

## AGENDA

State Board of Career Education (SBCE)

Arkansas Rehabilitation Services  
525 W. Capitol Avenue  
Little Rock, Arkansas

August 2, 2012  
9:30 a.m.

- TAB A      Action Item – Approval of Minutes of June 7, 2012
  - TAB B      Informational/Action Items – Implementing the Permanent Rule for Adult Education Funding Formula and Approval of the Permanent Rule for the Adult Education Funding Formula
  - TAB C      Informational Item – Response to Senator Stephanie Flowers' Questionnaire and Information
- Director's Report

MINUTES - MEETING OF THE  
STATE BOARD OF CAREER EDUCATION  
9:30 a.m.

June 7, 2012

The State Board of Career Education (SBCE) was called to order by Chairman Phil Taylor. The meeting was held at Arkansas Rehabilitation Services, 525 W. Capitol Avenue, Little Rock, Arkansas.

A record of member attendance is as follows:

PRESENT

Mr. Phil Taylor, Chairman	<u>Ex-Officio Nonvoting Members</u>
Mr. John Riggs, Vice Chairman	Mr. William L. "Bill" Walker, Jr., Ex-Officio Secretary
Mrs. Lucy Ralston	
Dr. Thomas Flowers	
Mr. John Yates	

ABSENT

	<u>Ex-Officio Nonvoting Members</u>
Mr. Richard Smith	Dr. Tom Kimbrell
Mrs. Martha Dixon	Mr. Shane Broadway

Director Bill Walker introduced Sen. Stephanie Flowers and Mr. Mark Hudson and Mr. Matthew Miller from the Bureau of Legislative Research. He also introduced Mr. Joe Baxter, the new chief financial officer for Arkansas Rehabilitation Services, and Dr. Calvin Johnson, interim president of the University of Arkansas at Pine Bluff (UAPB).

A. ACTION ITEM – APPROVAL OF MINUTES OF APRIL 5, 2012

On a motion by Mr. Yates and second by Mr. Riggs, the State Board of Career Education unanimously approved the minutes of April 5, 2012.

B. ACTION ITEM – APPROVAL OF EMERGENCY MINUTES OF APRIL 26, 2012

On a motion by Mr. Riggs and second by Mrs. Ralston, the State Board of Career Education unanimously approved the emergency minutes of April 26, 2012.

PRESENTATION BY SEN. STEPHANIE FLOWERS:

Chairman Taylor recognized Sen. Stephanie Flowers to address the board. Sen. Flowers stated that she wished to address actions taken by the Department of Career Education (ACE) in regard to the Jefferson County Regional Adult Education Center. Sen. Flowers stated that she is providing a chart outlining events relating to the Jefferson County Regional Adult Education Center, along with a CD containing documentation from the center about site visits and program reviews conducted by ACE staff. Sen. Flowers stated that she is concerned about a recent action to dissolve the center and designate UAPB and Southern Arkansas University-Tech to serve Jefferson, Cleveland and Dallas counties, which has been served for many years by the Jefferson County Regional Adult Education Center. The Watson Chapel School District has served as the local education agency (LEA) for the Jefferson County Regional Adult Education Center, which is located in Pine Bluff, but has given notice that as of July 1, 2012, it will no longer serve as the LEA.

Sen. Flowers stated she disagrees with the SBCE minutes of April 5, 2012, that the decision regarding the center was prompted by financial issues. She said that the chart of events and CD she provided will present documented information that is more accurate. Sen. Flowers said ACE has not conducted a financial audit on the program for several years. She further stated that she contacted Mr. Danny Hazelwood, Watson Chapel School District superintendent, who told her that he had no knowledge of any financial issues relating to the adult education program.

Sen. Flowers stated that the 22 center employees are uncertain about what will happen to their employment when the Watson Chapel School District relinquishes its authority as the LEA. She said that Southeast Arkansas Community College, through President Dr. Stephen Hilterbran, has indicated its willingness to serve as the LEA for the Jefferson County Regional Adult Education Center and that she thinks SEARK would be a more appropriate choice.

