

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Joint Budget Committee**

A Bill

ACT 1136 OF 1993
HOUSE BILL 2139

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES
9 FOR THE STATE INSURANCE DEPARTMENT WHICH SHALL BE
10 SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED
11 BY ACT 897 OF 1991; AND TO MAKE AN APPROPRIATION WHICH
12 SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
13 APPROPRIATED FOR THE STATE INSURANCE DEPARTMENT FOR THE
14 BIENNIAL PERIOD ENDING JUNE 30, 1995; AND FOR OTHER
15 PURPOSES."

Subtitle

18 "AN ACT FOR SUPPLEMENTAL APPROPRIATIONS FOR THE STATE
19 INSURANCE DEPARTMENT."

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

23 SECTION 1. APPROPRIATIONS - PUBLIC SCHOOL EMPLOYEES CLAIMS. There is
24 hereby appropriated, to the State Insurance Department, to be payable from the
25 Miscellaneous Revolving Fund Account, for the payment of public school
26 employees claims of the State Insurance Department - Public School Employees
27 Claims which shall be supplemental and in addition to those funds appropriated
28 in Section 10 of Act 897 of 1991, for the remainder of the fiscal year ending
29 June 30, 1993, the following:

31 ITEM	FISCAL YEAR
32 NO.	1992-93
33 (01) PUBLIC SCHOOL EMPLOYEES CLAIMS	<u>\$ 2,000,000</u>

34
35 SECTION 2. APPROPRIATIONS. PUBLIC SCHOOL EMPLOYEES CLAIMS. There is
36 hereby appropriated, to the State Insurance Department, to be payable from the

1 Miscellaneous Revolving Fund Account, for the payment of public school
2 employees claims of the State Insurance Department - Public School Employees
3 Claims which shall be supplemental and in addition to those funds appropriated
4 for this purpose during the biennial period ending June 30, 1995, the
5 following:

7 ITEM	8 FISCAL YEARS	
	1993-94	1994-95
9 (01) PUBLIC SCHOOL EMPLOYEES CLAIMS	<u>\$ 2,000,000</u>	<u>\$ 2,000,000</u>

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11 SECTION 3. APPROPRIATIONS - STATE. There is hereby appropriated, to
12 the State Insurance Department, to be payable from the State Insurance
13 Department Trust Fund Account, for personal services and operating expenses of
14 the State Insurance Department - State which shall be supplemental and in
15 addition to those funds appropriated for the same purpose during the biennial
16 period ending June 30, 1995, the following:

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18 ITEM	19 FISCAL YEARS	
	1993-94	1994-95
20 (01) MAINT. & GEN. OPERATION		
21 (A) OPER. EXPENSE \$	0	\$ 0
22 (B) CONF. & TRVL.	0	0
23 (C) PROF. FEES	0	0
24 (D) CAP. OUTLAY	202,055	0
25 (E) DATA PROC.	<u>255,000</u>	<u>255,000</u>
26 TOTAL MAINT. & GEN. OPER.	\$ 457,055	\$ 255,000
27 (02) PROFESSIONAL SERVICES	<u>100,000</u>	<u>100,000</u>
28 TOTAL AMOUNT APPROPRIATED	<u>\$ 557,055</u>	<u>\$ 355,000</u>

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30 SECTION 4. REGULAR SALARIES - FRAUD INVESTIGATION UNIT. There is
31 hereby established for the State Insurance Department - Fraud Investigation
32 Unit for the 1993-95 biennium, the following maximum number of regular
33 employees whose salaries shall be governed by the provisions of the Uniform
34 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its
35 successor, and all laws amendatory thereto. Provided, however, that any

