2023-2024</u>
15	(01) REGULAR SALARIES	\$52,281
16	(02) PERSONAL SERVICES MATCHING	18,861
17	(03) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	27,500
19	(B) CONF. & TRAVEL	2,500
20	(C) PROF. FEES	10,000
21	(D) CAP. OUTLAY	0
22	(E) DATA PROC.	0
23	(04) LOANS TO SCHOOL DISTRICTS	<u>13,000,000</u>
24	TOTAL AMOUNT APPROPRIATED	<u><u>\$13,111,142</u></u>

25

26 SECTION 10. APPROPRIATION - CHILD NUTRITION PROGRAM. There is hereby

27 appropriated, to the Department of Education, to be payable from the federal

28 funds as designated by the Chief Fiscal Officer of the State, for personal

29 services, operating expenses, aid and reimbursements of the Department of

30 Education - Division of Elementary and Secondary Education - Child Nutrition

31 Program for the fiscal year ending June 30, 2024, the following:

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2023-2024</u>
35	(01) REGULAR SALARIES	\$1,157,077
36	(02) PERSONAL SERVICES MATCHING	423,435

1	(03) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	1,172,100
3	(B) CONF. & TRAVEL	52,600
4	(C) PROF. FEES	156,400
5	(D) CAP. OUTLAY	50,000
6	(E) DATA PROC.	0
7	(04) SCHOOL FOOD SERVICE/NUTRITION ED	425,000,000
8	(05) REFUNDS/REIMBURSEMENTS	<u>450,000</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$428,461,612</u>

10

11 SECTION 11. EXTRA HELP - FEDERAL ELEMENTARY AND SECONDARY EDUCATION.

12 There is hereby authorized, for the Department of Education - Division of
 13 Elementary and Secondary Education - Federal Elementary and Secondary
 14 Education for the 2023-2024 fiscal year, the following maximum number of
 15 part-time or temporary employees, to be known as "Extra Help", payable from
 16 funds appropriated herein for such purposes: three (3) temporary or part-
 17 time employees, when needed, at rates of pay not to exceed those provided in
 18 the Uniform Classification and Compensation Act, or its successor, or this
 19 act for the appropriate classification.

20

21 SECTION 12. APPROPRIATION - FEDERAL ELEMENTARY AND SECONDARY EDUCATION.

22 There is hereby appropriated, to the Department of Education, to be payable
 23 from the federal funds as designated by the Chief Fiscal Officer of the
 24 State, for personal services, operating expenses, aid and reimbursements of
 25 the Department of Education - Division of Elementary and Secondary Education
 26 - Federal Elementary and Secondary Education for the fiscal year ending June
 27 30, 2024, the following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2023-2024</u>
31	(01) REGULAR SALARIES	\$2,868,987
32	(02) EXTRA HELP	10,000
33	(03) PERSONAL SERVICES MATCHING	984,057
34	(04) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	91,242,005
36	(B) CONF. & TRAVEL	715,500

1	(C) PROF. FEES	12,851,105
2	(D) CAP. OUTLAY	200,000
3	(E) DATA PROC.	0
4	(05) ENTITLEMENT GRANT PROGRAMS	1,172,398,129
5	(06) REFUNDS/REIMBURSEMENTS	<u>1,110,000</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$1,282,379,783</u>

7

8 SECTION 13. APPROPRIATION - MULTIPLE GRANT AWARD PROGRAM. There is

9 hereby appropriated, to the Department of Education, to be payable from the

10 cash fund deposited in the State Treasury as determined by the Chief Fiscal

11 Officer of the State, for operating expenses and grants by the Department of

12 Education - Division of Elementary and Secondary Education - Multiple Grant

13 Award Program for the fiscal year ending June 30, 2024, the following:

15	ITEM	FISCAL YEAR
16	<u>NO.</u>	<u>2023-2024</u>
17	(01) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	\$422,000
19	(B) CONF. & TRAVEL	16,500
20	(C) PROF. FEES	40,000
21	(D) CAP. OUTLAY	100,000
22	(E) DATA PROC.	0
23	(02) MULTIPLE GRANT AWARDS	<u>1,900,000</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$2,478,500</u>

