

RULES OF THE ARKANSAS MOTOR VEHICLE COMMISSION

Rule 10

EDUCATION AND TRAINING GRANT FOR SECONDARY AND POST-SECONDARY INSTITUTIONS

A. ORGANIZATION AND ADMINISTRATION

- I. The Arkansas Motor Vehicle Commission (hereinafter "Commission") shall administer the Education and Training Grants within the policies set by the Commission. All formal communications shall be addressed to or signed by the Chairman of the Commission.
- II. The final responsibility for setting selection criteria and choosing the grantees shall rest with the Commission.
- III. The following rules and regulations shall govern the Education and Training Grants given to secondary and post-secondary institutions offering motor vehicle education and training.

B. GRANT ELIGIBILITY CRITERIA

To be eligible to receive an Education and Training Grant, a secondary or post-secondary Institution must meet the following requirements:

- A. The program must be offered by an Arkansas public secondary or post-secondary institution.
- B. Only motor vehicle related programs and coalitions of such programs will be approved for grant funding. The list of programs includes but is not limited to the following: Automotive, Collision Repair, Diesel, Alternative Fuels, Damage Analysis and Estimation, Engine Machinist, Parts Specialist, and Tire Center Operator.
- C. In determining whether to issue a grant to a qualified public secondary or post-secondary institute, the Commission will consider the following factors:
 - 1) What is the proposal for which they are applying?
 - 2) Will the proposal attract secondary or post-secondary students to careers in the motor vehicle industry?
 - 3) Will the proposal give useful training to the students?
 - 4) Will there be any matching federal/state/local/private funds to further achieve the goals of the grant request?
 - 5) Will the grant serve as "seed money" or will there be a perceived need for ongoing funding from the Commission in future years?
- D. Other factors not listed may be considered based on the Commission's discretion.

C. APPLICATION PROCESS

I. Application

The application form may be obtained from the Commission staff or website. The deadline will be established by the Commission.

II. Minimum Standards

Funds for this program are available to qualified motor vehicle education programs only, as determined by the Commission.

III. Submission of Applications

All programs offering motor vehicle training in Arkansas public secondary or post-secondary institutes may apply for grant funding.

D. AWARD PROCESS

I. The Commission shall have the discretion to determine which programs will receive the grant funding based on the Commission's objectives to advance training and education in the motor vehicle industry.

II. The Commission shall have the discretion to determine which grant applications to fund and to set the specific amount of each grant.

E. GRANT PAYMENT POLICIES

I. Education and Training Grants for secondary or post-secondary institutions are not automatically renewable. Programs must apply each year and the Commission has the discretion to determine which grants will be awarded, if any.

II. The grant funds shall be used only for the advancement of motor vehicle related training and education. Grant funds shall only be used as set out in the applicants grant request, as approved by the Commission.

III. The Commission has the right to review and revisit its determination to distribute grant funds at any time.

IV. All grant recipients must agree to provide a complete accounting of all grant funds expended at the request of the Commission.

Rule 10

EDUCATION AND TRAINING GRANT FOR SECONDARY AND POST-SECONDARY INSTITUTIONS

SUMMARY:

In its Budget Appropriation, Act 258 of 2015, the Legislature gave the Motor Vehicle Commission the authority to award up to one hundred and fifty thousand dollars (\$150,000.00) in grants to secondary and post-secondary institutions in Arkansas. Nationally and in state, the motor vehicle industry is faced with a shortage of available trained technicians. The purpose of this grant is to provide funds to assist institutions that offer education and training, primarily in the field of vehicle service and maintenance, in improving their training programs with the goal of growing the available workforce for the future. This regulation sets out the procedures and guidelines for distributing the grants.

