

**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 1498 of the Regular Session**

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1221

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, 2010; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF EDUCATION
17 - ARKANSAS STATE LIBRARY APPROPRIATION
18 FOR THE 2009-2010 FISCAL YEAR.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the
25 Department of Education - Arkansas State Library for the 2009-2010 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.
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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2009-2010
5	(1)	U031U	STATE LIBRARY DIRECTOR	1 \$99,829
6	(2)	N161N	STATE LIBRARY DEPUTY DIRECTOR	1 GRADE N901
7	(3)	G076C	ADMINISTRATIVE SERVICES MANAGER	1 GRADE C124
8	(4)	D030C	INFORMATION SYSTEMS COORDINATOR	1 GRADE C124
9	(5)	E012C	STATE LIBRARY DIVISION MANAGER	1 GRADE C124
10	(6)	E021C	STATE LIBRARY MANAGER	9 GRADE C121
11	(7)	E030C	LIBRARY COORDINATOR	2 GRADE C119
12	(8)	A074C	FISCAL SUPPORT SUPERVISOR	1 GRADE C118
13	(9)	E041C	SENIOR LIBRARIAN	7 GRADE C117
14	(10)	P027C	PUBLIC INFORMATION SPECIALIST	1 GRADE C116
15	(11)	E052C	LIBRARIAN	6 GRADE C114
16	(12)	R036C	HUMAN RESOURCES SPECIALIST	1 GRADE C113
17	(13)	C056C	ADMINISTRATIVE SPECIALIST III	2 GRADE C112
18	(14)	A098C	FISCAL SUPPORT SPECIALIST	2 GRADE C112
19	(15)	C073C	ADMINISTRATIVE SPECIALIST II	3 GRADE C109
20	(16)	C069C	LIBRARY TECHNICIAN	5 GRADE C109
21	(17)	C085C	LIBRARY SUPPORT ASSISTANT	6 GRADE C107
22	(18)	C087C	ADMINISTRATIVE SPECIALIST I	1 GRADE C106
23	(19)	C089C	LIBRARY TECHNICAL ASSISTANT	4 GRADE C105
24	(20)	C088C	MAIL SERVICES ASSISTANT	<u>1</u> GRADE C105
25			MAX. NO. OF EMPLOYEES	56

SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for the Department of Education - Arkansas State Library - State Operations for the 2009-2010 fiscal year, 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 classification.

SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,

1 to the Department of Education - Arkansas State Library, to be payable from
 2 the State Library Fund Account, for personal services and operating expenses
 3 of the Department of Education - Arkansas State Library - State Operations
 4 for the fiscal year ending June 30, 2010, the following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2009-2010</u>
8 (01) REGULAR SALARIES	\$ 1,745,236
9 (02) EXTRA HELP	10,000
10 (03) PERSONAL SERVICES MATCHING	591,018
11 (04) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	942,685
13 (B) CONF. & TRAVEL	10,000
14 (C) PROF. FEES	0
15 (D) CAP. OUTLAY	0
16 (E) DATA PROC.	0
17 (05) BOOKS & SUBSCRIPTIONS	<u>198,284</u>
18 TOTAL AMOUNT APPROPRIATED	<u>\$ 3,497,223</u>

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 20 SECTION 4. EXTRA HELP - FEDERAL OPERATIONS. There is hereby authorized,
 21 for the Department of Education - Arkansas State Library - Federal Operations
 22 for the 2009-2010 fiscal year, the following maximum number of part-time or
 23 temporary employees, to be known as "Extra Help", payable from funds
 24 appropriated herein for such purposes: five (5) temporary or part-time
 25 employees, when needed, at rates of pay not to exceed those provided in the
 26 Uniform Classification and Compensation Act, or its successor, or this act
 27 for the appropriate classification.

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 29 SECTION 5. APPROPRIATION - FEDERAL OPERATIONS. There is hereby
 30 appropriated, to the Department of Education - Arkansas State Library, to be
 31 payable from the federal funds as designated by the Chief Fiscal Officer of
 32 the State, for personal services and operating expenses of the Department of
 33 Education - Arkansas State Library - Federal Operations for the fiscal year
 34 ending June 30, 2010, the following:

36 ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2009-2010</u>
2	(01) REGULAR SALARIES	\$ 383,894
3	(02) EXTRA HELP	14,625
4	(03) PERSONAL SERVICES MATCHING	158,409
5	(04) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	2,452,415
7	(B) CONF. & TRAVEL	63,963
8	(C) PROF. FEES	0
9	(D) CAP. OUTLAY	0
10	(E) DATA PROC.	<u>0</u>
11	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,073,306</u>

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13 SECTION 6. APPROPRIATION - AID TO PUBLIC LIBRARIES. There is hereby
 14 appropriated, to the Department of Education - Arkansas State Library, to be
 15 payable from the State Library Public School Fund Account, for grants and aid
 16 to provide aid to public libraries of the Department of Education - Arkansas
 17 State Library - Aid to Public Libraries for the fiscal year ending June 30,
 18 2010, the following:

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20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2009-2010</u>
22	(01) AID TO PUBLIC LIBRARIES	<u>\$ 5,700,000</u>

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24 SECTION 7. APPROPRIATION - STATE LIBRARY REVOLVING. There is hereby
 25 appropriated, to the Department of Education - Arkansas State Library, to be
 26 payable from the State Library Revolving Fund, for operating expenses of the
 27 Department of Education - Arkansas State Library - State Library Revolving
 28 for the fiscal year ending June 30, 2010, the following:

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30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2009-2010</u>
32	(01) MAINT. & GEN. OPERATION	
33	(A) OPER. EXPENSE	\$ 6,622
34	(B) CONF. & TRAVEL	0
35	(C) PROF. FEES	0
36	(D) CAP. OUTLAY	0

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 6,622</u>

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4 SECTION 8. APPROPRIATION - WORKSHOPS - CASH. There is hereby

5 appropriated, to the Department of Education - Arkansas State Library, to be

6 payable from cash funds as defined by Arkansas Code 19-4-801 of the

7 Department of Education - Arkansas State Library, for operating expenses of

8 the Department of Education - Arkansas State Library - Workshops - Cash for

9 the fiscal year ending June 30, 2010, the following:

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2009-2010</u>
13	(01) MAINT. & GEN. OPERATION	
14	(A) OPER. EXPENSE	\$ 6,000
15	(B) CONF. & TRAVEL	0
16	(C) PROF. FEES	0
17	(D) CAP. OUTLAY	0
18	(E) DATA PROC.	<u>0</u>
19	TOTAL AMOUNT APPROPRIATED	<u>\$ 6,000</u>

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21 SECTION 9. APPROPRIATION - CENTER FOR THE BOOK. 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 - Center for the Book for

26 the fiscal year ending June 30, 2010, the following:

28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2009-2010</u>
30	(01) MAINT. & GEN. OPERATION	
31	(A) OPER. EXPENSE	\$ 63,700
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>\$ 63,700</u>

SECTION 10. APPROPRIATION - GATES GRANT. There is hereby appropriated, to the Department of Education - Arkansas State Library, 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 Department of Education - Arkansas State Library - Gates Grant for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 125,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 125,000</u>

SECTION 11. APPROPRIATION - TRAVELER PROJECT. There is hereby appropriated, to the Department of Education - Arkansas State Library, 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 Department of Education - Arkansas State Library - Traveler Project for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 162,496
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 162,496</u>

SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 2 FORWARD. At the close of the fiscal year ending June 30, ~~2008~~ 2010, any
 3 unexpended balance of ~~appropriation and~~ monies provided from the State
 4 Library Fund Account for Books and Subscriptions, as provided in Section 3 of
 5 this Act, shall be transferred forward and made available for the same
 6 purpose for the fiscal year ending June 30, ~~2009~~ 2011.

7 Any carry forward of unexpended balance of ~~appropriation and/or~~ funding
 8 as authorized herein, may be carried forward under the following conditions:

9 (1) Prior to June 30, ~~2008~~ 2010 the Agency shall by written statement
 10 set forth its reason(s) for the need to carry forward said ~~appropriation~~
 11 ~~and/or~~ funding to the Department of Finance and Administration Office of
 12 Budget;

13 (2) The Department of Finance and Administration Office of Budget
 14 shall report to the Arkansas Legislative Council all amounts carried forward
 15 ~~from the first fiscal year of the biennium to the second fiscal year of the~~
 16 ~~biennium~~ by the September Arkansas Legislative Council or Joint Budget
 17 Committee meeting ~~in the second fiscal year of the biennial period~~ which
 18 report shall include the name of the Agency, Board, Commission or Institution
 19 and the amount of the ~~appropriation and/or~~ funding carried forward ~~from the~~
 20 ~~first fiscal year to the second fiscal year~~, the program name or line item,
 21 the funding source of that appropriation and a copy of the written request
 22 set forth in (1) above;

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

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

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36 SECTION 13. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

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

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

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19 SECTION 15. EMERGENCY CLAUSE. It is found and determined by the General
20 Assembly, that the Constitution of the State of Arkansas prohibits the
21 appropriation of funds for more than a one (1) year period; that the
22 effectiveness of this Act on July 1, 2009 is essential to the operation of
23 the agency for which the appropriations in this Act are provided, and that in
24 the event of an extension of the Regular Session, the delay in the effective
25 date of this Act beyond July 1, 2009 could work irreparable harm upon the
26 proper administration and provision of essential governmental programs.
27 Therefore, an emergency is hereby declared to exist and this Act being
28 necessary for the immediate preservation of the public peace, health and
29 safety shall be in full force and effect from and after July 1, 2009.

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32 APPROVED: 4/14/2009
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