

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 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H3/14/03
A Bill

Act 946 of 2003
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
10 SERVICES AND OPERATING EXPENSES FOR THE OFFICE OF
11 ATTORNEY GENERAL FOR THE BIENNIAL PERIOD ENDING
12 JUNE 30, 2005; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE OFFICE OF ATTORNEY
16 GENERAL APPROPRIATION FOR THE 2003-2005
17 BIENNIUM.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
24 the Office of Attorney General for the 2003-2005 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
29 salary is set out herein in dollars, shall be exempt from the provisions of
30 said Uniform Classification and Compensation Act. All persons occupying
31 positions authorized herein are hereby governed by the provisions of the
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
33 or its successor.
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35 Maximum Annual
36 Maximum Salary Rate



Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	2003-2004	2004-2005
3	(1) 7304	ATTORNEY GENERAL I	2	\$85,492	\$87,517
4	(2) 7305	ATTORNEY GENERAL II	7	\$82,701	\$84,672
5	(3) 7061	ATTORNEY GENERAL III	6	\$77,508	\$79,380
6	(4) 7307	ATTORNEY GENERAL IV	5	\$70,586	\$72,327
7	(5) 7308	ATTORNEY GENERAL V	10	\$66,986	\$68,659
8	(6) 7303	NETWORK ADMINISTRATOR	1	\$63,113	\$66,341
9	(7) 7314	ATTORNEY GENERAL VI	11	\$60,614	\$62,165
10	(8) 7197	DIRECTOR OF OPERATIONS	1	\$60,469	\$62,018
11	(9) 7286	CHIEF FINANCIAL MANAGER	1	\$57,624	\$59,118
12	(10) 7317	ATTORNEY GENERAL VII	13	\$54,985	\$56,429
13	(11) 7290	EXECUTIVE ASSISTANT	1	\$54,985	\$56,429
14	(12) 7322	OMBUDSMAN	1	\$50,927	\$52,294
15	(13) 7288	INVESTIGATOR I	1	\$48,972	\$50,294
16	(14) 7311	ADMINISTRATIVE AID	1	\$48,649	\$49,963
17	(15) 7312	PUBLIC INFORMATION OFFICER	1	\$48,279	\$49,583
18	(16) 7287	FISCAL SPECIALIST	1	\$47,233	\$48,508
19	(17) 7198	DIRECTOR OF PERSONNEL	1	\$45,406	\$46,632
20	(18) 7292	INVESTIGATOR II	1	\$45,268	\$46,490
21	(19) 7998	ATTORNEY GENERAL VIII	4	\$43,533	\$44,708
22	(20) 8057	PARALEGAL I	1	\$42,232	\$43,373
23	(21) 7334	LAW ED DIRECTOR	1	\$42,148	\$43,286
24	(22) 8054	ADMINISTRATIVE ASSISTANT I	2	\$40,041	\$41,122
25	(23) 8058	PARALEGAL II	1	\$38,897	\$39,947
26	(24) 8051	INVESTIGATOR III	1	\$38,897	\$39,947
27	(25) 8044	COMPUTER SERVICES	1	\$38,896	\$39,947
28	(26) 7323	EXECUTIVE SECRETARY	1	\$37,838	\$38,860
29	(27) 8916	LAW ED INSTRUCTOR	4	\$36,880	\$37,875
30	(28) 7294	ADMINISTRATIVE ASSISTANT II	1	\$36,880	\$37,875
31	(29) 8050	LOGISTIC MANAGER	1	\$36,217	\$37,195
32	(30) 7325	INVESTIGATOR IV	4	\$36,132	\$37,108
33	(31) 7332	SECRETARY I	5	\$35,826	\$36,793
34	(32) 7328	SECRETARY II	5	\$33,718	\$34,629
35	(33) 7293	PURCHASING AGENT	1	\$32,786	\$33,671
36	(34) 7556	CONSUMER COUNSELOR	2	\$32,459	\$33,335

