

State of Arkansas
91st General Assembly
Fiscal Session, 2018

A Bill

HOUSE BILL 1043

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF
EDUCATION - ARKANSAS SCHOOL FOR THE DEAF FOR THE
FISCAL YEAR ENDING JUNE 30, 2019; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION -
ARKANSAS SCHOOL FOR THE DEAF
APPROPRIATION FOR THE 2018-2019 FISCAL
YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the
Department of Education - Arkansas School for the Deaf for the 2018-2019
fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2018-2019
(1)	U029U	DEAF SCHOOL SUPERINTENDENT	1	GRADE SE01
(2)	L003C	PSYCHOLOGIST	1	GRADE MP03
(3)	L027C	REGISTERED NURSE SUPERVISOR	1	GRADE MP02
(4)	L045C	AUDIOLOGIST	1	GRADE MP01
(5)	L038C	REGISTERED NURSE	1	GRADE MP01



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

(42)	S057C LANDSCAPE SPECIALIST	1	GRADE GS03
(43)	C069C LIBRARY TECHNICIAN	1	GRADE GS03
(44)	C053C MEDICAL RECORDS TECHNICIAN	1	GRADE GS03
(45)	M074C RESIDENTIAL ADVISOR	27	GRADE GS03
(46)	S068C FOOD PREPARATION COORDINATOR	4	GRADE GS02
(47)	S086C COOK	12	GRADE GS01
(48)	S087C INSTITUTIONAL SERVICES ASSISTANT	1	GRADE GS01
(49)	S065C MAINTENANCE ASSISTANT	6	GRADE GS01
(50)	M082C RECREATIONAL ACTIVITY LEADER I	<u>1</u>	GRADE GS01
	MAX. NO. OF EMPLOYEES	161	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Education - Arkansas School for the Deaf for the 2018-2019 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: fifty-five (55) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Education - Arkansas School for the Deaf, to be payable from the School for the Deaf Fund Account, for personal services and operating expenses of the Department of Education - Arkansas School for the Deaf - State Operations for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) REGULAR SALARIES	\$5,749,326
(02) EXTRA HELP	99,325
(03) PERSONAL SERVICES MATCHING	2,166,610
(04) OVERTIME	25,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,431,262
(B) CONF. & TRAVEL	21,500

(C) PROF. FEES	50,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(06) SPECIAL MAINTENANCE	340,000
(07) VOCATIONAL WORKSTUDY	7,500
(08) SCPI/ASL	285,000
(09) MISCELLANEOUS ACTIVITIES	<u>70,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$10,245,523</u></u>

SECTION 4. APPROPRIATION - FEDERAL OPERATIONS. There is hereby appropriated, to the Department of Education - Arkansas School for the Deaf, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Education - Arkansas School for the Deaf - Federal Operations for the fiscal year ending June 30, 2019, the following:

ITEM NO.	FISCAL YEAR 2018-2019
(01) REGULAR SALARIES	\$48,853
(02) EXTRA HELP	9,000
(03) PERSONAL SERVICES MATCHING	22,410
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	231,444
(B) CONF. & TRAVEL	62,111
(C) PROF. FEES	286,200
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$660,018</u></u>

SECTION 5. APPROPRIATION - CASH OPERATIONS. There is hereby appropriated, to the Department of Education - Arkansas School for the Deaf, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Education - Arkansas School for the Deaf, for operating expenses of the Department of Education - Arkansas School for the Deaf - Cash Operations for the fiscal year ending June 30, 2019, the following:

ITEM NO.	FISCAL YEAR
	2018-2019
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$147,136
(B) CONF. & TRAVEL	25,000
(C) PROF. FEES	28,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) SPECIAL MAINTENANCE	<u>189,864</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$390,000</u></u>

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

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

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

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

CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL ALLOWANCE. The Arkansas Schools for the Deaf may make special allowances available to any employee who performs one of the following duties in addition to their normal duties:

- 1) Teaching adult education classes, parent training, student tutorial services on weekends or evenings
- 2) Coaching one or more sports
- 3) Sponsoring a club or organization that involves additional hours outside of the normal working day
- 4) Interpretive Services

Compensation for additional duties may not exceed \$3,500 per school term for any one employee during each fiscal year. Such additional compensation shall not be construed as exceeding the maximum salary authorized for said employee.

