

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Joint Budget Committee

A Bill

HOUSE BILL 1212

For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE DEPARTMENT FOR SOCIAL SECURITY ADMINISTRATION DISABILITY DETERMINATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR OTHER PURPOSES."

Subtitle

"AN ACT FOR THE STATE DEPARTMENT FOR SOCIAL SECURITY ADMINISTRATION DISABILITY DETERMINATION APPROPRIATION FOR THE 1995-97 BIENNIUM."

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

SECTION 1. REGULAR SALARIES. There is hereby established for the State Department for Social Security Administration Disability Determination for the 1995-97 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), 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 (Arkansas Code §21-5-101), or its successor.

	Maximum Annual
Maximum	Salary Rate

Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1995-96	1996-97
3	(1) 9943	DIS DET DIRECTOR	1	\$ 64,496	\$
4	66,108				
5	(2) 202Z	DDSSA ASST DIRECTOR	1	GRADE 25	
6	(3) 201Z	DDSSA ASST DIR FOR ADMIN/FISCAL SVC	1	GRADE 24	
7	203Z	DDSSA ASST DIR - UNIT OPERATIONS	1		
8	821Z	DDSSA ASST DIR - QUALITY ASSURANCE	1		
9	(4) X325	DIS DET CLAIMS HEARING MANAGER	1	GRADE 23	
10	R179	DDSSA PROFESSIONAL RELATIONS MGR	1		
11	055Z	DATA PROCESSING MANAGER	1		
12	(5) D066	SYSTEMS COORDINATION ANALYST II	1	GRADE 22	
13	R181	DDSSA QUALITY ASSURANCE MANAGER	1		
14	(6) R324	DDSSA UNIT SUPERVISOR	12	GRADE 21	
15	X324	DIS DET CLAIMS HEARING OFFICER II	3		
16	D036	SR PROGRAMMER/ANALYST	2		
17	(7) X326	DIS DET QUALITY CONTROL ANALYST	3	GRADE 20	
18	R266	MANAGEMENT PROJECT ANALYST II	1		
19	X360	DIS DET CASE CONSULTANT	6		
20	X340	DIS DET CLAIMS HEARING OFFICER I	9		
21	R025	MEDICAL RELATIONS COORDINATOR	2		
22	(8) X440	DIS DET CLAIMS ADJUDICATOR III	46	GRADE 19	
23	(9) A111	ACCOUNTANT	1	GRADE 18	
24	X386	DIS DET CLAIMS ADJUDICATOR II	41		
25	D034	PROGRAMMER ANALYST	2		
26	(10) R010	ADMINISTRATIVE ASSISTANT II	4	GRADE 17	
27	D018	DATA PROCESSING SUPERVISOR I	2		
28	R162	STATISTICIAN/STATISTICIAN II	1		
29	X322	DIS DET CLAIMS ADJUDICATOR I	10		
30	X361	INSURANCE INVESTIGATOR	3		
31	(11) R009	ADMINISTRATIVE ASSISTANT I	2	GRADE 15	
32	W015	MEDICAL RECORDS TECHNICIAN	3		
33	A108	ACCOUNTING TECHNICIAN II	3		
34	V039	PURCHASE AGENT I/ASST PURCHASE AGEN	1		
35	K011	ADMINISTRATIVE OFFICE SUPERVISOR	1		

1	(12) K117 MEDICAL OR LEGAL SECRETARY	36	GRADE 14
2	(13) K153 SECRETARY II	24	GRADE 13
3	(14) K039 DOCUMENT EXAMINER II	12	GRADE 12
4	(15) K097 RECEPTIONIST	<u>1</u>	GRADE 10
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	MAX NO. OF EMPLOYEES	241	

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7 SECTION 2. EXTRA HELP. There is hereby authorized, for the State

8 Department for Social Security Administration Disability Determination for

9 the 1995-97 biennium, the following maximum number of part-time or temporary

10 employees, to be known as "Extra Help", payable from funds appropriated

11 herein for such purposes: ten (10) temporary or part-time employees, when

12 needed, at rates of pay not to exceed those provided in the Uniform

13 Classification and Compensation Act, or its successor, or this act for the

14 appropriate classification.

