

DOE - Public School Academic Facilities & Transportation

Enabling Laws

Act 292 of 2014
A.C.A. § 10-3-2201
A.C.A. § 6-19-101 et seq.
A.C.A. § 6-20-2501 et seq.
A.C.A. § 6-20-2601 et seq.
A.C.A. § 6-21-112 et seq.

History and Organization

STATUTORY AUTHORITY:

The Division of Public School Academic Facilities and Transportation (Division) was enabled under Act 90 of 2003 which constituted the Division of Public School Academic Facilities and Transportation under the Arkansas Department of Education (ADE). The Division was realigned under Act 1327 of 2005 which realigned the Division during the forming of the Commission for Public School Academic Facilities and Transportation (Commission). The responsibilities of the Division were further defined in Act 1426 and Act 2206, which sets out the programs for which the Division is responsible. The Division activities are detailed in Ark. Code Ann. §§ 6-20-2501 (Arkansas Public School Academic Facilities Funding Act); 6-21-112 (Division of Public School Academic Facilities and Transportation); 6-21-801 (Arkansas Public School Academic Facilities Program Act); 6-19-101 (Transportation).

MISSION STATEMENT:

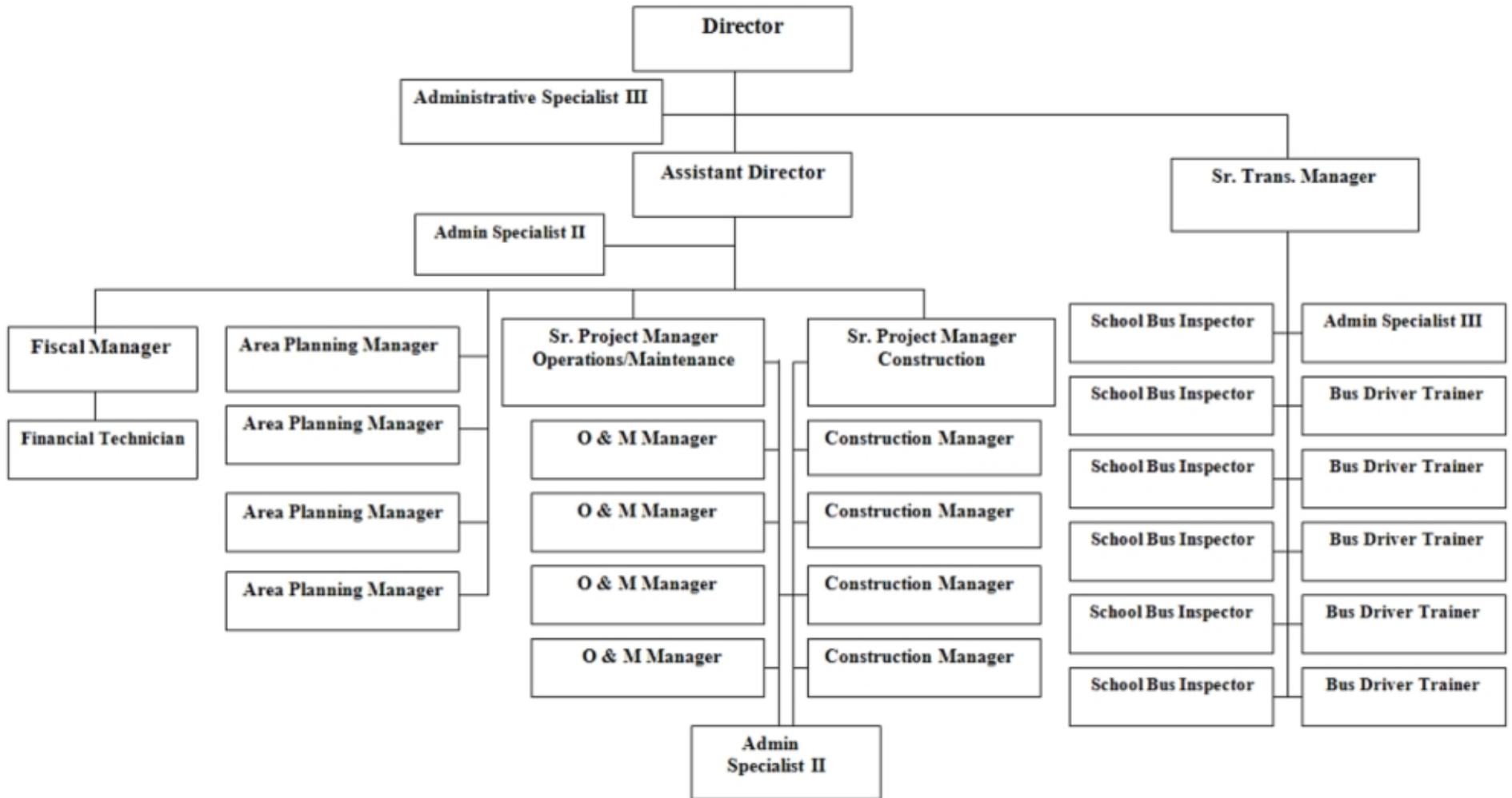
The Division's mission is to direct those activities, under the authorities given to it by law, to assist in ensuring that substantially equal access to adequate educational facilities and educational equipment is provided for all public school students in Arkansas. The Division performs the following functions:

