

State of Arkansas

76th General Assembly

Regular Session, 1987

AS ENGROSSED 2/24/87

SENATE BILL 286

By: Joint Budget Committee

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE OFFICE OF ATTORNEY GENERAL FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1989; AND FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Office of Attorney General for the 1987-89 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				1987-88	1988-89
(1)	7304	ATTY GEN CHIEF DEPUTY	1	\$44,536	\$44,536
(2)	7305	ATTY GEN DEPUTY ATTY GEN	4	\$44,536	\$44,536
(3)	7061	ATTY GEN DEATH PENALTY SPECIALIST	1	\$43,535	\$43,535
(4)	7306	ATTY GEN ASSISTANT ATTY GEN	1	\$43,535	\$43,535
(5)	7307	ATTY GEN ASSISTANT ATTY GEN	4	\$39,627	\$39,627
(6)	7308	ATTY GEN DEPUTY ATTY GEN	1	\$37,596	\$37,596
(7)	7309	ATTY GEN ASSISTANT ATTY GEN (FLS)	1	\$37,185	\$37,185
(8)	7310	ATTY GEN ASSISTANT ATTY GEN	1	\$36,925	\$36,925
(9)	7311	ATTY GEN ASSISTANT ATTY GEN	4	\$36,756	\$36,756

(10)	7312	ATTY GEN ASSISTANT	ATTY GEN	1	\$36,010	\$36,010
(11)	7313	ATTY GEN	STATISTICIAN	1	\$36,010	\$36,010
(12)	7314	ATTY GEN ASSISTANT	AG-STATE POLICE	1	\$34,598	\$34,598
(13)	7315	ATTY GEN ASSISTANT	ATTY GEN	1	\$34,443	\$34,443
(14)	7316	ATTY GEN ASSISTANT	ATTY GEN	5	\$33,939	\$33,939
(15)	7317	ATTY GEN ASSISTANT	ATTY GEN	1	\$30,820	\$30,820
(16)	7318	ATTY GEN	ADMINISTRATIVE ASSISTANT	1	\$27,378	\$27,378
(17)	7319	ATTY GEN	INVESTIGATOR	1	\$27,183	\$27,183
(18)	7320	ATTY GEN	LEGAL INTERN	1	\$26,326	\$26,326
(19)	7321	ATTY GEN	PARALEGAL	1	\$26,132	\$26,132
(20)	7322	ATTY GEN	CRIMINAL LAW ED DIR	1	\$23,361	\$23,361
(21)	7323	ATTY GEN	INVESTIGATOR	1	\$21,616	\$21,616
(22)	7324	ATTY GEN	SECRETARY	1	\$19,366	\$19,366
(23)	7325	ATTY GEN	CASEWORK COORDINATOR	3	\$18,803	\$18,803
(24)	7326	ATTY GEN	ACCOUNTANT	1	\$18,695	\$18,695
(25)	7327	ATTY GEN	INVESTIGATOR	1	\$18,695	\$18,695
(26)	7328	ATTY GEN	SECRETARY GENERAL	1	\$17,923	\$17,923
(27)	7329	ATTY GEN	SECRETARY III	5	\$17,541	\$17,541
(28)	7330	ATTY GEN	SECRETARY	1	\$17,541	\$17,541
(29)	7331	ATTY GEN	RESEARCH ANALYST	1	\$16,360	\$16,360
(30)	7332	ATTY GEN	SECRETARY II	2	\$15,529	\$15,529
(31)	7333	ATTY GEN	SECRETARY I	1	\$14,073	\$14,073
			MAX NO. OF EMPLOYEES	51		

SECTION 2. REGULAR SALARIES - CONSUMER UTILITIES RATE ADVOCACY DIVISION.