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16 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State

17 Department for Social Security Administration Disability Determination, to be

18 payable from the federal funds as designated by the Chief Fiscal Officer of

19 the State, for personal services and operating expenses of the State

20 Department for Social Security Administration Disability Determination for

21 ~~the biennial period ending June 30, 1997, the following:~~

23	ITEM	FISCAL YEARS	
24	NO.	1995-96	1996-97
25	(01) REGULAR SALARIES	\$ 5,991,851	\$
26	6,009,330		
27	(02) EXTRA HELP	68,225	
28	68,225		
29	(03) PERSONAL SERV MATCHING	1,740,292	
30	1,743,378		
31	(04) OVERTIME	110,000	
32	110,000		
33	(05) MAINT. & GEN. OPERATION		
34	(A) OPER. EXPENSE	\$ 1,448,192	\$ 1,448,192
35	(B) CONF. & TRVL.	12,325	12,325

1	(C) PROF. FEES	4,786,452	4,786,452
2	(D) CAP. OUTLAY	2,500,000	0
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL MAINT. & GEN. OPER.		<u>8,746,969</u>
5		<u>6,246,969</u>	
6	TOTAL AMOUNT APPROPRIATED		<u>\$ 16,657,337</u> \$
7		<u>14,177,902</u>	

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9 SECTION 4. CARRY FORWARD. The remaining balance as of June 30, 1996,
 10 of unexpended appropriation in Capital Outlay shall be carried forward into
 11 fiscal year 1996-97 to be used for the same purpose for the next fiscal year.

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13 SECTION 5. APPROPRIATIONS - FRAUD UNIT. There is hereby appropriated,
 14 to the State Department for Social Security Administration Disability
 15 Determination, to be payable from the State General Services Fund Account,
 16 for personal services and operating expenses of the State Department for
 17 Social Security Administration Disability Determination - Fraud Unit for the
 18 biennial period ending June 30, 1997, the following:

20	ITEM	FISCAL YEARS	
21	<u>NO.</u>	<u>1995-96</u>	<u>1996-97</u>
22	(01) REGULAR SALARIES	\$ 54,606	\$ 55,971
23	(02) PERSONAL SERVICES MATCHING	14,198	14,552
24	(03) MAINT. & GEN. OPERATION		
25	(A) OPER. EXPENSES	\$ 56,196	\$ 54,477
26	(B) CONF. & TRAVEL	0	0
27	(C) PROF. FEES	0	0
28	(D) CAPITAL OUTLAY	0	0
29	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
30	TOTAL MAIN. & GEN OPER.	<u>56,196</u>	<u>54,477</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 125,000</u>	<u>\$ 125,000</u>

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33 SECTION 6. (a) Any person or entity who willfully and knowingly makes
 34 any material false statement or representation for the purpose of obtaining
 35 any benefit or payment, or for the purpose of defeating or wrongfully

1 *increasing or wrongfully decreasing any claim for benefit or payment or who*
2 *aids and abets for either of said purposes, shall be guilty of a Class D*
3 *felony.*

4 *(b) A copy of subsection (a) of this section shall be placed on all forms*
5 *prescribed by the State Department for Social Security Administration*
6 *Disability Determination for the use of persons claiming benefits, providers*
7 *participating in the claims process, and any other parties involved in the*
8 *claims process.*

9 *(c) Where the State Department for Social Security Administration Disability*
10 *Determination finds that false or misleading statements or representations*
11 *were made willfully and knowingly for the purpose of obtaining benefits or*
12 *payments, or for the purpose of obtaining, wrongfully increasing, wrongfully*
13 *decreasing or defeating any claim for benefit or payment, the Director of the*
14 *State Department for Social Security Administration Disability Determination*
15 *shall refer the matter for appropriate action to the prosecuting attorney of*
16 *the district where the original claim was filed.*

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18 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
19 authorized by this Act shall be limited to the appropriation for such agency
20 and funds made available by law for the support of such appropriations; and
21 the restrictions of the State Purchasing Law, the General Accounting and
22 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
23 Procedures and Restrictions Act, or their successors, and other fiscal
24 control laws of this State, where applicable, and regulations promulgated by
25 the Department of Finance and Administration, as authorized by law, shall be
26 strictly complied with in disbursement of said funds.

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28 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
29 Assembly that any funds disbursed under the authority of the appropriations
30 contained in this Act shall be in compliance with the stated reasons for
31 which this Act was adopted, as evidenced by the Agency Requests, Executive
32 Recommendations and Legislative Recommendations contained in the budget
33 manuals prepared by the Department of Finance and Administration, letters, or
34 summarized oral testimony in the official minutes of the Arkansas Legislative
35 Council or Joint Budget Committee which relate to its passage and adoption.

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SECTION 9. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 10. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the Eightieth 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, 1995 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, 1995 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, 1995.

/s/Rep. E. Thicksten

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