

As Engrossed: 3/11/91

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

A BILL ACT 881 OF 1991
HOUSE BILL 1579

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE BOARD OF PRIVATE CAREER
10 EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1993;
11 AND FOR OTHER 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 State
16 Board of Private Career Education for the 1991-93 biennium, the following
17 maximum number of regular employees whose salaries shall be governed by the
18 provisions of the Uniform Classification and Compensation Act (Arkansas Code
19 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
20 Provided, however, that any position to which a specific maximum annual salary
21 is set out herein in dollars, shall be exempt from the provisions of said
22 Uniform Classification and Compensation Act. All persons occupying positions
23 authorized herein are hereby governed by the provisions of the Regular
24 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
25 successor.

Item	Class		Maximum	Maximum Annual	
			No. of	Salary Rate	
			Employees	Fiscal Years	
No.	Code	Title		1991-92	1992-93
30	(1) 8902	PCE BD DIRECTOR	1	\$ 55,098	\$ 57,853
31	(2) 8903	PCE BD ASSOCIATE DIRECTOR	1	\$ 38,532	\$ 40,458
32	(3) 840Z	ED VOCATIONAL ED PRGM SUPPORT MGR	3		GRADE 22
33	(4) R028	ED PROGRAM ANALYST	3		GRADE 21
34	(5) R009	ADMINISTRATIVE ASSISTANT I	1		GRADE 15
35		A108 ACCOUNTING TECHNICIAN II	1		
36	(6) K153	SECRETARY II	<u>3</u>		GRADE 13

1 MAX NO. OF EMPLOYEES 13

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3 SECTION 2. EXTRA HELP. There is hereby authorized, for the State
 4 Board of Private Career Education for the 1991-93 biennium, the following
 5 maximum number of part-time or temporary employees, to be known as "Extra
 6 Help", payable from funds appropriated herein for such purposes: Two (2)
 7 temporary or part-time employees, when needed, at rates of pay not to exceed
 8 those provided in the Uniform Classification and Compensation Act, or its
 9 successor, or this act for the appropriate classification.

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11 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State
 12 Board of Private Career Education, to be payable from the Private Career
 13 Education Fund, for personal services and operating expenses of the State
 14 Board of Private Career Education for the biennial period ending June 30,
 15 1993, the following:

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17 ITEM	FISCAL YEARS	
18 NO.	1991-92	1992-93
19 (01) REGULAR SALARIES	\$ 236,423	\$ 245,561
20 (02) EXTRA HELP	12,000	12,000
21 (03) PERSONAL SERV MATCHING	59,120	62,102
22 (04) MAINT. & GEN. OPERATION		
23 (A) OPER. EXPENSES	\$ 103,380	\$ 118,380
24 (B) CONF. & TRAVEL	11,000	13,000
25 (C) PROF. FEES	35,000	50,000
26 (D) CAPITAL OUTLAY	60,000	60,000
27 (E) DATA PROCESSING	0	0
28 TOTAL MAINT. & GEN. OPER.	<u>209,380</u>	<u>241,380</u>
29 TOTAL AMOUNT APPROPRIATED	<u>\$ 516,923</u>	<u>\$ 561,043</u>

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31 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the State
 32 Board of Private Career Education, to be payable from cash funds as defined by
 33 Arkansas Code 19-4-801 of the State Board of Private Career Education, for
 34 operating expenses of the State Board of Private Career Education for the
 35 biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 125,000	\$ 150,000
(B) CONF. & TRAVEL	25,000	35,000
(C) PROF. FEES	50,000	60,000
(D) CAPITAL OUTLAY	20,000	20,000
(E) DATA PROCESSING	<u>1,000</u>	<u>1,000</u>
TOTAL MAINT. & GEN. OPER.	<u>\$ 221,000</u>	<u>\$ 266,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 221,000</u>	<u>\$ 266,000</u>

SECTION 5. APPROPRIATIONS - STUDENT PROTECTION. There is hereby appropriated, to the State Board of Private Career Education, to be payable from the Private Career School Student Protection Trust Fund, for payment of expenses, claims and fees of the State Board of Private Career Education for the biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) EXPENSES/CLAIMS/FEES	<u>\$ 500,000</u>	<u>\$ 500,000</u>

SECTION 6. APPROPRIATIONS. There is hereby appropriated, to the State Board of Private Career Education, to be payable from the State General Services Fund Account, for personal services and operating expenses of the State Board of Private Career Education for the Biennial period ending June 30, 1991, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) REGULAR SALARIES	\$ 74,230	\$ 76,088
(02) PERSONAL SERVICES MATCHING	16,590	17,105
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 40,000	\$ 42,000
(B) CONF. & TRAVEL	4,000	5,000
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	7,500	7,500

1	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
2	TOTAL MAINT. & GEN. OPER.	<u>51,500</u>	<u>54,500</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$142,320</u>	<u>\$147,693</u>

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5 SECTION 7. RESTRICTIONS AND INTENT. It is the intent of the General
6 Assembly that the funds appropriated herein from the State General Services
7 Fund Account are due to temporary and unusual circumstances and that the
8 monies made available therefrom are not expected to be a continuing obligation
9 of the state nor to be used as a base for the Private Career Education Board
10 appropriation requests.

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

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22 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General
23 Assembly that any funds disbursed under the authority of the appropriations
24 contained in this Act shall be in compliance with the stated reasons for which
25 this Act was adopted, as evidenced by the Agency Requests, Executive
26 Recommendations and Legislative Recommendations contained in the budget
27 manuals prepared by the Department of Finance and Administration, letters, or
28 summarized oral testimony in the official minutes of the Arkansas Legislative
29 Council or Joint Budget Committee which relate to its passage and adoption.

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

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35 SECTION 11. SEVERABILITY. If any provision of this Act or the

1 application thereof to any person or circumstance is held invalid, such
2 invalidity shall not affect other provisions or applications of the Act which
3 can be given effect without the invalid provision or application, and to this
4 end the provisions of this Act are declared to be severable.

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6 SECTION 12. GENERAL REPEALER. All laws and parts of laws in conflict
7 with this Act are hereby repealed.

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9 SECTION 13. HEALTH PREMIUMS. The State Board of Private Career
10 Education shall not, during the 1992-93 fiscal year, spend more for health
11 insurance per employee than the amount being contributed to the State
12 Employees Health Insurance Program.

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14 SECTION 14. EMERGENCY CLAUSE. It is hereby found and determined by the
15 Seventy-Eighth General Assembly, that the Constitution of the State of
16 Arkansas prohibits the appropriation of funds for more than a two (2) year
17 period; that the effectiveness of this Act on July 1, 1991 is essential to the
18 operation of the agency for which the appropriations in this Act are provided,
19 and that in the event of an extension of the Regular Session, the delay in the
20 effective date of this Act beyond July 1, 1991 could work irreparable harm
21 upon the proper administration and provision of essential governmental
22 programs. Therefore, an emergency is hereby declared to exist and this Act
23 being necessary for the immediate preservation of the public peace, health and
24 safety shall be in full force and effect from and after July 1, 1991.

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26 /s/John M. Miller

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28 APPROVED: 3/29/91

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