

**REPORT OF THE SPECIAL LANGUAGE SUBCOMMITTEE
OF THE
JOINT BUDGET COMMITTEE**

B.2

Tuesday, February 20, 2018

Mr. Chairman:

Your Special Language Subcommittee met on Thursday, February 15, 2018 and makes the following recommendations listed below to the Joint Budget Committee.

1. The following amendments are recommended for approval and the amendments are RELEASED from the Subcommittee:

- A. HB1069 – Secretary of State Operations (Attachment 1 – WLC121)
- B. SB20 – Auditor of State – Deputy Prosecuting Attorneys Operations (Attachment 2 – WLC120)
- C. SB10 - Department of Higher Education Operations (Attachment 3 – HAR076)
- D. SB48 – Commission on Law Enforcement Standards and Training (Attachment 4 – WKT012)
- E. SB33 – Dept. of Education – Grants and Aid to Local School Districts Operations (Attachment 5 – KMW096)

Respectfully submitted by Subcommittee Co-Chairs Senator Missy Irvin and Representative Douglas House.

Hall of the House of Representatives

91st General Assembly - Fiscal Session, 2018

Amendment Form

DRAFT

Subtitle of House Bill No. 1069

AN ACT FOR THE SECRETARY OF STATE APPROPRIATION FOR THE 2018-2019 FISCAL YEAR

Amendment No. ___ to House Bill No. 1069

Amend House Bill No. 1069 as originally introduced:

Page 7 insert a new Section following Section 13 to read as follows:
"SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO EXPENDITURE. The proceeds received by the Secretary of State's Office from reimbursements for mandatory publications of petitions and measures and deposited into the Mandatory Publication Reimbursement Fund shall be transferred from time to time into the State Central Services Fund as a refund to expenditure to reimburse the State Central Services Fund for costs associated with mandatory publications.

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

And

Appropriately renumber subsequent Sections of the bill.

DRAFT

The Amendment was read _____
By: Joint Budget Committee
By: Representative Drown
WLC/WLC - 01-31-2018 10:53:09
WLC121

Chief Clerk

ARKANSAS SENATE
91st General Assembly - Fiscal Session, 2018
Amendment Form

DRAFT

Subtitle of Senate Bill No. 20

AN ACT FOR THE AUDITOR OF STATE - DEPUTY PROSECUTING ATTORNEYS APPROPRIATION FOR
THE 2018-2019 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 20

Amend Senate Bill No. 20 as originally introduced:

Page 3, insert a new section immediately following Section 3 to read as follows:

"SECTION 4. Arkansas Code § 16-21-130 is amended to read as follows:

16-21-130. The Ninth Judicial District-West.

The Ninth Judicial District-West shall be a Division ~~B~~ A Judicial District."

And

Appropriately renumber subsequent sections of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator Teague

WLC/WLC - 02-05-2018 10:44:24

WLC120

Secretary

ARKANSAS SENATE
 91st General Assembly - Fiscal Session, 2018
Amendment Form

DRAFT

Subtitle of Senate Bill No. 10

AN ACT FOR THE DEPARTMENT OF HIGHER EDUCATION APPROPRIATION FOR THE 2018-2019
 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 10

Amend Senate Bill No. 10 as originally introduced:

Insert additional sections immediately following SECTION 43 of the bill to read as follows:

" SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS WORKFORCE CHALLENGE SCHOLARSHIP FUNDS. The Department of Higher Education may transfer Arkansas Workforce Challenge Scholarship funds to:

(1)(A) An Arkansas Academic Challenge Scholarship account in an amount necessary to fund scholarship awards for nontraditional students for the 2017-2018 academic year that were not funded due to the limitation on the scholarship award amount for nontraditional students under § 6-85-212(e)(2)(A) as it existed before the effective date of this act.

(B) The department may distribute scholarship awards to nontraditional students for the 2017-2018 academic year from funds transferred under subdivision (1)(A) of this section; and

(2)(A) The Office of the Arkansas Lottery in an amount not to exceed the amount required to fund scholarship awards to be distributed under § 6-85-201 et seq. for the 2018-2019 or 2019-2020 academic years without having to draw upon the Scholarship Shortfall Reserve Trust Account under § 23-115-802.

(B) If the transfer under subdivision (2)(A) of this section exhausts the department's Arkansas Workforce Challenge Scholarship funds and there remain insufficient funds for distribution as scholarship awards under § 6-85-201 et seq. for the 2018-2019 or 2019-2020 academic years

DRAFT HAR076 - 02-13-2018 15:21:51

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without having to draw upon the trust account, then the trust account may be drawn upon as provided under § 23-115-802.

SECTION 45. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 6-85-212(e)(2)(A), concerning scholarship awards to nontraditional students, is amended to read as follows:

(2)(A) The Department of Higher Education shall award an aggregate amount of scholarship awards to nontraditional students beginning with the 2017-2018 academic year of up to ~~twelve million dollars~~ (\$12,000,000) fifteen million dollars (\$15,000,000)."

AND

Appropriately renumber the SECTION numbers of the bill.