FINANCIAL IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

DEPARTMENT Arkansas Motor Vehicle Commission (AMVC)
DIVISION _____
PERSON COMPLETING THIS STATEMENT Crystal Campbell
TELEPHONE NO. (501) 682-1436 **FAX NO.** (501) 682-5573 **EMAIL:** crystal.campbell@arkansas.gov

To comply with Ark. Code Ann. § 25-15-204(e), please complete the following Financial Impact Statement and file two copies with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE Motor Vehicle Education and Training Grants Program

1. Does this proposed, amended, or repealed rule have a financial impact? Yes No
2. Is the rule based on the best reasonably obtainable scientific, technical, economic, or other evidence and information available concerning the need for, consequences of, and alternatives to the rule? Yes No
3. In consideration of the alternatives to this rule, was this rule determined by the agency to be the least costly rule considered? Yes No

If an agency is proposing a more costly rule, please state the following:

- (a) How the additional benefits of the more costly rule justify its additional cost;
n/a
- (b) The reason for adoption of the more costly rule;
n/a
- (c) Whether the more costly rule is based on the interests of public health, safety, or welfare, and if so, please explain; and;
n/a
- (d) Whether the reason is within the scope of the agency's statutory authority; and if so, please explain.
n/a

4. If the purpose of this rule is to implement a federal rule or regulation, please state the following:

- (a) What is the cost to implement the federal rule or regulation?

Current Fiscal Year

General Revenue n/a
Federal Funds n/a
Cash Funds n/a
Special Revenue n/a
Other (Identify) n/a

Next Fiscal Year

General Revenue n/a
Federal Funds n/a
Cash Funds n/a
Special Revenue n/a
Other (Identify) n/a

Total n/a

Total n/a

(b) What is the additional cost of the state rule?

Current Fiscal Year

General Revenue n/a
Federal Funds n/a
Cash Funds n/a
Special Revenue n/a
Other (Identify) n/a

Total n/a

Next Fiscal Year

General Revenue n/a
Federal Funds n/a
Cash Funds n/a
Special Revenue n/a
Other (Identify) n/a

Total 0

5. What is the total estimated cost by fiscal year to any private individual, entity and business subject to the proposed, amended, or repealed rule? Identify the entity(ies) subject to the proposed rule and explain how they are affected.

Current Fiscal Year

\$ 0.00

Next Fiscal Year

\$ 0.00

6. What is the total estimated cost by fiscal year to state, county, and municipal government to implement this rule? Is this the cost of the program or grant? Please explain how the government is affected.

Current Fiscal Year

\$ 150,000.00

Next Fiscal Year

\$ 150,000.00

7. With respect to the agency's answers to Questions #5 and #6 above, is there a new or increased cost or obligation of at least one hundred thousand dollars (\$100,000) per year to a private individual, private entity, private business, state government, county government, municipal government, or to two (2) or more of those entities combined?

Yes No

If YES, the agency is required by Ark. Code Ann. § 25-15-204(e)(4) to file written findings at the time of filing the financial impact statement. The written findings shall be filed simultaneously with the financial impact statement and shall include, without limitation, the following:

- (1) a statement of the rule's basis and purpose;
- (2) the problem the agency seeks to address with the proposed rule, including a statement of whether a rule is required by statute;
- (3) a description of the factual evidence that:
 - (a) justifies the agency's need for the proposed rule; and

- (b) describes how the benefits of the rule meet the relevant statutory objectives and justify the rule's costs;
- (4) a list of less costly alternatives to the proposed rule and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
 - (5) a list of alternatives to the proposed rule that were suggested as a result of public comment and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
 - (6) a statement of whether existing rules have created or contributed to the problem the agency seeks to address with the proposed rule and, if existing rules have created or contributed to the problem, an explanation of why amendment or repeal of the rule creating or contributing to the problem is not a sufficient response; and
 - (7) an agency plan for review of the rule no less than every ten (10) years to determine whether, based upon the evidence, there remains a need for the rule including, without limitation, whether:
 - (a) the rule is achieving the statutory objectives;
 - (b) the benefits of the rule continue to justify its costs; and
 - (c) the rule can be amended or repealed to reduce costs while continuing to achieve the statutory objectives.

