

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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6

7

A Bill

HOUSE BILL

1125

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE BOARD OF PRIVATE CAREER
10 EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997;
11 AND FOR OTHER PURPOSES."

12

13

Subtitle

14 "AN ACT FOR THE STATE BOARD OF PRIVATE
15 CAREER EDUCATION APPROPRIATION FOR THE
16 1995-97 BIENNIUM."

17

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

19

20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 State Board of Private Career Education for the 1995-97 biennium, the
22 following maximum number of regular employees whose salaries shall be
23 governed by the provisions of the Uniform Classification and Compensation Act
24 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
25 thereto. Provided, however, that any position to which a specific maximum
26 annual salary is set out herein in dollars, shall be exempt from the
27 provisions of said Uniform Classification and Compensation Act. All persons
28 occupying positions authorized herein are hereby governed by the provisions
29 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
30 101), or its successor.

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Maximum Annual

Maximum Salary Rate

No. of Fiscal Years

| Item | Class | | Maximum Annual | |
|------|-------|-------|----------------|--------------|
| No. | Code | Title | Employees | Salary Rate |
| | | | | Fiscal Years |
| | | | | 1995-96 |
| | | | | 1996-97 |

| | | | | |
|----|-----------------------------|----------|-----------|----------|
| 1 | (1) 8902 PCE BD DIRECTOR | 1 | \$ 65,449 | \$ |
| 2 | 67,085 | | | |
| 3 | (2) R028 ED PROGRAM ANALYST | 2 | | GRADE 21 |
| 4 | (3) K153 SECRETARY II | <u>1</u> | | GRADE 13 |
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SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board of Private Career Education for the 1995-97 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 Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State Board of Private Career Education, to be payable from the Private Career Education Fund, for personal services and operating expenses of the State Board of Private Career Education for the biennial period ending June 30, 1997, the following:

| 21 | ITEM | FISCAL YEARS | |
|----|------------------------------|--------------|---------------|
| 22 | NO. | 1995-96 | 1996-97 |
| 23 | (01) REGULAR SALARIES | \$ 127,589 | \$ |
| 24 | 127,589 | | |
| 25 | (02) EXTRA HELP | 24,000 | |
| 26 | 24,000 | | |
| 27 | (03) PERSONAL SERV MATCHING | 35,243 | |
| 28 | 35,243 | | |
| 29 | (04) MAINT. & GEN. OPERATION | | |
| 30 | (A) OPER. EXPENSE \$ | 30,000 | \$ 30,000 |
| 31 | (B) CONF. & TRVL. | 4,000 | 4,000 |
| 32 | (C) PROF. FEES | 3,000 | 3,000 |
| 33 | (D) CAP. OUTLAY | 6,000 | 6,000 |
| 34 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 35 | TOTAL MAINT. & GEN. OPER. | | <u>43,000</u> |

1 43,000
 2 TOTAL AMOUNT APPROPRIATED \$ 229,832 \$
 3 229,832
 4 _____

5 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the
 6 State Board of Private Career Education, to be payable from cash funds as
 7 defined by Arkansas Code 19-4-801 of the State Board of Private Career
 8 Education, for operating expenses of the State Board of Private Career
 9 Education for the biennial period ending June 30, 1997, the following:

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| 11 ITEM | FISCAL YEARS | |
|---------------------------------|--------------|----------------------|
| 12 NO. | 1995-96 | 1996-97 |
| 13 (01) MAINT. & GEN. OPERATION | | |
| 14 (A) OPER. EXPENSE \$ | 124,572 \$ | 124,572 |
| 15 (B) CONF. & TRVL. | 8,898 | 8,898 |
| 16 (C) PROF. FEES | 12,000 | 12,000 |
| 17 (D) CAP. OUTLAY | 7,166 | 7,166 |
| 18 (E) DATA PROC. | <u>315</u> | <u>315</u> |
| 19 TOTAL MAINT. & GEN. OPER. | | <u>152,951</u> |
| 20 <u>152,951</u> | | |
| 21 TOTAL AMOUNT APPROPRIATED | | \$ <u>152,951</u> \$ |
| 22 <u>152,951</u> | | |

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24 SECTION 5. APPROPRIATIONS - STUDENT PROTECTION - TRUST. There is
 25 hereby appropriated, to the State Board of Private Career Education, to be
 26 payable from the Private Career School Student Protection Trust Fund, for
 27 payment of expenses, claims, and fees of the State Board of Private Career
 28 Education - Student Protection - Trust for the biennial period ending June
 29 30, 1997, the following:

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| 31 ITEM | FISCAL YEARS | |
|------------------------------|--------------|----------------------|
| 32 NO. | 1995-96 | 1996-97 |
| 33 (01) EXPENSES/CLAIMS/FEES | | \$ <u>500,000</u> \$ |
| 34 <u>500,000</u> | | |

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

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

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20 SECTION 8. CODE. All provisions of this Act of a general and
21 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
22 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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24 SECTION 9. SEVERABILITY. If any provision of this Act or the
25 application thereof to any person or circumstance is held invalid, such
26 invalidity shall not affect other provisions or applications of the Act which
27 can be given effect without the invalid provision or application, and to this
28 end the provisions of this Act are declared to be severable.

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30 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict
31 with this Act are hereby repealed.

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33 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by
34 the Eightieth General Assembly, that the Constitution of the State of
35 Arkansas prohibits the appropriation of funds for more than a two (2) year

1 period; that the effectiveness of this Act on July 1, 1995 is essential to
2 the operation of the agency for which the appropriations in this Act are
3 provided, and that in the event of an extension of the Regular Session, the
4 delay in the effective date of this Act beyond July 1, 1995 could work
5 irreparable harm upon the proper administration and provision of essential
6 governmental programs. Therefore, an emergency is hereby declared to exist
7 and this Act being necessary for the immediate preservation of the public
8 peace, health and safety shall be in full force and effect from and after
9 July 1, 1995.

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