

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.

Act 1262 of the Regular Session

As Engrossed: S3/19/07 S3/26/07 S3/28/07

A Bill

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

SENATE BILL 449

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE
11 DEPARTMENT OF VETERANS' AFFAIRS FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF VETERANS'
17 AFFAIRS APPROPRIATION FOR THE 2007-2009
18 BIENNIUM.
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21
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 Veterans' Affairs for the 2007-2009 biennium, the following
26 maximum number of regular employees whose salaries shall be governed by the
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
29 Provided, however, that any position to which a specific maximum annual
30 salary is set out herein in dollars, shall be exempt from the provisions of
31 said Uniform Classification and Compensation Act. All persons occupying
32 positions authorized herein are hereby governed by the provisions of the
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
34 or its successor.
35



1				Maximum Annual		
2				Maximum	Salary Rate	
3	Item	Class		No. of	Fiscal Years	
4	No.	Code	Title	Employees	2007-2008	2008-2009
5	(1)	9989	VETERANS DIR DEPT OF VETERAN AFFAIR	1	\$84,620	\$86,312
6	(2)	751Z	VETERANS AFFAIRS ASSISTANT DIR	1	GRADE	24
7	(3)	752Z	VETERANS HOME SUPERVISOR	3	GRADE	24
8	(4)	A032	AGENCY FISCAL MANAGER	1	GRADE	22
9	(5)	L078	NURSE SUPERVISOR	2	GRADE	22
10	(6)	R438	VETERANS HOME ASSISTANT SUPERVISOR	2	GRADE	22
11	(7)	L082	NURSING SERVICES SPECIALIST	1	GRADE	21
12	(8)	A008	ACCOUNTING SUPERVISOR II	1	GRADE	21
13	(9)	M088	SOCIAL WORKER II	4	GRADE	20
14	(10)	L070	NURSE II	14	GRADE	20
15	(11)	R266	MANAGEMENT PROJECT ANALYST II	3	GRADE	20
16	(12)	M056	REHAB COUNSELOR III	1	GRADE	19
17	(13)	R097	CHIEF CLAIMS & APPEALS SECTION	1	GRADE	19
18	(14)	A110	ACCOUNTANT II	1	GRADE	19
19	(15)	A111	ACCOUNTANT	1	GRADE	18
20	(16)	G028	BLDG PLANT MAINTENANCE SUPV II	2	GRADE	18
21	(17)	M098	VETERANS CLAIMS SPECIALIST	8	GRADE	18
22	(18)	H032	FOOD PRODUCTION MANAGER	1	GRADE	18
23	(19)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE	18
24	(20)	R010	ADMINISTRATIVE ASSISTANT II	2	GRADE	17
25	(21)	R190	PERSONNEL OFFICER II	2	GRADE	17
26	(22)	M095	VOLUNTEER PROGRAM DEVELOPER I	1	GRADE	17
27	(23)	G161	GENERAL MAINTENANCE REPAIRMAN	3	GRADE	17
28	(24)	A108	ACCOUNTING TECHNICIAN II	2	GRADE	15
29	(25)	G043	EQUIPMENT MECHANIC	1	GRADE	15
30	(26)	L115	LPN II/LPTN II	23	GRADE	15
31	(27)	M048	RECREATIONAL ACTIVITY LEADER II	2	GRADE	15
32	(28)	T047	SECURITY OFFICER III	11	GRADE	15
33	(29)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	4	GRADE	14
34	(30)	K153	SECRETARY II	4	GRADE	13
35	(31)	T045	SECURITY OFFICER II	2	GRADE	12
36	(32)	K155	SECRETARY I	1	GRADE	11

