

**Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.**

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

# A Bill

**Act 606 of 2001**  
SENATE BILL 573

5 By: Joint Budget Committee  
6  
7

## **For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 AND OPERATING EXPENSES FOR THE GREAT RIVERS TECHNICAL  
11 INSTITUTE FOR THE BIENNIAL PERIOD ENDING JUNE 30,  
12 2003; AND FOR OTHER PURPOSES.  
13

## **Subtitle**

14 AN ACT FOR THE GREAT RIVERS TECHNICAL  
15 INSTITUTE APPROPRIATION FOR THE 2001-2003  
16 BIENNIAL PERIOD.  
17  
18

19  
20  
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. REGULAR SALARIES. There is hereby established for the Great  
24 Rivers Technical Institute for the 2001-2003 biennium, the following maximum  
25 number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
34

35  
36  
Maximum Annual  
Maximum Salary Rate

Item	Class		No. of Employees	Fiscal Years	
	No.	Title		2001-2002	2002-2003
3	(1)	9752 VO TECH TECHNICIAN II	5	\$58,778	\$60,306
4	(2)	8042 BUSINESS DEVELOPMENT CNTR COORD	1	\$55,890	\$57,343
5	(3)	9046 WORKFORCE ED FACULTY	14	\$49,723	\$51,015
6	(4)	9047 WORKFORCE ED PART TIME FACULTY	34	\$16,929	\$17,369
7	(5)	247Z ED VO TECH SCHOOL DIRECTOR	1	GRADE 25	
8	(6)	482Z ED VO TECH SCHOOL ASST DIR	1	GRADE 23	
9	(7)	M100 VOCATIONAL COUNSELOR	1	GRADE 21	
10	(8)	G028 BLDG PLANT MAINTENANCE SUPV II	1	GRADE 18	
11	(9)	A108 ACCOUNTING TECHNICIAN II	2	GRADE 15	
12	(10)	K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
13	(11)	E025 CHILDCARE TEACHER/SUPERVISOR	4	GRADE 13	
14	(12)	K153 SECRETARY II	2	GRADE 13	
15	(13)	K089 PERSONNEL ASSISTANT	1	GRADE 12	
16	(14)	E016 CHILDCARE ASSISTANT	1	GRADE 09	
17	(15)	G109 BLDG/EQUIP MAINT REPAIRMAN II	<u>1</u>	GRADE 08	
18		MAX. NO. OF EMPLOYEES	70		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Great Rivers Technical Institute for the 2001-2003 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: seventeen (17) 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, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - STATE. There is hereby appropriated, to the Great Rivers Technical Institute, to be payable from the Great Rivers Comprehensive Lifelong Learning Center Fund, for personal services and operating expenses of the Great Rivers Technical Institute - State for the biennial period ending June 30, 2003, the following:

ITEM	NO.	FISCAL YEARS		
		2001-2002	2002-2003	
35	(01)	REGULAR SALARIES	\$ 1,443,326	\$ 1,480,842
36	(02)	EXTRA HELP	83,904	84,666

1	(03) PERSONAL SERV MATCHING	433,907	441,354
2	(04) MAINT. & GEN. OPERATION		
3	(A) OPER. EXPENSE	138,269	138,599
4	(B) CONF. & TRAVEL	0	0
5	(C) PROF. FEES	0	0
6	(D) CAP. OUTLAY	0	0
7	(E) DATA PROC.	<u>0</u>	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,099,406</u>	<u>\$ 2,145,461</u>

9

10 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the

11 Great Rivers Technical Institute, to be payable from cash funds as defined by

12 Arkansas Code 19-4-801 of the Great Rivers Technical Institute, for personal

13 services and operating expenses of the Great Rivers Technical Institute -

14 Cash for the biennial period ending June 30, 2003, the following:

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
18	(01) REGULAR SALARIES	\$ 460,986	\$ 472,968
19	(02) PERSONAL SERV MATCHING	147,171	149,532
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	181,337	181,337
22	(B) CONF. & TRAVEL	0	0
23	(C) PROF. FEES	3,007	3,007
24	(D) CAP. OUTLAY	0	0
25	(E) DATA PROC.	0	0
26	(04) RESALE	<u>50,000</u>	<u>50,000</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$ 842,501</u>	<u>\$ 856,844</u>

