

**Stricken language will be deleted and underlined language will be added.
Act 244 of the Fiscal Session**

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010
4

As Engrossed: H2/22/10
A Bill

HOUSE BILL 1044

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
11 DEPARTMENT OF EDUCATION - ARKANSAS STATE LIBRARY
12 FOR THE FISCAL YEAR ENDING JUNE 30, 2011; AND FOR
13 OTHER PURPOSES.
14

Subtitle

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16 AN ACT FOR THE DEPARTMENT OF EDUCATION -
17 ARKANSAS STATE LIBRARY APPROPRIATION FOR
18 THE 2010-2011 FISCAL YEAR.
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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 2010-2011 fiscal
26 year, the following maximum number of regular employees whose salaries shall
27 be governed by the provisions of the Uniform Classification and Compensation
28 Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws
29 amendatory thereto. Provided, however, that any position to which a specific
30 maximum 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
33 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
34 101), or its successor.
35

36 Maximum Annual

1			Maximum	Salary Rate	
2	Item	Class	No. of	Fiscal Year	
3	No.	Code	Title	Employees	2010-2011
4	(1)	U031U	STATE LIBRARY DIRECTOR	1	\$102,125
5	(2)	N161N	STATE LIBRARY DEPUTY DIRECTOR	1	GRADE N901
6	(3)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
7	(4)	D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
8	(5)	E012C	STATE LIBRARY DIVISION MANAGER	1	GRADE C124
9	(6)	E021C	STATE LIBRARY MANAGER	9	GRADE C121
10	(7)	E030C	LIBRARY COORDINATOR	2	GRADE C119
11	(8)	A074C	FISCAL SUPPORT SUPERVISOR	1	GRADE C118
12	(9)	E041C	SENIOR LIBRARIAN	7	GRADE C117
13	(10)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
14	(11)	E052C	LIBRARIAN	6	GRADE C114
15	(12)	R036C	HUMAN RESOURCES SPECIALIST	1	GRADE C113
16	(13)	C056C	ADMINISTRATIVE SPECIALIST III	2	GRADE C112
17	(14)	A098C	FISCAL SUPPORT SPECIALIST	2	GRADE C112
18	(15)	C073C	ADMINISTRATIVE SPECIALIST II	3	GRADE C109
19	(16)	C069C	LIBRARY TECHNICIAN	5	GRADE C109
20	(17)	C085C	LIBRARY SUPPORT ASSISTANT	6	GRADE C107
21	(18)	C087C	ADMINISTRATIVE SPECIALIST I	1	GRADE C106
22	(19)	C089C	LIBRARY TECHNICAL ASSISTANT	4	GRADE C105
23	(20)	C088C	MAIL SERVICES ASSISTANT	1	GRADE C105
24			MAX. NO. OF EMPLOYEES	56	

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26 SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for
 27 the Department of Education - Arkansas State Library - State Operations for
 28 the 2010-2011 fiscal year, the following maximum number of part-time or
 29 temporary employees, to be known as "Extra Help", payable from funds
 30 appropriated herein for such purposes: seven (7) temporary or part-time
 31 employees, when needed, at rates of pay not to exceed those provided in the
 32 Uniform Classification and Compensation Act, or its successor, or this act
 33 for the appropriate classification.

34

35 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,
 36 to the Department of Education - Arkansas State Library, to be payable from

1 the State Library Fund Account, for personal services and operating expenses
 2 of the Department of Education - Arkansas State Library - State Operations
 3 for the fiscal year ending June 30, 2011, the following:

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5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2010-2011</u>
7 (01) REGULAR SALARIES	\$ 1,778,524
8 (02) EXTRA HELP	10,000
9 (03) PERSONAL SERVICES MATCHING	598,247
10 (04) MAINT. & GEN. OPERATION	
11 (A) OPER. EXPENSE	1,204,843
12 (B) CONF. & TRAVEL	10,000
13 (C) PROF. FEES	0
14 (D) CAP. OUTLAY	0
15 (E) DATA PROC.	0
16 (05) BOOKS & SUBSCRIPTIONS	<u>237,940</u>
17 TOTAL AMOUNT APPROPRIATED	<u>\$ 3,839,554</u>

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19 SECTION 4. EXTRA HELP - FEDERAL OPERATIONS. There is hereby authorized,
 20 for the Department of Education - Arkansas State Library - Federal Operations
 21 for the 2010-2011 fiscal year, the following maximum number of part-time or
 22 temporary employees, to be known as "Extra Help", payable from funds
 23 appropriated herein for such purposes: five (5) temporary or part-time
 24 employees, when needed, at rates of pay not to exceed those provided in the
 25 Uniform Classification and Compensation Act, or its successor, or this act
 26 for the appropriate classification.