AND

Insert additional section immediately following SECTION 48. (EFFECTIVE DATE) to read as follows:

" SECTION 49. EMERGENCY CLAUSE. (a) It is found and determined by the General Assembly of the State of Arkansas that Section 44 - the Section regarding Arkansas Workforce Challenge Scholarship Fund transfers, of this act granting the Arkansas Department of Higher Education authority to make Arkansas Workforce Challenge Scholarship Fund transfers for scholarship awards for nontraditional students; and Section 45 - the Section regarding increasing the scholarship awards limit to nontraditional students, increasing the aggregate amount of scholarship awards to nontraditional students to fifteen million dollars (\$15,000,000), requires immediate implementation in order to facilitate a timely and efficient scholarship transfer and funding process and to ensure these processes are not interrupted or impaired. Therefore, an emergency is declared to exist, and Section 44, regarding Arkansas Workforce Challenge Scholarship Fund transfers, and Section 45, regarding the scholarship awards limit to nontraditional students, of this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senator Hickey
HAR/HAR - 02-13-2018 15:21:51
HAR076

Secretary

ARKANSAS SENATE
91st General Assembly - Fiscal Session, 2018
Amendment Form

DRAFT

Subtitle of Senate Bill No. 48

AN ACT FOR THE ARKANSAS COMMISSION ON LAW ENFORCEMENT STANDARDS AND TRAINING
APPROPRIATION FOR THE 2018-2019 FISCAL YEAR

Amendment No. ___ to Senate Bill No. 48

Amend Senate Bill No. 48 as originally introduced:

Page 5, line 36, insert a new section immediately following Section 8 to read as follows:

" SECTION 9. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 12-9-111 is amended to read as follows:

12-9-111. Uniforms.

(a) ~~After seeking prior review by the Legislative Council or Joint Budget Committee and approval by the Chief Fiscal Officer of the State, the~~ The Arkansas Commission on Law Enforcement Standards and Training ~~shall be is~~ exempt from § 19-6-109(c) for the purpose of buying uniforms for students and law enforcement officers employed by the commission.

(b) The amount spent for the purchase of uniforms under subsection (a) of this section in any one (1) year ~~shall be is~~ limited to forty thousand dollars (\$40,000)."

AND

Appropriately renumber the subsequent Sections of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____
By: Joint Budget Committee
By: Representative Dotson
WKT/WKT - 02-12-2018 08:45:07
WKT012

Secretary

ARKANSAS SENATE
91st General Assembly - Fiscal Session, 2018
Amendment Form

DRAFT

Subtitle of Senate Bill No. 33

AN ACT FOR THE DEPARTMENT OF EDUCATION - GRANTS AND AID TO LOCAL SCHOOL DISTRICTS
AND SPECIAL PROGRAMS APPROPRIATION FOR THE 2018-2019 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 33

Amend Senate Bill No. 33 as originally introduced:

Page 19, immediately following SECTION 32, insert a new SECTION to read as follows:

" SECTION 33. SPECIAL LANGUAGE. CODE AMENDMENT. Arkansas Code § 6-17-812 is amended to read as follows:

6-17-812. Compensation for teaching more than the maximum number of students permitted.

(a)(1) If a teacher in grades five through twelve (5-12) ~~volunteers~~ agrees to teach more than the maximum number of students permitted per day under the Standards for Accreditation of Arkansas Public Schools and School Districts or subdivision (a)(4)(A) of this section, then the teacher's pay under his or her contract shall be increased by an amount proportionate to the teacher's base pay and the additional number of students taught by the teacher.

(2) Subdivision (a)(1) of this section permits a teacher to ~~volunteer~~ agree to teach more than the maximum number of students permitted per day under the Standards for Accreditation of Arkansas Public Schools and School Districts or subdivision (a)(4)(A) of this section but does not permit a teacher to exceed the maximum class size permitted under the Standards for Accreditation of Arkansas Public Schools and School Districts.

(3) A teacher in grades five through twelve (5-12) may ~~volunteer~~ agree to use his or her conference period during the day to teach an additional class period or to teach more than the maximum number of students

per day and shall be compensated at a prorated portion of his or her contract for both the extra class period and for every additional student he or she teaches over the maximum number of students permitted per day under the Standards for Accreditation of Arkansas Public Schools and School Districts or subdivision (a)(4)(A) of this section.

(4)(A) Except when a teacher teaches a course that lends itself to large group instruction, as defined by the Department of Education, The the maximum number of students a teacher in grades five through twelve (5-12) is permitted to teach without receiving additional compensation under this section shall not exceed one hundred fifty (150) students per day.

(B) The Department of Education department shall include in the Standards for Accreditation of Arkansas Public Schools and School Districts the maximum number of students to be taught per day and the exception under subdivision (a)(4)(A) of this section.

(b)(1) A teacher is not required to teach more than the maximum number of students permitted per day under the Standards for Accreditation of Arkansas Public Schools and School Districts, but a teacher may voluntarily agree to teach more than the maximum number of students permitted per day.

(2) A teacher ~~who volunteers under subsection (a) of this section~~ shall sign an agreement with the school district for the additional compensation that is applicable to the semester in which the teacher ~~volunteers~~ agrees to teach more than the maximum number of students permitted per day under the Standards for Accreditation of Arkansas Public Schools and School Districts.

(3)(A) Neither the school district nor the teacher is obligated to enter into or renew an agreement or continue an agreement past the semester in which the agreement is signed.

(B) An agreement between the teacher and the school district shall be signed before any additional compensation is provided.

(C) The provisions of The Teacher Fair Dismissal Act of 1983, § 6-17-1501 et seq., do not apply to an agreement entered into between a teacher and a school district under this section.

(4) A public school or school district that enters into, renews, or continues an agreement with a teacher under this section is not in violation of the Standards for Accreditation of Arkansas Public Schools and School Districts because the teacher teaches more than the maximum number of

students per day.

(c) This section does not apply to a public school that operates primarily as a virtual school.

(d) A school district shall adopt a policy to implement this section.

(e)(1) The department shall promulgate rules to implement this section.

(2) The rules promulgated by the department shall include without limitation the manner in which students in grades five (5) and six (6) are to be counted for the purposes of this section."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Representative C. Douglas

KMW/KMW - 02-13-2018 11:05:05

KMW096

Secretary