

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

As Engrossed: H3/9/99
A Bill

Act 734 of 1999
HOUSE BILL 1616

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE RIVERSIDE VOCATIONAL
11 TECHNICAL SCHOOL FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 2001; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE RIVERSIDE VOCATIONAL
15 TECHNICAL SCHOOL APPROPRIATION FOR
16 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. There is hereby established for the Riverside
23 Vocational Technical School for the 1999-2001 biennium, the following maximum
24 number of regular employees whose salaries shall be governed by the provisions
25 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
26 et seq.), or its successor, and all laws amendatory thereto. Provided,
27 however, that any position to which a specific maximum annual salary is set
28 out herein in dollars, shall be exempt from the provisions of said Uniform
29 Classification and Compensation Act. All persons occupying positions
30 authorized herein are hereby governed by the provisions of the Regular
31 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
32 successor.
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| | | | |
|----|------------|---------|----------------|
| 34 | | | Maximum Annual |
| 35 | | Maximum | Salary Rate |
| 36 | Item Class | No. of | Fiscal Years |

KCA055

| No. | Code | Title | Employees | 1999-2000 | 2000-2001 |
|-----|------|------------------------------------|-----------|-----------|-----------|
| (1) | 9046 | FACULTY | 35 | \$47,143 | \$48,463 |
| (2) | 9047 | PART-TIME FACULTY | 10 | \$16,500 | \$16,500 |
| (3) | 247Z | ED VO TECH SCHOOL DIRECTOR | 1 | GRADE 25 | |
| (4) | 482Z | ED VO TECH SCHOOL ASST DIR | 4 | GRADE 23 | |
| (5) | M100 | VOCATIONAL COUNSELOR | 2 | GRADE 21 | |
| (6) | A111 | ACCOUNTANT | 1 | GRADE 18 | |
| (7) | R010 | ADMINISTRATIVE ASSISTANT II | 1 | GRADE 17 | |
| (8) | K041 | EXECUTIVE SECY/ADMINISTRATIVE SECY | 1 | GRADE 14 | |
| (9) | K153 | SECRETART II | <u>1</u> | GRADE 13 | |
| | | MAX. NO. OF EMPLOYEES | 56 | | |

SECTION 2. APPROPRIATION - STATE. There is hereby appropriated, to the Riverside Vocational Technical School, to be payable from the Riverside Vocational Technical School Fund Account, for personal services and operating expenses of the Riverside Vocational Technical School - State for the biennial period ending June 30, 2001, the following:

| ITEM NO. | FISCAL YEARS | |
|------------------------------|---------------------|---------------------|
| | 1999-2000 | 2000-2001 |
| (01) REGULAR SALARIES | \$ 1,898,841 | \$ 1,951,962 |
| (02) PERSONAL SERV MATCHING | 512,687 | 527,030 |
| (03) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSE | 191,302 | 191,302 |
| (B) CONF. & TRAVEL | 1,000 | 1,000 |
| (C) PROF. FEES | 3,930 | 3,930 |
| (D) CAP. OUTLAY | 0 | 0 |
| (E) DATA PROC. | 0 | 0 |
| (04) CONTINGENCY | <u>202,998</u> | <u>202,998</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$ 2,810,758</u> | <u>\$ 2,878,222</u> |

SECTION 3. APPROPRIATION - FEDERAL. There is hereby appropriated, to the Riverside Vocational Technical School, 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 Riverside Vocational Technical School - Federal for the biennial period ending June 30, 2001, the following:

| ITEM NO. | FISCAL YEARS | |
|------------------------------|-------------------|-------------------|
| | 1999-2000 | 2000-2001 |
| (01) REGULAR SALARIES | \$ 50,713 | \$ 52,132 |
| (02) PERSONAL SERV MATCHING | 13,224 | 13,504 |
| (03) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSE | 79,104 | 79,104 |
| (B) CONF. & TRAVEL | 3,000 | 3,000 |
| (C) PROF. FEES | 0 | 0 |
| (D) CAP. OUTLAY | 0 | 0 |
| (E) DATA PROC. | 0 | 0 |
| TOTAL AMOUNT APPROPRIATED | <u>\$ 146,041</u> | <u>\$ 147,740</u> |