SUPPLEMENTAL TEXT TO QUESTION 7 ON FINANCIAL IMPACT STATEMENT FOR THE MOTOR VEHICLE EDUCATION AND TRAINING GRANT PROGRAM

7. With respect to the agency's answers to Questions #5 and #6 above, is there a new or increased cost or obligation of at least one hundred thousand dollars (\$100,000) per year to a private individual, private entity, private business, state government, county government, municipal government, or two (2) or more of those entities combined? YES

If YES, the agency is required by Ark. Code Ann. § 25-15-204(e)(4) to file written findings at the time of filing the financial impact statement. The written findings shall be filed simultaneously with the financial impact statement and shall include, without limitation, the following:

(1) a statement of the rule's basis and purpose; IN ITS BUDGET APPROPRIATION, ACT 258 OF 2015, THE LEGISLATURE GAVE THE MOTOR VEHICLE COMMISSION THE AUTHORITY TO AWARD UP TO ONE HUNDRED AND FIFTY THOUSAND DOLLARS (\$150,000.00) IN GRANTS TO SECONDARY AND POST-SECONDARY INSTITUTIONS IN ARKANSAS. NATIONALLY AND IN STATE, THE MOTOR VEHICLE INDUSTRY IS FACED WITH A SHORTAGE OF AVAILABLE TRAINED TECHNICIANS. THE PURPOSE OF THIS GRANT IS TO PROVIDE FUNDS TO ASSIST INSTITUTIONS THAT OFFER EDUCATION AND TRAINING, PRIMARILY IN THE FIELD OF VEHICLE SERVICE AND MAINTENANCE, IN IMPROVING THEIR TRAINING PROGRAMS WITH THE GOAL OF GROWING THE AVAILABLE WORKFORCE FOR THE FUTURE. THIS REGULATION SETS OUT THE PROCEDURES AND GUIDELINES FOR DISTRIBUTING THE GRANTS.

(2) the problem the agency seeks to address with the proposed rule, including a statement of whether a rule is required by statute; THIS REGULATION SETS OUT THE PROCEDURES AND GUIDELINES FOR DISTRIBUTING EDUCATION AND TRAINING GRANTS. THE RULE IS NOT REQUIRED SPECIFICALLY BY STATUTE, HOWEVER, BASED ON THE A.P.A (25-15-201 *et al*) AND IN THE INTEREST OF OPENNESS OF THE GRANT PROCESS IT APPEARS NECESSARY TO ESTABLISH A RULE.

(3) a description of the factual evidence that:

(a) justifies the agency's need for the proposed rule. ACCORDING TO THE ADMINISTRATIVE PROCEDURES ACT (25-15-203), AN AGENCY SHALL ADOPT A RULE OF PRACTICE SETTING FORTH THE NATURE AND REQUIREMENTS OF ALL FORMAL AND INFORMAL PROCEDURES AVAILABLE, INCLUDING A DESCRIPTION OF ALL FORMS AND INSTRUCTIONS USED BY THE AGENCY. THE NEED FOR A RULE TO EXPLAINING THE PROCESS TO ADMINISTER THE EDUCATION AND TRAINING GRANT PROGRAM APPEARS TO FALL UNDER THIS REQUIREMENT; and,

(b) describes how the benefits of the rule meet the relevant statutory objectives and justify the rule's costs. THE RULE ITSELF HAS NO COST, BUT THE AGENCY WILL ISSUE GRANTS UP TO \$150,000.00;

(4) a list of less costly alternatives to the proposed rule and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule. THE RULE ITSELF HAS NO COST, BUT THE AGENCY WILL ISSUE GRANTS UP TO \$150,000.00;

(5) a list of alternatives to the proposed rule that were suggested as a result of public comment and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule. THE ONLY ALTERNATIVE IS TO NOT ESTABLISH A RULE TO AWARD THE EDUCATION AND TRAINING GRANT FUNDS, HOWEVER, BASED ON THE A.P.A (25-15-201 et al) AND IN THE INTEREST OF OPENNESS OF THE GRANT PROCESS IT APPEARS NECESSARY TO ESTABLISH A RULE;