1	(33)	G151	CUSTODIAL SERVICE SHIFT SUPV	1	GRADE 11
2	(34)	L081	NURSING ASST II	84	GRADE 11
3	(35)	G165	WORK MAINTENANCE LEADER	3	GRADE 10
4	(36)	H005	BAKER II	1	GRADE 10
5	(37)	H027	COOK II	7	GRADE 10
6	(38)	G169	CUSTODIAL SUPV I	1	GRADE 06
7	(39)	H043	FOOD SERVICE WORKER II	4	GRADE 05
8	(40)	G075	HOUSEKEEPER	1	GRADE 04
9	(41)	G035	CUSTODIAL WRKR II	<u>7</u>	GRADE 04
10			MAX. NO. OF EMPLOYEES	216	

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12 SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,
 13 to the Department of Veterans' Affairs, to be payable from the Miscellaneous
 14 Agencies Fund Account, for personal services and operating expenses of the
 15 Department of Veterans' Affairs - State Operations for the biennial period
 16 ending June 30, 2009, the following:

17

18	ITEM		FISCAL YEARS	
19	<u>NO.</u>		<u>2007-2008</u>	<u>2008-2009</u>
20	(01)	REGULAR SALARIES	\$ 672,495	\$ 685,934
21	(02)	PERSONAL SERVICES MATCHING	234,193	236,942
22	(03)	MAINT. & GEN. OPERATION		
23	(A)	OPER. EXPENSE	57,144	54,944
24	(B)	CONF. & TRAVEL	2,630	2,630
25	(C)	PROF. FEES	0	0
26	(D)	CAP. OUTLAY	0	0
27	(E)	DATA PROC.	0	0
28	(04)	AID TO COUNTY VETERANS' SERVICE		
29		OFFICES	<u>283,500</u>	<u>283,500</u>
30		TOTAL AMOUNT APPROPRIATED	<u>\$ 1,249,962</u>	<u>\$ 1,263,950</u>

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32 SECTION 3. EXTRA HELP - VETERANS' HOME DIVISION - STATE. There is hereby
 33 authorized, for the Department of Veterans' Affairs - Veterans' Home - State
 34 for the 2007-2009 biennium, the following maximum number of part-time or
 35 temporary employees, to be known as "Extra Help", payable from funds
 36 appropriated herein for such purposes: seven (7) temporary or part-time

1 employees, when needed, at rates of pay not to exceed those provided in the
 2 Uniform Classification and Compensation Act, or its successor, or this act
 3 for the appropriate classification.

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 5 SECTION 4. APPROPRIATION - VETERANS' HOME DIVISION - STATE. There is
 6 hereby appropriated, to the Department of Veterans' Affairs, to be payable
 7 from the Miscellaneous Agencies Fund Account, for personal services and
 8 operating expenses of the Department of Veterans' Affairs - Veterans' Home
 9 Division - State for the biennial period ending June 30, 2009, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
(01) REGULAR SALARIES	\$ 2,092,449	\$ 2,134,242
(02) EXTRA HELP	31,000	31,000
(03) PERSONAL SERVICES MATCHING	786,925	795,477
(04) OVERTIME	18,000	18,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	578,120	578,120
(B) CONF. & TRAVEL	5,000	5,000
(C) PROF. FEES	64,275	64,275
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(06) REFUNDS/REIMBURSEMENTS	<u>245,000</u>	<u>270,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,820,769</u>	<u>\$ 3,896,114</u>

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 26 SECTION 5. EXTRA HELP - VETERANS' HOME - FAYETTEVILLE - STATE. There is
 27 hereby authorized, for the Department of Veterans' Affairs - Veterans' Home -
 28 Fayetteville - State for the 2007-2009 biennium, the following maximum number
 29 of part-time or temporary employees, to be known as "Extra Help", payable
 30 from funds appropriated herein for such purposes: seven (7) temporary or
 31 part-time employees, when needed, at rates of pay not to exceed those
 32 provided in the Uniform Classification and Compensation Act, or its
 33 successor, or this act for the appropriate classification.

