

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

A Bill

ACT 862 OF 1995
HOUSE BILL 1212

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE DEPARTMENT FOR SOCIAL
10 SECURITY ADMINISTRATION DISABILITY DETERMINATION FOR THE
11 BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR OTHER
12 PURPOSES."

Subtitle

15 "AN ACT FOR THE STATE DEPARTMENT FOR
16 SOCIAL SECURITY ADMINISTRATION
17 DISABILITY DETERMINATION APPROPRIATION
18 FOR THE 1995-97 BIENNIUM."

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

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

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36 Item Class

	Maximum	Annual
	Maximum	Salary Rate
	No. of	Fiscal Years

1	No.	Code	Title	Employees	1995-96	1996-97
2	(1)	9943	DIS DET DIRECTOR	1	\$ 64,496	\$ 66,108
3	(2)	202Z	DDSSA ASST DIRECTOR	1	GRADE	25
4	(3)	201Z	DDSSA ASST DIR FOR ADMIN/FISCAL SVC	1	GRADE	24
5		203Z	DDSSA ASST DIR - UNIT OPERATIONS	1		
6		821Z	DDSSA ASST DIR - QUALITY ASSURANCE	1		
7	(4)	X325	DIS DET CLAIMS HEARING MANAGER	1	GRADE	23
8		R179	DDSSA PROFESSIONAL RELATIONS MGR	1		
9		055Z	DATA PROCESSING MANAGER	1		
10	(5)	D066	SYSTEMS COORDINATION ANALYST II	1	GRADE	22
11		R181	DDSSA QUALITY ASSURANCE MANAGER	1		
12	(6)	R324	DDSSA UNIT SUPERVISOR	12	GRADE	21
13		X324	DIS DET CLAIMS HEARING OFFICER II	3		
14		D036	SR PROGRAMMER/ANALYST	2		
15	(7)	X326	DIS DET QUALITY CONTROL ANALYST	3	GRADE	20
16		R266	MANAGEMENT PROJECT ANALYST II	1		
17		X360	DIS DET CASE CONSULTANT	6		
18		X340	DIS DET CLAIMS HEARING OFFICER I	9		
19		R025	MEDICAL RELATIONS COORDINATOR	2		
20	(8)	X440	DIS DET CLAIMS ADJUDICATOR III	46	GRADE	19
21	(9)	A111	ACCOUNTANT	1	GRADE	18
22		X386	DIS DET CLAIMS ADJUDICATOR II	41		
23		D034	PROGRAMMER ANALYST	2		
24	(10)	R010	ADMINISTRATIVE ASSISTANT II	4	GRADE	17
25		D018	DATA PROCESSING SUPERVISOR I	2		
26		R162	STATISTICIAN/STATISTICIAN II	1		
27		X322	DIS DET CLAIMS ADJUDICATOR I	10		
28		X361	INSURANCE INVESTIGATOR	3		
29	(11)	R009	ADMINISTRATIVE ASSISTANT I	2	GRADE	15
30		W015	MEDICAL RECORDS TECHNICIAN	3		
31		A108	ACCOUNTING TECHNICIAN II	3		
32		V039	PURCHASE AGENT I/ASST PURCHASE AGEN	1		
33		K011	ADMINISTRATIVE OFFICE SUPERVISOR	1		
34	(12)	K117	MEDICAL OR LEGAL SECRETARY	36	GRADE	14
35	(13)	K153	SECRETARY II	24	GRADE	13

1	(14) K039 DOCUMENT EXAMINER II	12	GRADE 12
2	(15) K097 RECEPTIONIST	<u>1</u>	GRADE 10
3	MAX NO. OF EMPLOYEES	241	

SECTION 2. EXTRA HELP. There is hereby authorized, for the State Department for Social Security Administration Disability Determination for the 1995-97 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: ten (10) 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 State Department for Social Security Administration Disability Determination, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the State Department for Social Security Administration Disability Determination for the biennial period ending June 30, 1997, the following:

<u>ITEM</u>		<u>FISCAL YEARS</u>	
NO.		1995-96	1996-97
(01)	REGULAR SALARIES	\$ 5,991,851	\$ 6,009,330
(02)	EXTRA HELP	68,225	68,225
(03)	PERSONAL SERV MATCHING	1,740,292	1,743,378
(04)	OVERTIME	110,000	110,000
(05)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	\$ 1,448,192	\$ 1,448,192
(B)	CONF. & TRVL.	12,325	12,325
(C)	PROF. FEES	4,786,452	4,786,452
(D)	CAP. OUTLAY	2,500,000	0
(E)	DATA PROC.	<u>0</u>	<u>0</u>
	TOTAL MAINT. & GEN. OPER.	<u>8,746,969</u>	<u>6,246,969</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 16,657,337</u>	<u>\$ 14,177,902</u>

1 SECTION 4. CARRY FORWARD. The remaining balance as of June 30, 1996,
2 of unexpended appropriation in Capital Outlay shall be carried forward into
3 fiscal year 1996-97 to be used for the same purpose for the next fiscal year.

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5 SECTION 5. APPROPRIATIONS - FRAUD UNIT. There is hereby appropriated,
6 to the State Department for Social Security Administration Disability
7 Determination, to be payable from the State General Services Fund Account, for
8 personal services and operating expenses of the State Department for Social
9 Security Administration Disability Determination - Fraud Unit for the biennial
10 period ending June 30, 1997, the following:

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12 ITEM	FISCAL YEARS	
13 NO.	1995-96	1996-97
14 (01) REGULAR SALARIES	\$ 54,606	\$ 55,971
15 (02) PERSONAL SERVICES MATCHING	14,198	14,552
16 (03) MAINT. & GEN. OPERATION		
17 (A) OPER. EXPENSES	\$ 56,196	\$ 54,477
18 (B) CONF. & TRAVEL	0	0
19 (C) PROF. FEES	0	0
20 (D) CAPITAL OUTLAY	0	0
21 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
22 TOTAL MAIN. & GEN OPER.	<u>56,196</u>	<u>54,477</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$ 125,000</u>	<u>\$ 125,000</u>

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25 SECTION 6. (a) Any person or entity who willfully and knowingly makes
26 any material false statement or representation for the purpose of obtaining
27 any benefit or payment, or for the purpose of defeating or wrongfully
28 increasing or wrongfully decreasing any claim for benefit or payment or who
29 aids and abets for either of said purposes, shall be guilty of a Class D
30 felony.

31 (b) A copy of subsection (a) of this section shall be placed on all forms
32 prescribed by the State Department for Social Security Administration
33 Disability Determination for the use of persons claiming benefits, providers
34 participating in the claims process, and any other parties involved in the
35 claims process.

1 (c) Where the State Department for Social Security Administration Disability
2 Determination finds that false or misleading statements or representations
3 were made willfully and knowingly for the purpose of obtaining benefits or
4 payments, or for the purpose of obtaining, wrongfully increasing, wrongfully
5 decreasing or defeating any claim for benefit or payment, the Director of the
6 State Department for Social Security Administration Disability Determination
7 shall refer the matter for appropriate action to the prosecuting attorney of
8 the district where the original claim was filed.

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

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

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

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33 SECTION 10. SEVERABILITY. If any provision of this Act or the
34 application thereof to any person or circumstance is held invalid, such
35 invalidity shall not affect other provisions or applications of the Act which

1 can be given effect without the invalid provision or application, and to this
2 end the provisions of this Act are declared to be severable.

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4 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict
5 with this Act are hereby repealed.

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7 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the
8 Eightieth General Assembly, that the Constitution of the State of Arkansas
9 prohibits the appropriation of funds for more than a two (2) year period; that
10 the effectiveness of this Act on July 1, 1995 is essential to the operation of
11 the agency for which the appropriations in this Act are provided, and that in
12 the event of an extension of the Regular Session, the delay in the effective
13 date of this Act beyond July 1, 1995 could work irreparable harm upon the
14 proper administration and provision of essential governmental programs.
15 Therefore, an emergency is hereby declared to exist and this Act being
16 necessary for the immediate preservation of the public peace, health and
17 safety shall be in full force and effect from and after July 1, 1995.

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/s/Rep. E. Thicksten

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APPROVED: 4-3-95

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As Engrossed: 3/24/95

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