

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 341 of 2001
HOUSE BILL 1603

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 STATE INSURANCE
11 DEPARTMENT FOR THE BIENNIAL PERIOD ENDING JUNE 30,
12 2003; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE STATE INSURANCE
16 DEPARTMENT APPROPRIATION FOR THE 2001-
17 2003 BIENNIAL PERIOD.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
24 the State Insurance Department for the 2001-2003 biennium, the following
25 maximum number of regular employees whose salaries shall be governed by the
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
28 Provided, however, that any position to which a specific maximum annual salary
29 is set out herein in dollars, shall be exempt from the provisions of said
30 Uniform Classification and Compensation Act. All persons occupying positions
31 authorized herein are hereby governed by the provisions of the Regular
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
33 successor.
34

35
36
Maximum Annual
Maximum Salary Rate

1	Item	Class		No. of	Fiscal Years	
2	No.	Code	Title	Employees	2001-2002	2002-2003
3	(1)	9917	ACTUARY - PROPERTY & CASUALTY	1	\$128,919	\$132,270
4	(2)	9918	ACTUARY - LIFE & HEALTH	1	\$128,919	\$132,270
5	(3)	9911	STATE INSURANCE COMMISSIONER	1	\$96,952	\$99,472
6	(4)	9070	INSURANCE DEP CMSNR FINANCIAL REGS	1	\$87,542	\$89,818
7	(5)	9919	INSURANCE DEPUTY CMSNR	2	\$82,125	\$84,260
8	(6)	9141	CHIEF CERTIFIED FINANCIAL EXAMINER	1	\$78,000	\$80,028
9	(7)	7270	ASST DEP CMSNR - FIN REGULATIONS	1	\$75,660	\$77,627
10	(8)	9142	CERTIFIED FINANCIAL EXAMINER	3	\$74,100	\$76,027
11	(9)	9925	INSURANCE ASST DEPT CMNSR-FINANCE	1	\$63,009	\$64,647
12	(10)	986Z	INSURANCE RISK MANAGEMENT ADMR	1		GRADE 26
13	(11)	R038	ATTORNEY SUPERVISOR	2		GRADE 26
14	(12)	A005	INSURANCE PROPERTY & CASUALTY ADMIN	1		GRADE 26
15	(13)	A146	INSURANCE LIFE & HEALTH ADMIN	1		GRADE 26
16	(14)	827Z	DP CENTER MANAGER	1		GRADE 26
17	(15)	A022	CERTIFIED FINANCIAL EXAMINER	2		GRADE 25
18	(16)	R170	ATTORNEY SPECIALIST	4		GRADE 25
19	(17)	D064	SR SYSTEMS PROGRAMMER	2		GRADE 24
20	(18)	R006	ASST RISK MANAGEMENT ADMR	1		GRADE 24
21	(19)	055Z	DP MANAGER	1		GRADE 23
22	(20)	A140	INSURANCE SENIOR EXAMINER	8		GRADE 23
23	(21)	A197	SR RISK SPECIALIST	3		GRADE 23
24	(22)	A007	INSURANCE CONSUMER SVCS ADMIN	1		GRADE 23
25	(23)	A143	INSURANCE LICENSING ADMIN	1		GRADE 23
26	(24)	D124	LEAD PROGRAMMER/ANALYST	3		GRADE 22
27	(25)	D123	APPLICATIONS & SYSTEMS ANALYST	1		GRADE 21
28	(26)	D036	SR PROGRAMMER/ANALYST	1		GRADE 21
29	(27)	A010	CERTIFIED RATE & FORM ANALYST	10		GRADE 20
30	(28)	A048	INSURANCE EXAMINER	2		GRADE 20
31	(29)	R001	INSURANCE PERSONNEL MANAGER	1		GRADE 20
32	(30)	R266	MANAGEMENT PROJECT ANALYST II	6		GRADE 20
33	(31)	A038	FINANCIAL ANALYST	4		GRADE 20
34	(32)	A011	MARKET CONDUCT EXAMINER	1		GRADE 20
35	(33)	X361	INSURANCE INVESTIGATOR	7		GRADE 18
36	(34)	A094	SECURITIES CUSTODIAN	1		GRADE 18

