

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Joint Budget Committee**

# A Bill

**ACT 29 OF 1995**  
**HOUSE BILL 1125**

## 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, 1997;  
11 AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE STATE BOARD OF PRIVATE  
15 CAREER EDUCATION APPROPRIATION FOR THE  
16 1995-97 BIENNIUM."

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

20 SECTION 1. REGULAR SALARIES. There is hereby established for the State  
21 Board of Private Career Education for the 1995-97 biennium, the following  
22 maximum number of regular employees whose salaries shall be governed by the  
23 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
24 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
25 Provided, however, that any position to which a specific maximum annual salary  
26 is set out herein in dollars, shall be exempt from the provisions of said  
27 Uniform Classification and Compensation Act. All persons occupying positions  
28 authorized herein are hereby governed by the provisions of the Regular  
29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
30 successor.

Item	Class		Maximum	Maximum Annual	
			No. of	Salary Rate	
			Employees	Fiscal Years	
<del>No.</del>	<del>Code</del>	<del>Title</del>	<del>Employees</del>	<del>1995-96</del>	<del>1996-97</del>
36	(1)	8902 PCE BD DIRECTOR	1	\$ 65,449	\$ 67,085

1	(2) R028 ED PROGRAM ANALYST	2	GRADE 21
2	(3) K153 SECRETARY II	<u>1</u>	GRADE 13
3	MAX NO. OF EMPLOYEES	4	

4

5 SECTION 2. EXTRA HELP. There is hereby authorized, for the State  
6 Board of Private Career Education for the 1995-97 biennium, the following  
7 maximum number of part-time or temporary employees, to be known as "Extra  
8 Help", payable from funds appropriated herein for such purposes: four (4)  
9 temporary or part-time employees, when needed, at rates of pay not to exceed  
10 those provided in the Uniform Classification and Compensation Act, or its  
11 successor, or this act for the appropriate classification.

12

13 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State  
14 Board of Private Career Education, to be payable from the Private Career  
15 Education Fund, for personal services and operating expenses of the State  
16 Board of Private Career Education for the biennial period ending June 30,  
17 1997, the following:

19	ITEM	FISCAL YEARS	
20	<u>NO.</u>	<u>1995-96</u>	<u>1996-97</u>
21	(01) REGULAR SALARIES	\$ 127,589	\$ 127,589
22	(02) EXTRA HELP	24,000	24,000
23	(03) PERSONAL SERV MATCHING	35,243	35,243
24	(04) MAINT. & GEN. OPERATION		
25	(A) OPER. EXPENSE \$	30,000	\$ 30,000
26	(B) CONF. & TRVL.	4,000	4,000
27	(C) PROF. FEES	3,000	3,000
28	(D) CAP. OUTLAY	6,000	6,000
29	(E) DATA PROC.	<u>0</u>	<u>0</u>
30	TOTAL MAINT. & GEN. OPER.	<u>43,000</u>	<u>43,000</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 229,832</u>	<u>\$ 229,832</u>

32

33 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the  
34 State Board of Private Career Education, to be payable from cash funds as  
35 defined by Arkansas Code 19-4-801 of the State Board of Private Career

1 Education, for operating expenses of the State Board of Private Career  
 2 Education for the biennial period ending June 30, 1997, the following:

4 <del>ITEM</del>	FISCAL YEARS	
5 NO.	1995-96	1996-97
6 (01) MAINT. & GEN. OPERATION		
7 (A) OPER. EXPENSE \$ 124,572 \$ 124,572		
8 (B) CONF. & TRVL. 8,898 8,898		
9 (C) PROF. FEES 12,000 12,000		
10 (D) CAP. OUTLAY 7,166 7,166		
11 (E) DATA PROC. 315 315		
12 TOTAL MAINT. & GEN. OPER. 152,951 152,951		
13 TOTAL AMOUNT APPROPRIATED \$ 152,951 \$ 152,951		

14  
 15 SECTION 5. APPROPRIATIONS - STUDENT PROTECTION - TRUST. There is hereby  
 16 appropriated, to the State Board of Private Career Education, to be payable  
 17 from the Private Career School Student Protection Trust Fund, for payment of  
 18 expenses, claims, and fees of the State Board of Private Career Education -  
 19 Student Protection - Trust for the biennial period ending June 30, 1997, the  
 20 following:

22 <del>ITEM</del>	FISCAL YEARS	
23 NO.	1995-96	1996-97
24 (01) EXPENSES/CLAIMS/FEES \$ 500,000 \$ 500,000		

25  
 26 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 27 authorized by this Act shall be limited to the appropriation for such agency  
 28 and funds made available by law for the support of such appropriations; and  
 29 the restrictions of the State Purchasing Law, the General Accounting and  
 30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 31 Procedures and Restrictions Act, or their successors, and other fiscal control  
 32 laws of this State, where applicable, and regulations promulgated by the  
 33 Department of Finance and Administration, as authorized by law, shall be  
 34 strictly complied with in disbursement of said funds.

35

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

9

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

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

19

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

22

23 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the  
24 Eightieth General Assembly, that the Constitution of the State of Arkansas  
25 prohibits the appropriation of funds for more than a two (2) year period; that  
26 the effectiveness of this Act on July 1, 1995 is essential to the operation of  
27 the agency for which the appropriations in this Act are provided, and that in  
28 the event of an extension of the Regular Session, the delay in the effective  
29 date of this Act beyond July 1, 1995 could work irreparable harm upon the  
30 proper administration and provision of essential governmental programs.  
31 Therefore, an emergency is hereby declared to exist and this Act being  
32 necessary for the immediate preservation of the public peace, health and  
33 safety shall be in full force and effect from and after July 1, 1995.

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APPROVED: 1/23/95

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