

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

# A Bill

HOUSE BILL 1149

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF CAREER  
10 EDUCATION - ARKANSAS REHABILITATION SERVICES FOR THE  
11 FISCAL YEAR ENDING JUNE 30, 2020; AND FOR OTHER  
12 PURPOSES.  
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## Subtitle

15 AN ACT FOR THE DEPARTMENT OF CAREER  
16 EDUCATION - ARKANSAS REHABILITATION  
17 SERVICES APPROPRIATION FOR THE 2019-2020  
18 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 Career Education - Arkansas Rehabilitation Services for the  
26 2019-2020 fiscal year, the following maximum number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2019-2020
32	(1)	U012U REHABILITATION SERVICES COMMISSIONER	1	GRADE SE01
33	(2)	L011N DENTIST	1	GRADE MP06
34	(3)	L013N GENERAL PHYSICIAN	3	GRADE MP06
35	(4)	L016N REGISTERED PHARMACIST	1	GRADE MP05
36	(5)	L021N PHYSICAL THERAPIST	1	GRADE MP03



1	(6)	L003C PSYCHOLOGIST	4	GRADE MP03
2	(7)	L015C CLINICAL SPEECH PATHOLOGIST	1	GRADE MP02
3	(8)	L022N OCCUPATIONAL THERAPIST	4	GRADE MP02
4	(9)	L027C REGISTERED NURSE SUPERVISOR	1	GRADE MP02
5	(10)	L032C REGISTERED NURSE - HOSPITAL	2	GRADE MP01
6	(11)	N178N ARS CHIEF INFORMATION OFFICER	1	GRADE IT09
7	(12)	D052C SOFTWARE SUPPORT ANALYST	1	GRADE IT05
8	(13)	D064C WEBSITE DEVELOPER	1	GRADE IT04
9	(14)	G001N ADE LITIGATION ATTORNEY	1	GRADE GS15
10	(15)	N172N ACE REHAB OPERATIONS DIRECTOR	3	GRADE GS13
11	(16)	N098N ACTI DIRECTOR OF PHYSICAL THERAPY	1	GRADE GS13
12	(17)	G004C MANAGING ATTORNEY	1	GRADE GS13
13	(18)	P078C ARS DIRECTOR OF COMMUNICATION	1	GRADE GS12
14	(19)	A014C FISCAL DIVISION MANAGER	1	GRADE GS12
15	(20)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
16	(21)	N170N REHAB DIRECTOR - ACTI	1	GRADE GS12
17	(22)	N138N REHAB DIRECTOR FIELD SVCS	1	GRADE GS12
18	(23)	G040C REHAB DIRECTOR - SPECIAL PROGRAMS	2	GRADE GS10
19	(24)	E005C REHAB DIRECTOR OF VOCATIONAL TRAINING	1	GRADE GS10
20	(25)	A052C ACCOUNTING COORDINATOR	3	GRADE GS09
21	(26)	L040C DIETARY SERVICES DIRECTOR	1	GRADE GS09
22	(27)	G070C DIRECTOR OF FIELD OPERATIONS	1	GRADE GS09
23	(28)	L033C PSYCHOLOGICAL EXAMINER	13	GRADE GS09
24	(29)	X038C QUALITY ASSURANCE MANAGER	1	GRADE GS09
25	(30)	L037C REHAB AREA MANAGER	13	GRADE GS09
26	(31)	E011C VOCATIONAL EDUCATION COORDINATOR	3	GRADE GS09
27	(32)	L098C CERTIFIED VOCATIONAL REHAB COUNSELOR	99	GRADE GS08
28	(33)	S004C MAINTENANCE MANAGER	1	GRADE GS08
29	(34)	V007C PROCUREMENT COORDINATOR	1	GRADE GS08
30	(35)	X062C QUALITY ASSURANCE COORDINATOR	4	GRADE GS08
31	(36)	L018C REHAB ASST DIRECTOR - ACTI	1	GRADE GS08
32	(37)	G121C REHAB PROGRAM MANAGER	10	GRADE GS08
33	(38)	A060C SENIOR AUDITOR	1	GRADE GS08
34	(39)	R024C ASSISTANT PERSONNEL MANAGER	2	GRADE GS07
35	(40)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
36	(41)	M026C LICENSED SOCIAL WORKER	2	GRADE GS07

