



SCHOOL FOR ADVANCED STUDIES

NW Arkansas

Fiscal Management Policy

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Fiscal Management Policies - August 2024

Table of Contents

Table of Contents	2
Fiscal Year.....	3
School Budget.....	3
School Budget Publication in Newspaper	3
Chief Financial Officer	4
School Treasurer (Chief Financial Officer) Qualifications.....	Error! Bookmark not defined.
School Activity Funds.....	4
Fundraising.....	5
Donations and Gifts.....	5
Purchase of Commodities.....	5
Solicitation of Bids.....	6
Exceptions to Bid Solicitation Requirements.....	7
Bidding Protest Procedures	7
Purchasing Authority for Purchases Under Twenty Three Thousand One Hundred Dollars (\$23,100).....	8
Acquisition of Professional Services.....	Error! Bookmark not defined.
Outsource Surcharge Election	8
Audit.....	8
Audit Review by Board of Directors	9
Property, Inventory, and Supplies	9

Fiscal Year

The School's fiscal year shall consist of the twelve month period beginning July 1 and ending on the following June 30.

Legal reference: Ark. Code Ann. § 6-20-410

School Budget

The Board of Directors shall approve the annual school budget at a legally held meeting no later than August 30 of each year. The budget shall contain the information required by the Arkansas Department of Education and be prepared in the Arkansas Public School Computer Network.

The budget shall be filed by the school with the Department no later than September 30 each year.

The Chief Financial Officer or designee, acting as the ex officio financial secretary, shall keep a record of the following information in the format required by the Department of Education:

1. The daily expenditures and receipts of the school; and
2. Information on fund balances maintained by the school including, but not limited to:
 - Sources of the funds maintained as fund balances, to the extent practicable;
 - Reasons for maintaining, instead of spending, the fund balances; and
 - Amounts of Funds transferred between various funds during the past year.

The school shall identify the funds transferred and the amount of funds transferred; and amount of fund balances dedicated for the construction, maintenance, or repair of academic or athletic facilities.

The Chief Financial Officer or designee (acting as the school's ex officio financial secretary) shall make such financial reports to the Department of Education as are required by law.

An annual report summarizing the information required above in a format required by the Department of Education shall be filed by August 31 of each year with the Department of Education.

A final close must be performed in the school's applicable general ledger database no later than September 15 of each year.

Legal Reference: Ark. Code Ann. § 6-20-2202

School Budget Publication in Newspaper

The Charter Board of Directors shall publish the two-year projected Charter school budget one time in a newspaper published in the county or counties in which the school is administered or in a newspaper with a bona fide circulation in the county or counties in which the school is administered by July 15 of each year.

Legal Reference: Ark. Code Ann. § 6-13-622

Chief Financial Officer

The School's Chief Financial Officer designee shall be primarily responsible for the fiscal affairs of the school.

The Chief Financial Officer or-designee's) responsibilities shall include, but are not limited to, the following:

- All responsibilities and requirements set forth in the school's Charter;
- Preparing and submitting a quarterly statement to the Board of Directors of the financial condition of the school;
- Preparing and submitting an annual statement of the affairs of the school to the Board of Directors in July of each year;
- Preparing and submitting such financial reports as required by the Arkansas Department of Education;
- To not be interested directly or indirectly in any contract authorized by the Board of Directors; and
- All other statutory requirements for the position of (Chief Financial Officer).

The Board shall cause to be filed an executed Certificate of Appointment with the county clerk, the county treasurer, and the Secretary of the Department of Finance and Administration in order to register the (Chief Financial Officer or designee) as representing the school.

Legal Reference: Ark. Code Ann. § 6-13-701

School Activity Funds

The school may maintain activity funds and school service funds at the school. The term "activity funds" mean those funds whose sources of revenue include but are not limited to:

- The sale of tickets to athletic contests or other school-sponsored activities;
- The sale of food, except that which is sold in the lunchroom;
- The sale of soft drinks, school supplies, and books; and
- Fees charged by clubs and organizations.

All activity funds and school food service funds shall be maintained and accounted for in accordance with guidelines and procedures established by the Arkansas Department of Education.

The Executive Director or Head of School shall maintain the activity funds and school food service funds, and shall be the official custodian of all activity funds and school service funds and shall be responsible and accountable for the funds.

By resolution adopted by a majority vote of the Board of Directors, the Executive Director or Head of School may appoint another school employee to be the co-custodian of any or all activity funds and school food service funds.

The co-custodian shall also be responsible and accountable for activity funds and school food service funds maintained by the co-custodian.

Legal Reference: Ark. Code Ann. § 6-13-701

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Fiscal Management Policies - August 2024

Fundraising

Groups wishing to participate in fundraising activities must receive prior approval from the Executive Director or Head of School or his or her designee. The School may decline any offer of fundraising which does not meet the school's needs or goals, or for any other reason. Student participation in fundraising efforts may be rewarded from time to time, but no student shall be punished for choosing not to participate. Fundraising shall not count toward or against any graded class assignment and may not be done for extra credit.