1	(35)	7329	SECRETARY III	12	\$31,611	\$32,464
2	(36)	8047	RECEPTIONIST I	1	\$30,451	\$31,273
3	(37)	8045	LIBRARIAN	1	\$29,198	\$29,986
4	(38)	8063	ADMINISTRATIVE ASSISTANT IV	1	\$22,228	\$22,828
5	(39)	8049	RECEPTIONIST II	<u>1</u>	\$20,049	\$20,619
6			MAX. NO. OF EMPLOYEES	116		

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 8 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 9 Office of Attorney General for the 2003-2005 biennium, the following maximum
 10 number of part-time or temporary employees, to be known as "Extra Help",
 11 payable from funds appropriated herein for such purposes: eight (8)
 12 temporary or part-time employees, when needed, at rates of pay not to exceed
 13 those provided in the Uniform Classification and Compensation Act, or its
 14 successor, or this act for the appropriate classification.

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 16 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 17 the Office of Attorney General, to be payable from the State Central Services
 18 Fund, for personal services and operating expenses of the Office of Attorney
 19 General for the biennial period ending June 30, 2005, the following:

21	ITEM	FISCAL YEARS	
22	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
23	(01) REGULAR SALARIES	\$ 5,986,321	\$ 6,147,954
24	(02) EXTRA HELP	19,336	19,336
25	(03) PERSONAL SERV MATCH	1,499,473	1,529,392
26	(04) MAINT. & GEN. OPERATION		
27	(A) OPER. EXPENSE	1,430,466	1,456,924
28	(B) CONF. & TRAVEL	86,500	87,970
29	(C) PROF. FEES	171,000	166,500
30	(D) CAP. OUTLAY	129,000	131,000
31	(E) DATA PROC.	0	0
32	(05) REAPPORTIONMENT EXPENSES	<u>495,000</u>	<u>495,000</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 9,817,096</u>	<u>\$ 10,034,076</u>

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 35 SECTION 4. REGULAR SALARIES - CRIME VICTIMS REPARATIONS PROGRAM - SPECIAL.
 36 There is hereby established for the Office of Attorney General - Crime

1 Victims Reparations Program for the 2003-2005 biennium, the following maximum
 2 number of regular employees whose salaries shall be governed by the
 3 provisions of the Uniform Classification and Compensation Act (Arkansas Code
 4 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
 5 Provided, however, that any position to which a specific maximum annual
 6 salary is set out herein in dollars, shall be exempt from the provisions of
 7 said Uniform Classification and Compensation Act. All persons occupying
 8 positions authorized herein are hereby governed by the provisions of the
 9 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
 10 or its successor.

			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class	Title	Employees	2003-2004	2004-2005
16	(1)	7317 ATTORNEY GENERAL VII	1	\$54,985	\$56,429
17	(2)	7903 CRIME VICTIM ADMINISTRATOR	1	\$42,148	\$43,286
18	(3)	7325 INVESTIGATOR IV	<u>6</u>	\$36,132	\$37,108
19	MAX. NO. OF EMPLOYEES		8		

21 SECTION 5. EXTRA HELP - CRIME VICTIMS REPARATIONS PROGRAM. There is
 22 hereby authorized, for the Office of Attorney General - Crime Victims
 23 Reparations Program for the 2003-2005 biennium, the following maximum number
 24 of part-time or temporary employees, to be known as "Extra Help", payable
 25 from funds appropriated herein for such purposes: two (2) temporary or part-
 26 time employees, when needed, at rates of pay not to exceed those provided in
 27 the Uniform Classification and Compensation Act, or its successor, or this
 28 act for the appropriate classification.

