

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 89 of 2001
HOUSE BILL 1225

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES,
10 OPERATING EXPENSES AND AID TO PUBLIC LIBRARIES FOR THE
11 DEPARTMENT OF EDUCATION - ARKANSAS STATE LIBRARY FOR
12 THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION
16 - ARKANSAS STATE LIBRARY APPROPRIATION
17 FOR THE 2001-2003 BIENNIAL.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES. There is hereby established for the
25 Department of Education - Arkansas State Library for the 2001-2003 biennium,
26 the following maximum number of regular employees whose salaries shall be
27 governed by the provisions of the Uniform Classification and Compensation Act
28 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
29 thereto. Provided, however, that any position to which a specific maximum
30 annual salary is set out herein in dollars, shall be exempt from the
31 provisions of said Uniform Classification and Compensation Act. All persons
32 occupying positions authorized herein are hereby governed by the provisions of
33 the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
34 101), or its successor.
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					Maximum Annual	
				Maximum	Salary Rate	
	Item	Class		No. of	Fiscal Years	
	No.	Code	Title	Employees	2001-2002	2002-2003
5	(1)	9947	ED DIRECTOR STATE LIBRARY	1	\$80,850	\$82,952
6	(2)	251Z	ED STATE LIBRARY ASSOC DIR DEV SVCS	1	GRADE 26	
7	(3)	250Z	ED STATE LIBRARY DEP DIR FOR ADMIN	1	GRADE 24	
8	(4)	252Z	ED STATE LIBRARY DEP DIR INFO RSCES	1	GRADE 24	
9	(5)	R205	LIBRARY NETWORK SERVICES COORD	1	GRADE 22	
10	(6)	R159	STATE LIBRARY EXT SVCS COORD	1	GRADE 22	
11	(7)	161Z	STATE LIBRARY SERVICES COORDINATOR	7	GRADE 22	
12	(8)	A008	ACCOUNTING SUPERVISOR II	1	GRADE 21	
13	(9)	D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE 21	
14	(10)	R260	LIBRARY PROGRAM ADVISOR	2	GRADE 21	
15	(11)	E039	LIBRARIAN III	7	GRADE 19	
16	(12)	N328	INFORMATION OFFICER II	1	GRADE 18	
17	(13)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
18	(14)	E036	LIBRARIAN I	5	GRADE 17	
19	(15)	R440	BUSINESS CONTROLLER II	1	GRADE 16	
20	(16)	A108	ACCOUNTING TECHNICIAN II	2	GRADE 15	
21	(17)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
22	(18)	K061	LIBRARY TECHNICAL ASST III	5	GRADE 14	
23	(19)	K153	SECRETARY II	3	GRADE 13	
24	(20)	K059	LIBRARY TECHNICAL ASST II	7	GRADE 11	
25	(21)	K155	SECRETARY I	1	GRADE 11	
26	(22)	K065	MAIL OFFICER	1	GRADE 09	
27	(23)	K057	LIBRARY TECHNICAL ASST I	<u>4</u>	GRADE 08	
28			MAX. NO. OF EMPLOYEES	56		

SECTION 2. EXTRA HELP - STATE. There is hereby authorized, for the Department of Education - Arkansas State Library - State for the 2001-2003 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: seven (7) 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

1 classification.

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3 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,
 4 to the Department of Education - Arkansas State Library, to be payable from
 5 the State Library Fund Account, for personal services and operating expenses
 6 of the Department of Education - Arkansas State Library for the biennial
 7 period ending June 30, 2003, the following:

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9 ITEM		FISCAL YEARS	
10 NO.		2001-2002	2002-2003
11 (01)	REGULAR SALARIES	\$ 1,523,380	\$ 1,562,988
12 (02)	EXTRA HELP	10,000	10,000
13 (03)	PERSONAL SERV MATCHING	392,819	399,834
14 (04)	MAINT. & GEN. OPERATION		
15 (A)	OPER. EXPENSE	885,583	885,583
16 (B)	CONF. & TRAVEL	10,000	10,000
17 (C)	PROF. FEES	5,000	5,000
18 (D)	CAP. OUTLAY	113,500	36,500
19 (E)	DATA PROC.	0	0
20 (05)	BOOKS AND SUBSCRIPTIONS	<u>254,764</u>	<u>254,764</u>
21	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,195,046</u>	<u>\$ 3,164,669</u>

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23 SECTION 4. APPROPRIATION - FEDERAL OPERATIONS. There is hereby
 24 appropriated, to the Department of Education - Arkansas State Library, to be
 25 payable from the federal funds as designated by the Chief Fiscal Officer of
 26 the State, for personal services and operating expenses of the Department of
 27 Education - Arkansas State Library - Federal for the biennial period ending
 28 June 30, 2003, the following:

29

30 ITEM		FISCAL YEARS	
31 NO.		2001-2002	2002-2003
32 (01)	REGULAR SALARIES	\$ 294,580	\$ 302,238
33 (02)	EXTRA HELP	16,533	16,533
34 (03)	PERSONAL SERV MATCHING	97,156	98,513
35 (04)	MAINT. & GEN. OPERATION		
36 (A)	OPER. EXPENSE	1,560,590	1,560,590

1	(B) CONF. & TRAVEL	80,510	80,510
2	(C) PROF. FEES	62,500	62,500
3	(D) CAP. OUTLAY	33,342	33,342
4	(E) DATA PROC.	0	0
5	(05) AID TO LIBRARIES	<u>267,000</u>	<u>267,000</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,412,211</u>	<u>\$ 2,421,226</u>

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8 SECTION 5. EXTRA HELP - FEDERAL. There is hereby authorized, for the
 9 Department of Education - Arkansas State Library - Federal for the 2001-2003
 10 biennium, the following maximum number of part-time or temporary employees, to
 11 be known as "Extra Help", payable from funds appropriated herein for such
 12 purposes: five (5) temporary or part-time employees, when needed, at rates of
 13 pay not to exceed those provided in the Uniform Classification and
 14 Compensation Act, or its successor, or this act for the appropriate
 15 classification.