1	(35)	A111	ACCOUNTANT	3	GRADE 18
2	(36)	R010	ADMINISTRATIVE ASSISTANT II	4	GRADE 17
3	(37)	R190	PERSONNEL OFFICER II	1	GRADE 17
4	(38)	D035	PROGRAMMER TRAINEE	1	GRADE 16
5	(39)	A108	ACCOUNTING TECHNICIAN II	2	GRADE 15
6	(40)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE 15
7	(41)	K034	INSURANCE LICENSING SPECIALIST	2	GRADE 15
8	(42)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	5	GRADE 14
9	(43)	K032	INSURANCE LICENSE TECHNICIAN	7	GRADE 14
10	(44)	K117	MEDICAL OR LEGAL SECRETARY	3	GRADE 14
11	(45)	K153	SECRETARY II	9	GRADE 13
12	(46)	K039	DOCUMENT EXAMINER II	4	GRADE 12
13	(47)	K155	SECRETARY I	<u>1</u>	GRADE 11
14			MAX. NO. OF EMPLOYEES	121	

15

16 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 17 State Insurance Department for the 2001-2003 biennium, the following maximum
 18 number of part-time or temporary employees, to be known as "Extra Help",
 19 payable from funds appropriated herein for such purposes: nineteen (19)
 20 temporary or part-time employees, when needed, at rates of pay not to exceed
 21 those provided in the Uniform Classification and Compensation Act, or its
 22 successor, or this act for the appropriate classification.

23

24 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the
 25 State Insurance Department, to be payable from The State Insurance Department
 26 Trust Fund, for personal services and operating expenses of the State
 27 Insurance Department for the biennial period ending June 30, 2003, the
 28 following:

29

30	ITEM		FISCAL YEARS	
31	<u>NO.</u>		<u>2001-2002</u>	<u>2002-2003</u>
32	(01)	REGULAR SALARIES	\$ 4,375,535	\$ 4,489,299
33	(02)	EXTRA HELP	140,000	140,000
34	(03)	PERSONAL SERV MATCHING	1,141,647	1,162,043
35	(04)	OVERTIME	35,000	35,000
36	(05)	MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE	1,864,237	1,906,605
2	(B) CONF. & TRAVEL	188,636	188,636
3	(C) PROF. FEES	871	871
4	(D) CAP. OUTLAY	318,600	318,600
5	(E) DATA PROC.	184,161	198,719
6	(06) SPECIAL MAINTENANCE	50,000	50,000
7	(07) PROFESSIONAL SERVICES	<u>286,000</u>	<u>286,000</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,584,687</u>	<u>\$ 8,775,773</u>

9

10 SECTION 4. REGULAR SALARIES - FRAUD INVESTIGATION UNIT. There is hereby
 11 established for the State Insurance Department - Fraud Investigation Unit for
 12 the 2001-2003 biennium, the following maximum number of regular employees
 13 whose salaries shall be governed by the provisions of the Uniform
 14 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its
 15 successor, and all laws amendatory thereto. Provided, however, that any
 16 position to which a specific maximum annual salary is set out herein in
 17 dollars, shall be exempt from the provisions of said Uniform Classification
 18 and Compensation Act. All persons occupying positions authorized herein are
 19 hereby governed by the provisions of the Regular Salaries Procedures and
 20 Restrictions Act (Arkansas Code §21-5-101), or its successor.

21

22			Maximum Annual
23		Maximum	Salary Rate
24	Item Class	No. of	Fiscal Years
25	No. Code Title	Employees	2001-2002 2002-2003
26	(1) R266 MANAGEMENT PROJECT ANALYST II	<u>3</u>	GRADE 20
27	MAX. NO. OF EMPLOYEES	3	

28

29 SECTION 5. APPROPRIATION - FRAUD INVESTIGATION UNIT. There is hereby
 30 appropriated, to the State Insurance Department, to be payable from The State
 31 Insurance Department Trust Fund, for personal services and operating expenses
 32 of the State Insurance Department - Fraud Investigation Unit for the biennial
 33 period ending June 30, 2003, the following:

34

35	ITEM	FISCAL YEARS	
36	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>

1	(01)	REGULAR SALARIES	\$	102,094	\$	104,749
2	(02)	PERSONAL SERV MATCHING		26,971		27,446
3	(03)	MAINT. & GEN. OPERATION				
4	(A)	OPER. EXPENSE		102,386		102,386
5	(B)	CONF. & TRAVEL		4,000		4,000
6	(C)	PROF. FEES		11,000		11,000
7	(D)	CAP. OUTLAY		0		0
8	(E)	DATA PROC.		<u>0</u>		<u>0</u>
9		TOTAL AMOUNT APPROPRIATED	\$	<u>246,451</u>	\$	<u>249,581</u>

SECTION 6. REGULAR SALARIES - INSURANCE FRAUD INVESTIGATION DIVISION.