Sen. Flowers stated she is appearing today before the SBCE for several reasons. She said one reason is to call the board's attention to the facts concerning events surrounding the closing of the Jefferson County Regional Adult Education Center and the transfer of responsibility for the delivery of services to UAPB and SAU Tech. Her second reason, she said, is to ask the board why it has taken no action when it has the authority and duty to decide upon the LEA for the area served by the Jefferson County Regional Adult Education Center. Sen. Flowers said her third reason is to identify a lack of rules and procedures for the administration of grants and the evaluation of the adult education centers, and her fourth reason is to ask the board to take proper action with the respect to the decision to close the Jefferson County Regional Adult Education Center and transfer the program to a new LEA or LEAs.

Chairman Taylor stated that the board needs time to review the materials Sen. Flowers presented and asked ACE staff to prepare for the board's review a response to the issues raised by Sen. Flowers.

Sen. Flowers stated that ACE has given verbal instructions to shut down the center and to cease taking new clients. She said that employees have been informed by UAPB that their positions will be granted or transferred to UAPB.

Chairman Taylor asked for clarification that employees have been informed that they still have jobs. Sen. Flowers stated they have been informed by UAPB but have received nothing from ACE.

Sen. Flowers stated that she had contacted the Attorney General's Office and understood that a representative would attend this board meeting to present regarding whether the ACE director has the authority to make the decision to close the Jefferson County Regional Adult Education Center and transfer authority for the program to other LEAs.

Director Walker assured the board that provisions have been made for the continuation not only of the services but also of employment of the staff. Director Walker stated that since the program is funded by a grant to the LEA, the staff does not work for ACE and thus it is not appropriate for ACE to communicate directly with these individuals. He added that he had attended a meeting at UAPB where staff employment issues were addressed.

### C. ACTION ITEMS – ADULT EDUCATION

Director Walker deferred to Mr. Brandon Robinson of the Attorney General's Office to discuss his recommendation that the board approve an emergency rule regarding the adult education funding formula. At its April 26 emergency meeting, the board voted to rescind the action taken on the adult education funding formula at the February 2, 2012, board meeting because the changes to the adult education funding formula had not gone through the rule-making process required in the Administrative Procedures Act. The board

is being asked today to declare an emergency and adopt an emergency rule to prevent a possible disruption in funding, said Mr. Robinson.

Mr. Robinson stated that board members have a copy of the proposed emergency rule in their packets. The proposed emergency rule is a temporary one that will allow implementation of the current adult education funding formula on July 1, 2012, and thus will ensure that there will be no disruption in funding. Mr. Robinson further stated that the board will need to consider a permanent rule that should go through the rule-making process during the time that the emergency rule is in place.

Mr. Robinson stated that the action he is asking the board to take is to adopt this emergency rule and to note that there is a potential for imminent peril to the public health, safety and welfare if the rule is not in place on July 1, 2012. Declaring a potential risk for imminent peril will ensure that the rule meets the legal standard for an emergency rule so that the emergency rule can become effective July 1, 2012, said Mr. Robinson. If adopted, the emergency rule will be in effect 120 days, during which time the rule-making process for the permanent rule will be conducted. The emergency rule will be reported to the Arkansas Legislature and the Secretary of State's office.

On a motion by Mr. Riggs and second by Mrs. Ralston, the State Board of Career Education finds that if there is a disruption in funding, there is a potential for imminent peril to the public health, safety and welfare to the state of Arkansas if the 2012-13 adult education funding formula is not adopted and in place on or before July 1, 2012. The State Board of Career Education unanimously approved the adoption of the emergency rule.

Mr. Robinson stated that the board also needs to vote on the permanent rule in order to begin the rule-making process on the permanent rule.

On a motion by Mr. Riggs and second by Dr. Flowers, the State Board of Career Education unanimously approved to begin the rule-making process on the permanent rule for the adult education funding formula.