34
 35 SECTION 6. APPROPRIATION - VETERANS' HOME - FAYETTEVILLE. There is hereby
 36 appropriated, to the Department of Veterans' Affairs, to be payable from the

1 such federal and cash funds as designated by the Chief Fiscal Officer of the
 2 State, for personal services and operating expenses of the Department of
 3 Veterans' Affairs - Veterans' Home - Fayetteville for the biennial period
 4 ending June 30, 2009, the following:

6	ITEM	FISCAL YEARS	
7	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
8	(01) REGULAR SALARIES	\$ 2,190,590	\$ 2,234,353
9	(02) EXTRA HELP	40,000	40,000
10	(03) PERSONAL SERVICES MATCHING	892,206	901,161
11	(04) OVERTIME	40,000	40,000
12	(05) MAINT. & GEN. OPERATION		
13	(A) OPER. EXPENSE	2,107,027	2,107,027
14	(B) CONF. & TRAVEL	5,250	5,250
15	(C) PROF. FEES	200,000	200,000
16	(D) CAP. OUTLAY	125,000	100,000
17	(E) DATA PROC.	0	0
18	(06) REFUNDS/REIMBURSEMENTS	<u>435,000</u>	<u>475,000</u>
19	TOTAL AMOUNT APPROPRIATED	<u>\$ 6,035,073</u>	<u>\$ 6,102,791</u>

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21 SECTION 7. APPROPRIATION - VETERANS' CEMETERY - STATE. There is hereby
 22 appropriated, to the Department of Veterans' Affairs, to be payable from the
 23 Miscellaneous Agencies Fund Account, for personal services and operating
 24 expenses of the Department of Veterans' Affairs - Veterans' Cemetery - State
 25 for the biennial period ending June 30, 2009, the following:

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27	ITEM	FISCAL YEARS	
28	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
29	(01) REGULAR SALARIES	\$ 158,254	\$ 161,417
30	(02) PERSONAL SERVICES MATCHING	57,578	58,225
31	(03) MAINT. & GEN. OPERATION		
32	(A) OPER. EXPENSE	53,075	53,075
33	(B) CONF. & TRAVEL	0	0
34	(C) PROF. FEES	0	0
35	(D) CAP. OUTLAY	0	0
36	(E) DATA PROC.	<u>0</u>	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$ 268,907 \$ 272,717

2

3 SECTION 8. APPROPRIATIONS - VETERANS' CEMETERY - CASH. There is hereby
 4 appropriated, to the Department of Veterans' Affairs, to be payable from cash
 5 funds as defined by Arkansas Code 19-4-801 of the Department of Veterans'
 6 Affairs, for operating expenses of the Department of Veterans' Affairs -
 7 Veterans' Cemetery for the biennial period ending June 30, 2009, the
 8 following:

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10 ITEM	FISCAL YEARS	
11 NO.	2007-2008	2008-2009
12 (01) MAINT. & GEN. OPERATION		
13 (A) OPER. EXPENSE	\$ 10,000	\$ 10,000
14 (B) CONF. & TRAVEL	5,000	5,000
15 (C) PROF. FEES	0	0
16 (D) CAP. OUTLAY	100,000	100,000
17 (E) DATA PROC.	<u>0</u>	<u>0</u>
18 TOTAL AMOUNT APPROPRIATED	<u>\$ 115,000</u>	<u>\$ 115,000</u>

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20 SECTION 9. APPROPRIATIONS - VETERANS' HOME - CASH. There is hereby
 21 appropriated, to the Department of Veterans' Affairs, to be payable from cash
 22 funds as defined by Arkansas Code 19-4-801 of the Department of Veterans'
 23 Affairs, for operating expenses of the Department of Veterans' Affairs -
 24 Veterans' Home for the biennial period ending June 30, 2009, the following:

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26 ITEM	FISCAL YEARS	
27 NO.	2007-2008	2008-2009
28 (01) MAINT. & GEN. OPERATION		
29 (A) OPER. EXPENSE	\$ 250,000	\$ 250,000
30 (B) CONF. & TRAVEL	10,000	10,000
31 (C) PROF. FEES	100,000	100,000
32 (D) CAP. OUTLAY	150,000	150,000
33 (E) DATA PROC.	0	0
34 (02) REFUNDS/REIMBURSEMENTS	<u>750,000</u>	<u>750,000</u>
35 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,260,000</u>	<u>\$ 1,260,000</u>

