

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 421 of the Regular Session

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

# A Bill

HOUSE BILL 1179

4  
5 By: Joint Budget Committee  
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## 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, 2007; AND FOR OTHER PURPOSES.  
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## Subtitle

15 AN ACT FOR THE OFFICE OF ATTORNEY  
16 GENERAL APPROPRIATION FOR THE 2005-2007  
17 BIENNIUM.  
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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 2005-2007 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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Maximum Annual



1				Maximum	Salary Rate	
2	Item	Class		No. of	Fiscal Years	
3	No.	Code	Title	Employees	2005-2006	2006-2007
4	(1)	7304	ATTORNEY GENERAL I	2	\$89,729	\$91,983
5	(2)	7305	ATTORNEY GENERAL II	8	\$86,830	\$89,029
6	(3)	7061	ATTORNEY GENERAL III	8	\$81,438	\$83,535
7	(4)	7307	ATTORNEY GENERAL IV	5	\$74,251	\$76,211
8	(5)	7308	ATTORNEY GENERAL V	10	\$70,513	\$72,402
9	(6)	7303	NETWORK ADMINISTRATOR	1	\$68,151	\$69,995
10	(7)	7314	ATTORNEY GENERAL VI	11	\$63,896	\$65,660
11	(8)	7197	CHIEF FISCAL OFFICER	1	\$63,746	\$65,507
12	(9)	7286	FINANCIAL MANAGER	1	\$60,791	\$62,496
13	(10)	7317	ATTORNEY GENERAL VII	13	\$58,051	\$59,703
14	(11)	7290	EXECUTIVE ASSISTANT	1	\$58,051	\$59,703
15	(12)	7322	OMBUDSMAN	1	\$53,837	\$55,409
16	(13)	7288	INVESTIGATOR I	1	\$51,799	\$53,333
17	(14)	7311	ADMINISTRATIVE AID	1	\$51,461	\$52,988
18	(15)	7312	PUBLIC INFORMATION OFFICER	1	\$51,070	\$52,590
19	(16)	7287	FISCAL SPECIALIST	1	\$49,963	\$51,461
20	(17)	7198	HUMAN RESOURCES DIRECTOR	1	\$48,030	\$49,470
21	(18)	7292	COMMUNICATIONS OFFICER	1	\$47,884	\$49,320
22	(19)	7998	ATTORNEY GENERAL VIII	4	\$46,049	\$47,430
23	(20)	9450	NETWORK SPECIALIST I	1	\$45,000	\$46,350
24	(21)	8057	LOGISTICS MANAGER	1	\$44,674	\$46,014
25	(22)	7334	LAW ED DIRECTOR	1	\$44,584	\$45,921
26	(23)	8054	ADMINISTRATIVE ASSISTANT I	2	\$42,355	\$43,625
27	(24)	8058	PARALEGAL II	1	\$41,145	\$42,379
28	(25)	8051	INVESTIGATOR III	1	\$41,145	\$42,379
29	(26)	8044	NETWORK SPECIALIST II	1	\$41,145	\$42,379
30	(27)	7323	EXECUTIVE SECRETARY	1	\$40,025	\$41,225
31	(28)	8916	LAW ED INSTRUCTOR	4	\$39,011	\$40,181
32	(29)	7294	ADMINISTRATIVE ASSISTANT II	1	\$39,011	\$40,181
33	(30)	8050	ASSISTANT AG/LIBRARIAN	1	\$38,310	\$39,459
34	(31)	7325	INVESTIGATOR IV	4	\$38,221	\$39,367
35	(32)	7332	SECRETARY I	5	\$37,896	\$39,032
36	(33)	7328	SECRETARY II	5	\$35,667	\$36,737

1	(34)	7293	PURCHASING AGENT	1	\$34,681	\$35,721
2	(35)	7556	CONSUMER COUNSELOR	2	\$34,335	\$35,365
3	(36)	7329	SECRETARY III	12	\$33,437	\$34,440
4	(37)	8047	RECEPTIONIST I	2	\$32,211	\$33,177
5	(38)	8045	COURIER	1	\$30,885	\$31,811
6	(39)	8063	ADMINISTRATIVE ASSISTANT IV	<u>1</u>	\$23,512	\$24,217
7			MAX. NO. OF EMPLOYEES	120		