There is hereby established for the Office of Attorney General - Consumer Utilities Rate Advocacy Division for the 1987-89 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Maximum Annual

Item No.	Class Code	Title	Maximum	Salary Rate	
			No. of Employees	1987-88	1988-89
(1)	7284	C U R A D DIRECTOR	1	\$44,637	\$44,637
(2)	7285	C U R A D ECONOMIST	1	\$32,418	\$32,418
(3)	7286	C U R A D ASST ATTORNEY GENERAL	2	\$32,309	\$32,309
(4)	7287	C U R A D ATTORNEY	1	\$29,066	\$29,066
(5)	7288	C U R A D ACCOUNTANT	2	\$28,158	\$28,158
(6)	7289	C U R A D ADMIN ASSISTANT	1	\$25,309	\$25,309
(7)	7290	C U R A D SECRETARY	1	\$17,403	\$17,403
MAX NO. OF EMPLOYEES			9		

SECTION 3. REGULAR SALARIES - CONSUMER PROTECTION DIVISION. There is hereby established for the Office of Attorney General - Consumer Protection Division for the 1987-89 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum	Maximum Annual Salary Rate	
			No. of Employees	1987-88	1988-89
(1)	7291	CNSMR PROTECT DIV CONSUMER COUNSEL	1	\$37,591	\$37,591
(2)	7292	CNSMR PROTECT DIV CHF INVESTIGATOR	1	\$25,362	\$25,362
(3)	7487	PRGM MGR-MISSING CHILDREN SVCS	1	\$24,358	\$24,358
(4)	7293	CNSMR PROTECT DIV INVESTIGATOR	2	\$18,696	\$18,696
(5)	7294	CNSMR PROTECT DIV SECRETARY	2	\$17,546	\$17,546
(6)	7488	ADMIN ASST-MISSING CHILDREN SVCS	1	\$17,059	\$17,059
(7)	7295	CNSMR PROTECT DIV COUNSELOR	4	\$ 3,647	\$ 3,647
MAX NO. OF EMPLOYEES			12		

SECTION 4. REGULAR SALARIES - MEDICAID FRAUD - FEDERAL. There is hereby

established for the Office of Attorney General - Medicaid Fraud - Federal for the 1987-89 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto.

Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				1987-88	1988-89
(1)	7296	MEDICAID FRAUD DIRECTOR	1	\$44,536	\$44,536
(2)	7297	MEDICAID FRAUD ASSISTANT DIRECTOR	1	\$41,248	\$41,248
(3)	7298	MEDICAID FRAUD ASST ATTORNEY GEN	1	\$33,943	\$33,943
(4)	7299	MEDICAID FRAUD INVESTIGATOR	9	\$27,185	\$27,185
(5)	7300	MEDICAID FRAUD SECRETARY	2	\$19,411	\$19,411
MAX NO. OF EMPLOYEES			14		

SECTION 5. EXTRA HELP. There is hereby authorized, for the Office of Attorney General for the 1987-89 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: four (4) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the regular salary schedule for comparable services for the Office of Attorney General.

SECTION 6. APPROPRIATIONS. There is hereby appropriated, to the Office of Attorney General, to be payable from the Constitutional and Fiscal Agencies Fund, for personal services and operating expenses of the Office of Attorney General for the biennial period ending June 30, 1989, the following:

ITEM NO.		1987-88	1988-89
(01)	REGULAR SALARIES	\$ 1,518,385	\$ 1,518,385
(02)	EXTRA HELP	13,000	13,000

(03)	PERSONAL SERV MATCHING		360,833		360,833
(04)	MAINT. & GEN. OPERATION				
(A)	OPER. EXPENSES	\$	653,224	\$	674,524
(B)	CONF. & TRAVEL		0		0
(C)	PROF. FEES		0		0
(D)	CAPITAL OUTLAY		0		0
(E)	DATA PROCESSING		0		0
	TOTAL MAINT. & GEN. OPER.		653,224		674,524
	TOTAL AMOUNT APPROPRIATED	\$	2,545,442	\$	2,566,742

SECTION 7. APPROPRIATIONS - CONSUMER UTILITIES RATE ADVOCACY DIVISION.

