

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 86 of the Regular Session

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

A Bill

HOUSE BILL 1258

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 STATE
11 INSURANCE DEPARTMENT FOR THE FISCAL YEAR ENDING
12 JUNE 30, 2010; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE STATE INSURANCE
16 DEPARTMENT APPROPRIATION FOR THE
17 2009-2010 FISCAL YEAR.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES. There is hereby established for the State
24 Insurance Department for the 2009-2010 fiscal year, the following maximum
25 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 Year
3	No.	Code	Title	Employees	2009-2010
4	(1)	U042U	INSURANCE CHIEF DEPUTY COMMISSIONER	1	\$156,987
5	(2)	U047U	STATE INSURANCE COMMISSIONER	1	\$119,033
6	(3)	N014N	INSURANCE DEP COMMISS FINANCIAL REG	1	GRADE N912
7	(4)	N023N	INSURANCE DEPUTY COMMISSIONER	2	GRADE N910
8	(5)	N025N	INSURANCE DEPUTY COMMISSIONER INFO SVCS	1	GRADE N910
9	(6)	N073N	INSURANCE CHF FIN/MKT CONDUCT EXMR	1	GRADE N908
10	(7)	A103C	CERTIFIED FINANCIAL EXAMINER MGR	3	GRADE N906
11	(8)	N115N	CRIMINAL INSURANCE FRAUD DIRECTOR	1	GRADE N904
12	(9)	G018N	DIRECTOR RISK MANAGEMENT	1	GRADE N904
13	(10)	D010N	INSURANCE CHIEF TECHNOLOGY OFFICER	1	GRADE N904
14	(11)	N140N	INS ASST DEP COMMISSIONER FINANCE	1	GRADE N902
15	(12)	A004C	CERTIFIED FINANCIAL EXAMINER	12	GRADE C130
16	(13)	X002C	INSURANCE PUBLIC EMP CLAIMS DIV DIR	1	GRADE C130
17	(14)	G004C	MANAGING ATTORNEY	3	GRADE C129
18	(15)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
19	(16)	X005C	PROPERTY & CASUALTY MANAGER	1	GRADE C128
20	(17)	G008C	RISK MANAGEMENT ASSISTANT DIRECTOR	1	GRADE C128
21	(18)	G047C	ATTORNEY SPECIALIST	7	GRADE C126
22	(19)	X009C	INSURANCE DEPT DIR OF SECURITY OPS	1	GRADE C126
23	(20)	X018C	INSURANCE CONSUMER PROTECTION MGR	1	GRADE C124
24	(21)	X017C	INSURANCE LICENSING MANAGER	1	GRADE C124
25	(22)	G064C	SR HLTH INSURANCE INFO PRG MGR	1	GRADE C124
26	(23)	D022C	SYSTEMS SPECIALIST	4	GRADE C124
27	(24)	P004C	PUBLIC INFORMATION MANAGER	1	GRADE C123
28	(25)	D038C	SENIOR SOFTWARE SUPPORT ANALYST	1	GRADE C123
29	(26)	A043C	INSURANCE FORENSIC ACCOUNTANT	1	GRADE C122
30	(27)	A042C	INSURANCE SENIOR EXAMINER	3	GRADE C122
31	(28)	X034C	PREPAID FUNERAL MANAGER	1	GRADE C122
32	(29)	D044C	SYSTEMS ANALYST	1	GRADE C122
33	(30)	R014C	PERSONNEL MANAGER	1	GRADE C121
34	(31)	D052C	SOFTWARE SUPPORT ANALYST	4	GRADE C121
35	(32)	G106C	WCC CLAIMS SPECIALIST	6	GRADE C121
36	(33)	G107C	WCC PROGRAM MANAGER	1	GRADE C121