25

26 SECTION 14. APPROPRIATION - MEDICAID REIMBURSEMENT PROGRAM. There is

27 hereby appropriated, to the Department of Education, to be payable from the

28 cash fund deposited in the State Treasury as determined by the Chief Fiscal

29 Officer of the State, for Medicaid reimbursement and administration of the

30 Department of Education - Division of Elementary and Secondary Education -

31 Medicaid Reimbursement Program for the fiscal year ending June 30, 2024, the

32 following:

34	ITEM	FISCAL YEAR
35	<u>NO.</u>	<u>2023-2024</u>
36	(01) REFUNDS/REIMBURSEMENTS	\$13,659,017

1	(02) MEDICAID ADMIN	<u>10,500</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$13,669,517</u></u>

3
 4 SECTION 15. APPROPRIATION - ALTERNATIVE CERTIFICATION PROGRAM. There
 5 is hereby appropriated, to the Department of Education, to be payable from
 6 the cash fund deposited in the State Treasury as determined by the Chief
 7 Fiscal Officer of the State, for operating expenses and grants by the
 8 Department of Education - Division of Elementary and Secondary Education -
 9 Alternative Certification Program for the fiscal year ending June 30, 2024,
 10 the following:

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2023-2024</u>
14	(01) MAINT. & GEN. OPERATION	
15	(A) OPER. EXPENSE	\$227,367
16	(B) CONF. & TRAVEL	8,500
17	(C) PROF. FEES	35,420
18	(D) CAP. OUTLAY	0
19	(E) DATA PROC.	0
20	(02) ALT. CERT. PROG. GRANTS AND AID	<u>1,077,925</u>
21	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,349,212</u></u>

22
 23 SECTION 16. APPROPRIATION - CONFERENCES. There is hereby appropriated,
 24 to the Department of Education, to be payable from the cash fund deposited in
 25 the State Treasury as determined by the Chief Fiscal Officer of the State,
 26 for operating expenses of conferences sponsored by the Department of
 27 Education - Division of Elementary and Secondary Education - Conferences for
 28 the fiscal year ending June 30, 2024, the following:

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2023-2024</u>
32	(01) MAINT. & GEN. OPERATION	
33	(A) OPER. EXPENSE	\$400,000
34	(B) CONF. & TRAVEL	25,000
35	(C) PROF. FEES	50,000
36	(D) CAP. OUTLAY	0

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$475,000</u></u>

3

4 SECTION 17. APPROPRIATION - MEDICAID ADMINISTRATION CLAIMING PROGRAM.

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

6 from the cash fund deposited in the State Treasury as determined by the Chief

7 Fiscal Officer of the State, for reimbursement of school districts for

8 administrative activities that support the Arkansas Medicaid Program of the

9 Department of Education - Division of Elementary and Secondary Education -

10 Medicaid Administration Claiming Program for the fiscal year ending June 30,

11 2024, the following:

12		
13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2023-2024</u>
15	(01) AR MEDICAID ADMIN CLAIMS	<u><u>\$40,000,000</u></u>

16

17 SECTION 18. APPROPRIATION - ARKANSAS BETTER CHANCE PROGRAM -

18 ADMINISTRATION. There is hereby appropriated, to the Department of

19 Education, to be payable from the Division of Elementary and Secondary

20 Education Fund Account, for personal services and operating expenses of the

21 Department of Education - Division of Elementary and Secondary Education -

22 Arkansas Better Chance Program Administration for the fiscal year ending June

23 30, 2024, the following:

24		
25	ITEM	FISCAL YEAR
26	<u>NO.</u>	<u>2023-2024</u>
27	(01) REGULAR SALARIES	\$452,355
28	(02) PERSONAL SERVICES MATCHING	165,597
29	(03) MAINT. & GEN. OPERATION	
30	(A) OPER. EXPENSE	1,245,291
31	(B) CONF. & TRAVEL	3,917
32	(C) PROF. FEES	297,610
33	(D) CAP. OUTLAY	0
34	(E) DATA PROC.	<u>0</u>
35	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,164,770</u></u>

36

SECTION 19. REGULAR SALARIES - PROFESSIONAL LICENSURE STANDARDS BOARD.
 There is hereby established for the Department of Education - Division of
 Elementary and Secondary Education - Professional Licensure Standards Board
 for the 2023-2024 fiscal year, the following maximum number of regular
 employees.

Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
(1)	G004C MANAGING ATTORNEY	1	GRADE GS13
(2)	X012C ADE PLSB CHIEF INVESTIGATOR	1	GRADE GS09
(3)	X202C ADE PLSB SENIOR INVESTIGATOR	2	GRADE GS08
(4)	X037C EDUCATION INVESTIGATOR	4	GRADE GS08
(5)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
(6)	G179C LEGAL SERVICES SPECIALIST	1	GRADE GS06
(7)	C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
MAX. NO. OF EMPLOYEES		12	

SECTION 20. APPROPRIATION - PROFESSIONAL LICENSURE STANDARDS BOARD.
 There is hereby appropriated, to the Department of Education, to be payable
 from the cash fund deposited in the State Treasury as determined by the Chief
 Fiscal Officer of the State, for personal services, operating expenses, and
 grants by the Department of Education - Division of Elementary and Secondary
 Education - Professional Licensure Standards Board for the fiscal year ending
 June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$636,951
(02) PERSONAL SERVICES MATCHING	228,513
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	376,325
(B) CONF. & TRAVEL	10,000
(C) PROF. FEES	9,505
(D) CAP. OUTLAY	50,000

1	(E) DATA PROC.	0
2	(04) EDTPA PROGRAM GRANTS	<u>100,000</u>
3	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,411,294</u></u>

4

5 SECTION 21. APPROPRIATION - OPEN ENROLLMENT PUBLIC CHARTER SCHOOL
 6 CLOSURE. There is hereby appropriated, to the Department of Education, to be
 7 payable from the cash fund deposited in the State Treasury as determined by
 8 the Chief Fiscal Officer of the State, for outstanding obligations incurred
 9 by closed charter schools of the Department of Education - Division of
 10 Elementary and Secondary Education - Open Enrollment Public Charter School
 11 Closure for the fiscal year ending June 30, 2024, the following:

12

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2023-2024</u>
15	(01) CHARTER SCHOOL CLOSURE	<u><u>\$300,000</u></u>

16

17 SECTION 22. APPROPRIATION - SUCCEED SCHOLARSHIP PROGRAM. There is
 18 hereby appropriated, to the Department of Education, to be payable from the
 19 Division of Elementary and Secondary Education Fund Account, for expenses of
 20 the Succeed Scholarship Program of the Department of Education - Division of
 21 Elementary and Secondary Education - Succeed Scholarship Program for the
 22 fiscal year ending June 30, 2024, the following:

23

24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2023-2024</u>
26	(01) SUCCEED SCHOLARSHIP PROGRAM	<u><u>\$3,300,000</u></u>

27

28 SECTION 23. APPROPRIATION - SAVE THE CHILDREN GRANT. There is hereby
 29 appropriated, to the Department of Education, to be payable from the Division
 30 of Elementary and Secondary Education Fund Account, for a grant for statewide
 31 in-school, summer, and after school literacy, nutrition, home visiting, and
 32 early childhood programs to be administered by Save the Children for low
 33 income, at-risk children by the Department of Education - Division of
 34 Elementary and Secondary Education - Save the Children Grant for the fiscal
 35 year ending June 30, 2024, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2023-2024</u>
3	(01) SAVE THE CHILDREN GRANT	<u>\$500,000</u>

4

5 SECTION 24. APPROPRIATION - SCHOOL SAFETY GRANTS. There is hereby

6 appropriated, to the Department of Education, to be payable from the Division

7 of Elementary and Secondary Education Fund Account, for School Safety Grants

8 by the Department of Education - Division of Elementary and Secondary

9 Education - School Safety Grants for the fiscal year ending June 30, 2024,

10 the following:

11		
12	ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2023-2024</u>
14	(01) SCHOOL SAFETY GRANTS	<u>\$50,000,000</u>

15

16 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

18 CARRY FORWARD. Notwithstanding any law pertaining to the transfer of year-end

19 fund balances or any law to the contrary, any funds which remain in the

20 Division of Elementary and Secondary Education Fund Account at the end of a

21 fiscal year shall remain in the Division of Elementary and Secondary

22 Education Fund Account and be made available to fund appropriation(s)

23 authorized by law and made payable from the Division of Elementary and

24 Secondary Education Fund Account for the following fiscal year.

25 Any carry forward of unexpended balance of funding as authorized

26 herein, may be carried forward under the following conditions:

27 (1) Prior to June 30, ~~2023~~ 2024 the Agency shall by written statement

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

29 Department of Finance and Administration Office of Budget;

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

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

32 amounts carried forward by the September Arkansas Legislative Council or

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

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

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

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

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

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

13 The provisions of this section shall be in effect only from July 1, ~~2022~~
14 2023 through June 30, ~~2023~~ 2024.

15
16 SECTION 26. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 25-43-
17 503, concerning the Secretary of the Department of Education, is amended to
18 add additional subsections to codify special language in appropriation acts
19 to read as follows:

20 (g) The appropriation for the salary of the secretary shall be the
21 sole and exclusive authority for his or her salary.