1	(42)	L061C MEDICAL TECHNOLOGIST	1	GRADE GS07
2	(43)	P013C PUBLIC INFORMATION COORDINATOR	1	GRADE GS07
3	(44)	L064C RADIOLOGY TECHNICIAN	1	GRADE GS07
4	(45)	G163C REHAB PROGRAM COORDINATOR	10	GRADE GS07
5	(46)	L057C REHAB SVS FACILITY SPECIALIST	2	GRADE GS07
6	(47)	E040C STAFF DEVELOPMENT COORDINATOR	1	GRADE GS07
7	(48)	M032C VOCATIONAL REHAB PLACEMENT SPEC	14	GRADE GS07
8	(49)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
9	(50)	E043C CERTIFIED VOCATIONAL TEACHER	22	GRADE GS06
10	(51)	R025C HUMAN RESOURCES ANALYST	2	GRADE GS06
11	(52)	M050C INTERPRETER	4	GRADE GS06
12	(53)	L069C LICENSED PRACTICAL NURSE	4	GRADE GS06
13	(54)	S017C MAINTENANCE COORDINATOR	1	GRADE GS06
14	(55)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
15	(56)	T062C PUBLIC SAFETY DIRECTOR	1	GRADE GS06
16	(57)	C036C ADMINISTRATIVE REVIEW ANALYST	1	GRADE GS05
17	(58)	R033C BENEFITS ANALYST	1	GRADE GS05
18	(59)	C022C BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
19	(60)	V014C BUYER	2	GRADE GS05
20	(61)	G215C CAREER PLANNING & PLACE SPECIALIST	1	GRADE GS05
21	(62)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
22	(63)	S033C MAINTENANCE SUPERVISOR	1	GRADE GS05
23	(64)	C028C MEDICAL RECORDS SUPERVISOR	1	GRADE GS05
24	(65)	T055C PUBLIC SAFETY OFFICER	1	GRADE GS05
25	(66)	V015C PURCHASING SPECIALIST	1	GRADE GS05
26	(67)	M065C RECREATIONAL ACTIVITY SUPERVISOR	1	GRADE GS05
27	(68)	S022C SKILLED TRADES SUPERVISOR	1	GRADE GS05
28	(69)	E049C VOCATIONAL INSTRUCTOR	1	GRADE GS05
29	(70)	M061C VOCATIONAL REHAB EVALUATOR	2	GRADE GS05
30	(71)	V018C WAREHOUSE MANAGER	1	GRADE GS05
31	(72)	C056C ADMINISTRATIVE SPECIALIST III	8	GRADE GS04
32	(73)	A098C FISCAL SUPPORT SPECIALIST	4	GRADE GS04
33	(74)	S044C FOOD PREPARATION MANAGER	1	GRADE GS04
34	(75)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
35	(76)	V020C INVENTORY CONTROL MANAGER	1	GRADE GS04
36	(77)	V022C PURCHASING TECHNICIAN	2	GRADE GS04

