

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997  
4

# A Bill

ACT 58 OF 1997  
SENATE BILL 149

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
10 OPERATING EXPENSES FOR THE HEALTH SERVICES AGENCY FOR THE  
11 BIENNIAL PERIOD ENDING JUNE 30, 1999; AND FOR OTHER  
12 PURPOSES."  
13

## Subtitle

14 "AN ACT FOR THE HEALTH SERVICES AGENCY  
15 APPROPRIATION FOR THE 1997-99 BIENNIUM."  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. REGULAR SALARIES. There is hereby established for the  
21 Health Services Agency for the 1997-99 biennium, the following maximum number  
22 of regular employees whose salaries shall be governed by the provisions of the  
23 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
24 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
25 that any position to which a specific maximum annual salary is set out herein  
26 in dollars, shall be exempt from the provisions of said Uniform Classification  
27 and Compensation Act. All persons occupying positions authorized herein are  
28 hereby governed by the provisions of the Regular Salaries Procedures and  
29 Restrictions Act (Arkansas Code §21-5-101), or its successor.  
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| Item           | Class           | No. of                          | Maximum Annual       |                                       |
|----------------|-----------------|---------------------------------|----------------------|---------------------------------------|
| <del>No.</del> | <del>Code</del> | <del>Title</del>                | <del>Employees</del> | <del>1997-98</del> <del>1998-99</del> |
| 35             | (1) 9957        | HLTH DIR ADM HLTH SERVICES AGEN | 1                    | \$ 68,389 \$ 70,303                   |
| 36             | (2) R134        | PLANNING SPECIALIST II          | 1                    | GRADE 18                              |

1 R264 MANAGEMENT PROJECT ANALYST I 1  
 2 (3) K153 SECRETARY II 1 GRADE 13  
 3 MAX NO. OF EMPLOYEES 4  
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5 SECTION 2. APPROPRIATIONS - HEALTH SERVICES AGENCY. There is hereby  
 6 appropriated, to the Health Services Agency, to be payable from the State  
 7 General Services Fund Account, for personal services and operating expenses of  
 8 the Health Services Agency for the biennial period ending June 30, 1999, the  
 9 following:

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| 11 ITEM                         | FISCAL YEARS       |                    |
|---------------------------------|--------------------|--------------------|
| 12 <del>NO.</del>               | <del>1997-98</del> | <del>1998-99</del> |
| 13 (01) REGULAR SALARIES        | \$ 179,319         | \$ 184,197         |
| 14 (02) PERSONAL SERV MATCHING  | 43,631             | 44,618             |
| 15 (03) MAINT. & GEN. OPERATION |                    |                    |
| 16 (A) OPER. EXPENSE            | 34,092             | 34,092             |
| 17 (B) CONF. & TRVL.            | 1,874              | 1,874              |
| 18 (C) PROF. FEES               | 6,417              | 6,417              |
| 19 (D) CAP. OUTLAY              | 0                  | 0                  |
| 20 (E) DATA PROC.               | <u>0</u>           | <u>0</u>           |
| 21 TOTAL AMOUNT APPROPRIATED    | <u>\$ 265,333</u>  | <u>\$</u>          |
| 22 <u>271,198</u>               |                    |                    |

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24 SECTION 3. REGULAR SALARIES - HEALTH SERVICES AGENCY - DEVELOPMENTAL  
 25 DISABILITIES PLANNING COUNCIL. There is hereby established for the Health  
 26 Services Agency - Developmental Disabilities Planning Council for the 1997-99  
 27 biennium, the following maximum number of regular employees whose salaries  
 28 shall be governed by the provisions of the Uniform Classification and  
 29 Compensation Act (Arkansas Code §21-5-201 et seq.), or its successor, and all  
 30 laws amendatory thereto. Provided, however, that any position to which a  
 31 specific maximum annual salary is set out herein in dollars, shall be exempt  
 32 from the provisions of said Uniform Classification and Compensation Act. All  
 33 persons occupying positions authorized herein are hereby governed by the  
 34 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
 35 Code §21-5-101), or its successor.