22 (h) The secretary shall:

23 (1) Devote all of his or her working time exclusively to the
24 performance of his or her duties as secretary; and

25 (2) Not accept any additional salary from any other source,
26 including without limitation state, federal, or a private entity or person,
27 for the performance of his or her duties as secretary; and

28 (3) Not accept any salary, fees, or compensation from any other
29 source, including without limitation state, federal, or a private entity or
30 person, for any other employment of any kind outside the scope of his or her
31 duties as secretary, including without limitation consulting work for any
32 other public or private entity.

33 (i) This section does not prohibit the secretary from accepting or
34 receiving expense reimbursements and employee benefits as provided under
35 state law.

36

1 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. SCHOOL
3 SAFETY SET-ASIDE.

4 (a) (1) The Department of Education shall not begin the process of
5 promulgating rules for the distribution of funds in the School Safety Set-
6 Aside or Contingency Vote 3/5 Set-Aside until authorized by Legislative
7 Council.

8 (2) The department shall not disburse any funds in the School Safety
9 Set-Aside or Contingency Vote 3/5 Set-Aside until the rules have been
10 approved by Legislative Council.

11 (b) Notwithstanding other provisions of law, the Chief Fiscal Officer of
12 the State may from time to time transfer on his or her books and those of the
13 Treasurer of State and the Auditor of State funds from the Restricted Reserve
14 Fund School Safety Set-Aside or Contingency Vote 3/5 Set-Aside after
15 receiving prior approval of the greater of three-fifths (3/5) of the quorum
16 present or a majority of the membership of the Legislative Council or, if the
17 General Assembly is in session, the Joint Budget Committee, for the
18 Department of Education to distribute funds for the School Safety Grant
19 program, as approved in this section as set out in subsection (a) herein, or
20 for the distribution of funds from this set-aside for unanticipated state
21 needs.

22 (c)(1) The General Assembly finds:

23 (A) Determining the maximum amount of appropriation and funding for a
24 state agency or institution each fiscal year is the prerogative of the
25 General Assembly;

26 (B) Determining the maximum amount of appropriation and funding for a
27 state agency or institution is usually accomplished by delineating the
28 maximum amounts in the appropriation acts for the state agency or institution
29 and in the general revenue allocations authorized for each relevant fund and
30 fund account by amendment to the Revenue Stabilization Law, § 19-5-101 et
31 seq.; and

32 (C) The Restricted Reserve Fund has established procedures for the
33 transfer of funds to various funds and fund accounts for the efficient and
34 effective operation of state government.

35 (2)(A) It is necessary and appropriate that the General Assembly
36 maintain oversight by requiring prior approval of the Legislative Council or,

1 if the General Assembly is in session, the Joint Budget Committee, as
2 provided in § 19-5-1263(c).

3 (B) The requirement of approval by the Legislative Council or, if the
4 General Assembly is in session, the Joint Budget Committee, is not a
5 severable part of § 19-5-1263.

6 (C) If the requirement of approval by the Legislative Council or, if
7 the General Assembly is in session, the Joint Budget Committee, is ruled
8 unconstitutional by a court of competent jurisdiction, § 19-5-1263(c)-(e) are
9 void in their entirety.

10 (d) The provisions of this section shall be in effect only from July 1,
11 2023 through June 30, 2024.

12
13 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

15 ESTABLISHMENT OF A "POSITION POOL". (a) To address needs emerging from
16 statewide education issues and the necessity of recruiting and retaining
17 qualified personnel, the Arkansas Department of Education or its successor
18 agency is authorized for the ~~2022-2023~~ 2023-2024 fiscal year a pool of no
19 more than five (5) Information Technology positions at a salary not to exceed
20 the maximum salary for a grade IT12. These positions are to be used by the
21 Department of Education in the event that the personal services needs of the
22 Department during the ~~2022-2023~~ 2023-2024 fiscal year require additional
23 positions, either by title or in number, that are not authorized by the
24 General Assembly in the Regular Salaries section of this Act. These positions
25 may also be used to properly classify positions when the Department does not
26 have a vacant position available with the appropriate title and salary level.