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28 SECTION 5. APPROPRIATION - FEDERAL OPERATIONS. There is hereby
 29 appropriated, to the Department of Education - Arkansas State Library, to be
 30 payable from the federal funds as designated by the Chief Fiscal Officer of
 31 the State, for personal services and operating expenses of the Department of
 32 Education - Arkansas State Library - Federal Operations for the fiscal year
 33 ending June 30, 2011, the following:

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35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2010-2011</u>

1	(01) REGULAR SALARIES	\$	389,340
2	(02) EXTRA HELP		14,625
3	(03) PERSONAL SERVICES MATCHING		159,596
4	(04) MAINT. & GEN. OPERATION		
5	(A) OPER. EXPENSE		2,438,239
6	(B) CONF. & TRAVEL		67,161
7	(C) PROF. FEES		0
8	(D) CAP. OUTLAY		0
9	(E) DATA PROC.		<u>0</u>
10	TOTAL AMOUNT APPROPRIATED	\$	<u>3,068,961</u>

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12 SECTION 6. APPROPRIATION - AID TO PUBLIC LIBRARIES. There is hereby
 13 appropriated, to the Department of Education - Arkansas State Library, to be
 14 payable from the State Library Public School Fund Account, for grants and aid
 15 to provide aid to public libraries by the Department of Education - Arkansas
 16 State Library - Aid to Public Libraries for the fiscal year ending June 30,
 17 2011, the following:

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19	ITEM		FISCAL YEAR
20	<u>NO.</u>		<u>2010-2011</u>
21	(01) AID TO PUBLIC LIBRARIES	\$	<u>5,700,000</u>

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23 SECTION 7. APPROPRIATION - STATE LIBRARY REVOLVING. There is hereby
 24 appropriated, to the Department of Education - Arkansas State Library, to be
 25 payable from the State Library Revolving Fund, for operating expenses of the
 26 Department of Education - Arkansas State Library - State Library Revolving
 27 for the fiscal year ending June 30, 2011, the following:

28

29	ITEM		FISCAL YEAR
30	<u>NO.</u>		<u>2010-2011</u>
31	(01) MAINT. & GEN. OPERATION		
32	(A) OPER. EXPENSE	\$	6,622
33	(B) CONF. & TRAVEL		0
34	(C) PROF. FEES		0
35	(D) CAP. OUTLAY		0
36	(E) DATA PROC.		<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$ 6,622

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3 SECTION 8. APPROPRIATION - WORKSHOPS - CASH. There is hereby
 4 appropriated, to the Department of Education - Arkansas State Library, to be
 5 payable from cash funds as defined by Arkansas Code 19-4-801 of the
 6 Department of Education - Arkansas State Library, for operating expenses of
 7 the Department of Education - Arkansas State Library - Workshops - Cash for
 8 the fiscal year ending June 30, 2011, the following:

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10 ITEM	FISCAL YEAR
11 NO.	2010-2011
12 (01) MAINT. & GEN. OPERATION	
13 (A) OPER. EXPENSE	\$ 6,000
14 (B) CONF. & TRAVEL	0
15 (C) PROF. FEES	0
16 (D) CAP. OUTLAY	0
17 (E) DATA PROC.	<u>0</u>
18 TOTAL AMOUNT APPROPRIATED	<u>\$ 6,000</u>

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20 SECTION 9. APPROPRIATION - CENTER FOR THE BOOK. There is hereby
 21 appropriated, to the Department of Education - Arkansas State Library, to be
 22 payable from the cash fund deposited in the State Treasury as determined by
 23 the Chief Fiscal Officer of the State, for operating expenses of the
 24 Department of Education - Arkansas State Library - Center for the Book for
 25 the fiscal year ending June 30, 2011, the following:

