

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

SENATE BILL 568

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STUDENT LOAN AUTHORITY FOR THE
10 BIENNIAL PERIOD ENDING JUNE 30, 1993; AND FOR OTHER
11 PURPOSES."

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

15 SECTION 1. REGULAR SALARIES. There is hereby established for the
16 Student Loan Authority for the 1991-93 biennium, the following maximum number
17 of regular employees whose salaries shall be governed by the provisions of the
18 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
19 seq.), or its successor, and all laws amendatory thereto. Provided, however,
20 that any position to which a specific maximum annual salary is set out herein
21 in dollars, shall be exempt from the provisions of said Uniform Classification
22 and Compensation Act. All persons occupying positions authorized herein are
23 hereby governed by the provisions of the Regular Salaries Procedures and
24 Restrictions Act (Arkansas Code §21-5-101), or its successor.

| Item | Class | No. of | Maximum Annual | | |
|------|----------|---------------------------------|----------------|-------------|-----------|
| | | | Maximum | Salary Rate | |
| No. | Code | Title | Employees | 1991-92 | 1992-93 |
| 30 | (1) 9760 | DIRECTOR STUDENT LOAN AUTHORITY | 1 | \$ 55,000 | \$ 60,000 |
| 31 | (2) 9100 | STUD LOAN CHIEF FINANCIAL OFCR | 1 | \$ 37,012 | \$ 38,862 |
| 32 | (3) | <i>DIRECTOR OF MARKETING</i> | | | |
| 33 | | <i>& PUBLIC AFFAIRS</i> | 1 | \$ 35,000 | \$ 36,050 |
| 34 | (4) 9101 | STUD LOAN LENDER/SVCR LIAISON | 1 | \$ 30,072 | \$ 31,575 |
| 35 | (5) A032 | AGENCY FISCAL MANAGER | 1 | | GRADE 22 |

| | | | |
|---|---|----------|----------|
| 1 | (6) R490 STUDENT LOAN PROGRAM COORDINATOR | 2 | GRADE 20 |
| 2 | R266 MANAGEMENT PROJECT ANALYST II | 2 | |
| 3 | (7) A111 ACCOUNTANT | 1 | GRADE 18 |
| 4 | A077 STUDENT LOAN OFFICER | 4 | |
| 5 | (8) K153 SECRETARY II | 2 | GRADE 13 |
| 6 | (9) A106 ACCOUNTING TECHNICIAN I | 1 | GRADE 12 |
| 7 | (10) K155 SECRETARY I | <u>2</u> | GRADE 11 |
| 8 | MAX NO. OF EMPLOYEES | 19 | |

SECTION 2. EXTRA HELP. There is hereby authorized, for the Student Loan Authority for the 1991-93 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: three (3) 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. APPROPRIATIONS. There is hereby appropriated, to the Student Loan Authority, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Student Loan Authority, for personal services and operating expenses of the Student Loan Authority for the biennial period ending June 30, 1993, the following:

| ITEM | FISCAL YEARS | |
|------------------------------|--------------|------------|
| NO. | 1991-92 | 1992-93 |
| (01) REGULAR SALARIES | \$ 448,930 | \$ 473,131 |
| (02) EXTRA HELP | 7,140 | 7,140 |
| (03) PERSONAL SERV MATCHING | 121,485 | 128,543 |
| (04) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSES | \$ 200,000 | \$ 200,000 |
| (B) CONF. & TRAVEL | 20,440 | 20,440 |
| (C) PROF. FEES | 841,500 | 841,500 |
| (D) CAPITAL OUTLAY | 2,000 | 2,000 |
| (E) DATA PROCESSING | <u>100</u> | <u>100</u> |
| TOTAL MAINT. & GEN. OPER. | 1,064,040 | 1,064,040 |
| (05) LOAN FEES | 135,000 | 135,000 |

| | | | |
|---|---------------------------|---------------------|---------------------|
| 1 | (06) BOND/OBLIGATION FEES | <u>154,105</u> | <u>154,105</u> |
| 2 | TOTAL AMOUNT APPROPRIATED | <u>\$ 1,930,070</u> | <u>\$ 1,961,959</u> |

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4 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
5 this Act for Maintenance and General Operation shall be expended in payment
6 for services of attorneys, unless the agency shall first make a request in
7 writing to the Attorney General of the State of Arkansas to provide the
8 required legal services. The Attorney General's Office shall provide the
9 requested legal services, or, if the Attorney General's Office shall determine
10 that sufficient personnel are not available to provide the requested legal
11 services, the Attorney General shall certify the same to the agency and may
12 authorize the agency to employ legal counsel and to expend monies appropriated
13 for Maintenance and General Operations therefor, if:

14 (1) The Attorney General determines, and certifies in writing, that
15 such agency needs the advice or assistance of legal counsel, and

16 (2) The Attorney General consents in writing to the employment of the
17 legal counsel to be retained by the agency.

18 Such certification shall be required with respect to each instance of
19 the employment of special legal counsel, or shall be required annually with
20 respect to legal counsel employed on a retainer basis. A copy of such
21 certification shall be entered in the official minutes of the agency, and
22 shall be retained in the fiscal records of the agency for audit purposes.

23

24 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
25 authorized by this Act shall be limited to the appropriation for such agency
26 and funds made available by law for the support of such appropriations; and
27 the restrictions of the State Purchasing Law, the General Accounting and
28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
29 Procedures and Restrictions Act, or their successors, and other fiscal control
30 laws of this State, where applicable, and regulations promulgated by the
31 Department of Finance and Administration, as authorized by law, shall be
32 strictly complied with in disbursement of said funds.

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34 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
35 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this Act shall be in compliance with the stated reasons for which
2 this Act was adopted, as evidenced by the Agency Requests, Executive
3 Recommendations and Legislative Recommendations contained in the budget
4 manuals prepared by the Department of Finance and Administration, letters, or
5 summarized oral testimony in the official minutes of the Arkansas Legislative
6 Council or Joint Budget Committee which relate to its passage and adoption.

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8 SECTION 7. CODE. All provisions of this Act of a general and permanent
9 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
10 Code Revision Commission shall incorporate the same in the Code.

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12 SECTION 8. SEVERABILITY. If any provision of this Act or the
13 application thereof to any person or circumstance is held invalid, such
14 invalidity shall not affect other provisions or applications of the Act which
15 can be given effect without the invalid provision or application, and to this
16 end the provisions of this Act are declared to be severable.

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18 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict
19 with this Act are hereby repealed.

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21 SECTION 10. HEALTH PREMIUMS. The Student Loan Authority shall not,
22 during the 1992-93 fiscal year, spend more for health insurance per employee
23 than the amount being contributed to the State Employees Health Insurance
24 Program.

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26 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the
27 Seventy-Eighth General Assembly, that the Constitution of the State of
28 Arkansas prohibits the appropriation of funds for more than a two (2) year
29 period; that the effectiveness of this Act on July 1, 1991 is essential to the
30 operation of the agency for which the appropriations in this Act are provided,
31 and that in the event of an extension of the Regular Session, the delay in the
32 effective date of this Act beyond July 1, 1991 could work irreparable harm
33 upon the proper administration and provision of essential governmental
34 programs. Therefore, an emergency is hereby declared to exist and this Act
35 being necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after July 1, 1991.

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/s/Russ