27 (b) To address needs emerging from statewide education issues and the
28 necessity of recruiting and retaining qualified personnel, the Arkansas
29 Department of Education or its successor agency is authorized for the ~~2022-~~
30 ~~2023~~ 2023-2024 fiscal year a pool of ten (10) General Salaries positions at
31 up to a grade GS15. These positions are to be used by the Department of
32 Education in the event that the personal services needs of the Department
33 during the ~~2022-2023~~ 2023-2024 fiscal year require additional positions,
34 either by classification or in number, that are not authorized by the General
35 Assembly in the Regular Salaries section of this Act. These positions may
36 also be used to properly classify positions when the Department does not have

1 a vacant position available with the appropriate title and grade level.

2 (c) Any salary determinations or adjustments administered under the
3 provisions of Subsections (a) and (b) of this Section shall be made by
4 comparing the qualifications and salary levels of similar employees in school
5 districts or in other state education agencies.

6 (d) The Department of Education is authorized to access the pool
7 positions authorized in this Section at any time when it is determined by the
8 ~~Commissioner~~ Secretary that the need exists. The ~~Commissioner~~ Secretary
9 shall provide a monthly report of the justification for the need to allocate
10 titles from this growth pool to the Chief Fiscal Officer of the State and to
11 the Arkansas Legislative Council or Joint Budget Committee for review. The
12 report shall also include an accounting of the names, titles, and salaries of
13 personnel whose salaries have been adjusted under provisions of Subsections
14 (a) and (b) of this Section.

15 (e) If the Department of Education requests continuation of any
16 "Position Pool" position(s) as established herein during the next fiscal
17 year, the position(s) must be requested as a new position(s) in the agency's
18 budget request.

19 (f) Determining the number of personnel to be employed by a state agency
20 is the prerogative of the General Assembly and is usually accomplished by
21 delineating the maximum number of personnel by identifying job titles and the
22 maximum grade or salary attached to those titles. The General Assembly has
23 determined that the Arkansas Department of Education could be operated more
24 efficiently if some flexibility is given to that agency. That flexibility is
25 being accomplished by providing a position pool in Subsections (a) and (b) of
26 this Section and since the General Assembly has granted the agency broad
27 powers under the growth pool concept, it is both necessary and appropriate
28 that the General Assembly maintain oversight of the utilization of the
29 position pool by requiring review of the Legislative Council or Joint Budget
30 Committee in the utilization of the position pool. Therefore, the requirement
31 of review by the Legislative Council or Joint Budget Committee is not a
32 severable part of this section. If the requirement of review by the
33 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
34 court of competent jurisdiction, this entire section is void.

35 The provisions of this section shall be in effect only from July 1, ~~2022~~
36 2023 through June 30, ~~2023~~ 2024.

1
2 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

4 SHARED SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a
5 Shared Services paying accounts on his or her books and on the books of the
6 Treasurer of State and the Auditor of State for the payment of personal
7 services and operating expenses in the Shared Services Paying Account
8 Appropriation by the Department of Education.

9 (2) The Chief Fiscal Officer of the State shall direct the transfer
10 of funds and appropriations to the Shared Services Paying Account
11 appropriation section of this act on the books of the Treasurer of State, the
12 Auditor of State, and the Chief Fiscal Officer of the State.

13 (3) The transfer authority provided to the department in
14 subdivision (a)(2) of this section may be used to make transfers only within
15 the department's appropriation act or between other appropriation acts
16 authorized for the department.

17 (4) The provisions of this section shall be in effect from the
18 date of passage through June 30, ~~2023~~ 2024.

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

29
30 SECTION 31. LEGISLATIVE INTENT. It is the intent of the General
31 Assembly that any funds disbursed under the authority of the appropriations
32 contained in this act shall be in compliance with the stated reasons for
33 which this act was adopted, as evidenced by the Agency Requests, Executive
34 Recommendations and Legislative Recommendations contained in the budget
35 manuals prepared by the Department of Finance and Administration, letters, or
36 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

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SECTION 32. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2023 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2023 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2023.