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17 SECTION 6. APPROPRIATION - AID TO PUBLIC LIBRARIES. There is hereby
 18 appropriated, to the Department of Education - Arkansas State Library, to be
 19 payable from the Department of Education Public School Fund Account, for Aid
 20 to Public Libraries of the Department of Education - Arkansas State Library
 21 for the biennial period ending June 30, 2003, the following:

22			
23	ITEM	FISCAL YEARS	
24	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
25	(01) AID TO PUBLIC LIBRARIES	<u>\$ 4,900,000</u>	<u>\$ 4,900,000</u>

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27 SECTION 7. APPROPRIATION - REVOLVING. There is hereby appropriated, to the
 28 Department of Education - Arkansas State Library, to be payable from the State
 29 Library Revolving Fund, for operating expenses of the Department of Education
 30 - Arkansas State Library - Revolving for the biennial period ending June 30,
 31 2003, the following:

32			
33	ITEM	FISCAL YEARS	
34	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
35	(01) MAINT. & GEN. OPERATION		
36	(A) OPER. EXPENSE	1,622	1,622

1	(B) CONF. & TRAVEL	0	0
2	(C) PROF. FEES	17,000	17,000
3	(D) CAP. OUTLAY	0	0
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 18,622</u>	<u>\$ 18,622</u>

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 7 SECTION 8. APPROPRIATIONS - WORKSHOPS-CASH. There is hereby appropriated,
 8 to the Department of Education - Arkansas State Library, to be payable from
 9 cash funds as defined by Arkansas Code 19-4-801 of the Department of Education
 10 - Arkansas State Library, for operating expenses of the Department of
 11 Education - Arkansas State Library - Workshops for the biennial period ending
 12 June 30, 2003, the following:

14	ITEM	FISCAL YEARS	
15	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
16	(01) MAINT. & GEN. OPERATION		
17	(A) OPER. EXPENSE	3,000	3,000
18	(B) CONF. & TRAVEL	0	0
19	(C) PROF. FEES	0	0
20	(D) CAP. OUTLAY	0	0
21	(E) DATA PROC.	<u>0</u>	<u>0</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,000</u>	<u>\$ 3,000</u>

23
 24 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 25 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD.

26 At the close of the fiscal year ending June 30, ~~2000~~ 2002, any unexpended
 27 balance of appropriation and monies provided from the State Library Fund
 28 Account for Books and Subscriptions, as provided in Section 3 of this Act,
 29 shall be transferred forward and made available for the same purpose for the
 30 fiscal year ending June 30, ~~2001~~ 2003.

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

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 35 SECTION 10. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 36 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all

1 appropriations as provided in this Act, the agency disbursing officer shall
 2 monitor the level of fund balances in relation to expenditures on a monthly
 3 basis. If any proposed expenditures would cause a fund balance to decline to
 4 less than fifty percent (50%) of the balance available on July 1, 2001, the
 5 disbursing officer shall immediately notify the executive head of the agency.
 6 Prior to any obligations being made under these circumstances, the agency head
 7 shall file written documentation with the Chief Fiscal Officer of the State
 8 requesting approval of the expenditures. Such documentation shall provide
 9 sufficient financial data to justify the expenditures and shall include the
 10 following:

- 11 1) a plan that clearly indicates the specific fiscal impact of such
 12 expenditures on the fund balance.
- 13 2) information clearly indicating and explaining what programs would be cut or
 14 any other measures to be taken by the agency to restore the fund balance.
- 15 3) the extent to which any of the planned expenditures are for one-time costs
 16 or one-time purchase of capitalized items.
- 17 4) a statement certifying that the expenditure of fund balances will not
 18 jeopardize the financial health of the agency, nor result in a permanent
 19 depletion of the fund balance.

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

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 24 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 25 by this act shall be limited to the appropriation for such agency and funds
 26 made available by law for the support of such appropriations; and the
 27 restrictions of the State Purchasing Law, the General Accounting and Budgetary
 28 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
 29 and Restrictions Act, or their successors, and other fiscal control laws of
 30 this State, where applicable, and regulations promulgated by the Department of
 31 Finance and Administration, as authorized by law, shall be strictly complied
 32 with in disbursement of said funds.

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 34 SECTION 12. LEGISLATIVE INTENT. It is the intent of the General Assembly
 35 that any funds disbursed under the authority of the appropriations contained
 36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations
2 and Legislative Recommendations contained in the budget manuals prepared by
3 the Department of Finance and Administration, letters, or summarized oral
4 testimony in the official minutes of the Arkansas Legislative Council or Joint
5 Budget Committee which relate to its passage and adoption.

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

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20 **APPROVED: 2/5/2001**
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