

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.

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

*As Engrossed: S4/10/01*  
**A Bill**

**Act 1617 of 2001**  
SENATE BILL 221

5 By: Joint Budget Committee  
6  
7

**For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 AND OPERATING EXPENSES FOR THE ARKANSAS MINORITY  
11 HEALTH COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE  
12 30, 2003; AND FOR OTHER PURPOSES.  
13

**Subtitle**

14 AN ACT FOR THE ARKANSAS MINORITY  
15 HEALTH COMMISSION APPROPRIATION FOR  
16 THE 2001-2003 BIENNIUM.  
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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 Arkansas  
24 Minority Health Commission for the 2001-2003 biennium, the following maximum  
25 number of regular employees whose salaries shall be governed by the provisions  
26 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201  
27 et seq.), or its successor, and all laws amendatory thereto. Provided,  
28 however, that any position to which a specific maximum annual salary is set  
29 out herein in dollars, shall be exempt from the provisions of said Uniform  
30 Classification and Compensation Act. All persons occupying positions  
31 authorized herein are hereby governed by the provisions of the Regular  
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
33 successor.  
34

35  
36  
Maximum Annual  
Maximum Salary Rate

| Item Class                               | No. of    | Fiscal Years        |
|--|-----------|---------------------|
| No. Code Title                           | Employees | 2001-2002 2002-2003 |
| (1) 9239 DIRECTOR - MINORITY HEALTH COMM |           | \$68,536 \$70,318   |
| (2) R264 MANAGEMENT PROJECT ANALYST I    | 1         | GRADE 18            |
| (3) R010 ADMINISTRATIVE ASSISTANT II     | 1         | GRADE 17            |
| MAX. NO. OF EMPLOYEES                    | 3         |                     |

SECTION 2. APPROPRIATION. There is hereby appropriated, to the Arkansas Minority Health Commission, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Arkansas Minority Health Commission for the biennial period ending June 30, 2003, the following:

| ITEM                         | FISCAL YEARS      |                   |
|------------------------------|-------------------|-------------------|
| NO.                          | 2001-2002         | 2002-2003         |
| (01) REGULAR SALARIES        | \$ 112,155        | \$ 115,071        |
| (02) PERSONAL SERV MATCHING  | 28,756            | 29,270            |
| (03) MAINT. & GEN. OPERATION |                   |                   |
| (A) OPER. EXPENSE            | 37,791            | 37,791            |
| (B) CONF. & TRAVEL           | 3,016             | 3,016             |
| (C) PROF. FEES               | 1,000             | 1,000             |
| (D) CAP. OUTLAY              | 2,175             | 0                 |
| (E) DATA PROC.               | 0                 | 0                 |
| TOTAL AMOUNT APPROPRIATED    | <u>\$ 184,893</u> | <u>\$ 186,148</u> |

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMISSION EXPENSE REIMBURSEMENT. The Commission may, by a majority vote of the total membership of the Commission, cast at its first regularly scheduled meeting of each calendar year, authorize expense reimbursement for Commission members performing official duties of the Commission and such expense reimbursement shall not exceed the rate established for state employees in the state travel regulations. The provisions of this section shall be in effect only from July 1, 2001 through June 30, 2003.

SECTION 4. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all

1 appropriations as provided in this Act, the agency disbursing officer shall  
2 monitor the level of fund balances in relation to expenditures on a monthly  
3 basis. If any proposed expenditures would cause a fund balance to decline to  
4 less than fifty percent (50%) of the balance available on July 1, 2001, the  
5 disbursing officer shall immediately notify the executive head of the agency.

6 Prior to any obligations being made under these circumstances, the agency  
7 head shall file written documentation with the Chief Fiscal Officer of the  
8 State requesting approval of the expenditures. Such documentation shall  
9 provide sufficient financial data to justify the expenditures and shall  
10 include the following:

11 1) a plan that clearly indicates the specific fiscal impact of such  
12 expenditures on the fund balance.

13 2) information clearly indicating and explaining what programs would be cut or  
14 any other measures to be taken by the agency to restore the fund balance.

15 3) the extent to which any of the planned expenditures are for one-time costs  
16 or one-time purchase of capitalized items.

17 4) a statement certifying that the expenditure of fund balances will not  
18 jeopardize the financial health of the agency, nor result in a permanent  
19 depletion of the fund balance.

20 (B) The Chief Fiscal Officer of the State shall review the request and  
21 approve or disapprove all or any part of the request, after having sought  
22 prior review by the Legislative Council.

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

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34 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly  
35 that any funds disbursed under the authority of the appropriations contained  
36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
2 and Legislative Recommendations contained in the budget manuals prepared by  
3 the Department of Finance and Administration, letters, or summarized oral  
4 testimony in the official minutes of the Arkansas Legislative Council or Joint  
5 Budget Committee which relate to its passage and adoption.

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7 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
8 Assembly, that the Constitution of the State of Arkansas prohibits the  
9 appropriation of funds for more than a two (2) year period; that the  
10 effectiveness of this Act on July 1, 2001 is essential to the operation of the  
11 agency for which the appropriations in this Act are provided, and that in the  
12 event of an extension of the Regular Session, the delay in the effective date  
13 of this Act beyond July 1, 2001 could work irreparable harm upon the proper  
14 administration and provision of essential governmental programs. Therefore, an  
15 emergency is hereby declared to exist and this Act being necessary for the  
16 immediate preservation of the public peace, health and safety shall be in full  
17 force and effect from and after July 1, 2001.

18 */s/ Joint Budget Committee*

21 APPROVED: 4/16/2001