

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 87th General Assembly
3 Regular Session, 2009

A Bill

SENATE BILL 109

4
5 By: Joint Budget Committee

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE STATE
11 BOARD OF COLLECTION AGENCIES FOR THE FISCAL YEAR
12 ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Subtitle

16 AN ACT FOR THE STATE BOARD OF
17 COLLECTION AGENCIES APPROPRIATION FOR
18 THE 2009-2010 FISCAL YEAR.

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

23 SECTION 1. REGULAR SALARIES - DIVISION OF COLLECTIONS. There is hereby
24 established for the State Board of Collection Agencies - Division of
25 Collections for the 2009-2010 fiscal year, the following maximum number of
26 regular employees whose salaries shall be governed by the provisions of the
27 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
28 seq.), or its successor, and all laws amendatory thereto. Provided, however,
29 that any position to which a specific maximum annual salary is set out herein
30 in dollars, shall be exempt from the provisions of said Uniform
31 Classification and Compensation Act. All persons occupying positions
32 authorized herein are hereby governed by the provisions of the Regular
33 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
34 successor.

36 Maximum Annual



Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate Fiscal Year 2009-2010
4	(1) X001N	BD OF COLLECTION EXECUTIVE DIRECTOR	1	GRADE N902
5	(2) X130C	BD OF COLLECTION FIELD INVESTIGATOR	1	GRADE C116
6	(3) C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116
7	(4) C056C	ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE C112
8	MAX. NO. OF EMPLOYEES		4	

SECTION 2. EXTRA HELP - DIVISION OF COLLECTIONS. There is hereby authorized, for the State Board of Collection Agencies - Division of Collections for the 2009-2010 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: one (1) 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.

SECTION 3. APPROPRIATION - DIVISION OF COLLECTIONS. There is hereby appropriated, to the State Board of Collection Agencies, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the State Board of Collection Agencies, for personal services and operating expenses of the State Board of Collection Agencies - Division of Collections for the fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
(01) REGULAR SALARIES	\$ 184,657
(02) EXTRA HELP	5,000
(03) PERSONAL SERVICES MATCHING	55,187
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	60,416
(B) CONF. & TRAVEL	4,500
(C) PROF. FEES	2,800
(D) CAP. OUTLAY	0
(E) DATA PROC.	0

1	(05) DHS & UAMS GRANTS	1,000,000
2	(06) CLAIMS	<u>24,642</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,337,202</u>

4

5 SECTION 4. REGULAR SALARIES - DIVISION OF CHECK CASHING. There is hereby
6 established for the State Board of Collection Agencies - Division of Check
7 Cashing for the 2009-2010 fiscal year, the following maximum number of
8 regular employees whose salaries shall be governed by the provisions of the
9 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
10 seq.), or its successor, and all laws amendatory thereto. Provided, however,
11 that any position to which a specific maximum annual salary is set out herein
12 in dollars, shall be exempt from the provisions of said Uniform
13 Classification and Compensation Act. All persons occupying positions
14 authorized herein are hereby governed by the provisions of the Regular
15 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
16 successor.

17

18			Maximum Annual
19		Maximum	Salary Rate
20	Item Class	No. of	Fiscal Year
21	<u>No. Code Title</u>	<u>Employees</u>	<u>2009-2010</u>
22	(1) X130C BD OF COLLECTION FIELD INVESTIGATOR	3	GRADE C116
23	(2) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE C112
24	MAX. NO. OF EMPLOYEES	4	

25

26 SECTION 5. EXTRA HELP - DIVISION OF CHECK CASHING. There is hereby
27 authorized, for the State Board of Collection Agencies - Division of Check
28 Cashing for the 2009-2010 fiscal year, the following maximum number of part-
29 time or temporary employees, to be known as "Extra Help", payable from funds
30 appropriated herein for such purposes: one (1) temporary or part-time
31 employees, when needed, at rates of pay not to exceed those provided in the
32 Uniform Classification and Compensation Act, or its successor, or this act
33 for the appropriate classification.

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35 SECTION 6. APPROPRIATION - DIVISION OF CHECK CASHING. There is hereby
36 appropriated, to the State Board of Collection Agencies, to be payable from

1 cash funds as defined by Arkansas Code 19-4-801 of the State Board of
 2 Collection Agencies, for personal services and operating expenses of the
 3 State Board of Collection Agencies - Division of Check Cashing for the fiscal
 4 year ending June 30, 2010, the following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2009-2010</u>
8 (01) REGULAR SALARIES	\$ 140,200
9 (02) EXTRA HELP	5,000
10 (03) PERSONAL SERVICES MATCHING	47,032
11 (04) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	69,806
13 (B) CONF. & TRAVEL	3,300
14 (C) PROF. FEES	67,800
15 (D) CAP. OUTLAY	0
16 (E) DATA PROC.	<u>0</u>
17 TOTAL AMOUNT APPROPRIATED	<u>\$ 333,138</u>

18

19 SECTION 7. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
 20 this Act for Maintenance and General Operation shall be expended in payment
 21 for services of attorneys, unless the agency shall first make a request in
 22 writing to the Attorney General of the State of Arkansas to provide the
 23 required legal services. The Attorney General's Office shall provide the
 24 requested legal services, or, if the Attorney General's Office shall
 25 determine that sufficient personnel are not available to provide the
 26 requested legal services, the Attorney General shall certify the same to the
 27 agency and may authorize the agency to employ legal counsel and to expend
 28 monies appropriated for Maintenance and General Operations therefor, if:

29 (1) The Attorney General determines, and certifies in writing, that such
 30 agency needs the advice or assistance of legal counsel, and

31 (2) The Attorney General consents in writing to the employment of the
 32 legal counsel to be retained by the agency.

33 Such certification shall be required with respect to each instance of the
 34 employment of special legal counsel, or shall be required annually with
 35 respect to legal counsel employed on a retainer basis. A copy of such
 36 certification shall be entered in the official minutes of the agency, and

1 shall be retained in the fiscal records of the agency for audit purposes.

2
3 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
4 by this act shall be limited to the appropriation for such agency and funds
5 made available by law for the support of such appropriations; and the
6 restrictions of the State Procurement Law, the General Accounting and
7 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
8 Procedures and Restrictions Act, or their successors, and other fiscal
9 control laws of this State, where applicable, and regulations promulgated by
10 the Department of Finance and Administration, as authorized by law, shall be
11 strictly complied with in disbursement of said funds.

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

21
22 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General
23 Assembly, that the Constitution of the State of Arkansas prohibits the
24 appropriation of funds for more than a one (1) year period; that the
25 effectiveness of this Act on July 1, 2009 is essential to the operation of
26 the agency for which the appropriations in this Act are provided, and that in
27 the event of an extension of the Regular Session, the delay in the effective
28 date of this Act beyond July 1, 2009 could work irreparable harm upon the
29 proper administration and provision of essential governmental programs.
30 Therefore, an emergency is hereby declared to exist and this Act being
31 necessary for the immediate preservation of the public peace, health and
32 safety shall be in full force and effect from and after July 1, 2009.