1	(34)	G125C	INSURANCE SPECIAL PROJECTS COORD	1	GRADE C120
2	(35)	G120C	RISK CONSULTANT	8	GRADE C120
3	(36)	X072C	CRIMINAL INSURANCE FRAUD INVESTIGATOR	7	GRADE C119
4	(37)	A067C	INSURANCE EXAMINER	2	GRADE C119
5	(38)	X066C	INSURANCE PREMIUM TAX EXAMINER	4	GRADE C119
6	(39)	A060C	SENIOR AUDITOR	2	GRADE C119
7	(40)	X083C	INSURANCE LIFE & HEALTH COMP OFCR	4	GRADE C118
8	(41)	X080C	PROPERTY & CASUALTY COMPLIANCE OFCR	4	GRADE C118
9	(42)	X076C	TITLE INSURANCE COMPLIANCE OFFICER	1	GRADE C118
10	(43)	A080C	FINANCE AUTHORITY SPECIALIST	1	GRADE C117
11	(44)	R025C	HUMAN RESOURCES ANALYST	1	GRADE C117
12	(45)	C016C	INSURANCE ADMINISTRATIVE COORD	2	GRADE C117
13	(46)	P020C	PRODUCTION ARTIST	1	GRADE C117
14	(47)	X123C	INSURANCE INVESTIGATOR	9	GRADE C116
15	(48)	C037C	ADMINISTRATIVE ANALYST	7	GRADE C115
16	(49)	R033C	BENEFITS ANALYST	1	GRADE C115
17	(50)	A091C	FISCAL SUPPORT ANALYST	1	GRADE C115
18	(51)	G202C	VOLUNTEER PROGRAM COORDINATOR	3	GRADE C115
19	(52)	G201C	WCC CLAIMS ANALYST	3	GRADE C115
20	(53)	R036C	HUMAN RESOURCES SPECIALIST	1	GRADE C113
21	(54)	C046C	LEGAL SUPPORT SPECIALIST	4	GRADE C113
22	(55)	C056C	ADMINISTRATIVE SPECIALIST III	14	GRADE C112
23	(56)	A098C	FISCAL SUPPORT SPECIALIST	4	GRADE C112
24	(57)	X180C	INSURANCE LICENSING TECHNICIAN	10	GRADE C110
25	(58)	C073C	ADMINISTRATIVE SPECIALIST II	16	GRADE C109
26	(59)	C084C	MAIL SERVICES SPECIALIST	2	GRADE C107
27	(60)	C087C	ADMINISTRATIVE SPECIALIST I	<u>3</u>	GRADE C106
28			MAX. NO. OF EMPLOYEES	184	

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30 SECTION 2. EXTRA HELP. There is hereby authorized, for the State

31 Insurance Department for the 2009-2010 fiscal year, the following maximum

32 number of part-time or temporary employees, to be known as "Extra Help",

33 payable from funds appropriated herein for such purposes: nineteen (19)

34 temporary or part-time employees, when needed, at rates of pay not to exceed

35 those provided in the Uniform Classification and Compensation Act, or its

36 successor, or this act for the appropriate classification.

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SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the State Insurance Department, to be payable from the State Insurance Department Trust Fund, for personal services and operating expenses of the State Insurance Department - Operations for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 6,433,129
(02) EXTRA HELP	140,000
(03) PERSONAL SERVICES MATCHING	1,919,390
(04) OVERTIME	35,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	2,035,000
(B) CONF. & TRAVEL	138,000
(C) PROF. FEES	60,000
(D) CAP. OUTLAY	160,000
(E) DATA PROC.	150,000
(06) SPECIAL MAINTENANCE	50,000
(07) PROFESSIONAL SERVICES	<u>386,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 11,506,519</u>

SECTION 4. APPROPRIATION - FRAUD INVESTIGATION UNIT. There is hereby appropriated, to the State Insurance Department, to be payable from the State Insurance Department Trust Fund, for personal services and operating expenses of the State Insurance Department - Fraud Investigation Unit for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 170,017
(02) PERSONAL SERVICES MATCHING	52,737
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	90,406
(B) CONF. & TRAVEL	12,000

1	(C) PROF. FEES	11,000
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 336,160</u>