30 SECTION 6. APPROPRIATION - CRIME VICTIMS REPARATIONS PROGRAM - SPECIAL.
 31 *There is hereby appropriated, to the Office of Attorney General, to be*
 32 *payable from the Crime Victims Reparations Revolving Fund, for personal*
 33 *services, operating expenses and payment of claims by the Office of Attorney*
 34 *General - Crime Victims Reparations Program for the biennial period ending*
 35 *June 30, 2005, the following:*

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1	<i>ITEM</i>	<i>FISCAL YEARS</i>	
2	<u><i>NO.</i></u>	<i>2003-2004</i>	<i>2004-2005</i>
3	(01) REGULAR SALARIES	\$ 313,956	\$ 322,433
4	(02) EXTRA HELP	10,000	10,000
5	(03) PERSONAL SERV MATCH	85,844	87,413
6	(04) MAINT. & GEN. OPERATION		
7	(A) OPER. EXPENSE	53,970	53,970
8	(B) CONF. & TRAVEL	15,200	15,200
9	(C) PROF. FEES	23,000	23,000
10	(D) CAP. OUTLAY	0	0
11	(E) DATA PROC.	0	0
12	(05) CLAIMS	<u>2,527,426</u>	<u>2,517,380</u>
13	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,029,396</u>	<u>\$ 3,029,396</u>

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15 SECTION 7. REGULAR SALARIES - CRIME VICTIMS REPARATIONS PROGRAM - FEDERAL.

16 There is hereby established for the Office of Attorney General - Crime
 17 Victims Reparations Program - Federal for the 2003-2005 biennium, the
 18 following maximum number of regular employees whose salaries shall be
 19 governed by the provisions of the Uniform Classification and Compensation Act
 20 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
 21 thereto. Provided, however, that any position to which a specific maximum
 22 annual salary is set out herein in dollars, shall be exempt from the
 23 provisions of said Uniform Classification and Compensation Act. All persons
 24 occupying positions authorized herein are hereby governed by the provisions
 25 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
 26 101), or its successor.

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28				Maximum Annual		
29			Maximum	Salary Rate		
30	Item	Class	No. of	Fiscal Years		
31	<u>No.</u>	<u>Code</u>	<u>Title</u>	<u>Employees</u>	<u>2003-2004</u>	<u>2004-2005</u>
32	(1)	7331	ADMINISTRATIVE ASSISTANT III	<u>1</u>	\$25,406	\$26,092
33			MAX. NO. OF EMPLOYEES	1		

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35 SECTION 8. APPROPRIATION - CRIME VICTIMS REPARATIONS PROGRAM - FEDERAL.

36 There is hereby appropriated, to the Office of Attorney General, to be

1 payable from the federal funds as designated by the Chief Fiscal Officer of
 2 the State, for personal services, operating expenses and payment of claims by
 3 the Office of Attorney General - Crime Victims Reparations Program - Federal
 4 for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 25,406	\$ 26,092
(02) PERSONAL SERV MATCH	8,063	8,190
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	25,300	25,300
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) CLAIMS	<u>1,098,096</u>	<u>1,098,096</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,156,865</u>	<u>\$ 1,157,678</u>

19 SECTION 9. REGULAR SALARIES - MEDICAID FRAUD DIVISION - FEDERAL. There is
 20 hereby established for the Office of Attorney General - Medicaid Fraud
 21 Division - Federal for the 2003-2005 biennium, the following maximum number
 22 of regular employees whose salaries shall be governed by the provisions of
 23 the 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
 27 Classification and Compensation Act. All persons occupying positions
 28 authorized herein are hereby governed by the provisions of the Regular
 29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
 30 successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	7296	MEDICAID DIRECTOR	1	\$82,701	\$84,672

1	(2)	7307	ATTORNEY GENERAL IV	1	\$70,586	\$72,327
2	(3)	7297	MEDICAID ASST DIRECTOR	1	\$70,586	\$72,327
3	(4)	7308	ATTORNEY GENERAL V	1	\$66,986	\$68,559
4	(5)	8803	INVESTIGATOR I	1	\$53,330	\$54,743
5	(6)	7299	INVESTIGATOR II	8	\$48,525	\$49,835
6	(7)	7591	ANALYST	1	\$42,081	\$43,217
7	(8)	7332	SECRETARY I	1	\$35,826	\$36,793
8	(9)	7328	SECRETARY II	1	\$33,718	\$34,629
9	(10)	7300	CASE COORDINATOR	<u>1</u>	\$33,718	\$34,629
10			MAX. NO. OF EMPLOYEES	17		