1. Provides information/assistance to Legislative Academic Facilities Oversight Committee;
2. Establishes policies and procedures based on guidance from Academic Facilities Oversight Committee and the General Assembly;
3. Develops and implements the Arkansas Public School Academic Facilities Program Act to include, but is not limited to: development of

a statewide Master Plan and legislative reporting requirements; assist school districts in developing school district Master Plans; establish and maintain an Arkansas School Facility Manual school facility standards; establish and maintain an a Public School Facilities Custodial, Maintenance, Repair and Renovation Manual; a Public School Academic Equipment Manual; administration of the Facilities Distress Program; provide onsite inspection to ensure the adherence to Arkansas laws governing school construction and operations; administer and conduct school bus safety inspections and driver training programs;

4. Administers the programs of state financial participation in support of local academic facilities to include, but is not limited to: the bonded debt assistance program; Academic Facilities Immediate Repair Program; Academic Equipment Program; Transitional Academic Facilities Program; Academic Facilities Partnership Program; Academic Facilities Catastrophic Program; High Growth Loan Program;
5. Develops and implements an ongoing process to track the condition of all public school facilities in the state;
6. Develops a cost index methodology to compare the cost of repairing the condition of school facilities to the replacement of school facilities;
7. Conduct unannounced inspections of public school academic facilities;
8. Enforces, through planning, minimum standards for accessibility to public school academic facilities and programs for individual with disabilities;
9. Develops guidelines for competitive bidding, negotiation and other methods of procurement for public school academic facilities projects;
10. Develops incentive programs to reward school districts for innovative, effective, efficient use of local and state resources with regard to public school academic facilities;
11. Review applicable statutes, rules and regulations for conflicts with or omissions of energy related content;
12. Administers the school transportation program in the various school districts in Arkansas including without limitation, the training of school bus drivers and inspection of school buses;
13. Keeps records showing a description of each school district in the state, maps showing the school districts with current and accurate boundaries, the location of the academic facilities, and the electoral zones into which the school district has been divided;

- 14. Files reports to the Governor, Legislative committees on the state of condition of academic facilities statewide and the state academic facilities master plan;
- 15. Maintain a public access website dedicated to academic facilities;
- 16. Develop and implement a statewide needs priority list.



Agency Commentary

Public School Academic Facilities (2WB)

This appropriation provides resources for the operation of the Division of Public School Academic Facilities and Equipment. Act 1327 of 2005 revised the powers and duties of the Division of Public School Academic Facilities and Transportation to include developing and implementing the Arkansas Public School Academic Facilities Partnership Program and overseeing school transportation programs. The Commission for Public School Academic Facilities and Transportation is charged with overseeing the division during the implementation and operation of the Arkansas Public School Academic Facilities Program. Base Level Regular Salaries and Personal Services Matching include the continuation of 32 positions and career service payments for eligible employees. Personal Services Matching also includes a monthly contribution of \$420 per budgeted position for State employee's health insurance.

