

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

# A Bill

Act 210 of 1999  
HOUSE BILL 1410

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

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9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 AND OPERATING EXPENSES FOR THE STATE BOARD OF  
11 COLLECTION AGENCIES FOR THE BIENNIAL PERIOD ENDING  
12 JUNE 30, 2001; AND FOR OTHER PURPOSES."  
13

## Subtitle

14  
15 "AN ACT FOR THE STATE BOARD OF  
16 COLLECTION AGENCIES APPROPRIATION FOR  
17 THE 1999-2001 BIENNIUM."  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for  
23 the State Board of Collection Agencies-Operations for the 1999-2001 biennium,  
24 the following maximum number of regular employees whose salaries shall be  
25 governed by the provisions of the Uniform Classification and Compensation Act  
26 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory  
27 thereto. Provided, however, that any position to which a specific maximum  
28 annual salary is set out herein in dollars, shall be exempt from the  
29 provisions of said Uniform Classification and Compensation Act. All persons  
30 occupying positions authorized herein are hereby governed by the provisions of  
31 the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-  
32 101), or its successor.  
33

34			Maximum Annual
35		Maximum	Salary Rate
36	Item Class	No. of	Fiscal Years

\*JAD040\*

No.	Code	Title	Employees	1999-2000	2000-2001
(1)	7201	EXECUTIVE DIR-BD OF COLLECTION	1	\$49,341	\$50,722
(2)	8702	BRD COLLECTIONS AGCY FISCAL/ADM MGR	1	\$28,657	\$29,459
(3)	9021	COLLECTIONS BD FIELD INVESTIGATOR	1	\$30,840	\$31,703
(4)	8701	BD. OF COLLECTIONS ADMIN. ASST.	1	\$23,379	\$24,024
		MAX. NO. OF EMPLOYEES	4		

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the State Board of Collection Agencies for the 1999-2001 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: one (1) 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 - OPERATIONS. There is hereby appropriated, to the State Board of Collection Agencies, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the State Board of Collection Agencies-Operations, for personal services and operating expenses of the State Board of Collection Agencies for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 132,217	\$ 135,908
(02) EXTRA HELP	5,000	5,000
(03) PERSONAL SERV MATCHING	36,941	37,592
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	51,010	51,010
(B) CONF. & TRAVEL	5,000	5,000
(C) PROF. FEES	2,800	2,800
(D) CAP. OUTLAY	4,500	4,500
(E) DATA PROC.	10,500	10,500
(05) CLAIMS	<u>24,642</u>	<u>24,642</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 272,610</u>	<u>\$ 276,952</u>

1 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
 2 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INVESTMENT  
 3 OPTIONS. The agency, board or commission, to which appropriation in this Act  
 4 is made, shall consider all possible options available in investing cash fund  
 5 balances for which it is responsible. Such options investigated shall  
 6 specifically include the provisions of the Treasury Management Trust Fund  
 7 option beginning at Arkansas Code 19-3-602. In the event that the Treasury  
 8 Management Trust Fund option is not selected, the agency, board, or commission  
 9 shall report to the State Board of Finance the option selected and the  
 10 additional benefits accruing by selecting a different option.

11  
 12 SECTION 5. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this  
 13 Act for Maintenance and General Operation shall be expended in payment for  
 14 services of attorneys, unless the agency shall first make a request in writing  
 15 to the Attorney General of the State of Arkansas to provide the required legal  
 16 services. The Attorney General's Office shall provide the requested legal  
 17 services, or, if the Attorney General's Office shall determine that sufficient  
 18 personnel are not available to provide the requested legal services, the  
 19 Attorney General shall certify the same to the agency and may authorize the  
 20 agency to employ legal counsel and to expend monies appropriated for  
 21 Maintenance and General Operations therefor, if:

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

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

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

31  
 32 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by  
 33 this act shall be limited to the appropriation for such agency and funds made  
 34 available by law for the support of such appropriations; and the restrictions  
 35 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
 36 Law, the Revenue Stabilization Law, the Regular Salary Procedures and

1 Restrictions Act, or their successors, and other fiscal control laws of this  
 2 State, where applicable, and regulations promulgated by the Department of  
 3 Finance and Administration, as authorized by law, shall be strictly complied  
 4 with in disbursement of said funds.

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

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

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 19 SECTION 9. SEVERABILITY. If any provision of this act or the application  
 20 thereof to any person or circumstance is held invalid, such invalidity shall  
 21 not affect other provisions or applications of the act which can be given  
 22 effect without the invalid provision or application, and to this end the  
 23 provisions of this act are declared to be severable.

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 25 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict with  
 26 this act are hereby repealed.

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 28 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the  
 29 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
 30 prohibits the appropriation of funds for more than a two (2) year period; that  
 31 the effectiveness of this Act on July 1, 1999 is essential to the operation of  
 32 the agency for which the appropriations in this Act are provided, and that in  
 33 the event of an extension of the Regular Session, the delay in the effective  
 34 date of this Act beyond July 1, 1999 could work irreparable harm upon the  
 35 proper administration and provision of essential governmental programs.  
 36 Therefore, an emergency is hereby declared to exist and this Act being

1 necessary for the immediate preservation of the public peace, health and  
2 safety shall be in full force and effect from and after July 1, 1999.

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5 APPROVED: 2/19/1999  
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