28

29 SECTION 5. APPROPRIATION - FEDERAL. There is hereby appropriated, to the

30 Great Rivers Technical Institute, to be payable from the federal funds as

31 designated by the Chief Fiscal Officer of the State, for personal services of

32 the Great Rivers Technical Institute - Federal for the biennial period ending

33 June 30, 2003, the following:

35	ITEM	FISCAL YEARS	
36	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>

1	(01) REGULAR SALARIES	\$	37,292	\$	38,261
2	(02) PERSONAL SERV MATCHING		<u>9,574</u>		<u>9,764</u>
3	TOTAL AMOUNT APPROPRIATED	\$	<u>46,866</u>	\$	<u>48,025</u>

4  
 5 SECTION 6. APPROPRIATION - DUMAS CENTER - STATE. There is hereby  
 6 appropriated, to the Great Rivers Technical Institute, to be payable from the  
 7 Great Rivers Comprehensive Lifelong Learning Center Fund, for personal  
 8 services and operating expenses of the Great Rivers Technical Institute -  
 9 Dumas Center - State for the biennial period ending June 30, 2003, the  
 10 following:

12	ITEM	FISCAL YEARS	
13	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
14	(01) REGULAR SALARIES	\$ 49,723	\$ 51,015
15	(02) PERSONAL SERV MATCHING	12,765	13,019
16	(03) MAINT. & GEN. OPERATION		
17	(A) OPER. EXPENSE	20,000	20,000
18	(B) CONF. & TRAVEL	0	0
19	(C) PROF. FEES	0	0
20	(D) CAP. OUTLAY	0	0
21	(E) DATA PROC.	<u>0</u>	<u>0</u>
22	TOTAL AMOUNT APPROPRIATED	\$ <u>82,488</u>	\$ <u>84,034</u>

23  
 24 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 26 CONTINGENCY. (a) To address needs emerging from the restructuring of the  
 27 Technical Institutes, Great Rivers ~~Comprehensive Lifelong Learning Center~~  
 28 Technical Institute shall establish and maintain for the ~~1999-2001~~ 2001-2003  
 29 biennium a pool of two (2) unclassified positions and one (1) classified  
 30 positions, payable from funds appropriated for Great Rivers ~~Comprehensive~~  
 31 ~~Lifelong Learning Center~~ Technical Institute. These positions are to be used  
 32 by Great Rivers ~~Comprehensive Lifelong Learning Center~~ Technical Institute in  
 33 the event that the number and level of positions available to address the  
 34 needs emerging from business and industry driven program expansions exceeds  
 35 the number of positions regularly authorized for Great Rivers ~~Comprehensive~~  
 36 ~~Lifelong Learning Center~~ Technical Institute.

1  
 2 (b) ~~Great Rivers Comprehensive Lifelong Learning Center~~Technical Institute  
 3 shall provide justification to the Department of Finance and Administration's  
 4 Office of Personnel Management (OPM) for the need to allocate titles from  
 5 this position pool. No classifications will be assigned to the pool until  
 6 such time as specific positions are requested and justified by Great Rivers  
 7 ~~Comprehensive Lifelong Learning Center~~Technical Institute, recommended by OPM  
 8 and approved by the Legislative Council. Great Rivers ~~Comprehensive Lifelong~~  
 9 ~~Learning Center~~Technical Institute may transfer positions from this pool to  
 10 any pay schedule the agency currently maintains or any pay schedule the  
 11 agency receives during the ~~1999-2001~~ 2001-2003 biennium.