(6) a statement of whether existing rules have created or contributed to the problem the agency seeks to address with the proposed rule and, if existing rules have created or contributed to the problem, an explanation of why amendment or repeal of the rule creating or contributing to the problem is not a sufficient response. THERE IS NO EXISTING RULE RELATED TO THE EDUCATION AND TRAINING GRANT PROGRAM; and

(7) an agency plan for review of the rule no less than every ten (10) years to determine whether, based upon the evidence, there remains a need for the rule including, without limitation, whether:

(a)) the rule is achieving the statutory objectives. ;

(b)) the benefits of the rule continue to justify its costs; and

(c) the rule can be amended or repealed to reduce costs while continuing to achieve the statutory objectives.

THE AGENCY WILL REVIEW THIS RULE ON AN ANNUAL BASIS TO ENSURE IT ADEQUATELY EXPLAINS THE EDUCATION AND TRAINING GRANT PROGRAM.

Arkansas Democrat Gazette

STATEMENT OF LEGAL ADVERTISING

ARK MOTOR VEHICLE COMM
101 E CAPITOL 210
LITTLE ROCK AR 72201

REMIT TO:
ARKANSAS DEMOCRAT-GAZETTE, INC
P.O. BOX 2221
LITTLE ROCK, AR 72203

ATTN: Crystal Campbell
DATE : 11/20/15 INVOICE #: 3067213
ACCT #: L1241660 P.O. #:

BILLING QUESTIONS CALL 378-354

STATE OF ARKANSAS,)
COUNTY OF PULASKI,) ss.

I, Yvette Hines, do solemnly swear that I am the Legal Billing Clerk of the Arkansas Democrat - Gazette, a daily newspaper printed and published in said County, State of Arkansas; that I was so related to this publication at and during the publication of the annexed legal advertisement in the matter of:

hearing pending in the Court, in said County, and at the dates of the several publications of said advertisement: stated below, and that during said periods and at said dates, said newspaper was printed and had a bona fide circulation in said County; that said newspaper had been regularly printed and published in said County, and had a bona fide circulation therein for the period of one month before the date of the first publication of said advertisement; and that said advertisement was published in the regular daily issues of said newspaper as stated below.

DATE	DAY	LINAGE	RATE	DATE	DAY	LINAGE	RATE
11/18	Wed	47	1.35				
11/19	Thu	47	1.35				
11/20	Fri	47	1.35				

TOTAL COST ----- \$190.35
Billing Ad #: 73459105

Subscribed and sworn to me this 20 day of Nov 2015
Deanna Griffin
Notary Public

OFFICIAL SEAL - No. 12347408
DEANNA GRIFFIN
NOTARY PUBLIC - ARKANSAS
PULASKI COUNTY
MY COMMISSION EXPIRES 3-30-2018

AD COPY

The Arkansas Motor Vehicle Commission is proposing a new rule establishing the process and procedure for awarding grant funds for the Education and Training Grant. The purpose of this grant is to provide funds to assist secondary and post-secondary institutions that offer education and training, primarily in the field of vehicle service and maintenance, in improving their training programs with the goal of growing the available workforce for the future. Nationally and in state, the motor vehicle industry is faced with a shortage of available trained technicians. This rule sets out the procedures and guidelines for distributing the grants. Comments on the proposed rule may be made at a public hearing to be held at 9:30 am on December 16, 2015, in the Commission office at 101 East Capitol, Suite 204, Little Rock, AR 72201. Written comments may also be submitted via mail to the above address or via email to crystal.campbell@arkansas.gov and must be received by 4:30 pm December 16, 2015. Please see the Commission website to review the proposed rule, amvc.arkansas.gov, under the Laws and Rules tab.
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