Educational Facilities Partnership Fund (2ZP)

This appropriation provides resources for The Arkansas Public School Academic Facilities Funding Act, which established the programs for the state financial participation in local projects relating to academic facilities and equipment and assisting school districts with transportation programs. The programs are the Academic Facilities Partnership Program, the Academic Equipment Program, and the Academic Facilities Extraordinary Circumstances Program. Additionally, the Academic Facilities High Growth line item was added during the 2009-2011 Biennium. State participation under any program within the division is based on an academic facilities wealth index. The Division of Public School Academic Facilities and Transportation establishes the formulas used for determining basic project costs on a per student basis. The funding sources for these programs comes from fund balance, general revenue and through A.C.A. § 6-20-2503, which authorizes the transfer of savings in the Public School Fund for Bonded Debt Assistance line item appropriation to the Partnership Fund.

Academic Facilities Catastrophic (4HQ)

This program provides state financial participation to a school district based on a school district's academic facilities wealth index for eligible catastrophic repair and new construction projects to supplement insurance or other public or private emergency assistance received by or payable to the school district. Catastrophic projects are repairs, renovations, or new construction projects necessary due to such great damage or destruction to an academic facility caused by an Act of God or violence.

State Contracts Over \$50,000 Awarded To Minority Owned Businesses Fiscal Year 2016

None

Publications

A.C.A. 25-1-201 et seq.

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution	Unbound Black & White Copies Produced During the Last Two Years	Cost of Unbound Copies Produced During the Last Two Years
		Governor	General Assembly				
On-Site Inspection Report	A.C.A. 6-21-813(b)	N	N	10	Required by Law to the Commission for Public School Academic Facilities and Transportation.	0	0.00

Department Appropriation Summary

Historical Data

Agency Request and Executive Recommendation

Appropriation	2015-2016		2016-2017		2016-2017		2017-2018						2018-2019					
	Actual	Pos	Budget	Pos	Authorized	Pos	Base Level	Pos	Agency	Pos	Executive	Pos	Base Level	Pos	Agency	Pos	Executive	Pos
2WB Public School Academic Facilities	2,183,514	30	2,509,256	32	2,535,940	32	2,511,452	32	2,511,452	32	2,511,452	32	2,512,307	32	2,512,307	32	2,512,307	32
2ZP Academic Facilities Partnership	90,671,609	0	211,828,951	0	231,500,000	0	211,828,951	0	211,828,951	0	211,828,951	0	211,828,951	0	211,828,951	0	211,828,951	0
4HQ Academic Facilities Catastrophic	0	0	3,511,538	0	3,511,538	0	3,511,538	0	3,511,538	0	3,511,538	0	3,511,538	0	3,511,538	0	3,511,538	0
4HR Academic Facilities ECP	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
4KT Academic Equipment	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
54Y Academic Facilities High Growth	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NOT REQUESTED FOR THE BIENNIUM																		
F87 Charter Sch Fac Loan	0	0	0	0	5,000,000	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	92,855,123	30	217,849,745	32	242,547,478	32	217,851,941	32	217,851,941	32	217,851,941	32	217,852,796	32	217,852,796	32	217,852,796	32

Funding Sources		%		%		%		%		%		%		%		%		%	
Fund Balance	4000005	175,130,351	64.0	180,734,951	80.3			7,223,413	14.0	7,223,413	14.0	7,223,413	14.0	0	0.0	0	0.0	0	0.0
Div of Acad Fac & Trnsp Fund	4000193	2,183,514	0.8	2,509,256	1.1			2,511,452	4.9	2,511,452	4.9	2,511,452	4.9	2,512,307	5.7	2,512,307	5.7	2,512,307	5.7
Educ Fac Partnership Fund	4000217	41,828,951	15.3	41,828,951	18.6			41,828,951	81.1	41,828,951	81.1	41,828,951	81.1	41,828,951	94.3	41,828,951	94.3	41,828,951	94.3
Trnfr frm DOE Pub School Fund	4000525	14,447,258	5.3	0	0.0			0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Transfer from General Imprv	4000540	40,000,000	14.6	0	0.0			0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Total Funds		273,590,074	100.0	225,073,158	100.0			51,563,816	100.0	51,563,816	100.0	51,563,816	100.0	44,341,258	100.0	44,341,258	100.0	44,341,258	100.0
Excess Appropriation/(Funding)		(180,734,951)		(7,223,413)				166,288,125		166,288,125		166,288,125		173,511,538		173,511,538		173,511,538	
Grand Total		92,855,123		217,849,745				217,851,941		217,851,941		217,851,941		217,852,796		217,852,796		217,852,796	

