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.

4 By: Joint Budget Committee 6 7 8 For An Act To Be Entitled 9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES 10 AND OPERATING EXPENSES FOR THE ARKANSAS VALLEY 11 TECHNICAL INSTITUTE FOR THE BIENNIAL PERIOD ENDING 12 JUNE 30, 2003; AND FOR OTHER PURPOSES. 14 Subtite 15 Subtite 16 AN ACT FOR THE ARKANSAS VALLEY TECHNICAL 17 INSTITUTE APPROPRIATION FOR THE 2001-2003 18 BIENNIUM. 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 22 SECTION 1. REGULAR SALARIES. There is hereby established for the A 23 SECTION 1. REGULAR SALARIES. There is hereby established for the A 24 Valley Technical Institute for the 2001-2003 biennium, the following m 25 Iniform Classification and Compensation Act (Arkansa 26 Provisions of the Uniform Classification and Compensation Act (Arkansa 27 S§21-5-201 et seq.), or its successor, and all laws amendatory thereto 28 Provided, however, that any position to which a specific maximum annue	1 2	State of Arkansas 83rd General Assembly	A Bill	Act 733 of 2001
5 By: Joint Budget Committee 6 7 8 For An Act To Be Entitled 9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES 10 AND OPERATING EXPENSES FOR THE ARKANSAS VALLEY 11 TECHNICAL INSTITUTE FOR THE BIENNIAL PERIOD ENDING 12 JUNE 30, 2003; AND FOR OTHER PURPOSES. 13 Subtitle 14 Subtitle 15 Subtitle 16 AN ACT FOR THE ARKANSAS VALLEY TECHNICAL 17 INSTITUTE APPROPRIATION FOR THE 2001-2003 18 BIENNIUM. 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 22 SECTION 1. REGULAR SALARIES. There is hereby established for the A 24 Valley Technical Institute for the 2001-2003 biennium, the following m 25 Normbor of regular employees whose salaries shall be governed by the 26 provisions of the Uniform Classification and Compensation Act (Arkansa: 27 \$\$21-5-201 et seq.), or its successor, and all laws amendatory thereto: 28 said Uniform Classification and Compensation Act. All persons occupyi	3	Regular Session, 2001		HOUSE BILL 1863
6 7 8 For An Act To Be Entitled 9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES 10 AND OPERATING EXPENSES FOR THE ARKANSAS VALLEY 11 TECHNICAL INSTITUTE FOR THE BIENNIAL PERIOD ENDING 12 JUNE 30, 2003; AND FOR OTHER PURPOSES. 13 Subtitle 14 Subtitle 15 Subtitle 16 AN ACT FOR THE ARKANSAS VALLEY TECHNICAL 17 INSTITUTE APPROPRIATION FOR THE 2001-2003 18 BIENNIUM. 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 22 SECTION 1. REGULAR SALARIES. There is hereby established for the A 24 Valley Technical Institute for the 2001-2003 biennium, the following m 25 Nor its successor, and all laws amendatory theretor 26 Provisions of the Uniform Classification and Compensation Act (Arkansas 26 Sys1-5-201 et seq.), or its successor, and all laws amendatory thereto 27 Set out herein in dollars, shall be exempt from the provision 28 saiary is set out herein in achereby governed by the provisions of t	4			
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 33 or its successor. 34 35 Maximum A 	31	positions authorized her	ein are hereby governed by the pr	ovisions of the
34 35 Maximum A	32	Regular Salaries Procedu	ures and Restrictions Act (Arkansa	ıs Code §21-5-101),
35 Maximum A		or its successor.		
36 Maximum Salary R				Maximum Annual
	36		Maxi mum	Salary Rate