Director Walker asked UAPB Interim President Dr. Calvin Johnson to make a brief statement in response to Sen. Flowers' presentation. Dr. Johnson stated that he wanted the board to know that UAPB is committed to the adult education program. Dr. Johnson stated that he is very familiar with the program and, in fact, developed certification for adult education teachers and taught most of those currently employed at the Jefferson County Regional Adult Education Center. Dr. Johnson stated that there is no intent to move the center from its present location in Pine Bluff. He further stated that he had met with the staff of the center the previous morning and that Sen. Flowers attended the meeting. Dr. Johnson said that staff members were told at the meeting that they all would be transferred for the first year, but that at the end of the year, an assessment of needs and positions will be conducted. He stated further that yesterday's meeting was not the first meeting held with center staff but was one of three meetings held with them. He said that he assured staff that while he could not guarantee that they would continue in the same positions, they would have positions during the transition year.

#### D. INFORMATIONAL ITEM – CLARIFICATION OF SECONDARY CAREER CENTER FUNDING

Ms. Sandra Porter, associate director of workforce training, provided the board members with handouts and a PowerPoint presentation explaining how center funds are calculated and distributed to the secondary career centers.

E. INFORMATIONAL ITEM – SUMMARY OF PROPOSED CHANGES BY THE ARKANSAS DEPARTMENT OF EDUCATION (ADE) TO RULES GOVERNING EDUCATOR LICENSURE AND THE EFFECTS THESE CHANGES WOULD HAVE ON CAREER AND TECHNICAL EDUCATION

Ms. Sandra Porter, associate director of workforce training, stated that the Professional Licensure Task Force has made recommendations to the Department of Education on changes in the licensure regulations. These changes will affect career and technical education. Ms. Porter stated that these changes in the rules and regulations are on public review, and Dr. Karen Cushman, assistant commissioner, ADE, had forwarded these changes to the Department of Career Education to share with the board. Ms. Porter provided this information to the board members.

DIRECTOR'S REPORT

Director Walker informed the board members that the Governor's Workforce Cabinet is rolling out a new initiative, the Microsoft IT Academy, that will be offered at no cost to schools wishing to participate. He added that Arkansas will also pilot the academy in adult education centers and will be the first state in the nation to do so.

Director Walker informed the board members that the U.S. Department of Labor and Mr. Artee Williams, director of the Arkansas Department of Workforce Services, have notified ACE that Arkansas is the recipient of a \$900,000 grant to be used in the three areas: adult education, career and technical education and workforce services.

Director Walker also updated the board on the uncertainty as to the future of the Arkansas Works Career Coaches Initiative. The funding, which previously came from Temporary Assistance for Needy Families (TANF), has been significantly cut, and there is no guaranteed funding after next year.

Director Walker thanked John Riggs and Lucy Ralston for attending the SMT Retreat in May.

Director Walker announced that the Arkansas Rehabilitation Association conference held in May was excellent.

Director Walker announced that the Arkansas Career Training Institute graduation, also held in May, was excellent as well.

Mr. Walker announced the following dates:

Next board meeting— August 2, 2012

ADJOURNMENT

Mr. Taylor adjourned the meeting at 11:53 a.m.

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William L. "Bill" Walker, Jr., Ex-Officio Secretary  
State Board of Career Education

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Phil Taylor, Chairman  
State Board of Career Education



Department of  
Career Education

Mike Beebe  
Governor

William L. "Bill" Walker, Jr.  
Director

August 2, 2012

TO: State Board of Career Education

FROM: William L. "Bill" Walker, Jr., Director  
Jim Smith, Deputy Director

A large, stylized handwritten signature in black ink, appearing to read "Bill Walker".

SUBJECT: INFORMATION ITEM – Implementing the Permanent Rule for the Adult Education Funding Formula

INFORMATION/RATIONALE: It was requested at the June 2, 2012 State Board of Career Education meeting that the Adult Education Division be approved to complete the procedures for adopting or changing rules with the purpose of adopting the Adult Education Funding Formula. The Board voted to begin this process at that time..