ECP-Extraordinary Circumstances Program

Academic Facilities ECP (4HR), Academic Equipment (4KT), and Academic Facilities High Growth (54Y) are requested to continue without appropriation. The Department can request appropriation transfer through special language when needed.

Variance in fund balance is due to unfunded appropriation.

Agency Position Usage Report

FY2014 - 2015						FY2015 - 2016						FY2016 - 2017					
Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused
	Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total	
32	30	2	32	0	6.25 %	32	26	6	32	0	18.75 %	32	27	5	32	0	15.63 %

Analysis of Budget Request

Appropriation: 2WB - Public School Academic Facilities

Funding Sources: EFT - Division of Academic Facilities and Transportation Fund

This appropriation provides resources for the operation of the Division of Public School Academic Facilities and Equipment. Act 1327 of 2005 revised the powers and duties of the Division of Public School Academic Facilities and Transportation to include developing and implementing the Arkansas Public School Academic Facilities Partnership Program and overseeing school transportation programs. The Commission for Public School Academic Facilities and Transportation is charged with overseeing the division during the implementation and operation of the Arkansas Public School Academic Facilities Program.

Base Level Regular Salaries and Personal Services Matching include the continuation of the previously authorized 2017 Salaries and Career Service Payments for eligible employees. Personal Services Matching includes the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$420 per month. Base Level salaries and matching do not include appropriation for a Cost of Living Adjustment or Merit Pay Increases.

The Agency Request is for Base Level of \$2,511,452 for FY18 and \$2,512,307 for FY19.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 2WB - Public School Academic Facilities

Funding Sources: EFT - Division of Academic Facilities and Transportation Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item	Historical Data			2017-2018			2018-2019		
	2015-2016 Actual	2016-2017 Budget	2016-2017 Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries 5010000	1,323,838	1,478,902	1,501,394	1,480,702	1,480,702	1,480,702	1,481,402	1,481,402	1,481,402
#Positions	30	32	32	32	32	32	32	32	32
Extra Help 5010001	0	2,500	2,500	2,500	2,500	2,500	2,500	2,500	2,500
#Extra Help	0	5	5	5	5	5	5	5	5
Personal Services Matching 5010003	449,017	486,393	487,575	486,789	486,789	486,789	486,944	486,944	486,944
Operating Expenses 5020002	199,817	314,311	323,321	314,311	314,311	314,311	314,311	314,311	314,311
Conference & Travel Expenses 5050009	9,265	19,650	13,650	19,650	19,650	19,650	19,650	19,650	19,650
Professional Fees 5060010	0	0	0	0	0	0	0	0	0
Data Processing 5090012	0	0	0	0	0	0	0	0	0
Capital Outlay 5120011	0	0	0	0	0	0	0	0	0
Safety Training 5900046	201,577	207,500	207,500	207,500	207,500	207,500	207,500	207,500	207,500
Total	2,183,514	2,509,256	2,535,940	2,511,452	2,511,452	2,511,452	2,512,307	2,512,307	2,512,307
Funding Sources									
Div of Acad Fac & Trnsp Fund 4000193	2,183,514	2,509,256		2,511,452	2,511,452	2,511,452	2,512,307	2,512,307	2,512,307
Total Funding	2,183,514	2,509,256		2,511,452	2,511,452	2,511,452	2,512,307	2,512,307	2,512,307
Excess Appropriation/(Funding)	0	0		0	0	0	0	0	0
Grand Total	2,183,514	2,509,256		2,511,452	2,511,452	2,511,452	2,512,307	2,512,307	2,512,307

