

1 State of Arkansas
2 92nd General Assembly
3 Fiscal Session, 2020
4

A Bill

SENATE BILL 75

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 HEALTH -
10 ARKANSAS MINORITY HEALTH COMMISSION FOR THE FISCAL
11 YEAR ENDING JUNE 30, 2021; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT FOR THE DEPARTMENT OF HEALTH -
14 ARKANSAS MINORITY HEALTH COMMISSION
15 APPROPRIATION FOR THE 2020-2021 FISCAL
16 YEAR.
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Department of Health - Arkansas Minority Health Commission for the 2020-2021
24 fiscal year, the following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2020-2021
30	(1) N133N	DIRECTOR MINORITY HEALTH COMMISSION	1	GRADE GS14
31	(2) L053C	HEALTH PROGRAM SPECIALIST I	1	GRADE GS06
32	(3) P031C	MEDIA SPECIALIST	<u>1</u>	GRADE GS06
33		MAX. NO. OF EMPLOYEES	3	

34
35 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,
36 to the Department of Health, to be payable from the Miscellaneous Agencies



1 Fund Account, for personal services and operating expenses of the Department
 2 of Health - Arkansas Minority Health Commission for the fiscal year ending
 3 June 30, 2021, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2020-2021</u>
7 (01) REGULAR SALARIES	\$164,353
8 (02) PERSONAL SERVICES MATCHING	53,019
9 (03) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	1,229
11 (B) CONF. & TRAVEL	500
12 (C) PROF. FEES	0
13 (D) CAP. OUTLAY	0
14 (E) DATA PROC.	0
15 (04) PROMOTIONAL ITEMS	<u>0</u>
16 TOTAL AMOUNT APPROPRIATED	<u><u>\$219,101</u></u>

17

18 SECTION 3. APPROPRIATION - CASH. There is hereby appropriated, to the
 19 Department of Health, to be payable from the cash fund deposited in the State
 20 Treasury as determined by the Chief Fiscal Officer of the State, for personal
 21 services and operating expenses of the Department of Health - Arkansas
 22 Minority Health Commission for the fiscal year ending June 30, 2021, the
 23 following:

24

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2020-2021</u>
27 (01) PERSONAL SERVICES & OPERATING EXPENSES	<u><u>\$25,949</u></u>

28

29 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

31 PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall establish
 32 upon request for the Minority Health Commission a special Promotional Items
 33 appropriation to be used in the acquisition of promotional items. When the
 34 Minority Health Commission wishes to transfer from its operating expenses
 35 appropriation and funds to the promotional items line, the request shall be
 36 forwarded by the Minority Health Commission to the Chief Fiscal Officer of

1 the State for processing and for prior approval by the Arkansas Legislative
2 Council or Joint Budget Committee. Determining the maximum number of
3 employees and the maximum amount of appropriation and general revenue funding
4 for a state agency each fiscal year is the prerogative of the General
5 Assembly. This is usually accomplished by delineating such maximums in the
6 appropriation act(s) for a state agency and the general revenue allocations
7 authorized for each fund and fund account by amendment to the Revenue
8 Stabilization law. Further, the General Assembly has determined that the
9 Minority Health Commission may operate more efficiently if some flexibility
10 is provided to the Minority Health Commission authorizing broad powers under
11 this Section. Therefore, it is both necessary and appropriate that the
12 General Assembly maintain oversight by requiring prior approval of the
13 Legislative Council or Joint Budget Committee as provided by this section.
14 The requirement of approval by the Legislative Council or Joint Budget
15 Committee is not a severable part of this section. If the requirement of
16 approval by the Legislative Council or Joint Budget Committee is ruled
17 unconstitutional by a court of competent jurisdiction, this entire section is
18 void.

19 The provisions of this section shall be in effect only from July 1, ~~2019~~
20 2020 through June 30, ~~2020~~ 2021.

21
22 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
23 authorized by this act shall be limited to the appropriation for such agency
24 and funds made available by law for the support of such appropriations; and
25 the restrictions of the State Procurement Law, the General Accounting and
26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
27 Procedures and Restrictions Act, or their successors, and other fiscal
28 control laws of this State, where applicable, and regulations promulgated by
29 the Department of Finance and Administration, as authorized by law, shall be
30 strictly complied with in disbursement of said funds.

31
32 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
33 Assembly that any funds disbursed under the authority of the appropriations
34 contained in this act shall be in compliance with the stated reasons for
35 which this act was adopted, as evidenced by the Agency Requests, Executive
36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or
2 summarized oral testimony in the official minutes of the Arkansas Legislative
3 Council or Joint Budget Committee which relate to its passage and adoption.
4

5 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
6 Assembly, that the Constitution of the State of Arkansas prohibits the
7 appropriation of funds for more than a one (1) year period; that the
8 effectiveness of this Act on July 1, 2020 is essential to the operation of
9 the agency for which the appropriations in this Act are provided, and that in
10 the event of an extension of the legislative session, the delay in the
11 effective date of this Act beyond July 1, 2020 could work irreparable harm
12 upon the proper administration and provision of essential governmental
13 programs. Therefore, an emergency is hereby declared to exist and this Act
14 being necessary for the immediate preservation of the public peace, health
15 and safety shall be in full force and effect from and after July 1, 2020.
16

17
18 **APPROVED: 4/20/20**
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36