1	(78)	C043C RECORDS MANAGEMENT ANALYST	2	GRADE GS04
2	(79)	S031C SKILLED TRADESMAN	12	GRADE GS04
3	(80)	S099C STATIONARY ENGINEER	5	GRADE GS04
4	(81)	V023C STOREROOM SUPERVISOR	1	GRADE GS04
5	(82)	V025C WAREHOUSE SPECIALIST	1	GRADE GS04
6	(83)	C073C ADMINISTRATIVE SPECIALIST II	82	GRADE GS03
7	(84)	S056C FOOD PREPARATION SUPERVISOR	2	GRADE GS03
8	(85)	V027C INVENTORY CONTROL TECHNICIAN	2	GRADE GS03
9	(86)	C062C LOCAL OFFICE ADMINISTRATIVE ASSISTAN	1	GRADE GS03
10	(87)	T084C PUBLIC SAFETY SECURITY OFFICER	1	GRADE GS03
11	(88)	M081C RESIDENTIAL CARE SHIFT SUPERVISOR	2	GRADE GS03
12	(89)	T087C SECURITY OFFICER	7	GRADE GS03
13	(90)	C087C ADMINISTRATIVE SPECIALIST I	12	GRADE GS02
14	(91)	S083C BAKER	1	GRADE GS02
15	(92)	S070C EQUIPMENT TECHNICIAN	5	GRADE GS02
16	(93)	S068C FOOD PREPARATION COORDINATOR	3	GRADE GS02
17	(94)	S085C FOOD PREPARATION SPECIALIST	1	GRADE GS02
18	(95)	S084C INSTITUTIONAL SERVICES SUPERVISOR	5	GRADE GS02
19	(96)	M076C RECREATIONAL ACTIVITY LEADER II	3	GRADE GS02
20	(97)	M083C RESIDENTIAL CARE TECHNICIAN	6	GRADE GS02
21	(98)	S086C COOK	6	GRADE GS01
22	(99)	S080C EQUIPMENT OPERATOR	2	GRADE GS01
23	(100)	S089C FOOD PREPARATION TECHNICIAN	8	GRADE GS01
24	(101)	S087C INSTITUTIONAL SERVICES ASSISTANT	<u>13</u>	GRADE GS01
25		MAX. NO. OF EMPLOYEES	478	

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27 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department  
 28 of Career Education - Arkansas Rehabilitation Services for the 2019-2020  
 29 fiscal year, the following maximum number of part-time or temporary  
 30 employees, to be known as "Extra Help", payable from funds appropriated  
 31 herein for such purposes: nineteen (19) temporary or part-time employees,  
 32 when needed, at rates of pay not to exceed those provided in the Uniform  
 33 Classification and Compensation Act, or its successor, or this act for the  
 34 appropriate classification.

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

1 to the Department of Career Education - Arkansas Rehabilitation Services, to  
 2 be payable from the paying account as determined by the Chief Fiscal Officer  
 3 of the State, for personal services, operating expenses, and grants and aid  
 4 by the Department of Career Education - Arkansas Rehabilitation Services -  
 5 Operations for the fiscal year ending June 30, 2020, the following:

7 ITEM	FISCAL YEAR
8 <u>NO.</u>	<u>2019-2020</u>
9 (01) REGULAR SALARIES	\$19,562,900
10 (02) EXTRA HELP	252,000
11 (03) PERSONAL SERVICES MATCHING	6,832,368
12 (04) MAINT. & GEN. OPERATION	
13 (A) OPER. EXPENSE	7,480,905
14 (B) CONF. & TRAVEL	142,968
15 (C) PROF. FEES	344,903
16 (D) CAP. OUTLAY	0
17 (E) DATA PROC.	0
18 (05) REHABILITATION PROGRAM GRANTS	2,647,183
19 (06) CONTRACT SERVICES	18,248,289
20 (07) ARKANSAS KIDNEY DISEASE COMMISSION	850,441
21 (08) PROJECT SEARCH	<u>2,438,233</u>
22 TOTAL AMOUNT APPROPRIATED	<u>\$58,800,190</u>

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 24 SECTION 4. APPROPRIATION - INCREASING CAPABILITIES ACCESS NETWORK -  
 25 FEDERAL. There is hereby appropriated, to the Department of Career Education  
 26 - Arkansas Rehabilitation Services, to be payable from the paying account as  
 27 determined by the Chief Fiscal Officer of the State, for personal services  
 28 and operating expenses of the Department of Career Education - Arkansas  
 29 Rehabilitation Services - Increasing Capabilities Access Network - Federal  
 30 for the fiscal year ending June 30, 2020, the following:

32 ITEM	FISCAL YEAR
33 <u>NO.</u>	<u>2019-2020</u>
34 (01) REGULAR SALARIES	\$165,494
35 (02) PERSONAL SERVICES MATCHING	57,231
36 (03) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	110,758
2	(B) CONF. & TRAVEL	3,402
3	(C) PROF. FEES	0
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	<u><u>\$336,885</u></u>

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8 SECTION 5. APPROPRIATION - STATEWIDE DISABILITY TELECOMMUNICATION

9 EQUIPMENT PROGRAM. There is hereby appropriated, to the Department of Career

10 Education - Arkansas Rehabilitation Services, to be payable from the

11 Telecommunication Equipment Fund, for personal services and operating

12 expenses of the Department of Career Education - Arkansas Rehabilitation

13 Services - Statewide Disability Telecommunication Equipment Program for the

14 fiscal year ending June 30, 2020, the following:

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2019-2020</u>
18	(01) REGULAR SALARIES	\$121,211
19	(02) PERSONAL SERVICES MATCHING	42,272
20	(03) MAINT. & GEN. OPERATION	
21	(A) OPER. EXPENSE	50,402
22	(B) CONF. & TRAVEL	3,165
23	(C) PROF. FEES	5,000
24	(D) CAP. OUTLAY	0
25	(E) DATA PROC.	0
26	(04) ASSISTIVE EQUIPMENT PURCHASE GRANTS	<u>175,191</u>
27	TOTAL AMOUNT APPROPRIATED	<u><u>\$397,241</u></u>

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29 SECTION 6. APPROPRIATION - PEOPLE WITH DISABILITIES PROGRAM - SPECIAL.

30 There is hereby appropriated, to the Department of Career Education -

31 Arkansas Rehabilitation Services, to be payable from the Governors Commission

32 on People with Disabilities Fund, for operating expenses of the Department of

33 Career Education - Arkansas Rehabilitation Services - People with

34 Disabilities Program - Special for the fiscal year ending June 30, 2020, the

35 following:

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1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2019-2020</u>
3	(01) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	\$6,325
5	(B) CONF. & TRAVEL	0
6	(C) PROF. FEES	0
7	(D) CAP. OUTLAY	0
8	(E) DATA PROC.	<u>0</u>
9	TOTAL AMOUNT APPROPRIATED	<u><u>\$6,325</u></u>

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11 SECTION 7. APPROPRIATION - TECHNOLOGY EQUIPMENT REVOLVING LOAN PROGRAM.

12 There is hereby appropriated, to the Department of Career Education -  
 13 Arkansas Rehabilitation Services, to be payable from the cash fund deposited  
 14 in the State Treasury as determined by the Chief Fiscal Officer of the State,  
 15 for providing loans to individuals with disabilities for essential assistive  
 16 technology, adaptive equipment, and for loan administration/servicing by the  
 17 Department of Career Education - Arkansas Rehabilitation Services -  
 18 Technology Equipment Revolving Loan Program for the fiscal year ending June  
 19 30, 2020, the following:

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21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2019-2020</u>
23	(01) LOANS	<u><u>\$532,085</u></u>

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25 SECTION 8. APPROPRIATION - CASH OPERATIONS. There is hereby  
 26 appropriated, to the Department of Career Education - Arkansas Rehabilitation  
 27 Services, to be payable from the cash fund deposited in the State Treasury as  
 28 determined by the Chief Fiscal Officer of the State, for operating expenses  
 29 of the Department of Career Education - Arkansas Rehabilitation Services -  
 30 Cash Operations for the fiscal year ending June 30, 2020, the following:

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32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2019-2020</u>
34	(01) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	\$346,542
36	(B) CONF. & TRAVEL	10,000

1	(C) PROF. FEES	0
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$356,542</u></u>