5

6 SECTION 5. APPROPRIATION - INSURANCE FRAUD INVESTIGATION DIVISION. There

7 is hereby appropriated, to the State Insurance Department, to be payable from

8 the Insurance Fraud Investigation Division Trust Fund, for personal services

9 and operating expenses of the State Insurance Department - Insurance Fraud

10 Investigation Division for the fiscal year ending June 30, 2010, the

11 following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2009-2010</u>
15	(01) REGULAR SALARIES	\$ 614,062
16	(02) PERSONAL SERVICES MATCHING	177,995
17	(03) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	171,635
19	(B) CONF. & TRAVEL	35,000
20	(C) PROF. FEES	11,000
21	(D) CAP. OUTLAY	7,000
22	(E) DATA PROC.	<u>1,000</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,017,692</u>

24

25 SECTION 6. APPROPRIATION - PREPAID FUNERAL BENEFITS DIVISION. There is

26 hereby appropriated, to the State Insurance Department, to be payable from

27 the State Insurance Department Prepaid Trust Fund, for personal services and

28 operating expenses of the State Insurance Department - Prepaid Funeral

29 Benefits Division for the fiscal year ending June 30, 2010, the following:

31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2009-2010</u>
33	(01) REGULAR SALARIES	\$ 191,369
34	(02) PERSONAL SERVICES MATCHING	56,799
35	(03) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	69,390

1	(B) CONF. & TRAVEL	4,000
2	(C) PROF. FEES	27,000
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	<u>2,000</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 350,558</u>

6

7 SECTION 7. APPROPRIATION - PREPAID FUNERAL CONTRACTS RECOVERY PROGRAM.

8 There is hereby appropriated, to the State Insurance Department, to be
9 payable from the Prepaid Funeral Contracts Recovery Program Fund, for
10 expenses and claims of the Prepaid Funeral Contracts Recovery Program of the
11 State Insurance Department for the fiscal year ending June 30, 2010, the
12 following:

13

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2009-2010</u>
16	(01) EXPENSES AND CLAIMS FOR PREPAID	
17	FUNERAL CONTRACTS RECOVERY PROGRAM	<u>\$ 500,000</u>

18

19 SECTION 8. APPROPRIATION - REFUNDS OF OVERPAYMENTS. There is hereby
20 appropriated, to the State Insurance Department, to be payable from the
21 Miscellaneous Revolving Fund, for the payment of miscellaneous tax and fee
22 refunds by the State Insurance Department for the fiscal year ending June 30,
23 2010, the following:

24

25	ITEM	FISCAL YEAR
26	<u>NO.</u>	<u>2009-2010</u>
27	(01) REFUNDS/REIMBURSEMENTS	<u>\$ 11,000,000</u>

28

29 SECTION 9. APPROPRIATION - CONTINUING EDUCATION PROGRAM. There is hereby
30 appropriated, to the State Insurance Department, to be payable from the
31 Insurance Continuing Education Trust Fund, for personal services of the State
32 Insurance Department - Continuing Education Program for the fiscal year
33 ending June 30, 2010, the following:

34

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2009-2010</u>

1	(01) REGULAR SALARIES	\$	25,268
2	(02) PERSONAL SERVICES MATCHING		<u>9,906</u>
3	TOTAL AMOUNT APPROPRIATED	\$	<u><u>35,174</u></u>

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5 SECTION 10. APPROPRIATION - HEALTH INFORMATION COUNSELING. There is hereby
 6 appropriated, to the State Insurance Department, to be payable from the
 7 federal funds as designated by the Chief Fiscal Officer of the State, for
 8 personal services and operating expenses of the State Insurance Department -
 9 Health Information Counseling for the fiscal year ending June 30, 2010, the
 10 following:

11

12	ITEM		FISCAL YEAR
13	<u>NO.</u>		<u>2009-2010</u>
14	(01) REGULAR SALARIES	\$	152,720
15	(02) PERSONAL SERVICES MATCHING		54,546
16	(03) MAINT. & GEN. OPERATION		
17	(A) OPER. EXPENSE		282,463
18	(B) CONF. & TRAVEL		0
19	(C) PROF. FEES		356,409
20	(D) CAP. OUTLAY		0
21	(E) DATA PROC.		<u>1,600</u>
22	TOTAL AMOUNT APPROPRIATED	\$	<u><u>847,738</u></u>

23

24 SECTION 11. APPROPRIATION - CONSUMER INFORMATION SYSTEM - CASH. There is
 25 hereby appropriated, to the State Insurance Department, to be payable from
 26 the cash fund deposited in the State Treasury as determined by the Chief
 27 Fiscal Officer of the State, for operating expenses of the State Insurance
 28 Department - Consumer Information System - Cash for the fiscal year ending
 29 June 30, 2010, the following:

30

31	ITEM		FISCAL YEAR
32	<u>NO.</u>		<u>2009-2010</u>
33	(01) MAINT. & GEN. OPERATION		
34	(A) OPER. EXPENSE	\$	166,425
35	(B) CONF. & TRAVEL		0
36	(C) PROF. FEES		0

1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 166,425</u>

4

5 SECTION 12. APPROPRIATION - TRAVEL AND SUBSISTENCE - CASH. There is hereby
 6 appropriated, to the State Insurance Department, to be payable from the cash
 7 fund deposited in the State Treasury as determined by the Chief Fiscal
 8 Officer of the State, for travel and subsistence expenses of the State
 9 Insurance Department for the fiscal year ending June 30, 2010, the following:

10

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2009-2010</u>
13	(01) TRAVEL & SUBSISTENCE EXPENSES	<u>\$ 100,000</u>

14

15 SECTION 13. APPROPRIATION - PUBLIC EMPLOYEE CLAIMS SECTION. There is
 16 hereby appropriated, to the State Insurance Department, to be payable from
 17 the Miscellaneous Agencies Fund Account, for personal services and operating
 18 expenses of the State Insurance Department - Public Employee Claims Section
 19 for the fiscal year ending June 30, 2010, the following:

20

21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2009-2010</u>
23	(01) REGULAR SALARIES	\$ 956,504
24	(02) PERSONAL SERVICES MATCHING	304,328
25	(03) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	233,209
27	(B) CONF. & TRAVEL	13,000
28	(C) PROF. FEES	1,000
29	(D) CAP. OUTLAY	15,000
30	(E) DATA PROC.	<u>4,000</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,527,041</u>

32

33 SECTION 14. APPROPRIATION - STATE EMPLOYEE CLAIMS. There is hereby
 34 appropriated, to the State Insurance Department, to be payable from the
 35 Workers' Compensation Revolving Fund, for the payment of state employee
 36 claims by the State Insurance Department - State Employee Claims for the

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

2

3	ITEM	FISCAL YEAR
4	<u>NO.</u>	<u>2009-2010</u>
5	(01) STATE EMPLOYEE CLAIMS	<u>\$ 14,000,000</u>

6

7 SECTION 15. APPROPRIATION - PUBLIC SCHOOL EMPLOYEE CLAIMS. There is hereby
8 appropriated, to the State Insurance Department, to be payable from the
9 Miscellaneous Revolving Fund, for the payment of public school employee
10 claims by the State Insurance Department - Public School Employee Claims for
11 the fiscal year ending June 30, 2010, the following:

12

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2009-2010</u>
15	(01) PUBLIC SCHOOL EMPLOYEE CLAIMS	<u>\$ 450,000</u>

16

17 SECTION 16. APPROPRIATION - COUNTY EMPLOYEE CLAIMS. There is hereby
18 appropriated, to the State Insurance Department, to be payable from the
19 Miscellaneous Revolving Fund, for the payment of county employee claims by
20 the State Insurance Department - County Employee Claims for the fiscal year
21 ending June 30, 2010, the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2009-2010</u>
25	(01) COUNTY EMPLOYEE CLAIMS	<u>\$ 200,000</u>

