

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

As Engrossed: H3/20/97

A Bill

ACT 819 OF 1997
HOUSE BILL 1346

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 AND MEDICALLY RELATED LOANS FOR THE
11 STUDENT LOAN AUTHORITY FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 1999; AND FOR OTHER PURPOSES."
13

Subtitle

14 "AN ACT FOR THE STUDENT LOAN AUTHORITY
15 APPROPRIATION FOR THE 1997-99 BIENNIUM."
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17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
19

20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 Student Loan Authority 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.
30

Item	Class	No. of	Maximum Annual	
		Employees	Salary Rate	Fiscal Years
No.	Code	Title	1997-98	1998-99
35	(1) 9760	DIRECTOR	STUDENT LOAN AUTHORITY	1 \$ 71,300 \$ 73,296
36	(2) 9100	STUDENT LOAN CHIEF FINANCIAL OFCR	1 \$ 47,526 \$ 48,856	

1	(3) 9622 DIR OF MARKETING & PUBLIC AFFAIRS	1	\$ 44,089	\$ 45,323
2	(4) 9101 STUDENT LOAN LENDER/SVC LIAISON	1	\$ 38,614	\$ 39,695
3	(5) A032 AGENCY FISCAL MANAGER	1	GRADE	22
4	(6) R490 STUDENT LOAN PROGRAM COORDINATOR	3	GRADE	20
5	R266 MANAGEMENT PROJECT ANALYST II	2		
6	(7) A111 ACCOUNTANT	2	GRADE	18
7	A077 STUDENT LOAN OFFICER	6		
8	D034 PROGRAMMER ANALYST	1		
9	(8) K153 SECRETARY II	1	GRADE	13
10	(9) K155 SECRETARY I	<u>2</u>	GRADE	11
11	MAX NO. OF EMPLOYEES	22		

12

13 SECTION 2. EXTRA HELP. There is hereby authorized, for the Student
 14 Loan Authority for the 1997-99 biennium, the following maximum number of
 15 part-time or temporary employees, to be known as "Extra Help", payable from
 16 funds appropriated herein for such purposes: three (3) temporary or part-time
 17 employees, when needed, at rates of pay not to exceed those provided in the
 18 Uniform Classification and Compensation Act, or its successor, or this act for
 19 the appropriate classification.

20

21 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the Student
 22 Loan Authority, to be payable from cash funds as defined by Arkansas Code
 23 19-4-801 of the Student Loan Authority, for personal services and operating
 24 expenses of the Student Loan Authority for the biennial period ending June 30,
 25 1999, the following:

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27	ITEM		FISCAL YEARS	
28	NO.		1997-98	1998-99
29	(01) REGULAR SALARIES	\$	693,868	\$ 712,825
30	(02) EXTRA HELP		140	140
31	(03) PERSONAL SERV MATCHING		188,975	192,442
32	(04) MAINT. & GEN. OPERATION			
33	(A) OPER. EXPENSE		300,000	300,000
34	(B) CONF. & TRVL.		15,000	15,000
35	(C) PROF. FEES		1,600,000	2,000,000

1	(D) CAP. OUTLAY	44,520	44,520
2	(E) DATA PROC.	100	100
3	(05) LOANS	<u>200</u>	<u>200</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,842,803</u>	<u>\$ 3,265,227</u>

5
 6 SECTION 4. APPROPRIATIONS - LOANS. There is hereby appropriated, to the
 7 Student Loan Authority, to be payable from the Higher Education Grants Fund
 8 Account, for payments of the contracts with schools of higher learning for the
 9 education of Arkansas citizens at out-of-state institutions of higher learning
 10 in the fields of dental medicine, optometry, osteopathy, veterinary medicine,
 11 chiropractic education and podiatry education by the Student Loan Authority
 12 for the biennial period ending June 30, 1999, the following:

14	ITEM	FISCAL YEARS	
15	NO.	1997-98	1998-99
16	(01) DENTAL AID	\$ 1,044,000	\$ 1,044,000
17	(02) OPTOMETRY AID	207,200	207,200
18	(03) VETERINARY AID	615,900	733,400
19	(04) CHIROPRACTIC AID	221,000	221,000
20	(05) OSTEOPATHY AID	174,000	174,000
21	(06) PODIATRY AID	--	<u>94,400</u>
22	<u>94,400</u>		
23	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,356,500</u>	<u>\$ 2,474,000</u>

24
 25 SECTION 5. SPECIAL LANGUAGE. TRANSFER OF HIGHER EDUCATION GRANTS FUND
 26 APPROPRIATIONS. Upon certification to and with the approval of the Chief
 27 Fiscal Officer of the State, surplus funds and appropriations may be
 28 transferred between the appropriations provided in Section 4 of this Act by
 29 the Eighty-First General Assembly for Dental Aid, Optometry Aid, Veterinary
 30 Aid, Podiatry Aid, Chiropractic Aid and Osteopathic Aid.

31
 32 SECTION 6. SPECIAL LANGUAGE. REPORTING REQUIREMENTS. The Disbursing
 33 Officer of the Student Loan Authority shall annually compile information, as
 34 described herein, on students who receive financial aid through the various
 35 appropriations provided for in this Act. Such information shall include the

1 number of students receiving financial aid under each line item of Section 4
2 of this Act, the name of each out-of-state school which each student is
3 attending or has attended, and the location and occupation of each student
4 after they have completed their course of study for a period of three years.

5 Such information shall be compiled into a report and presented in
6 conjunction with the biennial appropriation budget request for the
7 appropriation provided herein, to the Arkansas Legislative Council.

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9 SECTION 7. SPECIAL LANGUAGE. CARRY FORWARD - LOANS. The balance of the
10 funds and appropriations as provided in Section 4 of this Act which remain on
11 June 30, 1998, shall be carried forward and made available for the same
12 purposes for the fiscal year ending June 30, 1999.

13

14 SECTION 8. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
15 this Act for Maintenance and General Operation shall be expended in payment
16 for services of attorneys, unless the agency shall first make a request in
17 writing to the Attorney General of the State of Arkansas to provide the
18 required legal services. The Attorney General's Office shall provide the
19 requested legal services, or, if the Attorney General's Office shall determine
20 that sufficient personnel are not available to provide the requested legal
21 services, the Attorney General shall certify the same to the agency and may
22 authorize the agency to employ legal counsel and to expend monies appropriated
23 for Maintenance and General Operations therefor, if:

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

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

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

33

34 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
35 authorized by this Act shall be limited to the appropriation for such agency

1 and funds made available by law for the support of such appropriations; and
2 the restrictions of the State Purchasing Law, the General Accounting and
3 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
4 Procedures and Restrictions Act, or their successors, and other fiscal control
5 laws of this State, where applicable, and regulations promulgated by the
6 Department of Finance and Administration, as authorized by law, shall be
7 strictly complied with in disbursement of said funds.

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

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

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

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

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31 SECTION 14. EMERGENCY CLAUSE. It is hereby found and determined by the
32 Eighty-First General Assembly, that the Constitution of the State of Arkansas
33 prohibits the appropriation of funds for more than a two (2) year period; that
34 the effectiveness of this Act on July 1, 1997 is essential to the operation of
35 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the Regular Session, the delay in the effective
2 date of this Act beyond July 1, 1997 could work irreparable harm upon the
3 proper administration and provision of essential governmental programs.
4 Therefore, an emergency is hereby declared to exist and this Act being
5 necessary for the immediate preservation of the public peace, health and
6 safety shall be in full force and effect from and after July 1, 1997.

7 */s/Rep. Thicksten, et al*

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9 APPROVED:3-26-97

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