021920011208. KCA391

1	ltem	CI ass		No. of	Fi scal	Years
2	No.	Code	Title	Employees	2001-2002	2002-2003
3	(1)	9752	VO TECH TECHNICIAN II	3	\$58, 778	\$60, 306
4	(2)	9753	VO TECH TECHNICIAN I	5	\$53, 487	\$54, 877
5	(3)	9046	WORKFORCE ED FACULTY	26	\$49, 723	\$51, 015
6	(4)	9047	WORKFORCE ED PART TIME FACULTY	14	\$16, 929	\$17, 369
7	(5)	247Z	ED VO TECH SCHOOL DIRECTOR	1	GRADE	E 25
8	(6)	482Z	ED VO TECH SCHOOL ASST DIR	3	GRADE	E 23
9	(7)	005Z	FINANCIAL AID DIRECTOR - TI	1	GRADE	E 21
10	(8)	M100	VOCATI ONAL COUNSELOR	1	GRADE	E 21
11	(9)	G028	BLDG PLANT MAINTENANCE SUPV II	1	GRADE	E 18
12	(10)	N328	INFORMATION OFFICER II	1	GRADE	E 18
13	(11)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE	E 17
14	(12)	R440	BUSINESS CONTROLLER II	1	GRADE	E 16
15	(13)	A108	ACCOUNTING TECHNICIAN II	1	GRADE	E 15
16	(14)	K041	EXECUTI VE SECY/ADMI NI STRATI VE SE	CY 1	GRADE	E 14
17	(15)	K153	SECRETARY II	3	GRADE	E 13
18	(16)	K089	PERSONNEL ASSI STANT	1	GRADE	E 12
19	(17)	G109	BLDG/EQUIP MAINT REPAIRMAN II	3	GRADE	E 08
20		MAX.	NO. OF EMPLOYEES	67		
21						

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Valley Technical Institute for the 2001-2003 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: fifty six (56) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

29

30 SECTION 3. APPROPRIATION - STATE. There is hereby appropriated, to the 31 Arkansas Valley Technical Institute, to be payable from the Arkansas Valley 32 Technical Institute Fund, for personal services and operating expenses of the 33 Arkansas Valley Technical Institute - State for the biennial period ending 34 June 30, 2003, the following:

- 35
- 36

1	ITEM		F I SC	AL Y	EARS
2	_NO.		2001-2002		2002-2003
3	(01) REGULAR SALARI ES	\$	2, 195, 371	\$	2, 252, 426
4	(02) EXTRA HELP		134, 132		140, 567
5	(03) PERSONAL SERV MATCHING		609, 632		621, 429
6	(04) OVERTIME		5,000		5,000
7	(05) MAINT. & GEN. OPERATION				
8	(A) OPER. EXPENSE		460, 119		483, 125
9	(B) CONF. & TRAVEL		3, 500		3, 500
10	(C) PROF. FEES		0		0
11	(D) CAP. OUTLAY		297, 686		286, 452
12	(E) DATA PROC.		0		0
13	TOTAL AMOUNT APPROPRIATED	<u>\$</u>	3, 705, 440	<u>\$</u>	3, 792, 499
14					
15	SECTION 4. APPROPRIATIONS - CASH. Th	ere is	hereby appro	pri a	ted, to the
16	Arkansas Valley Technical Institute, to	be paya	ble from cas	h fu	nds as defined
17	by Arkansas Code 19-4-801 of the Arkansa	s Valle	y Techni cal	Inst	itute, for
18	personal services and operating expenses	of the	Arkansas Va	lley	Techni cal
19	Institute - Cash for the biennial period	endi ng	June 30, 20	03,	the following:
20					
21					
22	ITEM			AL Y	EARS
23	NO.		2001-2002		2002-2003
24	(01) REGULAR SALARI ES	\$	151, 297	\$	155, 229
25	(02) EXTRA HELP		67,000		67,000
26	(03) PERSONAL SERV MATCHING		55, 871		
27	(O4) MAINT. & GEN. OPERATION				56, 655
	(04) MATNI. & GEN. OFERATION				56, 655
28	(A) OPER. EXPENSE		323, 554		56, 655 323, 554
28 29			323, 554 15, 500		
	(A) OPER. EXPENSE				323, 554
29	(A) OPER. EXPENSE(B) CONF. & TRAVEL		15, 500		323, 554 15, 500
29 30	(A) OPER. EXPENSE(B) CONF. & TRAVEL(C) PROF. FEES		15, 500 300, 000		323, 554 15, 500 300, 000
29 30 31	(A) OPER. EXPENSE(B) CONF. & TRAVEL(C) PROF. FEES(D) CAP. OUTLAY		15, 500 300, 000 70, 000		323, 554 15, 500 300, 000 70, 000
29 30 31 32	 (A) OPER. EXPENSE (B) CONF. & TRAVEL (C) PROF. FEES (D) CAP. OUTLAY (E) DATA PROC. 		15, 500 300, 000 70, 000 0		323, 554 15, 500 300, 000 70, 000 0
29 30 31 32 33	 (A) OPER. EXPENSE (B) CONF. & TRAVEL (C) PROF. FEES (D) CAP. OUTLAY (E) DATA PROC. (05) RESALE 	\$	15, 500 300, 000 70, 000 0 200, 000	\$	323, 554 15, 500 300, 000 70, 000 0 200, 000