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SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMPREHENSIVE SYSTEM OF PERSONNEL DEVELOPMENT. Section 101(a)(7) of the Rehabilitation Act Amendments of 1992, commonly referred to as the Comprehensive System of Personnel Development (CSPD), requires State Vocational Rehabilitation (VR) agencies to establish qualified personnel standards for rehabilitation personnel, including VR counselors, that are consistent with any national or State-approved or recognized certification, licensing, or registration that apply to a particular profession. In order to comply with the Rehabilitation Act and its State Plan requirements, there is hereby authorized for the Department of Career Education-Arkansas Rehabilitation Services a general waiver of the Financial Management Guide, R1-19-4-522 Continuing Professional Education. This waiver allows the agency to provide college level coursework in degree programs for any eligible employees selected by the agency. This provision covers any and all formula and discretionary grants funded by the U.S.D.O.E. Rehabilitation Services Administration, now or in the future, including, but not limited to, the Vocational Rehabilitation Program, Supported Employment, Independent Living, and the Staff Development Grant. The waiver applies to federal financial participation (FFP), state general revenue share, and program income.

The provisions of this section shall be in effect from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FORGIVENESS OF STUDENT LOAN PROGRAM. The Forgiveness of Student Loan Program shall be available to counselors employed by Arkansas Rehabilitation Services that have been determined eligible by rules promulgated by Arkansas Rehabilitation Services as required by Arkansas Code §25-30-206. These rules shall be submitted to the Arkansas Legislative Council or Joint Budget Committee under § 10-3-309 and receive review and approval. These rules must

1 include the following eligibility requirements:

2 (1) Satisfactory completion of any probationary period;

3 (2) Proof of a student loan that remains unpaid, including the name and  
4 address of the creditor;

5 (3) An executed employment contract in which the counselor agrees to  
6 the following:

7 (a) work for Arkansas Rehabilitation Services for a term that equals  
8 two (2) years for each year that the program makes a payment on the  
9 counselor's student loan and

10 (b) reimburse the program the full amount of any loan payments made  
11 under this program in the event that the counselor resigns or is terminated  
12 for cause before the term of the contract terminates.

13 The amount of payment to be made directly to the counselor's student  
14 loan creditor may not exceed:

15 (1) Two thousand dollars (\$2,000) per year; or

16 (2) Ten thousand dollars (\$10,000) per employee.

17 The Arkansas Rehabilitation Services agency shall pay for the  
18 Forgiveness of Student Loan Program from the Rehabilitation Program Grants -  
19 Grants and Aid line item authorized for the appropriation entitled  
20 Rehabilitation Services - Operations in an amount not to exceed eighty  
21 thousand dollars (\$80,000) per fiscal year.

22 In addition, the Arkansas Rehabilitation Services agency shall provide a  
23 formal, written notification to all counselors employed by Arkansas  
24 Rehabilitation Services of the availability of the Forgiveness of Student  
25 Loan Program by July 1 of each fiscal year. The agency shall include with the  
26 notification, the promulgated rules which shall outline the eligibility  
27 requirements for participation.

28 The agency shall submit a copy of this notification to the Arkansas  
29 Legislative Council or Joint Budget Committee by July 1 of each fiscal year.  
30 In addition, Arkansas Rehabilitation Services shall report bi-annually, by  
31 the 15th day of the month following the end of each six month period, to the  
32 Arkansas Legislative Council or Joint Budget Committee the number of  
33 employees participating in the program.

34 The provisions of this section shall be in effect only from July 1, ~~2018~~  
35 2019 through June 30, ~~2019~~ 2020.

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1 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 2 authorized by this act shall be limited to the appropriation for such agency  
 3 and funds made available by law for the support of such appropriations; and  
 4 the 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.

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

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 20 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the  
 21 General Assembly, that the Constitution of the State of Arkansas prohibits  
 22 the appropriation of funds for more than a one (1) year period; that the  
 23 effectiveness of this Act on July 1, 2019 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 legislative session, the delay in the  
 26 effective date of this Act beyond July 1, 2019 could work irreparable harm  
 27 upon the proper administration and provision of essential governmental  
 28 programs. Therefore, an emergency is hereby declared to exist and this Act  
 29 being necessary for the immediate preservation of the public peace, health  
 30 and safety shall be in full force and effect from and after July 1, 2019.

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 33 **APPROVED: 2/13/19**  
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