At the June 2, 2012, meeting it was recommended that the State Board of Career Education approve a rule for the adult education funding formula for 2012-2013 to be 70% performance and 30% contact hours with funding capped at 10% loss or gain an effective July 1, 2013 for that formula to change to 80% performance, 20% contact hours with no cap on increase or decrease and a ceiling of \$950,000. On July 1, 2013, programs that already receive over \$950,000 will be grandfathered in and capped at their current funding level and shall not receive any additional increases in state funds under this rule.

The Emergency Rule, and the Permanent Rule were placed on review for written comments June 12 through July 12. There were two (2) emails and four (4) letters received. A public comment period was held at the 525 Capitol Building at 1:30 pm. There were no presenters at the public comment period.

The Emergency Rule was reviewed by Administrative Rules and Regulations Subcommittee on July 13, 2012. The permanent rule is scheduled to be reviewed in August following final approval the Board.

The emails and letters along with the Arkansas Department of Career Education, Adult Education Division response are attached.

## Written Comment Summary

The public written comment period was June 12-July 12, 2012.

Adult Education Division  
Arkansas Department of Career Education

Below are public written comments received on the Adult Education Division's proposed rule changes for the emergency and permanent rules for adult education funding and the agency response.

1. *Email dated June 12,, 2012, from Ms. Bridget Bullard, Adult Education Division.* Ms. Bullard suggested a clarification that points would be earned for each Educational Functional Level gains in each of the three subject areas: math, reading, and/or language.

Response: As originally written, the rule did not clarify that points would be earned for each gain in each of the subjects. Her comment provided clarification only and did not change the intent.

2. *Letter dated June 28, 2012, from SAU-Tech Dr. Corbet Lamkin, Chancellor.* Dr. Lamkin expressed concerns over the impact of the proposed formula on center in rural areas. He suggested phasing in the formula over three years based upon the performance of the previous year.

Response: A phasing in of the funding formula began in 2008, with notice given each year to centers losing 10 percent of funding that those centers would need to consider possible methods of delivering services to where the students are located rather than expecting students to travel to the centers. A lack of funding statewide has negatively impacted the outreach capacities of the centers. The Adult Education Advisory Council supported the three-year formula phase-in, but the Adult Education Division does not support it.

3. *Email dated June 29, 2012, from Ms. Gayla Feist, North Central Career Center Adult Education Program Director.* Ms. Feist requested clarification regarding who would determine the points values for performance points, which are presented in the new formula as a range from 5 points to 8 points.

Response: The State Board of Career Education and the Adult Education Division will determine the value of points for each performance point for each funding year.

4. *Letter dated July 3, 2012, from Ms. Sheri Rogers, Arkadelphia School District Adult Education Program Director.* Ms. Rogers presented four considerations for funding of adult education programs based upon her research of other states' funding rules. The four considerations, which she says sum up the study that she consulted, are as follows:

- a. Guaranteeing providers a minimum level of funding
- b. Differentially weighting performance outcomes
- c. Allocating resources based on program quality

- d. Allocating resources based on the National Reporting System (NRS) measures

Ms. Rogers also expressed her opinion that the formula should not award points for Workforce Alliance for Growth in the Economy (WAGE™) because this penalizes programs in rural areas.

Response: Guaranteeing a minimum funding level was rejected by the Adult Education Funding Committee in 2008. Differentially weighting performance outcomes is proposed in the 2012 rule and the permanent rule for 2i013. Allocating resources based on program quality was discussed by the Funding Formula Committee and incorporated into the proposed formula. Allocating resources based on NRS measures was also addressed by the Funding Formula Committee and incorporated into the 2012 and 2013 proposed rules. WAGE is a program that has been recognized by the U.S. Office of Adult and Vocational Education and the Governor's Office as an effective means of preparing adults for entry-level jobs, so it is a valid measure, among a number of measures, for the funding formula.

