

**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 322 of the Regular Session**

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

HOUSE BILL 1152

5 By: Joint Budget Committee  
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## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE HEALTH  
11 SERVICES PERMIT AGENCY FOR THE BIENNIAL PERIOD  
12 ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.  
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14

## Subtitle

15 AN ACT FOR THE HEALTH SERVICES PERMIT  
16 AGENCY APPROPRIATION FOR THE 2007-2009  
17 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 Health  
24 Services Permit Agency for the 2007-2009 biennium, the following maximum  
25 number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
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Maximum Annual



Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate Fiscal Years	
				2007-2008	2008-2009
(1)	9957	HLTH DIR ADM HLTH SERVICES AGEN	1	\$90,003	\$91,803
(2)	A032	AGENCY FISCAL MANAGER	1	GRADE 22	
(3)	R473	DDPC COORDINATOR	1	GRADE 22	
(4)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
(5)	R168	GRANTS COORDINATOR II	1	GRADE 19	
(6)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18	
(7)	R134	PLANNING SPECIALIST II	2	GRADE 18	
(8)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
(9)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE 15	
(10)	K153	SECRETARY II	<u>1</u>	GRADE 13	
		MAX. NO. OF EMPLOYEES	11		

SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Health Services Permit Agency, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Health Services Permit Agency - State Operations for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 221,604	\$ 226,034
(02) PERSONAL SERVICES MATCHING	67,363	68,331
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	60,627	60,627
(B) CONF. & TRAVEL	5,274	5,274
(C) PROF. FEES	17,267	17,267
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 372,135</u>	<u>\$ 377,533</u>

SECTION 3. APPROPRIATION - DEVELOPMENTAL DISABILITIES PLANNING COUNCIL - STATE. There is hereby appropriated, to the Health Services Permit Agency, to be payable from the Miscellaneous Agencies Fund Account, for personal

1 services and operating expenses of the Health Services Permit Agency -  
 2 Developmental Disabilities Planning Council - State for the biennial period  
 3 ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 36,262	\$ 36,986
(02) PERSONAL SERVICES MATCHING	13,179	13,338
(03) GRANTS/AID - SYSTEM CHANGE PILOT GRANTS	<u>4,348</u>	<u>4,348</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 53,789</u>	<u>\$ 54,672</u>

13 SECTION 4. APPROPRIATION - DEVELOPMENTAL DISABILITIES PLANNING COUNCIL -  
 14 FEDERAL. There is hereby appropriated, to the Health Services Permit Agency,  
 15 to be payable from the federal funds as designated by the Chief Fiscal  
 16 Officer of the State, for personal services and operating expenses of the  
 17 Health Services Permit Agency - Developmental Disabilities Planning Council -  
 18 Federal for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 178,980	\$ 182,558
(02) PERSONAL SERVICES MATCHING	61,198	61,980
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	259,025	259,025
(B) CONF. & TRAVEL	10,843	10,843
(C) PROF. FEES	120,000	120,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) GRANTS/AID - SYSTEM CHANGE PILOT GRANTS	<u>690,929</u>	<u>690,929</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,320,975</u>	<u>\$ 1,325,335</u>

34 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
 36 FORWARD. Any unexpended balance of funds generated by fees and fines pursuant

1 to Arkansas Code 20-8-103 et. seq. deposited into the Miscellaneous Agencies  
 2 Fund Account which remain at the close of each state fiscal year shall be  
 3 carried forward to the next state fiscal year to be used for the same intent  
 4 and purposes as set forth in law.

5 Any carry forward of unexpended balance of appropriation and/or funding as  
 6 authorized herein, may be carried forward under the following conditions:

7 (1) Prior to June 30, 2008 the Agency shall by written statement set forth  
 8 its reason(s) for the need to carry forward said appropriation and/or funding  
 9 to the Department of Finance and Administration Office of Budget;

10 (2) The Department of Finance and Administration Office of Budget shall  
 11 report to the Arkansas Legislative Council all amounts carried forward from  
 12 the first fiscal year of the biennium to the second fiscal year of the  
 13 biennium by the September Arkansas Legislative Council or Joint Budget  
 14 Committee meeting in the second fiscal year of the biennial period which  
 15 report shall include the name of the Agency, Board, Commission or Institution  
 16 and the amount of the appropriation and/or funding carried forward from the  
 17 first fiscal year to the second fiscal year, the program name or line item,  
 18 the funding source of that appropriation and a copy of the written request  
 19 set forth in (1) above;

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

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

32 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007  
 33 through June 30, ~~2007~~ 2009.

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 35 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 36 by this act shall be limited to the appropriation for such agency and funds

1 made available by law for the support of such appropriations; and the  
2 restrictions of the State Procurement Law, the General Accounting and  
3 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
4 Procedures and Restrictions Act, or their successors, and other fiscal  
5 control laws of this State, where applicable, and regulations promulgated by  
6 the Department of Finance and Administration, as authorized by law, shall be  
7 strictly complied with in disbursement of said funds.

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9 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General Assembly  
10 that any funds disbursed under the authority of the appropriations contained  
11 in this act shall be in compliance with the stated reasons for which this act  
12 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
13 and Legislative Recommendations contained in the budget manuals prepared by  
14 the Department of Finance and Administration, letters, or summarized oral  
15 testimony in the official minutes of the Arkansas Legislative Council or  
16 Joint Budget Committee which relate to its passage and adoption.

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18 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General  
19 Assembly, that the Constitution of the State of Arkansas prohibits the  
20 appropriation of funds for more than a two (2) year period; that the  
21 effectiveness of this Act on July 1, 2007 is essential to the operation of  
22 the agency for which the appropriations in this Act are provided, and that in  
23 the event of an extension of the Regular Session, the delay in the effective  
24 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
25 proper administration and provision of essential governmental programs.  
26 Therefore, an emergency is hereby declared to exist and this Act being  
27 necessary for the immediate preservation of the public peace, health and  
28 safety shall be in full force and effect from and after July 1, 2007.

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31 APPROVED: 3/19/2007  
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