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9 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the  
 10 Office of Attorney General for the 2005-2007 biennium, the following maximum  
 11 number of part-time or temporary employees, to be known as "Extra Help",  
 12 payable from funds appropriated herein for such purposes: eight (8)  
 13 temporary or part-time employees, when needed, at rates of pay not to exceed  
 14 those provided in the Uniform Classification and Compensation Act, or its  
 15 successor, or this act for the appropriate classification.

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17 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to  
 18 the Office of Attorney General, to be payable from the State Central Services  
 19 Fund, for personal services and operating expenses of the Office of Attorney  
 20 General for the biennial period ending June 30, 2007, the following:

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22	ITEM	FISCAL YEARS	
23	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
24	(01) REGULAR SALARIES	\$ 6,608,391	\$ 6,792,631
25	(02) EXTRA HELP	36,000	36,000
26	(03) PERSONAL SERVICES MATCHING	1,713,787	1,748,543
27	(04) MAINT. & GEN. OPERATION		
28	(A) OPER. EXPENSE	1,545,530	1,606,910
29	(B) CONF. & TRAVEL	90,000	91,800
30	(C) PROF. FEES	171,500	176,501
31	(D) CAP. OUTLAY	90,000	93,000
32	(E) DATA PROC.	<u>0</u>	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 10,255,208</u>	<u>\$ 10,545,385</u>

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

1 Reparations Program for the 2005-2007 biennium, the following maximum number  
 2 of regular employees whose salaries shall be governed by the provisions of  
 3 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
 4 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
 5 that any position to which a specific maximum annual salary is set out herein  
 6 in dollars, shall be exempt from the provisions of said Uniform  
 7 Classification and Compensation Act. All persons occupying positions  
 8 authorized herein are hereby governed by the provisions of the Regular  
 9 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
 10 successor.

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			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class	Title	Employees	2005-2006	2006-2007
(1)	7317	ATTORNEY GENERAL VII	1	\$58,051	\$59,703
(2)	7903	CRIME VICTIM ADMINISTRATOR	1	\$44,584	\$45,921
(3)	7325	INVESTIGATOR IV	<u>6</u>	\$38,221	\$39,367
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 2005-2007 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.

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SECTION 6. APPROPRIATION - CRIME VICTIMS REPARATIONS PROGRAM. There is  
 hereby appropriated, to the Office of Attorney General, to be payable from  
 the Crime Victims Reparations Revolving Fund, for personal services,  
 operating expenses and the payment of claims by the Office of Attorney  
 General - Crime Victims Reparations Program for the biennial period ending  
 June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 331,961	\$ 341,826
(02) EXTRA HELP	10,000	10,000
(03) PERSONAL SERVICES MATCHING	93,900	95,756
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	69,700	71,700
(B) CONF. & TRAVEL	15,200	15,200
(C) PROF. FEES	10,000	10,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) CLAIMS	<u>3,159,283</u>	<u>3,254,061</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,690,044</u>	<u>\$ 3,798,543</u>

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

There is hereby established for the Office of Attorney General - Crime Victims Reparations Program - Federal for the 2005-2007 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	No. of Employees	Maximum Annual Salary Rate	
		2005-2006	2006-2007
(1) 7331 ADMINISTRATIVE ASSISTANT III	<u>1</u>	\$26,874	\$27,680
MAX. NO. OF EMPLOYEES	1		

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

1 There is hereby appropriated, to the Office of Attorney General, to be  
 2 payable from the federal funds as designated by the Chief Fiscal Officer of  
 3 the State, for personal services, operating expenses and the payment of  
 4 claims by the Office of Attorney General - Crime Victims Reparations Program  
 5 - Federal for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 26,874	\$ 27,680
(02) PERSONAL SERVICES MATCHING	8,892	9,044
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	26,000	26,900
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) CLAIMS	<u>1,372,620</u>	<u>1,413,799</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,434,386</u>	<u>\$ 1,477,423</u>