5. *Email/letter dated July 10, 2012, from Fort Smith School District Superintendent Dr. Benny Gooden.* Dr. Gooden stated that establishment of a funding formula based on performance is consistent with other funding mechanisms for public education. He stated that his concern with the emergency and permanent rule changes lies with two factors: (1) limiting change up or down to 10 percent of the difference between the current formula and the new formula and (2) the establishment of what he calls an "arbitrary" cap on funding for large programs. Dr. Gooden suggested a better solution to the proposed funding formula is to make funding follow student performance numbers and to seek adequate funds to implement the formula prior to its application.

Response: The Adult Education Division agrees that with the lack of funding for adult education programs has negatively impacted the delivery of services. This lack of funding is necessitating re-evaluation of how to best deliver the most services to the most students, hence the recommendation from the Adult Education Division that programs too small to continue operations consider consolidating with others. The Division agrees that adequate funding should be sought and has done so without success for more than 20 years.

6. *Letter dated July 10, 2012, from Rich Mountain Community College Mr. Phillip Wilson, President, and Dr. Steve Rook, Vice President for Academic and Student Affairs.* Mr. Wilson and Dr. Rook outlined four concerns they have with the funding formula:
- a. Formula rewards Workforce Alliance for Growth in the Economy (WAGE™) programs, thus benefitting industrial areas and penalizing rural ones.
  - b. Formula awards equal points for minor educational gains and for GED completion, meaning that there would be no incentive to push for quick completion of the GED.

- c. Formula awards points for the Microsoft Information Technology Certificate, which is available only to the largest programs, thereby penalizing smaller programs.
- d. No explanation is given of how the differences in points will be determined.
- e. Concern that the Adult Education Advisory Council recommendations voted in March of 2012 are not being considered.

Response: WAGE is a program that has been recognized by the U.S. Office of Adult and Vocational Education and the Governor's Office as an effective means of preparing adults for entry-level jobs, so it is valid to include it in the funding formula. The Adult Education Advisory Council recommended the awarding of points for educational gains in subject areas; the Adult Education Division disagrees with the suggestion that these are "minor" educational gains. The Microsoft Information Technology Certificate, like the WAGE certificate, is a legitimate measure of student success and therefore of program success, and while it may benefit some programs more than others, it nevertheless deserves a place in the funding formula. The State Board of Career Education and the Adult Education Division will determine the value of points for each performance point for each funding year. Recommendations of the Adult Education Advisory Council were given careful consideration, and some, for example, the awarding of points for educational gains, were adopted.



## Department of Career Education

Mike Beebe  
Governor

William L. "Bill" Walker, Jr.  
Director

August 2, 2012

TO: State Board of Career Education

FROM: William L. "Bill" Walker, Jr., Director  
Jim Smith, Deputy Director

Handwritten signatures of William L. "Bill" Walker, Jr. and Jim Smith, Deputy Director, written over the "FROM:" line.

SUBJECT: ACTION ITEM – Approval of the Permanent Rule for the Adult Education  
Funding Formula

INFORMATION/RATIONALE: At the June 2, 2012, Arkansas State Board of Career Education (Board) meeting it was recommended that the Board approve a rule for the adult education funding formula for 2012-2013 to be 70% performance and 30% contact hours with funding capped at 10% loss or gain an effective July 1, 2013 for that formula to change to 80% performance, 20% contact hours with no cap on increase or decrease and a ceiling of \$950,000. On July 1, 2013, programs that already receive over \$950,000 will be grandfathered in and capped at their current funding level and shall not receive any additional increases in state funds under this rule.

The Emergency Rule was reviewed by Administrative Rules and Regulations Subcommittee on July 13, 2012. The permanent rule is scheduled to be reviewed in August following final approval of the Board.