There is hereby established for the State Insurance Department - Insurance Fraud Investigation Division for the 2001-2003 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 position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item	Class		Maximum	Maximum Annual	
No.	Code	Title	No. of	Salary Rate	
			Empl oyees	Fiscal Years	
				2001-2002	2002-2003
(1)	8911	DI RECTOR, FRAUD INVESTIGATION	1	\$65,670	\$67,377
(2)	R038	ATTORNEY SUPERVISOR	1	GRADE 26	
(3)	801Z	ASST DIR FRAUD INVESTIGATION	1	GRADE 26	
(4)	R170	ATTORNEY SPECIALIST	2	GRADE 25	
(5)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22	
(6)	R266	MANAGEMENT PROJECT ANALYST II	4	GRADE 20	
(7)	K117	MEDICAL OR LEGAL SECRETARY	<u>2</u>	GRADE 14	
		MAX. NO. OF EMPLOYEES	12		

SECTION 7. APPROPRIATION - INSURANCE FRAUD INVESTIGATION DIVISION. There is

1 hereby appropriated, to the State Insurance Department, to be payable from the
 2 Insurance Fraud Investigation Division Trust Fund, for personal services and
 3 operating expenses of the State Insurance Department - Insurance Fraud
 4 Investigation Division for the biennial period ending June 30, 2003, the
 5 following:

7 ITEM	8 FISCAL YEARS	
	2001-2002	2002-2003
9 (01) REGULAR SALARIES	\$ 444,935	\$ 456,502
10 (02) PERSONAL SERV MATCHING	114,372	116,414
11 (03) MAINT. & GEN. OPERATION		
12 (A) OPER. EXPENSE	169,705	155,805
13 (B) CONF. & TRAVEL	15,500	13,000
14 (C) PROF. FEES	11,000	11,000
15 (D) CAP. OUTLAY	49,300	18,500
16 (E) DATA PROC.	<u>6,000</u>	<u>6,000</u>
17 TOTAL AMOUNT APPROPRIATED	<u>\$ 810,812</u>	<u>\$ 777,221</u>

18
 19 SECTION 8. REGULAR SALARIES - PREPAID FUNERAL BENEFITS DIVISION. There is
 20 hereby established for the State Insurance Department - Prepaid Funeral
 21 Benefits Division for the 2001-2003 biennium, the following maximum number of
 22 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.

33 Item Class	34 No. Code Title	35 No. of Employees	36 Maximum Annual Salary Rate	
			2001-2002	2002-2003
(1)	R170 ATTORNEY SPECIALIST	1	GRADE 25	
(2)	A251 SR AUDITOR	1	GRADE 21	

1	(3) A250 JR AUDITOR	1	GRADE 20
2	(4) R009 ADMINISTRATIVE ASSISTANT I	<u>1</u>	GRADE 15
3	MAX. NO. OF EMPLOYEES	4	

4

5 SECTION 9. APPROPRIATION - PREPAID FUNERAL BENEFITS DIVISION. There is
 6 hereby appropriated, to the State Insurance Department, to be payable from the
 7 State Insurance Department Prepaid Trust Fund, for personal services and
 8 operating expenses of the State Insurance Department - Prepaid Funeral
 9 Benefits Division for the biennial period ending June 30, 2003, the following:

10

11	ITEM	FISCAL YEARS	
12	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
13	(01) REGULAR SALARIES	\$ 135,947	\$ 139,482
14	(02) PERSONAL SERV MATCHING	35,934	36,557
15	(03) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSE	68,190	69,390
17	(B) CONF. & TRAVEL	4,000	4,000
18	(C) PROF. FEES	2,000	2,000
19	(D) CAP. OUTLAY	9,000	6,500
20	(E) DATA PROC.	3,000	3,000
21	(04) CONTRACTUAL SERVICES	<u>25,000</u>	<u>25,000</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 283,071</u>	<u>\$ 285,929</u>

