

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0810 DOC - Division of Workforce Services

ACT#: 13

SECTION#: 20

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)	EXECUTIVE RECOMMENDATION
<p>CARRY FORWARD - NEW HIRE REGISTRY. Any balance in the funds made available by this Act for the New Hire Registry which remain on June 30, 2025 <u>2026</u>, may be carried forward into the next fiscal year, to be used for the same purpose.</p> <p>Any carry forward of unexpended balance of funding as authorized herein, may be carried forward under the following conditions:</p> <p>(1) Prior to June 30, 2025 <u>2026</u> 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;</p> <p>(2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council all amounts carried forward by the September Arkansas Legislative Council or Joint Budget Committee meeting which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward, the program name or line item, the funding source of that appropriation and a copy of the written request set forth in (1) above;</p> <p>(3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with a written statement as to the current status of the project, contract, purpose etc. for which the carry forward was originally requested no later than thirty (30) days prior to the time the Agency, Board, Commission or Institution presents its budget request to the Arkansas Legislative Council/Joint Budget Committee; and</p> <p>(4) Thereupon, the Department of Finance and Administration shall</p>	<p>AGENCY REQUEST</p>

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<p>include all information obtained in item (3) above in the budget manuals and/or a statement of non-compliance by the Agency, Board, Commission or Institution.</p> <p>The provisions of this section shall be in effect only from July 1, 2024 <u>2025</u> through June 30, 2025 <u>2026</u>.</p>	

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SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)	EXECUTIVE RECOMMENDATION
<p>EXTRA HELP. There is hereby authorized, for the Division of Workforce Services for the 2024-2025 <u>2025-2026</u> 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: four hundred thirty-three <u>fifty</u> (433) (<u>50</u>) 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, for the appropriate classification. Any of these positions utilized in a manner which are funded by federal sources are specifically exempt from limitation of hours, either by Act or Regulation.</p> <p>In order to comply with the timeliness requirements set forth by the Social Security Act, the Chairman of the Board of Review is authorized to utilize part-time or temporary employees from the pool of positions provided to the Division of Workforce Services in any occurrence where the number of appeals to the Board of Review or Appeal Tribunal increases above a level that can be resolved by the permanent staff in a timely manner. The Division of Workforce Services will determine the appropriate funding source within the Department for said positions.</p> <p>The provisions of this section shall be in effect only from July 1, 2024 <u>2025</u> through June 30, 2025 <u>2026</u>.</p>	<p align="center">AGENCY REQUEST</p>

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SECTION#: 22

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)	EXECUTIVE RECOMMENDATION
<p>TRANSFER OF APPROPRIATION. Subject to such rules and regulations as may be implemented by the Chief Fiscal Officer of the State and after having sought the prior approval by the Arkansas Legislative Council or Joint Budget Committee, the Director of the Division of Workforce Services is hereby authorized to make transfers from any appropriation made by this Act to any other appropriation made by this Act with the exception of the "Reed Act Funds" appropriations set forth in the Reed Act Funds appropriation section of this Act, and of the appropriation made for Regular Salaries or Maintenance and General Operation. Such transfers may be made whenever it appears, by projecting the expenditures of any of the appropriations in this Act, that there will be a deficiency of appropriation in one item and that there will be a corresponding excess of appropriation in another item or items which may be transferred. The transfer of appropriation shall be effected only on approval of the Chief Fiscal Officer of the State. Provided, however, that no transfer of appropriations may be authorized to increase the total amount appropriated for Regular Salaries, or Maintenance and General Operations, except as may be authorized elsewhere by law.</p> <p>Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Division of</p>	<p>AGENCY REQUEST</p>

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)	EXECUTIVE RECOMMENDATION
<p>Workforce Services may operate more efficiently if some flexibility is provided to the Division of Workforce Services authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.</p> <p>The provisions of this section shall be in effect only from July 1, 2024 <u>2025</u> through June 30, 2025 <u>2026</u>.</p>	

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)	EXECUTIVE RECOMMENDATION
<p>TRAINING TRUST FUND TRANSFER. Immediately upon the effective date of this Act, the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum of up to two million five hundred thousand dollars (\$2,500,000) from the Division of Workforce Services Training Trust Fund to the Skills Development Fund.</p> <p>The provisions of this section shall be in effect only from July 1, 2024 <u>2025</u> through June 30, 2025 <u>2026</u>.</p>	<p>AGENCY REQUEST</p>

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)	EXECUTIVE RECOMMENDATION
<p>FEDERAL MATCHING. The funds appropriated in Sections for Adult Basic and General Adult Education of this Act may also be used to match any available federal funds from any agency in order to provide the maximum amount of money possible for the purposes enumerated in such Section.</p> <p>The provisions of this section shall be in effect only from July 1, 2024 <u>2025</u> through June 30, 2025 <u>2026</u>.</p>	<p>AGENCY REQUEST</p>

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SECTION#: 25

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)	EXECUTIVE RECOMMENDATION
<p>ADULT EDUCATION DISTRIBUTION. All funds that become available for Adult Education shall be distributed to those administrative units determined to be operating efficient adult education programs, under criteria established by the Division of Workforce Services. The criteria shall include the relative efficiency of administration of the program in the counties served and achievement of federal performance indicators. The Division of Workforce Services shall promulgate rules and regulations for the distribution of funds in accordance with criteria to be determined by the Board. In the distribution of funds to local units the Board shall consider performance in meeting state and federal performance indicators. Unallocated funds will be redistributed based upon need as determined by the Division of Workforce Services.</p> <p>The provisions of this section shall be in effect only from July 1, 2024 <u>2025</u> through June 30, 2025 <u>2026</u>.</p>	<p>AGENCY REQUEST</p>