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 20 SECTION 9. REGULAR SALARIES - MEDICAID FRAUD DIVISION - STATE. There is  
 21 hereby established for the Office of Attorney General - Medicaid Fraud  
 22 Division - State for the 2005-2007 biennium, the following maximum number of  
 23 regular employees whose salaries shall be governed by the provisions of the  
 24 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
 25 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
 26 that any position to which a specific maximum annual salary is set out herein  
 27 in dollars, shall be exempt from the provisions of said Uniform  
 28 Classification and Compensation Act. All persons occupying positions  
 29 authorized herein are hereby governed by the provisions of the Regular  
 30 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
 31 successor.

Item Class No. Code Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
		2005-2006	2006-2007

1	(1)	7305	ATTORNEY GENERAL II	1	\$86,830	\$89,029
2	(2)	9449	AUDITOR	1	\$63,896	\$65,660
3	(3)	7314	ATTORNEY GENERAL VI	2	\$63,896	\$65,660
4	(4)	7329	SECRETARY III	<u>1</u>	\$33,437	\$34,440
5			MAX. NO. OF EMPLOYEES	5		

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 7 SECTION 10. APPROPRIATION - MEDICAID FRAUD DIVISION - STATE. There is  
 8 hereby appropriated, to the Office of Attorney General, to be payable from  
 9 the State Central Services Fund, for personal services and operating expenses  
 10 of the Office of Attorney General - Medicaid Fraud Division - State for the  
 11 biennial period ending June 30, 2007, the following:

13	ITEM		FISCAL YEARS	
14	<u>NO.</u>		2005-2006	2006-2007
15	(01)	REGULAR SALARIES	\$ 311,955	\$ 320,449
16	(02)	PERSONAL SERVICES MATCHING	77,849	79,444
17	(03)	MAINT. & GEN. OPERATION		
18	(A)	OPER. EXPENSE	59,770	61,470
19	(B)	CONF. & TRAVEL	10,600	10,900
20	(C)	PROF. FEES	7,200	7,400
21	(D)	CAP. OUTLAY	6,400	6,600
22	(E)	DATA PROC.	<u>0</u>	<u>0</u>
23		TOTAL AMOUNT APPROPRIATED	<u>\$ 473,774</u>	<u>\$ 486,263</u>

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 25 SECTION 11. REGULAR SALARIES - MEDICAID FRAUD DIVISION - FEDERAL. There  
 26 is hereby established for the Office of Attorney General - Medicaid Fraud  
 27 Division - Federal for the 2005-2007 biennium, the following maximum number  
 28 of regular employees whose salaries shall be governed by the provisions of  
 29 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
 30 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
 31 that any position to which a specific maximum annual salary is set out herein  
 32 in dollars, shall be exempt from the provisions of said Uniform  
 33 Classification and Compensation Act. All persons occupying positions  
 34 authorized herein are hereby governed by the provisions of the Regular  
 35 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
 36 successor.

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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2005-2006	2006-2007
(1)	7296	MEDICAID DIRECTOR	1	\$86,830	\$89,029
(2)	7307	ATTORNEY GENERAL IV	1	\$74,251	\$76,211
(3)	7297	MEDICAID ASST DIRECTOR	1	\$74,251	\$76,211
(4)	7308	ATTORNEY GENERAL V	1	\$70,513	\$72,402
(5)	8803	INVESTIGATOR I	1	\$56,333	\$57,953
(6)	7299	INVESTIGATOR II	8	\$51,330	\$52,855
(7)	7591	ANALYST	1	\$44,513	\$45,848
(8)	9448	PARALEGAL	1	\$37,896	\$39,032
(9)	7328	SECRETARY II	1	\$35,667	\$36,737
(10)	7300	CASE COORDINATOR	<u>1</u>	\$35,667	\$36,737
MAX. NO. OF EMPLOYEES			17		

SECTION 12. EXTRA HELP - MEDICAID FRAUD DIVISION - FEDERAL. There is hereby authorized, for the Office of Attorney General - Medicaid Fraud Division - Federal for the 2005-2007 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: two (2) 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 classification.