3

1 SECTION 5. APPROPRIATION - FEDERAL. There is hereby appropriated, to the 2 Arkansas Valley Technical Institute, to be payable from the federal funds as 3 designated by the Chief Fiscal Officer of the State, for personal services 4 and operating expenses of the Arkansas Valley Technical Institute - Federal 5 for the biennial period ending June 30, 2003, the following:

6 7

8	ITEM	FISCAL YEARS
9	NO.	2001-2002 2002-2003
10	(01) REGULAR SALARI ES	\$ 96, 709 \$ 99, 223
11	(02) EXTRA HELP	25, 240 25, 240
12	(03) PERSONAL SERV MATCHING	30, 001 30, 500
13	(O4) MAINT. & GEN. OPERATION	
14	(A) OPER. EXPENSE	12, 018 12, 018
15	(B) CONF. & TRAVEL	1,000 1,000
16	(C) PROF. FEES	0 0
17	(D) CAP. OUTLAY	0 0
18	(E) DATA PROC.	00
19	TOTAL AMOUNT APPROPRIATED	<u>\$ 164, 968</u> <u>\$ 167, 981</u>

20

21 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. 22 23 CONTINGENCY. (a) To address needs emerging from the restructuring of the 24 Technical Institutes, Arkansas Valley Technical Institute shall establish and 25 maintain for the 1999-2001 2001-2003 biennium a pool of four (4) unclassified 26 positions and three (3) classified positions, payable from funds appropriated 27 for Arkansas Valley Technical Institute. These positions are to be used by 28 Arkansas Valley Technical Institute in the event that the number and level of 29 positions available to address the needs emerging from business and industry 30 driven program expansions exceeds the number of positions regularly 31 authorized for Arkansas Valley Technical Institute.

32

(b) Arkansas Valley Technical Institute shall provide justification to the
Department of Finance and Administration's Office of Personnel Management
(OPM) for the need to allocate titles from this position pool. No
classifications will be assigned to the pool until such time as specific

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positions are requested and justified by Arkansas Valley Technical Institute, recommended by OPM and approved by the Legislative Council. Arkansas Valley Technical Institute may transfer positions from this pool to any pay schedule the agency currently maintains or any pay schedule the agency receives during the <u>1999–2001</u> <u>2001-2003</u> biennium.

6

7 (c) Determining the number of personnel to be employed by a state agency is 8 the prerogative of the General Assembly and is usually accomplished by 9 delineating the maximum number of personnel by identifying job titles and the 10 maximum grade or salary attached to those titles. The General Assembly has 11 determined that Arkansas Valley Technical Institute could be operated more 12 efficiently if some flexibility is given to that agency. That flexibility is 13 being accomplished by providing growth pools in subsection (a) of this 14 section and since the General Assembly has granted the agency broad powers 15 under the growth pool concept, it is both necessary and appropriate that the 16 General Assembly maintain oversight of the utilization of the growth pool by 17 requiring prior approval of the Legislative Council in the utilization of the 18 growth pool. Therefore, the requirement of approval by the Legislative 19 Council is not a severable part of this section. If the requirement of 20 approval by the Legislative Council is ruled unconstitutional by a court 21 jurisdiction, this entire section is void.