SECTION 4. APPROPRIATION - PLUMBING APPRENTICESHIP PROGRAM. There is hereby appropriated, to the Riverside Vocational Technical School, to be payable from the Riverside Vocational Technical School Fund Account, for personal services of the Riverside Vocational Technical School - Plumbing Apprenticeship Program for the biennial period ending June 30, 2001, the following:

| ITEM NO. | FISCAL YEARS | |
|-----------------------------|------------------|------------------|
| | 1999-2000 | 2000-2001 |
| (01) REGULAR SALARIES | \$ 50,713 | \$ 52,132 |
| (02) PERSONAL SERV MATCHING | <u>13,224</u> | <u>13,504</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$ 63,937</u> | <u>\$ 65,636</u> |

SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL LANGUAGE- CONTINGENCY. (a) To address needs emerging from the restructuring of the Technical Institutes, Riverside Vocational Technical School shall establish and maintain for the 1999-2001 biennium a pool of three (3) unclassified positions and two (2) classified positions, payable from funds appropriated for Riverside Vocational Technical School. These positions are to be used by Riverside Vocational Technical School in the event that the number and level of positions available to address the needs emerging from business and industry driven program expansions exceeds the number of positions regularly authorized for Riverside Vocational Technical School.

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 2 (b) Riverside Vocational Technical School shall provide justification to the
 3 Department of Finance and Administration's Office of Personnel Management
 4 (OPM) for the need to allocate titles from this position pool. No
 5 classifications will be assigned to the pool until such time as specific
 6 positions are requested and justified by Riverside Vocational Technical
 7 School, recommended by OPM and approved by the Legislative Council. Riverside
 8 Vocational Technical School may transfer positions from this pool to any pay
 9 schedule the agency currently maintains or any pay schedule the agency
 10 receives during the 1999-2001 biennium.

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 12 (c) Determining the number of personnel to be employed by a state agency is
 13 the prerogative of the General Assembly and is usually accomplished by
 14 delineating the maximum number of personnel by identifying job titles and the
 15 maximum grade or salary attached to those titles. The General Assembly has
 16 determined that Riverside Vocational Technical School could be operated more
 17 efficiently if some flexibility is given to that agency. That flexibility is
 18 being accomplished by providing growth pools in subsection (a) of this section
 19 and since the General Assembly has granted the agency broad powers under the
 20 growth pool concept, it is both necessary and appropriate that the General
 21 Assembly maintain oversight of the utilization of the growth pool by requiring
 22 prior approval of the Legislative Council in the utilization of the growth
 23 pool. Therefore, the requirement of approval by the Legislative Council is
 24 not a severable part of this section. If the requirement of approval by the
 25 Legislative Council is ruled unconstitutional by a court jurisdiction, this
 26 entire section is void.

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 28 SECTION 6. CONTINGENCY APPROPRIATION. There is hereby appropriated to the
 29 Riverside Vocational Technical School to be payable from the Riverside
 30 Vocational Technical School's accounts for any program, as designated by the
 31 Chief Fiscal Officer of the State, for salary and matching.

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| ITEM | FISCAL YEARS | |
|------------------|------------------|------------------|
| NO. | 1999-00 | 2000-01 |
| (01) Contingency | <u>\$250,537</u> | <u>\$250,537</u> |

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

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

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

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24 SECTION 10. SEVERABILITY. If any provision of this act or the application
25 thereof to any person or circumstance is held invalid, such invalidity shall
26 not affect other provisions or applications of the act which can be given
27 effect without the invalid provision or application, and to this end the
28 provisions of this act are declared to be severable except for that provided
29 in Section 5 (c) herein.

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31 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict with
32 this act are hereby repealed.

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34 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the
35 Eighty-second General Assembly, that the Constitution of the State of Arkansas
36 prohibits the appropriation of funds for more than a two (2) year period; that

1 the effectiveness of this Act on July 1, 1999 is essential to the operation of
2 the agency for which the appropriations in this Act are provided, and that in
3 the event of an extension of the Regular Session, the delay in the effective
4 date of this Act beyond July 1, 1999 could work irreparable harm upon the
5 proper administration and provision of essential governmental programs.
6 Therefore, an emergency is hereby declared to exist and this Act being
7 necessary for the immediate preservation of the public peace, health and
8 safety shall be in full force and effect from and after July 1, 1999.

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10 */s/ Joint Budget Committee*

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13 APPROVED: 3/18/1999
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