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Arkansas Department of Career Education  
Adult Education Division  
State Funds Funding Formula  
Program Year 2012-2013  
State Funds (effective 7-1-13)

30 20% of State Funds go towards Student Contact Hours:

- 3-year average of students' attendance hours for the last 3 full years of data

70 80% of State Funds go towards Program Performance based on a 3-year average of students who enrolled:

- 1.0-2.5 2.0 points - Educational Gains (One [1] each Educational Functioning points are earned for each Level gain in each of the subject areas of Math, Reading, and/or Language)
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- 0.5-1.5 4.0 point - Workforce Alliance for Growth in the Economy (WAGE)
- 0.0-1.5 points - Microsoft Information Technology Certificate
- 0.0-2.0 points - Other Educational, Employability, Certification, etc. activity approved

Enrolled students with these goals who separated during the program year:

- 2.0-3.0 points - General Educational Development Credentials
- 1.0-2.0 4.5 points - Entered Employment
- 1.0-2.0 4.5 points - Entered Postsecondary Education or Training

Programs that show a decrease in funding compared to 2011-2012 will receive a decrease of only 10% of the difference.

Programs that show an increase in funding compared to 2011-2012 will receive an increase of only 10% of the difference not to exceed a ceiling of \$950,000. Any program(s) exceeding the state funding ceiling are grandfathered at that level with no additional state funding gain.

The total dollar amount available in state funding is divided into two pots, 30% goes into Student Contact Hours, and 70% goes into Program Performance.

State Funding for 2012-2013 \$18,253,000 Total →

30% = \$ 5,475,900

70% = \$12,777,100

The total number of Student Contact Hours (3-yr. ave.) = 2,271,084.17 hours

$\$5,475,000 / 2,271,084.17 \text{ hours} = \$2.4107429 \text{ per hour}$

The total number of Program Performance points = 47,511 points

$\$12,777,100 / 47,511 = \$268.9293 \text{ per point}$

A program's funding amount for 2010-2011 is based on these per hour and per point figures.





Department of  
Career Education

Mike Beebe  
*Governor*

William L. "Bill" Walker, Jr.  
*Director*

August 2, 2012

TO: State Board of Career Education

FROM: William L. "Bill" Walker, Jr., Director  
Jim Smith, Deputy Director

SUBJECT: INFORMATION ITEM – Response to Sen. Stephanie Flowers'  
Questionnaire and Information

Handwritten signatures in black ink, including a large signature that appears to be "Bill Walker" and a smaller signature below it.