1 position to which a specific maximum annual salary is set out herein in
2 dollars, shall be exempt from the provisions of said Uniform Classification
3 and Compensation Act. All persons occupying positions authorized herein are
4 hereby governed by the provisions of the Regular Salaries Procedures and
5 Restrictions Act (Arkansas Code §21-5-101), or its successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item Class			No. of Fiscal Years		
No.	Code	Title	Employees	1993-94	1994-95
11	(1) 8911	DIRECTOR, FRAUD INVESTIGATION	1	\$40,000	\$41,400
12	(2) 8012	ASST. DIR., FRAUD INVESTIGATION	1		GRADE 26
13		R038 ATTORNEY SUPERVISOR	1		
14	(3) R170	ATTORNEY SPECIALIST	2		GRADE 25
15	(4) R266	MGMT. PROJECT ANALYST II	4		GRADE 20
16	(5) K153	SECRETARY II	<u>2</u>		GRADE 13
17		MAX. NO. OF EMPLOYEES	11		

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19 SECTION 5. APPROPRIATIONS - FRAUD INVESTIGATION UNIT. There is hereby
20 appropriated, to the State Insurance Department - Fraud Investigation Unit, to
21 be payable from the State Insurance Department Trust Fund Account, for
22 personal services and operating expenses of the State Insurance Department -
23 Fraud Investigation Unit for the biennial period ending June 30, 1995, the
24 following:

ITEM		FISCAL YEARS	
NO.		1993-94	1994-95
28	(1) REGULAR SALARIES	\$ 373,282	\$ 390,847
29	(2) PERSONAL SERV MATCHING	94,030	100,410
30	(3) MAINT. & GEN. OPERATION		
31	(A) OPER. EXPENSE	\$ 132,000	\$ 132,000
32	(B) CONF. & TRVL.	4,000	4,000
33	(C) PROF. FEES	11,000	11,000
34	(D) CAP. OUTLAY	36,233	3,000
35	(E) DATA PROC.	<u>0</u>	<u>0</u>

1	TOTAL MAINT. & GEN. OPER.	<u>183,233</u>	<u>150,000</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 650,545</u>	<u>\$ 641,257</u>

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4 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
5 authorized by this Act shall be limited to the appropriation for such agency
6 and funds made available by law for the support of such appropriations; and
7 the restrictions of the State Purchasing Law, the General Accounting and
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
9 Procedures and Restrictions Act, or their successors, and other fiscal control
10 laws of this State, where applicable, and regulations promulgated by the
11 Department of Finance and Administration, as authorized by law, shall be
12 strictly complied with in disbursement of said funds.

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14 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General
15 Assembly that any funds disbursed under the authority of the appropriations
16 contained in this Act shall be in compliance with the stated reasons for which
17 this Act was adopted, as evidenced by the Agency Requests, Executive
18 Recommendations and Legislative Recommendations contained in the budget
19 manuals prepared by the Department of Finance and Administration, letters, or
20 summarized oral testimony in the official minutes of the Arkansas Legislative
21 Council or Joint Budget Committee which relate to its passage and adoption.

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23 SECTION 8. CODE. All provisions of this Act of a general and permanent
24 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
25 Code Revision Commission shall incorporate the same in the Code.

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27 SECTION 9. SEVERABILITY. If any provision of this Act or the
28 application thereof to any person or circumstance is held invalid, such
29 invalidity shall not affect other provisions or applications of the Act which
30 can be given effect without the invalid provision or application, and to this
31 end the provisions of this Act are declared to be severable.

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33 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict
34 with this Act are hereby repealed.

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1 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the
2 Seventy-Ninth General Assembly, that funds provided by the Seventy-Eighth
3 General Assembly for payments of public school employees claims by the State
4 Insurance Department, due to unforeseen circumstances, are not sufficient to
5 support claims payments to the end of the current fiscal year; that the
6 provisions of this Act will provide the necessary resources to continue claims
7 payments during the current fiscal year and also during the 1993-95 biennium
8 and will provide for data processing and other programs necessary for the
9 efficient delivery of services by the Department; and that a delay in the
10 effective date of this Act could work irreparable harm upon the proper
11 administration and provision of essential government programs. Therefore, an
12 emergency is hereby declared to exist and this Act being necessary for the
13 immediate preservation of the public peace, health and safety shall be in full
14 force and effect from and after the date of its passage and approval.

15 */s/John E. Miller*

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17 APPROVED: 04/13/93
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As Engrossed: 4/8/93

HB 2139

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