26

27 SECTION 17. APPROPRIATION - CITY EMPLOYEE CLAIMS. There is hereby
28 appropriated, to the State Insurance Department, to be payable from the
29 Miscellaneous Revolving Fund, for the payment of city employee claims by the
30 State Insurance Department - City Employee Claims for the fiscal year ending
31 June 30, 2010, the following:

32

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2009-2010</u>
35	(01) CITY EMPLOYEE CLAIMS	<u>\$ 600,000</u>

36

SECTION 18. APPROPRIATION - GOVERNMENTAL BONDING BOARD. There is hereby appropriated, to the State Insurance Department, to be payable from the Fidelity Bond Trust Fund, for operating expenses of the State Insurance Department - Governmental Bonding Board 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	\$ 5,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) REFUNDS/REIMBURSEMENTS	150,000
(03) CLAIMS	1,000,000
(04) INVESTMENTS	760,637
(05) PROFESSIONAL SERVICES	50,000
(06) REINSURANCE	<u>139,218</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,104,855</u>

SECTION 19. APPROPRIATION - ARKANSAS MULTI-AGENCY INSURANCE TRUST FUND OPERATIONS. There is hereby appropriated, to the State Insurance Department, to be payable from the Arkansas Multi-Agency Insurance Trust Fund, for expenses and payment of claims by the State Insurance Department - Arkansas Multi-Agency Insurance Trust Fund Operations for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) FOR EXPENSES AND CLAIMS FROM AMAIT FUND	<u>\$ 10,000,000</u>

SECTION 20. APPROPRIATION - PUBLIC SCHOOL INSURANCE PROGRAM. There is hereby appropriated, to the State Insurance Department, to be payable from the Public School Insurance Trust Fund, for expenses and payment of claims by

1 the State Insurance Department - Public School Insurance Program for the
 2 fiscal year ending June 30, 2010, the following:

3

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2009-2010</u>
6 (01) EXPENSES AND CLAIMS	\$ <u>14,000,000</u>

7

8 SECTION 21. APPROPRIATION - CRIMINAL BACKGROUND CHECKS - CASH. There is
 9 hereby appropriated, to the State Insurance Department, to be payable from
 10 the cash fund deposited in the State Treasury as determined by the Chief
 11 Fiscal Officer of the State, for operating expenses of the State Insurance
 12 Department - Criminal Background Checks - Cash for the fiscal year ending
 13 June 30, 2010, the following:

14

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

24

25 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 27 PROVISION. In the event the State Insurance Department is unable to maintain
 28 a full roster of examination personnel ~~during the 2007-2009 Biennium~~, and
 29 upon approval of the Chief Fiscal Officer of the State, the resulting unused
 30 appropriations in Regular Salaries, Extra Help, and Personal Services
 31 Matching may be transferred to the Professional Services special line item
 32 for the purpose of contracting with qualified individuals or firms for
 33 examination assistance.

34 The provisions of this section shall be in effect only from July 1,
 35 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

36

1 SECTION 23. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 2 by this act shall be limited to the appropriation for such agency and funds
 3 made available by law for the support of such appropriations; and the
 4 restrictions of the State Procurement Law, the General Accounting and
 5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 6 Procedures and Restrictions Act, or their successors, and other fiscal
 7 control laws of this State, where applicable, and regulations promulgated by
 8 the Department of Finance and Administration, as authorized by law, shall be
 9 strictly complied with in disbursement of said funds.

10
 11 SECTION 24. LEGISLATIVE INTENT. It is the intent of the General Assembly
 12 that any funds disbursed under the authority of the appropriations contained
 13 in this act shall be in compliance with the stated reasons for which this act
 14 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 15 and Legislative Recommendations contained in the budget manuals prepared by
 16 the Department of Finance and Administration, letters, or summarized oral
 17 testimony in the official minutes of the Arkansas Legislative Council or
 18 Joint Budget Committee which relate to its passage and adoption.

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

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 33 APPROVED: 2/09/2009
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