23

24 SECTION 10. REGULAR SALARIES - CONTINUING EDUCATION PROGRAM. There is
 25 hereby established for the State Insurance Department - Continuing Education
 26 Program for the 2001-2003 biennium, the following maximum number of regular
 27 employees whose salaries shall be governed by the provisions of the Uni form
 28 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its
 29 successor, and all laws amendatory thereto. Provided, however, that any
 30 position to which a specific maximum annual salary is set out herein in
 31 dollars, shall be exempt from the provisions of said Uni form Classification
 32 and Compensation Act. All persons occupying positions authorized herein are
 33 hereby governed by the provisions of the Regular Salaries Procedures and
 34 Restrictions Act (Arkansas Code §21-5-101), or its successor.

35

36

Maximum Annual

1		Maximum	Salary Rate
2	Item Class	No. of	Fiscal Years
3	No. Code Title	Employees	2001-2002 2002-2003
4	(1) K032 INSURANCE LICENSE TECHNICIAN	<u>1</u>	GRADE 14
5	MAX. NO. OF EMPLOYEES	1	

6
 7 SECTION 11. APPROPRIATION - CONTINUING EDUCATION PROGRAM. There is hereby
 8 appropriated, to the State Insurance Department, to be payable from the
 9 Insurance Continuing Education Trust Fund, for personal services of the State
 10 Insurance Department - Continuing Education Program for the biennial period
 11 ending June 30, 2003, the following:

13	ITEM	FISCAL YEARS	
14	NO.	2001-2002	2002-2003
15	(01) REGULAR SALARIES	\$ 17,560	\$ 18,017
16	(02) PERSONAL SERV MATCHING	<u>6,073</u>	<u>6,154</u>
17	TOTAL AMOUNT APPROPRIATED	<u>\$ 23,633</u>	<u>\$ 24,171</u>

18
 19 SECTION 12. APPROPRIATION - STATE EMPLOYEE CLAIMS. There is hereby
 20 appropriated, to the State Insurance Department, to be payable from the
 21 Workers' Compensation Revolving Fund, for the payment of state employees
 22 claims by the State Insurance Department for the biennial period ending June
 23 30, 2003, the following:

25	ITEM	FISCAL YEARS	
26	NO.	2001-2002	2002-2003
27	(01) STATE EMPLOYEE CLAIMS	<u>\$ 10,750,000</u>	<u>\$ 10,250,000</u>

28
 29 SECTION 13. APPROPRIATION - GOVERNMENTAL BONDING BOARD. There is hereby
 30 appropriated, to the State Insurance Department, to be payable from the
 31 Fidelity Bond Trust Fund, for operating expenses of the State Insurance
 32 Department - Governmental Bonding Board for the biennial period ending June
 33 30, 2003, the following:

35	ITEM	FISCAL YEARS	
36	NO.	2001-2002	2002-2003

1	(01) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	5,000	5,000
3	(B) CONF. & TRAVEL	0	0
4	(C) PROF. FEES	0	0
5	(D) CAP. OUTLAY	0	0
6	(E) DATA PROC.	0	0
7	(02) INVESTMENTS	760,637	760,637
8	(03) REFUNDS/REIMBURSEMENTS	150,000	150,000
9	(04) CLAIMS	1,000,000	1,000,000
10	(05) PROFESSIONAL SERVICES	50,000	50,000
11	(06) REINSURANCE	<u>139,218</u>	<u>139,218</u>
12	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,104,855</u>	<u>\$ 2,104,855</u>

13

14 SECTION 14. REGULAR SALARIES - PUBLIC EMPLOYEES CLAIMS SECTION. There is
 15 hereby established for the State Insurance Department - Public Employee Claims
 16 Section for the 2001-2003 biennium, the following maximum number of regular
 17 employees whose salaries shall be governed by the provisions of the Uniform
 18 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its
 19 successor, and all laws amendatory thereto. Provided, however, that any
 20 position to which a specific maximum annual salary is set out herein in
 21 dollars, shall be exempt from the provisions of said Uniform Classification
 22 and Compensation Act. All persons occupying positions authorized herein are
 23 hereby governed by the provisions of the Regular Salaries Procedures and
 24 Restrictions Act (Arkansas Code §21-5-101), or its successor.

