

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.

Act 1955 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: S3/31/05

A Bill

HOUSE BILL 1097

5 By: Joint Budget Committee
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7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE STATE
11 BOARD OF PRIVATE CAREER EDUCATION FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE STATE BOARD OF PRIVATE
17 CAREER EDUCATION APPROPRIATION FOR THE
18 2005-2007 BIENNIUM.
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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 State
25 Board of Private Career Education for the 2005-2007 biennium, the following
26 maximum number of regular employees whose salaries shall be governed by the
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
29 Provided, however, that any position to which a specific maximum annual
30 salary is set out herein in dollars, shall be exempt from the provisions of
31 said Uniform Classification and Compensation Act. All persons occupying
32 positions authorized herein are hereby governed by the provisions of the
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
34 or its successor.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2005-2006	2006-2007
5	(1) 8902	PCE BD DIRECTOR	1	\$88,983	\$91,223
6	(2) 8903	PCE BD ASSOCIATE DIRECTOR	1	\$42,500	\$43,775
7	(3) R028	ED PROGRAM ANALYST	1	GRADE 21	
8	(4) K041	EXECUTIVE SECTRY/ADMIN SECTRY	<u>1</u>	GRADE 14	
9	MAX. NO. OF EMPLOYEES		4		

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11 SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board of
 12 Private Career Education for the 2005-2007 biennium, the following maximum
 13 number of part-time or temporary employees, to be known as "Extra Help",
 14 payable from funds appropriated herein for such purposes: four (4) temporary
 15 or part-time employees, when needed, at rates of pay not to exceed those
 16 provided in the Uniform Classification and Compensation Act, or its
 17 successor, or this act for the appropriate classification.

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19 SECTION 3. APPROPRIATION. There is hereby appropriated, to the State Board
 20 of Private Career Education, to be payable from the Private Career Education
 21 Fund, for personal services and operating expenses of the State Board of
 22 Private Career Education for the biennial period ending June 30, 2007, the
 23 following:

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ITEM NO.		FISCAL YEARS	
		2005-2006	2006-2007
27	(01) REGULAR SALARIES	\$ 190,361	\$ 195,641
28	(02) EXTRA HELP	25,000	25,000
29	(03) PERSONAL SERVICES MATCHING	62,857	64,216
30	(04) MAINT. & GEN. OPERATION		
31	(A) OPER. EXPENSE	50,000	50,000
32	(B) CONF. & TRAVEL	4,000	4,000
33	(C) PROF. FEES	3,000	3,000
34	(D) CAP. OUTLAY	0	0
35	(E) DATA PROC.	<u>0</u>	<u>0</u>
36	TOTAL AMOUNT APPROPRIATED	<u>\$ 335,218</u>	<u>\$ 341,857</u>

SECTION 4. APPROPRIATION - CASH. There is hereby appropriated, to the State Board of Private Career Education, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the State Board of Private Career Education for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 81,287	\$ 81,287
(B) CONF. & TRAVEL	8,898	8,898
(C) PROF. FEES	10,000	10,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>315</u>	<u>315</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 100,500</u>	<u>\$ 100,500</u>

SECTION 5. APPROPRIATION – STUDENT PROTECTION TRUST. There is hereby appropriated, to the State Board of Private Career Education, to be payable from the Private Career School Student Protection Trust Fund, for expenses, claims, and fees of the State Board of Private Career Education for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) EXPENSES/CLAIMS/FEES	<u>\$ 500,000</u>	<u>\$ 500,000</u>

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

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

SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 2005 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2005 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2005.

/s/ Joint Budget Committee

APPROVED: 04/11/2005

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