

**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 47 of the Regular Session**

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

# A Bill

HOUSE BILL 1082

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 STATE  
11 BOARD OF PRIVATE CAREER EDUCATION FOR THE FISCAL  
12 YEAR ENDING JUNE 30, 2010; AND FOR OTHER  
13 PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE STATE BOARD OF PRIVATE  
17 CAREER EDUCATION APPROPRIATION FOR THE  
18 2009-2010 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 State  
25 Board of Private Career Education for the 2009-2010 fiscal year, the  
26 following maximum number of regular employees whose salaries shall be  
27 governed by the provisions of the Uniform Classification and Compensation Act  
28 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory  
29 thereto. Provided, however, that any position to which a specific maximum  
30 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		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2009-2010
(1)	N106N	PRIVATE CAREER EDUCATION BOARD DIR	1	GRADE N905
(2)	A073C	PROGRAM/FIELD AUDITOR SUPERVISOR	1	GRADE C118
(3)	A084C	PROGRAM/FIELD AUDIT SPECIALIST	1	GRADE C116
(4)	C056C	ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE C112
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 2009-2010 fiscal year, 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 fiscal year ending June 30, 2010, the  
 23 following:

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ITEM		FISCAL YEAR
NO.		2009-2010
(01)	REGULAR SALARIES	\$ 202,801
(02)	EXTRA HELP	32,500
(03)	PERSONAL SERVICES MATCHING	73,413
(04)	MAINT. & GEN. OPERATION	
(A)	OPER. EXPENSE	58,000
(B)	CONF. & TRAVEL	4,000
(C)	PROF. FEES	6,000
(D)	CAP. OUTLAY	0
(E)	DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED		<u>\$ 376,714</u>

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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 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	\$ 81,602
(B) CONF. & TRAVEL	8,898
(C) PROF. FEES	10,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<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 fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) EXPENSES/CLAIMS/FEES	<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 one (1) year period; that the effectiveness of this Act on July 1, 2009 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, 2009 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, 2009.

**APPROVED: 2/5/2009**