

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1095

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 HEALTH SERVICES PERMIT AGENCY FOR THE FISCAL YEAR
11 ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF HEALTH -
15 HEALTH SERVICES PERMIT AGENCY
16 APPROPRIATION FOR THE 2021-2022 FISCAL
17 YEAR.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the
24 Department of Health - Health Services Permit Agency for the 2021-2022 fiscal
25 year, the following maximum number of regular employees.
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Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2021-2022
31	(1)	U025U ADH HEALTH PERMIT SERVICES DIRECTOR	1	GRADE SE01
32	(2)	G272C ADH HSPA DEPUTY ADMINISTRATOR	1	GRADE GS11
33	(3)	A116C BUSINESS OPERATIONS MANAGER	1	GRADE GS08
34	(4)	C017C ADH HEALTH ADMINISTRATIVE COORD	1	GRADE GS06
35	(5)	G204C PLANNING SPECIALIST	<u>1</u>	GRADE GS06
36		MAX. NO. OF EMPLOYEES	5	



SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Health, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Department of Health - Health Services Permit Agency - State Operations for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR 2021-2022
(01) REGULAR SALARIES	\$327,484
(02) PERSONAL SERVICES MATCHING	112,049
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	60,835
(B) CONF. & TRAVEL	1,274
(C) PROF. FEES	16,267
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$517,909</u></u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD. Any unexpended balance of funds generated by fees and fines pursuant to Arkansas Code 20-8-103 et. seq. deposited into the Miscellaneous Agencies Fund Account which remain at the close of each state fiscal year shall be carried forward to the next state fiscal year to be used for the same intent and purposes as set forth in law.

Any carry forward of unexpended balance funding as authorized herein, may be carried forward under the following conditions:

(1) Prior to June 30, ~~2021~~ 2022 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of Budget;

(2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council all amounts carried forward by the September Arkansas Legislative Council or Joint Budget Committee meeting, which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward, the program name

1 or line item, the funding source of that appropriation and a copy of the
2 written request set forth in (1) above;

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

11 (4) Thereupon, the Department of Finance and Administration shall include
12 all information obtained in item (3) above in the budget manuals and/or a
13 statement of non-compliance by the Agency, Board, Commission or Institution.

14 The provisions of this section shall be in effect only from July 1, ~~2020~~
15 2021 through June 30, ~~2021~~ 2022.

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

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27 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
28 Assembly that any funds disbursed under the authority of the appropriations
29 contained in this act shall be in compliance with the stated reasons for
30 which this act was adopted, as evidenced by the Agency Requests, Executive
31 Recommendations and Legislative Recommendations contained in the budget
32 manuals prepared by the Department of Finance and Administration, letters, or
33 summarized oral testimony in the official minutes of the Arkansas Legislative
34 Council or Joint Budget Committee which relate to its passage and adoption.

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36 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the
2 appropriation of funds for more than a one (1) year period; that the
3 effectiveness of this Act on July 1, 2021 is essential to the operation of
4 the agency for which the appropriations in this Act are provided, and that in
5 the event of an extension of the legislative session, the delay in the
6 effective date of this Act beyond July 1, 2021 could work irreparable harm
7 upon the proper administration and provision of essential governmental
8 programs. Therefore, an emergency is hereby declared to exist and this Act
9 being necessary for the immediate preservation of the public peace, health
10 and safety shall be in full force and effect from and after July 1, 2021.

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13 **APPROVED: 1/28/21**
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