25

26				Maximum Annual		
27			Maximum	Salary Rate		
28	Item	Class	No. of	Fiscal Years		
29	No.	Code	Title	Empl oyees	2001-2002	2002-2003
30	(1)	767Z	WRKS COMP PUB EMP CLAIM ADMR	1	GRADE 26	
31	(2)	R170	ATTORNEY SPECIALIST	2	GRADE 25	
32	(3)	074Z	WRKS COMP PUB EMP BEN DET ASST DIR	1	GRADE 24	
33	(4)	R316	WRKS COMP PUB EMP BEN DET MGR	6	GRADE 23	
34	(5)	R298	AGENCY PROGRAM COORDINATOR	2	GRADE 21	
35	(6)	X350	HLTH CARE ANALYST I	1	GRADE 15	
36	(7)	A108	ACCOUNTING TECHNICIAN II	2	GRADE 15	

1	(8)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	1	GRADE 15
2	(9)	K117	MEDICAL OR LEGAL SECRETARY	1	GRADE 14
3	(10)	K153	SECRETARY II	4	GRADE 13
4	(11)	K039	DOCUMENT EXAMINER II	2	GRADE 12
5	(12)	A106	ACCOUNTING TECHNICIAN I	<u>1</u>	GRADE 12
6			MAX. NO. OF EMPLOYEES	24	

7
 8 SECTION 15. APPROPRIATION - PUBLIC EMPLOYEES CLAIMS SECTION PERFORMANCE
 9 APPROPRIATION. There is hereby appropriated, to be payable from the funds and
 10 fund accounts as set out herein, to the State Insurance Department for the
 11 biennial period ending June 30, 2003, the following:

12
 13 (a) For the Workers' Compensation Claim Management Program, the sum of
 14 \$1,256,050 for the 2001-2002 fiscal year and \$1,283,026 for the 2002-2003
 15 fiscal year.

16 (1) Program Description. The purpose of the Workers' Compensation Claim
 17 Management Program is to administer claim management services with cost
 18 containment planning.

19 (2) Appropriation payable from:

	FISCAL YEARS		
	<u>2001-2002</u>	<u>2002-2003</u>	
20			
21	(A) Special Revenue	\$ 1,256,050	\$ 1,283,026

22 (3) Performance Targets:

23	(A) % of new claims with eligibility		
24	decisions within 15 days	66	68
25	(B) State government workers' comp		
26	benefit cost rate per \$100 of		
27	payroll	\$0.48	\$0.47
28	(C) Total claim expenditures	\$ 7,477,201	\$ 7,252,885

29
 30 SECTION 16. REGULAR SALARIES - HEALTH INFORMATION COUNSELING. There is
 31 hereby established for the State Insurance Department - Health Information
 32 Counseling for the 2001-2003 biennium, the following maximum number of regular
 33 employees whose salaries shall be governed by the provisions of the Uniform
 34 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its
 35 successor, and all laws amendatory thereto. Provided, however, that any
 36 position to which a specific maximum annual salary is set out herein in

dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				Fiscal Years 2001-2002	Fiscal Years 2002-2003
(1)	M113	VOLUNTEER PROGRAM MANAGER	1	GRADE 21	
(2)	M095	VOLUNTEER PROGRAM DEVELOPER I	1	GRADE 17	
(3)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
(4)	K155	SECRETARY I	1	GRADE 11	
		MAX. NO. OF EMPLOYEES	4		

SECTION 17. APPROPRIATION - HEALTH INFORMATION COUNSELING. There is hereby appropriated, to the State Insurance Department, 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 Insurance Department - Health Information Counseling for the biennial period ending June 30, 2003, the following:

ITEM NO.		FISCAL YEARS	
		2001-2002	2002-2003
(01)	REGULAR SALARIES	\$ 84,301	\$ 86,493
(02)	PERSONAL SERV MATCHING	26,785	27,176
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	91,609	93,109
(B)	CONF. & TRAVEL	3,000	3,000
(C)	PROF. FEES	3,000	3,000
(D)	CAP. OUTLAY	0	5,000
(E)	DATA PROC.	1,600	1,600
	TOTAL AMOUNT APPROPRIATED	<u>\$ 210,295</u>	<u>\$ 219,378</u>