There is hereby appropriated, to the Office of Attorney General, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Office of Attorney General - Consumer Utilities Rate Advocacy Division for the biennial period ending June 30, 1989, the following:

ITEM NO.		FISCAL YEARS			
		1987-88	1988-89		
(01)	REGULAR SALARIES	\$	269,769	\$	269,769
(02)	PERSONAL SERV MATCHING		61,669		61,669
(03)	MAINT. & GEN. OPERATION				
(A)	OPER. EXPENSES	\$	40,350	\$	43,550
(B)	CONF. & TRAVEL		7,200		7,390
(C)	PROF. FEES		30,000		30,000
(D)	CAPITAL OUTLAY		0		0
(E)	DATA PROCESSING		0		0
	TOTAL MAINT. & GEN. OPER.		77,550		80,940
	TOTAL AMOUNT APPROPRIATED	\$	408,988	\$	412,378

SECTION 8. APPROPRIATIONS - CONSUMER PROTECTION DIVISION. There is hereby appropriated, to the Office of Attorney General, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Office of Attorney General - Consumer Protection Division for the biennial period ending June 30, 1989, the following:

ITEM		FISCAL YEARS	
NO.		1987-88	1988-89
(01)	REGULAR SALARIES	\$ 191,438	\$ 191,438
(02)	PERSONAL SERV MATCHING	45,215	45,215
(03)	MAINT. & GEN. OPERATION		
	(A) OPER. EXPENSES	\$ 37,150	\$ 42,950
	(B) CONF. & TRAVEL	4,100	4,100
	(C) PROF. FEES	0	0
	(D) CAPITAL OUTLAY	0	0
	(E) DATA PROCESSING	0	0
	TOTAL MAINT. & GEN. OPER.	41,250	47,050
	TOTAL AMOUNT APPROPRIATED	\$ 277,903	\$ 283,703

SECTION 9. APPROPRIATIONS - MEDICAID FRAUD DIVISION - FEDERAL. There is hereby appropriated, to the Office of Attorney General, to be payable from the Attorney General Federal Fund in the State Treasury, for personal services of the Office of Attorney General - Medicaid Fraud Division - Federal for the biennial period ending June 30, 1989, the following:

ITEM		FISCAL YEARS	
NO.		1987-88	1988-89
(01)	REGULAR SALARIES	\$ 403,214	\$ 403,214
(02)	PERSONAL SERV MATCHING	36,370	36,370
	TOTAL AMOUNT APPROPRIATED	\$ 439,584	\$ 439,584

SECTION 10. APPROPRIATIONS - MEDICAID FRAUD DIVISION - STATE. There is hereby appropriated, to the Office of Attorney General, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Office of Attorney General - Medicaid Fraud Division - State for the biennial period ending June 30, 1989, the following:

ITEM		FISCAL YEARS	
NO.		1987-88	1988-89
(01)	PERSONAL SERV MATCHING	\$ 63,517	\$ 63,517
(02)	MAINT. & GEN. OPERATION		
	(A) OPER. EXPENSES	\$ 43,250	\$ 49,450

(B) CONF. & TRAVEL	14,000	14,000	
(C) PROF. FEES	5,000	5,000	
(D) CAPITAL OUTLAY	18,500	18,500	
(E) DATA PROCESSING	0	0	
TOTAL MAINT. & GEN. OPER.		80,750	86,950
TOTAL AMOUNT APPROPRIATED		\$ 144,267	\$ 150,467

SECTION 11. FUNDING RESTRICTION. The Attorney General shall not enter into any contract for the employment of outside legal counsel without first seeking the advice of the Arkansas Legislative Council.

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

SECTION 13. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained 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 and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 14. CONTRACT RESTRICTIONS. The agency, board, commission, department or institution to whom funds are appropriated by this Act shall not enter into any contract for any professional or consultant services which shall extend for more than twenty (20) actual working days or the total compensation exceeds five thousand dollars (\$5,000) during any one fiscal year

without first seeking the advice of the Arkansas Legislative Council. Provided further, that all contracts for professional or consultant services shall be submitted monthly to the Chief Fiscal Officer of the State for reporting to the Legislative Council.

SECTION 15. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Sixth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1987 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1987 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1987.

/s/ Howell