If the school adopts a fundraising program involving students in Grades K-6, or any portion thereof, it shall provide written notification to the parent(s), guardian(s), or responsible party of all students who participate in the program that:

- Student participation in fundraising programs is voluntary;
- Students who do not participate will not forfeit any school privileges;
- Students may not participate in fundraising programs without written parental permission returned to school authorities;
- An elementary school student who sells fundraising merchandise door to door must be accompanied by a parent or an adult; and
- Unless the school provides supervision, parents must accept responsibility for appropriate adult supervision.

Legal Reference: Ark. Code Ann. § 6-18-1104

Donations and Gifts

The school appreciates private gifts and donations. All donations and gifts to the school become the property of the school upon donation, and are subject to the same rules, use, discretion, and disposal as all other state school resources. Before offering a gift or donation to the school, individuals and organizations should contact the school to ensure need, compatibility, and space availability. The school will strive to assist donors in making arrangements as necessary for donations of equipment or services. The school may choose to deny any gift or donation which does not further the school's goals or which obligates the school to commit resources, time, or finances.

All administrators, board members, and employees of the school and family members of the same are prohibited from receiving gifts, donations, or transfers from the school of any public property, funds, or resources. The school shall not give public property valued at more than \$100 to any leaving or retiring board member, administrator, employee, or member of the immediate family of those listed.

Legal Reference: Ark. Code Ann. § 6-21-110

Purchase of Commodities

"Commodities" means all supplies, goods, material, equipment, machinery, facilities, personal property, and services, other than personal and professional services, purchased for or on behalf of the school (construction services are not included in the definition of "Commodities");

"Open market purchases" means those purchases of commodities by any purchasing official in which competitive bidding is not required;

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Fiscal Management Policies - August 2024

“Purchase” means and includes not only the outright purchase of a commodity but also the acquisition of commodities under rental-purchase agreements, lease-purchase agreements, or any other type of agreement whereby the school has an option to buy the commodity and to apply the rental payments on the purchase price thereof;

“Purchase price” means the full sale or bid price of any commodity without any allowance for trade-in;

“Purchasing official” means the Board of Directors of the school or a lawfully Board-designated agent of the school with authority to contract or make purchases on behalf of the school; and

“Specifications” means a technical description or other description of the physical or functional characteristics of a commodity.

Ark. Code Ann. § 6-21-301, Ark. Code Ann. § 6-21-304

Solicitation of Bids

The Board of Directors shall adopt a policy describing the method of soliciting bids and may adopt other rules governing the procurement of commodities, and shall designate the Finance Department

All purchases of commodities by the school shall be made as follows:

In each instance in which the estimated purchase price shall equal or exceed \$23,100 (adjusted annually by the Commissioner of Elementary and Secondary Education on July 1, by the percentage change in the Consumer Price Index for All Urban Consumers) the commodity shall be procured by soliciting bids, provided that the purchasing official may reject all bids.

Open market purchases may be made when the purchase price is less than \$23,100 (adjusted annually by the Commissioner of Elementary and Secondary Education on July 1, by the percentage change in the Consumer Price Index for All Urban Consumers) if state funds are used. The purchasing official shall neither parcel nor split any item or items with the intent or purpose to enable the purchase to be made under a less restrictive procedure.

In soliciting bids for the purchase of a commodity, the school or a person or organization acting on behalf of a school shall not impose qualifications or specifications that unreasonably restrict competition for the purchase of a commodity.

Any specifications used by the school shall not include the name or identity of any specific vendor, but may include a specified brand if justified.

The school shall notify in writing all actual or prospective bidders, who make a written request to the school for notification of opportunities to bid. The notice shall be provided in sufficient time to allow actual or prospective bidders to submit a bid.

Any competitive bid submitted to the school in response to a solicitation for bid for the purchase of a commodity shall be accompanied by a form substantially similar to the form attached at the end of this section that is signed and notarized by the agent of the bidder declaring that no representative of the school has had any inappropriate discussions regarding the bid.

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Fiscal Management Policies - August 2024

Exceptions to Bid Solicitation Requirements

The following commodities may be purchased without soliciting bids:

- Commodities in instances of an unforeseen and unavoidable emergency. No emergency purchase shall be approved by the Head of School or Executive Director unless a statement in writing shall be attached to the purchase order describing the emergency necessitating the purchase of the commodity without competitive bidding;
- Commodities available only from the federal government;
- Utility services, the rates for which are subject to regulation by a state agency or a federal regulatory agency;
- With the exception of used school buses, used equipment and machinery; and
- Commodities available only from a single source.

The purchasing official must determine in writing that it is not practicable to use other than required or designated commodity or service, and a copy of this statement shall be attached to the purchase order.

Legal Reference: Ark. Code Ann. § 6-21-305

Bidding Protest Procedures

Any actual or prospective bidder, offeror, or contractor who is aggrieved in connection with the solicitation or award of the school contract may protest to the Executive Director or Head of School in accordance with procedures established by the Board of Directors.