SECTION 18. APPROPRIATION - REFUNDS OF OVERPAYMENTS. There is hereby appropriated, to the State Insurance Department, to be payable from the

1 Miscellaneous Revolving Fund, for the payment of miscellaneous tax and fee
 2 refunds by the State Insurance Department for the biennial period ending June
 3 30, 2003, the following:

4

5 ITEM	6 FISCAL YEARS	
7 NO.	2001-2002	2002-2003
8 (01) REFUNDS/REIMBURSEMENTS	\$ 11,000,000	\$ 11,000,000

9 SECTION 19. APPROPRIATION - PUBLIC SCHOOL EMPLOYEES CLAIMS. There is hereby
 10 appropriated, to the State Insurance Department, to be payable from the
 11 Miscellaneous Revolving Fund, for the payment of public school employee claims
 12 by the State Insurance Department - Public Employees Claims Section for the
 13 biennial period ending June 30, 2003, the following:

14

15 ITEM	16 FISCAL YEARS	
17 NO.	2001-2002	2002-2003
18 (01) PUBLIC SCHOOL EMPLOYEE CLAIMS	\$ 625,000	\$ 500,000

19 SECTION 20. APPROPRIATION - COUNTY EMPLOYEE CLAIMS. There is hereby
 20 appropriated, to the State Insurance Department, to be payable from the
 21 Miscellaneous Revolving Fund, for the payment of county employee claims by the
 22 State Insurance Department - Public Employees Claims Section for the biennial
 23 period ending June 30, 2003, the following:

24

25 ITEM	26 FISCAL YEARS	
27 NO.	2001-2002	2002-2003
28 (01) COUNTY EMPLOYEE CLAIMS	\$ 225,000	\$ 200,000

29 SECTION 21. APPROPRIATION - CITY EMPLOYEE CLAIMS. There is hereby
 30 appropriated, to the State Insurance Department, to be payable from the
 31 Miscellaneous Revolving Fund, for the payment of city employee claims by the
 32 State Insurance Department - Public Employees Claims Section for the biennial
 33 period ending June 30, 2003, the following:

34

35 ITEM	36 FISCAL YEARS	
NO.	2001-2002	2002-2003

1 (01) CITY EMPLOYEE CLAIMS \$ 200,000 \$ 175,000

2

3 SECTION 22. APPROPRIATIONS - CONSUMER INFORMATION SYSTEM - CASH. There is
 4 hereby appropriated, to the State Insurance Department, to be payable from
 5 cash funds as defined by Arkansas Code 19-4-801 of the State Insurance
 6 Department, for operating expenses of the State Insurance Department -
 7 Consumer Information System for the biennial period ending June 30, 2003, the
 8 following:

9

10 ITEM	11 FISCAL YEARS	
	2001-2002	2002-2003
12 (01) MAINT. & GEN. OPERATION		
13 (A) OPER. EXPENSE	93,000	93,000
14 (B) CONF. & TRAVEL	5,000	5,000
15 (C) PROF. FEES	75,000	75,000
16 (D) CAP. OUTLAY	0	0
17 (E) DATA PROC.	<u>0</u>	<u>0</u>
18 TOTAL AMOUNT APPROPRIATED	\$ <u>173,000</u>	\$ <u>173,000</u>

19

20 SECTION 23. APPROPRIATIONS - TRAVEL AND SUBSISTENCE - CASH. There is
 21 hereby appropriated, to the State Insurance Department, to be payable from
 22 cash funds as defined by Arkansas Code 19-4-801 of the State Insurance
 23 Department, for travel and subsistence expenses of the State Insurance
 24 Department for the biennial period ending June 30, 2003, the following:

25 ITEM	26 FISCAL YEARS	
	2001-2002	2002-2003
27 (01) TRAVEL & SUBSISTENCE EXPENSES	\$ <u>190,000</u>	\$ <u>190,000</u>

28

29 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 31 PROVISION. In the event the State Insurance Department is unable to maintain a
 32 full roster of examination personnel during the 2001-2003 Biennium, and upon
 33 approval of the Chief Fiscal Officer of the State, the resulting unused
 34 appropriations in Regular Salaries, Extra Help, and Personal Services Matching
 35 may be transferred to the Professional Services special line item for the
 36 purpose of contracting with qualified individuals or firms for examination

1 assistance.