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| Item Class                          | No. of Employees | Maximum Annual Salary Rate |         |
|-------------------------------------|------------------|----------------------------|---------|
|                                     |                  | 1997-98                    | 1998-99 |
| (1) R009 ADMINISTRATIVE ASSISTANT I | <u>1</u>         | GRADE 15                   |         |
| MAX NO. OF EMPLOYEES                | 1                |                            |         |

9 SECTION 4. APPROPRIATIONS - HEALTH SERVICES AGENCY - DEVELOPMENTAL  
 10 DISABILITIES PLANNING COUNCIL. There is hereby appropriated, to the Health  
 11 Services Agency, to be payable from the State General Services Fund Account,  
 12 for personal services, operating expenses and matching grants of the Health  
 13 Services Agency - Developmental Disabilities Planning Council for the biennial  
 14 period ending June 30, 1999, the following:

| ITEM NO. |                                 | FISCAL YEARS     |                  |
|----------|---------------------------------|------------------|------------------|
|          |                                 | 1997-98          | 1998-99          |
| 18 (01)  | REGULAR SALARIES                | \$ 19,602        | \$ 20,145        |
| 19 (02)  | PERSONAL SERV MATCHING          | 6,483            | 6,579            |
| 20 (03)  | MAINT. & GEN. OPERATION         |                  |                  |
| 21       | (A) OPER. EXPENSE               | 0                | 0                |
| 22       | (B) CONF. & TRVL.               | 0                | 0                |
| 23       | (C) PROF. FEES                  | 20,000           | 20,000           |
| 24       | (D) CAP. OUTLAY                 | 0                | 0                |
| 25       | (E) DATA PROC.                  | 0                | 0                |
| 26 (04)  | SPECIAL PROJECTS/MATCHING GRANT | <u>48,254</u>    | <u>47,935</u>    |
| 27       | TOTAL AMOUNT APPROPRIATED       | <u>\$ 94,339</u> | <u>\$ 94,659</u> |

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SECTION 5. REGULAR SALARIES - HEALTH SERVICES AGENCY - DEVELOPMENTAL  
 DISABILITIES PLANNING COUNCIL - FEDERAL. There is hereby established for the  
 Health Services Agency - Developmental Disabilities Planning Council - Federal  
 for the 1997-99 biennium, the following maximum number of regular employees  
 whose salaries shall be governed by the provisions of the Uniform  
 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its  
 successor, and all laws amendatory thereto. Provided, however, that any

1 position to which a specific maximum annual salary is set out herein in  
 2 dollars, shall be exempt from the provisions of said Uniform Classification  
 3 and Compensation Act. All persons occupying positions authorized herein are  
 4 hereby governed by the provisions of the Regular Salaries Procedures and  
 5 Restrictions Act (Arkansas Code §21-5-101), or its successor.

|              |                      |                              |  | <del>Maximum Annual</del> |                 |
|--------------|----------------------|------------------------------|--|---------------------------|-----------------|
|              |                      |                              |  | Maximum                   | Salary Rate     |
| 9 Item Class |                      |                              |  | No. of                    | Fiscal Years    |
| 10 No.       | Code                 | Title                        |  | Employees                 | 1997-98 1998-99 |
| 11 (1)       | R473                 | DDPC COORDINATOR             |  | 1                         | GRADE 21        |
| 12 (2)       | R168                 | GRANTS COORDINATOR II        |  | 1                         | GRADE 19        |
| 13 (3)       | R264                 | MANAGEMENT PROJECT ANALYST I |  | 1                         | GRADE 18        |
| 14           | R134                 | PLANNING SPECIALIST II       |  | 1                         |                 |
| 15 (4)       | K153                 | SECRETARY II                 |  | <u>1</u>                  | GRADE 13        |
| 16           | MAX NO. OF EMPLOYEES |                              |  | 5                         |                 |