12

13 (c ) Determining the number of personnel to be employed by a state agency is  
 14 the prerogative of the General Assembly and is usually accomplished by  
 15 delineating the maximum number of personnel by identifying job titles and the  
 16 maximum grade or salary attached to those titles. The General Assembly has  
 17 determined that Great Rivers ~~Comprehensive Lifelong Learning Center~~Technical  
 18 Institute could be operated more efficiently if some flexibility is given to  
 19 that agency. That flexibility is being accomplished by providing growth  
 20 pools in subsection (a) of this section and since the General Assembly has  
 21 granted the agency broad powers under the growth pool concept, it is both  
 22 necessary and appropriate that the General Assembly maintain oversight of the  
 23 utilization of the growth pool by requiring prior approval of the Legislative  
 24 Council in the utilization of the growth pool. Therefore, the requirement of  
 25 approval by the Legislative Council is not a severable part of this section.  
 26 If the requirement of approval by the Legislative Council is ruled  
 27 unconstitutional by a court jurisdiction, this entire section is void.

28 The provisions of this section shall be in effect only from July 1, 2001  
 29 through June 30, 2003.

30

31 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PART-TIME  
 33 FACULTY. The Technical Institutes are not required to remit a state  
 34 contribution to the state employee insurance trust fund on Workforce  
 35 Education Part-time Faculty Positions unless the position will be utilized  
 36 for more than 1,000 hours a year.

1 The provisions of this section shall be in effect only from July 1, 2001  
2 through June 30, 2003.

3  
4 SECTION 9. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
5 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all  
6 appropriations as provided in this Act, the agency disbursing officer shall  
7 monitor the level of fund balances in relation to expenditures on a monthly  
8 basis. If any proposed expenditures would cause a fund balance to decline to  
9 less than fifty percent (50%) of the balance available on July 1, 2001, the  
10 disbursing officer shall immediately notify the executive head of the agency.  
11 Prior to any obligations being made under these circumstances, the agency  
12 head shall file written documentation with the Chief Fiscal Officer of the  
13 State requesting approval of the expenditures. Such documentation shall  
14 provide sufficient financial data to justify the expenditures and shall  
15 include the following:

- 16 1) a plan that clearly indicates the specific fiscal impact of such  
17 expenditures on the fund balance.
- 18 2) information clearly indicating and explaining what programs would be cut  
19 or any other measures to be taken by the agency to restore the fund balance.
- 20 3) the extent to which any of the planned expenditures are for one-time costs  
21 or one-time purchase of capitalized items.
- 22 4) a statement certifying that the expenditure of fund balances will not  
23 jeopardize the financial health of the agency, nor result in a permanent  
24 depletion of the fund balance.

25 (B) The Chief Fiscal Officer of the State shall review the request and  
26 approve or disapprove all or any part of the request , after having sought  
27 prior review by the Legislative Council.

28  
29 SECTION 10. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
30 by this act shall be limited to the appropriation for such agency and funds  
31 made available by law for the support of such appropriations; and the  
32 restrictions of the State Purchasing Law, the General Accounting and  
33 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
34 Procedures and Restrictions Act, or their successors, and other fiscal  
35 control laws of this State, where applicable, and regulations promulgated by  
36 the Department of Finance and Administration, as authorized by law, shall be

1 strictly complied with in disbursement of said funds.

2  
3 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General Assembly  
4 that any funds disbursed under the authority of the appropriations contained  
5 in this act shall be in compliance with the stated reasons for which this act  
6 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
7 and Legislative Recommendations contained in the budget manuals prepared by  
8 the Department of Finance and Administration, letters, or summarized oral  
9 testimony in the official minutes of the Arkansas Legislative Council or  
10 Joint Budget Committee which relate to its passage and adoption.

11  
12 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the General  
13 Assembly, that the Constitution of the State of Arkansas prohibits the  
14 appropriation of funds for more than a two (2) year period; that the  
15 effectiveness of this Act on July 1, 2001 is essential to the operation of  
16 the agency for which the appropriations in this Act are provided, and that in  
17 the event of an extension of the Regular Session, the delay in the effective  
18 date of this Act beyond July 1, 2001 could work irreparable harm upon the  
19 proper administration and provision of essential governmental programs.  
20 Therefore, an emergency is hereby declared to exist and this Act being  
21 necessary for the immediate preservation of the public peace, health and  
22 safety shall be in full force and effect from and after July 1, 2001.

23  
24  
25 **APPROVED: 3/7/2001**  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36