

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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# A Bill

HOUSE BILL

1248

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE ARKANSAS SPINAL CORD COMMISSION  
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR  
11 OTHER PURPOSES."

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## Subtitle

14 "AN ACT FOR THE ARKANSAS SPINAL CORD  
15 COMMISSION APPROPRIATION FOR THE 1995-97  
16 BIENNIUM."

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

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

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

|    |  |          |           |          |
|----|--|----------|-----------|----------|
| 1  | (1) 9992 EXECUTIVE DIRECTOR SPINAL CORD COMM | 1        | \$ 45,768 | \$       |
| 2  | 46,912                                       |          |           |          |
| 3  | (2) M071 SPINAL CORD COMM CLIENT SVCS ADMR   | 1        |           | GRADE 21 |
| 4  | (3) A006 ACCOUNTING SUPERVISOR I             | 1        |           | GRADE 20 |
| 5  | R133 AGENCY DIRECTOR RESEARCH & STATS        | 1        |           |          |
| 6  | (4) M056 REHAB COUNSELOR III                 | 13       |           | GRADE 19 |
| 7  | (5) R009 ADMINISTRATIVE ASSISTANT I          | 1        |           | GRADE 15 |
| 8  | A108 ACCOUNTING TECHNICIAN II                | 1        |           |          |
| 9  | (6) K153 SECRETARY II                        | 2        |           | GRADE 13 |
| 10 | (7) K155 SECRETARY I                         | <u>2</u> |           | GRADE 11 |
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SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Arkansas Spinal Cord Commission, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Arkansas Spinal Cord Commission for the biennial period ending June 30, 1997, the following:

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| 19 | ITEM                          | FISCAL YEARS |                |
|----|-------------------------------|--------------|----------------|
| 20 | NO.                           | 1995-96      | 1996-97        |
| 21 | (01) REGULAR SALARIES         | \$ 643,672   | \$             |
| 22 | 643,672                       |              |                |
| 23 | (02) PERSONAL SERV MATCHING   | 175,269      |                |
| 24 | 175,269                       |              |                |
| 25 | (03) MAINT. & GEN. OPERATION  |              |                |
| 26 | (A) OPER. EXPENSE \$          | 164,111      | \$ 162,201     |
| 27 | (B) CONF. & TRVL.             | 10,000       | 10,000         |
| 28 | (C) PROF. FEES                | 59,800       | 59,800         |
| 29 | (D) CAP. OUTLAY               | 12,600       | 28,286         |
| 30 | (E) DATA PROC.                | <u>0</u>     | <u>0</u>       |
| 31 | TOTAL MAINT. & GEN. OPER.     |              | 246,511        |
| 32 | 260,287                       |              |                |
| 33 | (04) LONG TERM ATTENDANT CARE |              | 261,430        |
| 34 | 261,430                       |              |                |
| 35 | (05) SPINAL TREATMENT PROGRAM |              | <u>407,073</u> |

1 421,281

2 ~~TOTAL AMOUNT APPROPRIATED \$ 1,733,955 \$~~

3 1,761,939

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5 SECTION 3. APPROPRIATIONS - CASH. There is hereby appropriated, to the  
 6 Arkansas Spinal Cord Commission, to be payable from cash funds as defined by  
 7 Arkansas Code 19-4-801 of the Arkansas Spinal Cord Commission, for operating  
 8 expenses of the Arkansas Spinal Cord Commission for the biennial period  
 9 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 \$         | 41,645 \$    | 41,645              |
| 15 (B) CONF. & TRVL.            | 0            | 0                   |
| 16 (C) PROF. FEES               | 0            | 0                   |
| 17 (D) CAP. OUTLAY              | 5,000        | 5,000               |
| 18 (E) DATA PROC.               | <u>0</u>     | <u>0</u>            |
| 19 TOTAL MAINT. & GEN. OPER.    |              | <u>46,645</u>       |
| 20 <u>46,645</u>                |              |                     |
| 21 TOTAL AMOUNT APPROPRIATED    |              | <u>\$ 46,645 \$</u> |
| 22 <u>46,645</u>                |              |                     |

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24 SECTION 4. REGULAR SALARIES - FEDERAL. There is hereby established  
 25 for the Arkansas Spinal Cord Commission - Federal Grants Programs for the  
 26 1995-97 biennium, the following maximum number of regular employees whose  
 27 salaries shall be governed by the provisions of the Uniform Classification  
 28 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,  
 29 and all laws amendatory thereto. Provided, however, that any position to  
 30 which a specific maximum annual salary is set out herein in dollars, shall be  
 31 exempt from the provisions of said Uniform Classification and Compensation  
 32 Act. All persons occupying positions authorized herein are hereby governed  
 33 by the provisions of the Regular Salaries Procedures and Restrictions Act  
 34 (Arkansas Code §21-5-101), or its successor.