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

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADDITIONAL SALARY/COMPENSATION PROVISION. No employee drawing a salary or other form of compensation from the Arkansas School for the Deaf shall be paid an additional salary or receive additional compensation, other than reimbursement for actual expenses, from that agency, nor from any other agency or institution of higher education, except from the Superintendent's written certification to and approval by the Chief Fiscal Officer of the State that the work performed by the employee for the other position does not interfere with the proper and required performance of the employee's primary duties, and that the combined salary payments from both positions will not exceed the maximum annual salary for whichever of the two positions has the higher authorized maximum annual salary.

Any employee knowingly violating the provisions of this section shall be subject to immediate termination and shall be barred from employment by any agency or institution of the State of Arkansas for a period of not less than three (3) years or until such employee shall repay to the State of Arkansas any sums received by such employee in violation of this section, together with interest at a rate of ten percent (10%) per annum.

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

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHIFT DIFFERENTIAL. For Arkansas School for the Deaf, shift work must begin not earlier than 2:00 p.m. and end no later than 8:00 a.m. the following day.

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

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CERTIFIED MASTERS OR BACHELOR TEACHERS ENTERING STATE SERVICE. Upon the superintendent's certification to the State Personnel Administrator of prior service at an educational institution and with the approval of the Chief Fiscal Officer of the State, the salary of teachers entering state service as teachers may be adjusted to a rate of pay closest to but not less than the annual salary they would have received from their previous employer, effective upon employment at ASD.

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

SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. Upon approval from the Chief Fiscal Officer of the State, the Arkansas School for the Deaf shall transfer appropriation from the Miscellaneous Activities line item in the State Operations Appropriation of this Act, to the Regular Salaries, Extra Help, Personal Service Matching, Overtime, and Maintenance and General Operations line items also in the State Operations Appropriation, to compensate staff who work during the summer months on summer projects and to cover other expenses of summer project activities. The Miscellaneous Activities line item may also be used for the annual cost related to the payment of contracted interpreter services, compensation of eligible staff for shift differential pay, and compensation of employees for performance of duties assigned as referenced in the Special Allowance Special Language of this Act. Such additional compensation shall

not be construed as exceeding the maximum salary authorized for said employees.

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

SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TEACHER SALARY INCREASE. In the event that an act is enacted in which the public schools receive funds from the General Assembly to raise the salaries of teachers employed in the public school districts, the Arkansas School for the Deaf shall be included.

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

SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL RATES OF PAY. Due to the need to meet the minimum compensation schedule as established by Act 74 of the 2nd Extraordinary Session of the 84th General Assembly, or its successor, for public school teachers, counselors, and librarians and other education professionals as listed in subsection (a) below, the Arkansas School for the Deaf is authorized to adjust current or new employees to at least the minimum level of compensation for public school employees.

For current or new employees in the positions listed in subsection (a) below, the Arkansas School for the Deaf may implement salary adjustments to maintain equity between their teacher salaries and those of Central Arkansas Public School Systems only after a plan for determining and implementing those adjustments has been reviewed by the Office of Personnel Management and by the Personnel Committee of the Arkansas Legislative Council and approved by the Chief Fiscal Officer of the State.

For purposes of implementing the plan, the Arkansas School for the Deaf is authorized special rates of pay up to the maximum of the assigned grade for classifications listed in subsection (a) below.

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

<u>E036C</u>	Certified Masters Degree Librarian	C119 <u>GS09</u>
<u>E032C</u>	Education Counselor	C119 <u>GS07</u>
<u>L042C</u>	School Speech Pathologist	C119 <u>MP01</u>
<u>E024C</u>	Teacher Supervisor	C120 <u>GS09</u>
<u>E025C</u>	Educational Specialist	C120 <u>GS09</u>
<u>E017C</u>	Assistant Principal	C123 <u>GS10</u>
<u>E004C</u>	School Principal	C126 <u>GS11</u>

Funding for the minimum compensation provided for in this section that is supported in whole or in part from general revenues, shall, if required, be provided by a transfer from the Merit Adjustment Fund to the proper fund or fund account and in such amounts as determined by the Chief Fiscal Officer of the State. The Arkansas School for the Deaf shall, in addition to the funds provided in this Act for Annual Career Service Recognition Payments from the Merit Adjustment Fund, make available any funding generated from agency salary savings for such purposes from the funds or fund accounts as provided by law.

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

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

SECTION 15. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative

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

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

APPROVED: 2/23/18