22 <u>The provisions of this section shall be in effect only from July 1, 2001</u> 23 <u>through June 30, 2003.</u>

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25 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PART-TIME 27 FACULTY. The Technical Institutes are not required to remit a state contribution to the state employee insurance trust fund on Workforce 28 29 Education Part-time Faculty Positions unless the position will be utilized 30 for more than 1,000 hours a year. 31 The provisions of this section shall be in effect only from July 1, 2001 32 through June 30, 2003. 33 SECTION 8. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED 34

35 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. <u>FUND BALANCES.</u> (A) For all 36 appropriations as provided in this Act, the agency disbursing officer shall

1 monitor the level of fund balances in relation to expenditures on a monthly 2 basis. If any proposed expenditures would cause a fund balance to decline to less than fifty percent (50%) of the balance available on July 1, 2001, the 3 disbursing officer shall immediately notify the executive head of the agency. 4 Prior to any obligations being made under these circumstances, the agency 5 6 head shall file written documentation with the Chief Fiscal Officer of the 7 State requesting approval of the expenditures. Such documentation shall 8 provide sufficient financial data to justify the expenditures and shall 9 include the following: 10 1) a plan that clearly indicates the specific fiscal impact of such 11 expenditures on the fund balance. 2) information clearly indicating and explaining what programs would be cut 12 13 or any other measures to be taken by the agency to restore the fund balance. 14 3) the extent to which any of the planned expenditures are for one-time costs 15 or one-time purchase of capitalized items. 16 4) a statement certifying that the expenditure of fund balances will not jeopardize the financial health of the agency, nor result in a permanent 17 18 depletion of the fund balance. 19 (B) The Chief Fiscal Officer of the State shall review the request and 20 approve or disapprove all or any part of the request, after having sought 21 prior review by the Legislative Council. 22 23 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized 24 by this act shall be limited to the appropriation for such agency and funds 25 made available by law for the support of such appropriations; and the 26 restrictions of the State Purchasing Law, the General Accounting and 27 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary 28 Procedures and Restrictions Act, or their successors, and other fiscal 29 control laws of this State, where applicable, and regulations promulgated by 30 the Department of Finance and Administration, as authorized by law, shall be 31 strictly complied with in disbursement of said funds. 32 33 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained 34 35 in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations 36

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1	and Legislative Recommendations contained in the budget manuals prepared by
2	the Department of Finance and Administration, letters, or summarized oral
3	testimony in the official minutes of the Arkansas Legislative Council or
4	Joint Budget Committee which relate to its passage and adoption.
5	
6	SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General
7	Assembly, that the Constitution of the State of Arkansas prohibits the
8	appropriation of funds for more than a two (2) year period; that the
9	effectiveness of this Act on July 1, 2001 is essential to the operation of
10	the agency for which the appropriations in this Act are provided, and that in
11	the event of an extension of the Regular Session, the delay in the effective
12	date of this Act beyond July 1, 2001 could work irreparable harm upon the
13	proper administration and provision of essential governmental programs.
14	Therefore, an emergency is hereby declared to exist and this Act being
15	necessary for the immediate preservation of the public peace, health and
16	safety shall be in full force and effect from and after July 1, 2001.
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	APPROVED: 3/12/2001
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20 21 22 23 24 25 26 27 28 29 30	APPROVED: 3/12/2001
20 21 22 23 24 25 26 27 28 29 30 31	APPROVED: 3/12/2001
20 21 22 23 24 25 26 27 28 29 30 31 32	APPROVED: 3/12/2001
20 21 22 23 24 25 26 27 28 29 30 31 32 33	APPROVED: 3/12/2001