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| Item Class                                | Maximum No. of Employees | Maximum Annual Salary Rate |         |
|---|--------------------------|----------------------------|---------|
|   |                          | 1995-96                    | 1996-97 |
| <del>(1) R168 GRANTS COORDINATOR II</del> | <del>2</del>             | <del>GRADE 19</del>        |         |
| R150 RESEARCH PROJECT ANALYST             | 1                        |                            |         |
| (2) E116 HLTH EDUCATOR                    | 1                        | GRADE 16                   |         |
| (3) R009 ADMINISTRATIVE ASSISTANT I       | <u>1</u>                 | GRADE 15                   |         |
| MAX NO. OF EMPLOYEES                      | 5                        |                            |         |

SECTION 5. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to the Arkansas Spinal Cord Commission, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Spinal Cord Commission for the biennial period ending June 30, 1997, the following:

| ITEM NO.                     | FISCAL YEARS      |                   |
|------------------------------|-------------------|-------------------|
|                              | 1995-96           | 1996-97           |
| (01) REGULAR SALARIES        | \$ 97,279         | \$ 97,279         |
| (02) PERSONAL SERV MATCHING  |                   | 30,928            |
| (03) MAINT. & GEN. OPERATION |                   |                   |
| (A) OPER. EXPENSE            | \$ 27,000         | \$ 27,000         |
| (B) CONF. & TRVL.            | 7,150             | 7,150             |
| (C) PROF. FEES               | 18,820            | 18,820            |
| <del>(D) CAP. OUTLAY</del>   | <del>9,000</del>  | <del>9,000</del>  |
| (E) DATA PROC.               | <u>0</u>          | <u>0</u>          |
| TOTAL MAINT. & GEN. OPER.    |                   | <u>61,970</u>     |
| TOTAL AMOUNT APPROPRIATED    | \$ <u>190,177</u> | \$ <u>190,177</u> |

SECTION 6. Of the funds appropriated for Long Term Attendant Care in Section 2 herein, at least seventy-five thousand dollars (\$75,000) per fiscal year shall be used for long term attendant care; provided that said care

1 shall be provided only to persons who have been residents of the State of  
2 Arkansas for at least five (5) years, and provided that they sustained the  
3 injury, which requires said care, while a resident of this State.

4       The State Spinal Cord Commission shall, before the beginning of each  
5 fiscal year, seek a prior review by the Arkansas Legislative Council  
6 pertaining to the rules, regulations, and proposed expenditures for operation  
7 and administration of the aforementioned long term attendant care services.

8       In the event, however, that the State Spinal Cord Commission receives  
9 funds to be expended for long term attendant care from sources outside of  
10 State funds, the amount of funds originating from outside sources may  
11 substitute dollar-for-dollar for the State funds. Provided, however, that  
12 the total of all outside funds and the State funds, in the aggregate, equal  
13 at least \$75,000 to be expended for long term attendant care during each  
14 fiscal year.

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16       SECTION 7. LINE ITEM TRANSFER. Any savings made in the State  
17 Appropriation for Regular Salaries, Social Security and Retirement Matching  
18 may, after receiving advice and approval of the Department of Finance and  
19 Administration, be transferred to the Spinal Treatment Program.

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21       SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
22 authorized by this Act shall be limited to the appropriation for such agency  
23 and funds made available by law for the support of such appropriations; and  
24 the restrictions of the State Purchasing Law, the General Accounting and  
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
26 Procedures and Restrictions Act, or their successors, and other fiscal  
27 control laws of this State, where applicable, and regulations promulgated by  
28 the Department of Finance and Administration, as authorized by law, shall be  
29 strictly complied with in disbursement of said funds.

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31       SECTION 9. LEGISLATIVE INTENT. It is the intent of the General  
32 Assembly that any funds disbursed under the authority of the appropriations  
33 contained in this Act shall be in compliance with the stated reasons for  
34 which this Act was adopted, as evidenced by the Agency Requests, Executive  
35 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or  
2 summarized oral testimony in the official minutes of the Arkansas Legislative  
3 Council or Joint Budget Committee which relate to its passage and adoption.

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5       SECTION 10. CODE. All provisions of this Act of a general and  
6 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
7 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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9       SECTION 11. SEVERABILITY. If any provision of this Act or the  
10 application thereof to any person or circumstance is held invalid, such  
11 invalidity shall not affect other provisions or applications of the Act which  
12 can be given effect without the invalid provision or application, and to this  
13 end the provisions of this Act are declared to be severable.

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15       SECTION 12. GENERAL REPEALER. All laws and parts of laws in conflict  
16 with this Act are hereby repealed.

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18       SECTION 13. EMERGENCY CLAUSE. It is hereby found and determined by  
19 the Eightieth General Assembly, that the Constitution of the State of  
20 Arkansas prohibits the appropriation of funds for more than a two (2) year  
21 period; that the effectiveness of this Act on July 1, 1995 is essential to  
22 the operation of the agency for which the appropriations in this Act are  
23 provided, and that in the event of an extension of the Regular Session, the  
24 delay in the effective date of this Act beyond July 1, 1995 could work  
25 irreparable harm upon the proper administration and provision of essential  
26 governmental programs. Therefore, an emergency is hereby declared to exist  
27 and this Act being necessary for the immediate preservation of the public  
28 peace, health and safety shall be in full force and effect from and after  
29 July 1, 1995.

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