The school's protest procedures are as follows:

- The Executive Director or Head of School has authority from the Board of Directors to settle and resolve a protest of an aggrieved person concerning the solicitation or award of a contract;
- Any person aggrieved by the school's solicitation or award of a contract shall submit such a protest in writing within 7 calendar days after the aggrieved person knows or should have known of the facts given rise to the protest;
- The Executive Director or Head of School shall give written notice to all persons involved and the opportunity for those persons to respond to the protest issues in writing to the Executive Director within 10 calendar days after the receipt of the notice;
- The Executive Director or Head of School shall issue a decision concerning the protest in writing within 10 calendar days from the receipt of all written responses that states the reason for the action taken which is provided to all interested parties;
- The Executive Director or Head of School shall promptly notify, in writing, the aggrieved party and any other affected party of the impact of the protest on continuing with the solicitation or award of the school district contract pending the resolution of the protest;
- The Executive Director or Head of School's written decision shall address the award of costs with regard to successful protests; and
- A decision on a protest under these procedures shall be final and conclusive.

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Fiscal Management Policies - August 2024

Legal Reference: Ark. Code Ann. § 6-21-304

Purchasing Authority for Purchases Under Twenty Three Thousand One Hundred Dollars (\$23,100)

For commodities that have an estimated purchase price of less than \$23,100, the Finance Department shall prepare specifications for the type and quantity of commodity desired. Annually, the Finance Department shall adjust the purchasing price threshold to reflect that published by the Commissioner of Education, based upon the percentage change in the Consumer Price Index for All Urban Consumers, or its successor. The Finance Department shall advise the Executive Director or Head of School of the new threshold amount within a reasonable amount of time following its annual publication on or before July 1.

The purchasing official Executive Director or Head of School shall then obtain price quotations from at least 3 vendors who sell the desired commodity, if such number of quotations can be obtained. The goal in this process is to obtain the best value for the school in obtaining the commodity. After review of the quotations, the Finance Department shall consult with and advise the Executive Director or Head of School, to proceed and purchase the commodity.

The Finance Department shall work collaboratively with Chief Financial Officer or designee to ensure that all necessary paperwork and documents have been prepared and executed and that such items are properly recorded in the financial records of the school.

Legal Reference: Ark. Code Ann. § 6-21-303, Ark. Code Ann. § 6-21-304

Outsource Surcharge Election

For any new agreement with an outsourced contractor providing a service common to the normal daily operation of the school, as defined in Ark. Code Ann. § 24-7-506, the school shall make a one-time irrevocable election to be treated as either a participating employer or a surcharge employer within sixty (60) days of the outsourcing agreement on a form provided by or in a manner established by the Arkansas Teacher Retirement System.

The school shall consult counsel on the matter as necessary to make a proper determination of the most efficient election option in each circumstance.

Legal Reference: Ark. Code Ann. §24-7-202(17), Ark. Code Ann. §24-7-401, Ark. Code Ann. §24-7-406, Ark. Code Ann. §24-7-506, Ark. Code Ann. §24-7-1602

Audit

The school shall cause to be prepared an annual certified audit of the financial condition and transactions of the school as of June 30 of each year in accordance with generally accepted auditing procedures and containing any other data as required by the State Board of Education.

The school may request that the audit be performed by the Legislative Auditor; or if the Legislative Auditor declines to perform the audit or if the school so chooses, the audit may be performed by a licensed certified accountant or a licensed accountant in public practice.

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Fiscal Management Policies - August 2024

If the audit is not performed by the Legislative Auditor, the audit must include, at a minimum, those subjects listed in Ark. Code Ann. § 6-1-101. A private audit, if utilized, must be completed by a firm approved by the Office of Accountancy.

The school's annual audit, if it is not conducted by the Division of Legislative Audit, shall be completed and filed with the Arkansas Department of Education and the Division of Legislative Audit within 9 months following the end of each fiscal year (i.e., within 9 months after June 30 of each year).

Legal Reference: Ark. Code Ann. § 6-1-101, Ark. Code Ann. § 6-20-1801

Audit Review by Board of Directors

Audit reports, along with accompanying comments and recommendations, shall be reviewed at the first regularly scheduled Board of Directors meeting following receipt of the audit report if the audit report is received by the Board prior to 10 days before the regularly scheduled meeting. If the audit report is received by the Board within 10 days before a regularly scheduled meeting, the report will be reviewed at the next regularly scheduled meeting after the ten-day period.

The Board shall take appropriate action relating to each audit finding and recommendation within the audit report. The minutes of the meeting shall document the review of the audit and action taken by the Board. The School shall file with Arkansas Department of Education a corrective action plan addressing findings for state and federal findings.

Legal Reference: Ark. Code Ann. § 6-1-101

Property, Inventory, and Supplies

The school shall comply with all requirements contained in the Arkansas Financial Accounting Handbook (commonly known as "Handbook IIR2").