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1 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
3 FAYETTEVILLE VETERANS' HOME. Before funds or appropriations for the
4 Fayetteville Nursing Home are spent, the Department of Veterans' Affairs
5 shall present to the Joint Budget Committee or the Arkansas Legislative
6 Council, a detailed report of the proposed project and a revised budget for
7 operation showing there are sufficient funds for the entire operation. ~~No~~
8 ~~funds shall be expended on construction or renovation of the Fayetteville~~
9 ~~Nursing Home until there is a balanced operating budget presented to the~~
10 ~~Joint Budget Committee or the Arkansas Legislative Council showing no~~
11 ~~additional general revenue will be needed for the operation of the home.~~
12
13 Before any additional expenditures for the ~~2004—2005~~ 2007 - 2008 fiscal
14 year are spent, the Department of Veterans' Affairs shall present to the
15 Joint Budget Committee or the Arkansas Legislative Council, a detailed report
16 of the proposed project and a revised budget for operation of the Nursing
17 Home.

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19 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRAINING
21 CONFERENCES. The funds appropriated herein for Aid to County Veterans Service
22 Offices may also be used by the Department of Veteran Affairs to pay expenses
23 of County Veterans Service Officers for attending regional or statewide
24 training conferences approved by the Department of Veterans Affairs and
25 designed to provide better trained and qualified Veterans Service Officers in
26 the various counties. Any such expenses paid by the Department of Veterans
27 Affairs from funds appropriated herein shall be on the same reimbursement
28 basis as the reimbursement of state employees for expenses incurred in
29 attending their official business. Provided, no County Veterans Service
30 Officer shall be entitled to receive reimbursement for expenses incurred in
31 attending more than two (2) approved conferences per year, ~~per county~~. The
32 provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
33 through June 30, ~~2007~~ 2009.

34
35 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LIABILITY

1 INSURANCE APPROPRIATION RESTRICTION. In no event shall the Department of
2 Veterans Affairs expend or transfer any appropriation or funds for the
3 purchase of malpractice liability insurance for the benefit of a non-
4 governmental entity.

5
6 SECTION 13. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
7 by this act shall be limited to the appropriation for such agency and funds
8 made available by law for the support of such appropriations; and the
9 restrictions of the State Procurement Law, the General Accounting and
10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
11 Procedures and Restrictions Act, or their successors, and other fiscal
12 control laws of this State, where applicable, and regulations promulgated by
13 the Department of Finance and Administration, as authorized by law, shall be
14 strictly complied with in disbursement of said funds.

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

24
25 SECTION 15. EMERGENCY CLAUSE. It is found and determined by the
26 General Assembly, that the Constitution of the State of Arkansas prohibits
27 the appropriation of funds for more than a two (2) year period; that the
28 effectiveness of this Act on July 1, 2007 is essential to the operation of
29 the agency for which the appropriations to this Act are provided; with the
30 exception that Section 12 in this Act shall be in full force and effect from
31 and after the date of its passage and approval, and that in the event of an
32 extension of the Regular Session, the delay in the effective date of this Act
33 beyond July 1, 2007, with the exception that Section 12 in this Act shall be
34 in full force and effect from and after the date of its passage and approval,
35 could work irreparable harm upon the proper administration and provision of
36 essential governmental programs. Therefore, an emergency is hereby declared

1 to exist and this Act being necessary for the immediate preservation of the
2 public peace, health and safety shall be in full force and effect from and
3 after July 1, 2007; with the exception that Section 12 in this Act be in full
4 force and effect from and after the date of its passage and approval.

5
6 /s/ Joint Budget Committee

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8 APPROVED: 4/5/2007
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