2 The provisions of this section shall be in effect only from July 1, 2001
 3 through June 30, 2003.

4
 5 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 6 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL RATES
 7 OF PAY. Due to the highly competitive job market conditions for the insurance
 8 examination professionals and the necessity of recruiting and retaining
 9 qualified personnel, the Arkansas Insurance Department is authorized special
 10 rates of pay for current and new employees in the classifications listed under
 11 subsection (a) below.

12
 13 (a)

14 CLASS

<u>CODE</u>	<u>TITLE</u>	<u>GRADE</u>
<u>A140</u>	<u>Insurance Senior Examiner</u>	<u>23</u>
<u>A038</u>	<u>Financial Analyst</u>	<u>20</u>
<u>A048</u>	<u>Insurance Examiner</u>	<u>20</u>

15
 16
 17
 18
 19
 20 (b) The Insurance Department will submit a salary structure plan that
 21 addresses the recruiting and retention needs of the department for approval by
 22 the Chief Fiscal Officer and review by the Arkansas Legislative Council.
 23 Salary adjustments implemented under this provision shall be reported monthly
 24 to the Arkansas Legislative Council.

25
 26 (c) This special provision shall be in full force and effect for the biennium
 27 beginning July 1, 2001 and ending June 30, 2003.

28
 29 The provisions of this section shall be in effect only from July 1, 2001
 30 through June 30, 2003.

31
 32 SECTION 26. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 33 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all
 34 appropriations as provided in this Act, the agency disbursing officer shall
 35 monitor the level of fund balances in relation to expenditures on a monthly
 36 basis. If any proposed expenditures would cause a fund balance to decline to

1 less than fifty percent (50%) of the balance available on July 1, 2001, the
 2 disbursing officer shall immediately notify the executive head of the agency.

3 Prior to any obligations being made under these circumstances, the agency
 4 head shall file written documentation with the Chief Fiscal Officer of the
 5 State requesting approval of the expenditures. Such documentation shall
 6 provide sufficient financial data to justify the expenditures and shall
 7 include the following:

8 1) a plan that clearly indicates the specific fiscal impact of such
 9 expenditures on the fund balance.

10 2) information clearly indicating and explaining what programs would be cut or
 11 any other measures to be taken by the agency to restore the fund balance.

12 3) the extent to which any of the planned expenditures are for one-time costs
 13 or one-time purchase of capitalized items.

14 4) a statement certifying that the expenditure of fund balances will not
 15 jeopardize the financial health of the agency, nor result in a permanent
 16 depletion of the fund balance.

17 (B) The Chief Fiscal Officer of the State shall review the request and
 18 approve or disapprove all or any part of the request , after having sought
 19 prior review by the Legislative Council.

20
 21 SECTION 27. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 22 by this act shall be limited to the appropriation for such agency and funds
 23 made available by law for the support of such appropriations; and the
 24 restrictions of the State Purchasing Law, the General Accounting and Budgetary
 25 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
 26 and Restrictions Act, or their successors, and other fiscal control laws of
 27 this State, where applicable, and regulations promulgated by the Department of
 28 Finance and Administration, as authorized by law, shall be strictly complied
 29 with in disbursement of said funds.

30
 31 SECTION 28. LEGISLATIVE INTENT. It is the intent of the General Assembly
 32 that any funds disbursed under the authority of the appropriations contained
 33 in this act shall be in compliance with the stated reasons for which this act
 34 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 35 and Legislative Recommendations contained in the budget manuals prepared by
 36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or Joint
2 Budget Committee which relate to its passage and adoption.

3
4 SECTION 29. EMERGENCY CLAUSE. It is found and determined by the General
5 Assembly, that the Constitution of the State of Arkansas prohibits the
6 appropriation of funds for more than a two (2) year period; that the
7 effectiveness of this Act on July 1, 2001 is essential to the operation of the
8 agency for which the appropriations in this Act are provided, and that in the
9 event of an extension of the Regular Session, the delay in the effective date
10 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
11 administration and provision of essential governmental programs. Therefore, an
12 emergency is hereby declared to exist and this Act being necessary for the
13 immediate preservation of the public peace, health and safety shall be in full
14 force and effect from and after July 1, 2001.

15
16
17 APPROVED: 2/21/2001
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36