SECTION 13. APPROPRIATION - MEDICAID FRAUD DIVISION - FEDERAL. There is hereby appropriated, to the Office of Attorney General, 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 Office of Attorney General - Medicaid Fraud Division - Federal for the biennial period ending June 30, 2007, the following:

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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 926,561	\$ 953,000

1	(02) EXTRA HELP	25,000	25,000
2	(03) PERSONAL SERVICES MATCHING	241,400	246,371
3	(04) MAINT. & GEN. OPERATION		
4	(A) OPER. EXPENSE	174,600	179,900
5	(B) CONF. & TRAVEL	32,200	33,100
6	(C) PROF. FEES	21,600	22,200
7	(D) CAP. OUTLAY	24,300	25,000
8	(E) DATA PROC.	<u>0</u>	<u>0</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,445,661</u>	<u>\$ 1,484,571</u>

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

12 There is hereby appropriated, to the Office of Attorney General, to be  
 13 payable from the federal funds as designated by the Chief Fiscal Officer of  
 14 the State, for operating expenses of the Office of Attorney General -  
 15 Medicaid Fraud Division - Indirect Costs for the biennial period ending June  
 16 30, 2007, the following:

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18	ITEM	FISCAL YEARS	
19	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
20	(01) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	\$ 175,000	\$ 175,000
22	(B) CONF. & TRAVEL	0	0
23	(C) PROF. FEES	90,000	90,000
24	(D) CAP. OUTLAY	25,000	25,000
25	(E) DATA PROC.	<u>0</u>	<u>0</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 290,000</u>	<u>\$ 290,000</u>

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28 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ATTORNEY  
 30 FEES. The disbursing officer of the appropriations provided for herein,  
 31 shall deposit all monies received by the Office of Attorney General as  
 32 attorney fees in the State Central Services Fund as direct revenues.

33 The provisions of this section shall be in effect only from July 1, ~~2003~~  
 34 2005 through June 30, ~~2005~~ 2007.

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36 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPENDING  
 2 FLEXIBILITY. In the event that the Office of the Attorney General determines  
 3 that it is in the best interest of the State to use some portion of its total  
 4 appropriation authority as approved by the General Assembly for a different  
 5 line item than that for which it was appropriated, then the Office of  
 6 Attorney General is authorized to do so. The Attorney General may transfer  
 7 funds and appropriations among line items so long as the total expenditures  
 8 for the Office do not exceed the total appropriation authorized for the  
 9 Attorney Generals Office. The provisions of this section shall be in effect  
 10 only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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12 SECTION 17. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 13 by this act shall be limited to the appropriation for such agency and funds  
 14 made available by law for the support of such appropriations; and the  
 15 restrictions of the State Procurement Law, the General Accounting and  
 16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 17 Procedures and Restrictions Act, or their successors, and other fiscal  
 18 control laws of this State, where applicable, and regulations promulgated by  
 19 the Department of Finance and Administration, as authorized by law, shall be  
 20 strictly complied with in disbursement of said funds.

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

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31 SECTION 19. EMERGENCY CLAUSE. It is found and determined by the General  
 32 Assembly, that the Constitution of the State of Arkansas prohibits the  
 33 appropriation of funds for more than a two (2) year period; that the  
 34 effectiveness of this Act on July 1, 2005 is essential to the operation of  
 35 the agency for which the appropriations in this Act are provided, and that in  
 36 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 2005 could work irreparable harm upon the  
2 proper administration and provision of essential governmental programs.  
3 Therefore, an emergency is hereby declared to exist and this Act being  
4 necessary for the immediate preservation of the public peace, health and  
5 safety shall be in full force and effect from and after July 1, 2005.

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9 **APPROVED: 03/02/2005**  
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