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12 SECTION 10. EXTRA HELP - MEDICAID FRAUD DIVISION - FEDERAL. There is
 13 hereby authorized, for the Office of Attorney General - Medicaid Fraud
 14 Division - Federal for the 2003-2005 biennium, the following maximum number
 15 of part-time or temporary employees, to be known as "Extra Help", payable
 16 from funds appropriated herein for such purposes: two (2) temporary or part-
 17 time employees, when needed, at rates of pay not to exceed those provided in
 18 the Uniform Classification and Compensation Act, or its successor, or this
 19 act for the appropriate classification.

20

21 SECTION 11. APPROPRIATION - MEDICAID FRAUD DIVISION - FEDERAL. There is
 22 hereby appropriated, to the Office of Attorney General, to be payable from
 23 the federal funds as designated by the Chief Fiscal Officer of the State, for
 24 personal services and operating expenses of the Office of Attorney General -
 25 Medicaid Fraud Division - Federal for the biennial period ending June 30,
 26 2005, the following:

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28	ITEM		FISCAL YEARS	
29	<u>NO.</u>		<u>2003-2004</u>	<u>2004-2005</u>
30	(01) REGULAR SALARIES	\$	878,419	\$ 902,136
31	(02) EXTRA HELP		25,000	25,000
32	(03) PERSONAL SERV MATCH		221,843	226,233
33	(04) MAINT. & GEN. OPERATION			
34	(A) OPER. EXPENSE		167,750	169,521
35	(B) CONF. & TRAVEL		31,275	31,275
36	(C) PROF. FEES		21,000	21,000

1	(D) CAP. OUTLAY	23,658	23,658
2	(E) DATA PROC.	<u>0</u>	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,368,945</u>	<u>\$ 1,398,823</u>

SECTION 12. REGULAR SALARIES - MEDICAID FRAUD DIVISION - STATE. There is hereby established for the Office of Attorney General - Medicaid Fraud Division - State for the 2003-2005 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 No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	2003-2004	2004-2005
22	(1) 7305	ATTORNEY GENERAL II	1		\$82,701	\$84,672
23	(2) 7314	ATTORNEY GENERAL VI	3		\$60,614	\$62,165
24	(3) 7329	SECRETARY III	<u>1</u>		\$31,611	\$32,464
25		MAX. NO. OF EMPLOYEES	5			

SECTION 13. APPROPRIATION - MEDICAID FRAUD DIVISION - STATE. There is hereby appropriated, to the Office of Attorney General, to be payable from the State Central Services Fund, for personal services and operating expenses of the Office of Attorney General - Medicaid Fraud Division - State for the biennial period ending June 30, 2005, the following:

ITEM NO.		2003-2004	2004-2005
35	(01) REGULAR SALARIES	\$ 296,619	\$ 304,628
36	(02) PERSONAL SERV MATCH	71,704	73,187

1	(03) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	57,581	57,781
3	(B) CONF. & TRAVEL	10,425	10,425
4	(C) PROF. FEES	7,000	7,000
5	(D) CAP. OUTLAY	6,261	6,261
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 449,590</u>	<u>\$ 459,282</u>

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9 SECTION 14. APPROPRIATION - MEDICAID FRAUD DIVISION - INDIRECT COSTS.