18 SECTION 6. APPROPRIATIONS - HEALTH SERVICES AGENCY - DEVELOPMENTAL  
 19 DISABILITIES PLANNING COUNCIL - FEDERAL. There is hereby appropriated, to the  
 20 Health Services Agency, to be payable from the federal funds as designated by  
 21 the Chief Fiscal Officer of the State, for personal services, operating  
 22 expenses and federal grants of the Health Services Agency - Developmental  
 23 Disabilities Planning Council - Federal for the biennial period ending June  
 24 ~~30, 1999, the following:~~

| 26 ITEM |                         | FISCAL YEARS |            |
|---------|-------------------------|--------------|------------|
| 27 NO.  |                         | 1997-98      | 1998-99    |
| 28 (01) | REGULAR SALARIES        | \$ 134,913   | \$ 138,593 |
| 29 (02) | PERSONAL SERV MATCHING  | 38,952       | 39,603     |
| 30 (03) | MAINT. & GEN. OPERATION |              |            |
| 31      | (A) OPER. EXPENSE       | 153,900      | 153,900    |
| 32      | (B) CONF. & TRVL.       | 8,843        | 8,843      |
| 33      | (C) PROF. FEES          | 139,000      | 139,000    |
| 34      | (D) CAP. OUTLAY         | 0            | 0          |
| 35      | (E) DATA PROC.          | 0            | 0          |

|   |                           |                     |                     |
|---|---------------------------|---------------------|---------------------|
| 1 | (04) FEDERAL GRANTS       | <u>740,929</u>      | <u>740,929</u>      |
| 2 | TOTAL AMOUNT APPROPRIATED | <u>\$ 1,216,537</u> | <u>\$ 1,220,868</u> |

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4 SECTION 7. SPECIAL LANGUAGE - CARRY FORWARD. Any unexpended balance of  
 5 funds generated by fees and fines pursuant to Arkansas Code 20-8-103 et. seq.  
 6 deposited into the State General Services Fund Account which remain at the  
 7 close of each state fiscal year shall be carried forward to the next state  
 8 fiscal year to be used for the same intent and purposes as set forth in law.

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10 SECTION 8. SPECIAL LANGUAGE. The Governor may at any time transfer all  
 11 personnel, appropriations, fund balances and authorized positions; and the  
 12 powers, duties, and personnel of the Developmental Disabilities Planning  
 13 Council to any other designated agency of the state which meets the  
 14 requirements of Public Law 103-230.

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16 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 17 authorized by this Act shall be limited to the appropriation for such agency  
 18 and funds made available by law for the support of such appropriations; and  
 19 the restrictions of the State Purchasing Law, the General Accounting and  
 20 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 21 Procedures and Restrictions Act, or their successors, and other fiscal control  
 22 laws of this State, where applicable, and regulations promulgated by the  
 23 Department of Finance and Administration, as authorized by law, shall be  
 24 strictly complied with in disbursement of said funds.

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26 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General  
 27 Assembly that any funds disbursed under the authority of the appropriations  
 28 contained in this Act shall be in compliance with the stated reasons for which  
 29 this Act was adopted, as evidenced by the Agency Requests, Executive  
 30 Recommendations and Legislative Recommendations contained in the budget  
 31 manuals prepared by the Department of Finance and Administration, letters, or  
 32 summarized oral testimony in the official minutes of the Arkansas Legislative  
 33 Council or Joint Budget Committee which relate to its passage and adoption.

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35 SECTION 11. CODE. All provisions of this Act of a general and

1 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the  
2 Arkansas Code Revision Commission shall incorporate the same in the Code.

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

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10 SECTION 13. GENERAL REPEALER. All laws and parts of laws in conflict  
11 with this Act are hereby repealed.

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13 SECTION 14. EMERGENCY CLAUSE. It is hereby found and determined by the  
14 Eighty-First General Assembly, that the Constitution of the State of Arkansas  
15 prohibits the appropriation of funds for more than a two (2) year period; that  
16 the effectiveness of this Act on July 1, 1997 is essential to the operation of  
17 the agency for which the appropriations in this Act are provided, and that in  
18 the event of an extension of the Regular Session, the delay in the effective  
19 date of this Act beyond July 1, 1997 could work irreparable harm upon the  
20 proper administration and provision of essential governmental programs.  
21 Therefore, an emergency is hereby declared to exist and this Act being  
22 necessary for the immediate preservation of the public peace, health and  
23 safety shall be in full force and effect from and after July 1, 1997.

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25 APPROVED: 1-31-97

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