Event Chart Concerning Jefferson County Regional Adult Education Center (JCRAEC)			Arkansas Department of Career Education Discovery
1	Date	Fact	Assertion
2	7/26/2011	2011-2012 Site Visit	Omission
3			(non-fact)
4	Sep-11	DCE locked JCRAEC out of AERIS for three months	9-28-2011 Disabled the Adult Education Record Information System (AERIS) to prevent contamination of student files. This is an administrative action to prevent data re-entry and does not prevent classroom instruction.
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9		[how did this affect students?]	Students wouldn't know this was occurring. Students could attend class, receive instruction, be tested, take and pass the GED assessments. JCRAEC was delayed entering student data until the discovery by the Division was complete. There should be no negative affect on students.
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15	11/29/2011	Program Review by DCE on JCRAEC	ACE Adult Education Division conducts an annual onsite visit of all programs receiving state and/or federal adult education funds. Onsite selection includes routine review of 6 student files that should include student data that supports data in the AERIS reported and verified by the program director.
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21	12/13/2011	DCE followed up site visit with a meeting at JCRAEC and requested a file audit	initial visit 5 out of 6 files pulled were inaccurate which resulted in a second visit. 100 files were pulled for review and all were inaccurate resulting in a hold being placed on current records until a full review could be conducted.
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26		Also, DCE told JCRAEC to discontinue services to mental health patients	JCRAEC determined to drop services to the mental health patients. JCRAEC was found not to be Effective & Efficient (E&E) due in part to large number of student in class for years without gain. Mr. Rawls agreed that non-profit service organizations could better serve clients. Low student performance caused JCRAEC to lose \$157,560.00 for FY 12 and projected to lose in FY13 \$131,708 due to low student performance and gain.
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35		This seems in conflict with the DCE adult education website statement that:	There is complete agreement with the Department and the Division since the adult education focus is based on our philosophy.
36		Adult education in Arkansas is based on the following philosophy:	
37		*All adults can learn,	
38		*All adults have the right to education that enhances their ability to effect positive changes in their lives,	
39		*All adults have the right to obtain the life skills that they need to become self-sufficient, actively participating members of society,	
40		*All adults have the right to complete their education through the high school level.	
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50	Date	Fact	Assertion (non-fact)	Omission	Arkansas Department of Career Education Discovery
51	1/20/2012	JCRAEC responded to DCE concerning the file audit		To date, DCE has not replied to JCRAEC about their response.	The discovery of inaccurate files, incorrect over funding as a result was reported to the Deputy Director of Adult Education then to the Director of ACE and a response is pending.
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56				There is no recourse or appeals process in SBCE rules for adult education centers to address their disagreement with DCE decisions or complaints concerning their programs.	Adult Education Programs and Literacy Councils have the right to petition any decision by the Department and/or Division by submitting a letter, signed, and dated requesting a hearing date and bring supporting data, staff or other documentation to a hearing on any any issue in question. The last was the suspended River Valley Literacy Council for non-compliance. That program met the criteria and was funded 7-1-12.
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66	2/24/2012	SEARK sent a letter to DCE expressing its interest in assuming the LEA responsibility for Jefferson Co.		DCE has not provided a copy of any written response to SEARK	ACE responded to Dr. Hiltner, President of SEARK 4/12/12 and a copy was sent to Senator Flowers.
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69					See attachment #1 Seark Letter
70					See ACE response attachment #2
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72	4/10/2012	Watson Chapel S.D. notified DCE that it would no longer be the LEA for JCRAEC by letter			Watson Chapel School District as the JARACE LEA sent a letter dated April 10, 2012 date stamped received April 13, 2012 confirming that the Watson Chapel School District would no longer be the LEA July 1, 2012.
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77					Yes. See attachment #3.
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79	4/16/2012	DCE accepted Watson Chapel S.D.'s relinquishment as LEA by letter			Yes. See attachment #4.
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82	4/30/2012	DCE sent a letter to UAPB acknowledging UAPB's verbal expression of its interest in assuming the LEA responsibilities for the persons in Jefferson Co. served by JCRAEC			Yes. See attachment #5 from ACE and #6 from UAPB.
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87	5/4/2012	Senator Flowers again sent a letter to Governor Beebe and Mr. Walker concerning the Jefferson Co. Regional Adult Education Center	(non-fact)		
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92	5/7/2012	Mr. Walker confirmed that both UABP and SAU-Tech have been notified of their grant awards for the 2012-2013 fiscal year that will include the transition JCRAEC program.			
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95					Confirmed
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99	Date	Fact	Assertion	Omission	Arkansas Department of Career Education Discovery
100	5/23/2012	Mr. Walker advised the JCRAEC employees that the program would be moved to UAPB.		The employees have never been notified in writing about the program's closure and transfer, or about their employment status.	UAPB Agenda listed Director Walker as presenter. He discussed that UABP was the LEA for Jefferson County. The responsibility for notifying JCRAEC employees of their employment status belongs to Watson Chapel School District as their employer. JCRAEC employees are not state employees under the direction of ACE.
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107		JCRAEC employees were invited to UAPB for a meeting concerning the transition plan of JCRAEC to UAPB.			5/18/12 DCE sent letter of invitation to Jessie Rawls. In the introduction the invitation is addressed to Mr. Rawls and entire staff to attend meeting with UAPB and ACE administration to be held on 5/23/12.
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112					See attachment #7
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114		UAPB advised Senator Flowers that it intends to employ all but a few JCRAEC employees "according to available positions and program needs", and that a meeting with JCRAEC employees was scheduled for June 6, 2012 to "explain benefits".			Dr. Johnson confirmed at the June 7, 2012, Arkansas Department of Career Education State Board meeting that a meeting was held that Senator Flowers attended along with JCRAEC employees, who choose to attend, to discuss the benefits package and possible employment for the 2013 FY.
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