10 There is hereby appropriated, to the Office of Attorney General, to be

11 payable from the federal funds as designated by the Chief Fiscal Officer of

12 the State, for operating expenses of the Office of Attorney General -

13 Medicaid Fraud Division - Indirect Costs for the biennial period ending June

14 30, 2005, the following:

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
18	(01) MAINT. & GEN. OPERATION		
19	(A) OPER. EXPENSE	\$ 175,000	\$ 175,000
20	(B) CONF. & TRAVEL	0	0
21	(C) PROF. FEES	90,000	90,000
22	(D) CAP. OUTLAY	25,000	25,000
23	(E) DATA PROC.	<u>0</u>	<u>0</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 290,000</u>	<u>\$ 290,000</u>

25

26 SECTION 15. APPROPRIATION - DO NOT CALL - SPECIAL. There is hereby

27 appropriated, to the Office of Attorney General, to be payable from direct

28 revenue credited to the State Central Services Fund as described by Arkansas

29 Code 4-99-404, for operating expenses of the Office of Attorney General - Do

30 Not Call Program for the biennial period ending June 30, 2005, the following:

32	ITEM	FISCAL YEARS	
33	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
34	(01) MAINT. & GEN. OPERATION		
35	(A) OPER. EXPENSE	154,000	154,000
36	(B) CONF. & TRAVEL	0	0

1	(C) PROF. FEES	40,000	40,000
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 194,000</u>	<u>\$ 194,000</u>

5

6 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 8 OF FUNDS. At the close of the fiscal year ending ~~June 30, 2002~~ June 30, 2004,
 9 any unexpended appropriations and funds provided for in the Reapportionment
 10 Expenses item Section 3 of this Act shall be carried forward and made
 11 available for the same purpose for the fiscal year ending ~~June 30, 2003~~ June
 12 30, 2005. The provisions of this section shall be in effect only from ~~July~~
 13 ~~1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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15 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ATTORNEY
 17 FEES. The disbursing officer of the appropriations provided for herein,
 18 shall deposit all monies received by the Office of Attorney General as
 19 attorney fees in the State Central Services Fund as direct revenues. The
 20 provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1,
 21 2003 through ~~June 30, 2003~~ June 30, 2005.

22

23 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPENDING
 25 FLEXIBILITY. In the event that the Office of the Attorney General determines
 26 that it is in the best interest of the State to use some portion of its total
 27 appropriation authority as approved by the General Assembly for a different
 28 line item than that for which it was appropriated, then the Office of
 29 Attorney General is authorized to do so. The Attorney General may transfer
 30 funds and appropriations among line items so long as the total expenditures
 31 for the Office do not exceed the total appropriation authorized for the
 32 Attorney Generals Office. The provisions of this section shall be in effect
 33 only from July 1, 2003 through June 30, 2005.

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35 SECTION 19. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 36 by this act shall be limited to the appropriation for such agency and funds

1 made available by law for the support of such appropriations; and the
2 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
5 control laws of this State, where applicable, and regulations promulgated by
6 the Department of Finance and Administration, as authorized by law, shall be
7 strictly complied with in disbursement of said funds.

8
9 SECTION 20. LEGISLATIVE INTENT. It is the intent of the General Assembly
10 that any funds disbursed under the authority of the appropriations contained
11 in this act shall be in compliance with the stated reasons for which this act
12 was adopted, as evidenced by the Agency Requests, Executive Recommendations
13 and Legislative Recommendations contained in the budget manuals prepared by
14 the Department of Finance and Administration, letters, or summarized oral
15 testimony in the official minutes of the Arkansas Legislative Council or
16 Joint Budget Committee which relate to its passage and adoption.

17
18 SECTION 21. EMERGENCY CLAUSE. It is found and determined by the General
19 Assembly, that the Constitution of the State of Arkansas prohibits the
20 appropriation of funds for more than a two (2) year period; that the
21 effectiveness of this Act on July 1, 2003 is essential to the operation of
22 the agency for which the appropriations in this Act are provided, and that in
23 the event of an extension of the Regular Session, the delay in the effective
24 date of this Act beyond July 1, 2003 could work irreparable harm upon the
25 proper administration and provision of essential governmental programs.
26 Therefore, an emergency is hereby declared to exist and this Act being
27 necessary for the immediate preservation of the public peace, health and
28 safety shall be in full force and effect from and after July 1, 2003.

29
30 /s/ Joint Budget Committee

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33 APPROVED: 3/31/2003
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