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27 ITEM	FISCAL YEAR
28 NO.	2010-2011
29 (01) MAINT. & GEN. OPERATION	
30 (A) OPER. EXPENSE	\$ 63,700
31 (B) CONF. & TRAVEL	0
32 (C) PROF. FEES	0
33 (D) CAP. OUTLAY	0
34 (E) DATA PROC.	<u>0</u>
35 TOTAL AMOUNT APPROPRIATED	<u>\$ 63,700</u>

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1 SECTION 10. APPROPRIATION - GATES GRANT. There is hereby appropriated, to
 2 the Department of Education - Arkansas State Library, to be payable from the
 3 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 4 Officer of the State, for operating expenses of the Department of Education -
 5 Arkansas State Library - Gates Grant for the fiscal year ending June 30,
 6 2011, the following:

8 ITEM	FISCAL YEAR
9 NO.	2010-2011
10 (01) REGULAR SALARIES	\$ 79,355
11 (02) PERSONAL SERVICES MATCHING	24,160
12 (03) MAINT. & GEN. OPERATION	
13 (A) OPER. EXPENSE	26,064
14 (B) CONF. & TRAVEL	0
15 (C) PROF. FEES	0
16 (D) CAP. OUTLAY	0
17 (E) DATA PROC.	0
18 (04) GRANTS AND AID	<u>196,874</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$ 326,453</u>

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21 SECTION 11. APPROPRIATION - TRAVELER PROJECT. There is hereby
 22 appropriated, to the Department of Education - Arkansas State Library, to be
 23 payable from the cash fund deposited in the State Treasury as determined by
 24 the Chief Fiscal Officer of the State, for operating expenses of the
 25 Department of Education - Arkansas State Library - Traveler Project for the
 26 fiscal year ending June 30, 2011, the following:

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28 ITEM	FISCAL YEAR
29 NO.	2010-2011
30 (01) MAINT. & GEN. OPERATION	
31 (A) OPER. EXPENSE	\$ 173,196
32 (B) CONF. & TRAVEL	0
33 (C) PROF. FEES	0
34 (D) CAP. OUTLAY	0
35 (E) DATA PROC.	<u>0</u>
36 TOTAL AMOUNT APPROPRIATED	<u>\$ 173,196</u>

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SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD. At the close of the fiscal year ending June 30, 2010, any unexpended balance of monies provided from the State Library Fund Account for Books and Subscriptions, as provided in Section 3 of this Act, shall be transferred forward and made available for the same purpose for the fiscal year ending June 30, 2011.

Any carry forward of unexpended balance of funding as authorized herein, may be carried forward under the following conditions:

(1) Prior to June 30, 2010 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of Budget;

(2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council all amounts carried forward by the September Arkansas Legislative Council or Joint Budget Committee meeting which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward, the program name or line item, the funding source of that appropriation and a copy of the written request set forth in (1) above;

(3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with a written statement as to the current status of the project, contract, purpose etc. for which the carry forward was originally requested no later than thirty (30) days prior to the time the Agency, Board, Commission or Institution presents its budget request to the Arkansas Legislative Council /Joint Budget Committee; and

(4) Thereupon, the Department of Finance and Administration shall include all information obtained in item (3) above in the budget manuals and/or a statement of non-compliance by the Agency, Board, Commission or Institution.

SECTION 13. 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

1 restrictions of the State Procurement Law, the General Accounting and
2 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
3 Procedures and Restrictions Act, or their successors, and other fiscal
4 control laws of this State, where applicable, and regulations promulgated by
5 the Department of Finance and Administration, as authorized by law, shall be
6 strictly complied with in disbursement of said funds.

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

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17 SECTION 15. EMERGENCY CLAUSE. It is found and determined by the General
18 Assembly, that the Constitution of the State of Arkansas prohibits the
19 appropriation of funds for more than a one (1) year period; that the
20 effectiveness of this Act on July 1, 2010 is essential to the operation of
21 the agency for which the appropriations in this Act are provided, and that in
22 the event of an extension of the legislative session, the delay in the
23 effective date of this Act beyond July 1, 2010 could work irreparable harm
24 upon the proper administration and provision of essential governmental
25 programs. Therefore, an emergency is hereby declared to exist and this Act
26 being necessary for the immediate preservation of the public peace, health
27 and safety shall be in full force and effect from and after July 1, 2010.

28
29 /s/ Joint Budget Committee

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31 APPROVED: 2/26/2010
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