Analysis of Budget Request

Appropriation: EFP - Programs of the Public School Academic Facilities & Transportation

Funding Sources: EFP - Educational Facilities Partnership Fund

This appropriation provides resources for The Arkansas Public School Academic Facilities Funding Act, which established the programs for the state financial participation in local projects relating to academic facilities and equipment and assisting school districts with transportation programs. The programs are the Academic Facilities Partnership Program, the Academic Equipment Program, Academic Facilities Catastrophic Program and the Academic Facilities Extraordinary Circumstances Program. Additionally, the Academic Facilities High Growth line item was added during the 2009-2011 Biennium.

State participation under any program will be based on an academic facilities wealth index. The Division of Public School Academic Facilities and Transportation establishes the formulas used for determining basic project costs on a per student basis.

The funding sources for these programs comes from fund balance, general revenue and through A.C.A. § 6-20-2503, which authorizes the transfer of savings in the Public School Fund for Debt Service Funding line item appropriations to the Partnership Fund. During the First Extraordinary Session of 2013, a portion was redirected to health insurance, and replaced by General Revenue under the Executive Recommendation.

The Agency Request is for Base Level of \$215,340,489 for each year of the 2017-2019 Biennium.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: EFP - Programs of the Public School Academic Facilities & Transportation

Funding Sources: EFP - Educational Facilities Partnership Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item	Historical Data			Agency Request and Executive Recommendation			Agency Request and Executive Recommendation		
	2015-2016 Actual	2016-2017 Budget	2016-2017 Authorized	2017-2018			2018-2019		
				Base Level	Agency	Executive	Base Level	Agency	Executive
Academic Facilities Partnership 5100004	90,671,609	211,828,951	231,500,000	211,828,951	211,828,951	211,828,951	211,828,951	211,828,951	211,828,951
Academic Facilities ECP 5900046	0	0	0	0	0	0	0	0	0
Academic Facilities High Growth 5900046	0	0	0	0	0	0	0	0	0
Academic Equipment 5900046	0	0	0	0	0	0	0	0	0
Academic Facilities Catastrophic 5900046	0	3,511,538	3,511,538	3,511,538	3,511,538	3,511,538	3,511,538	3,511,538	3,511,538
Total	90,671,609	215,340,489	235,011,538	215,340,489	215,340,489	215,340,489	215,340,489	215,340,489	215,340,489
Funding Sources									
Fund Balance 4000005	175,130,351	180,734,951		7,223,413	7,223,413	7,223,413	0	0	0
Educ Fac Partnership Fund 4000217	41,828,951	41,828,951		41,828,951	41,828,951	41,828,951	41,828,951	41,828,951	41,828,951
Trnfr frm DOE Pub School Fund 4000525	14,447,258	0		0	0	0	0	0	0
Transfer from General Imprv 4000540	40,000,000	0		0	0	0	0	0	0
Total Funding	271,406,560	222,563,902		49,052,364	49,052,364	49,052,364	41,828,951	41,828,951	41,828,951
Excess Appropriation/(Funding)	(180,734,951)	(7,223,413)		166,288,125	166,288,125	166,288,125	173,511,538	173,511,538	173,511,538
Grand Total	90,671,609	215,340,489		215,340,489	215,340,489	215,340,489	215,340,489	215,340,489	215,340,489

ECP-Extraordinary Circumstances Program

Academic Facilities ECP, Academic Facilities High Growth, and Academic Equipment are to continue, without appropriation.

Appropriation will be reallocated by the Department's special language transfer authority.

Appropriation Summary

Appropriation: F87 - Charter Sch Fac Loan

Funding Sources: MCS - Charter Loans

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2015-2016	2016-2017	2016-2017	2017-2018			2018-2019		
	Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Loans 5120029	0	0	5,000,000	0	0	0	0	0	0
Total	0	0	5,000,000	0	0	0	0	0	0

APPROPRIATION NOT REQUESTED FOR THE 2017-2019 BIENNIUM