

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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7

A Bill

HOUSE BILL

1318

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES AND MEDICALLY RELATED LOANS FOR THE
10 STUDENT LOAN AUTHORITY FOR THE BIENNIAL PERIOD ENDING JUNE
11 30, 1997; AND FOR OTHER PURPOSES."

12

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Subtitle

14 "AN ACT FOR THE STUDENT LOAN AUTHORITY
15 APPROPRIATION FOR THE 1995-97 BIENNIUM."

16

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

18

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

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Item	Class	No. Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
					Fiscal Years 1995-96	1996-97
(1)	9760		DIRECTOR STUDENT LOAN AUTHORITY	1	\$ 65,954	\$

1	67,602			
2	(2) 9100 STUDENT LOAN CHIEF FINANCIAL OFCR	1	\$ 43,964	\$
3	45,063			
4	(3) 9622 DIR OF MARKETING & PUBLIC AFFAIRS	1	\$ 40,783	\$
5	41,802			
6	(4) 9101 STUDENT LOAN LENDER/SVC LIAISON	1	\$ 35,720	\$
7	36,613			
8	(5) A032 AGENCY FISCAL MANAGER	1		GRADE 22
9	(6) R490 STUDENT LOAN PROGRAM COORDINATOR	2		GRADE 20
10	R266 MANAGEMENT PROJECT ANALYST II	2		
11	(7) A111 ACCOUNTANT	1		GRADE 18
12	A077 STUDENT LOAN OFFICER	4		
13	D034 PROGRAMMER ANALYST	1		
14	(8) K153 SECRETARY II	1		GRADE 13
15	(9) A106 ACCOUNTING TECHNICIAN I	1		GRADE 12
16	(10) K155 SECRETARY I	<u>2</u>		GRADE 11
17	MAX NO. OF EMPLOYEES	19		

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19 SECTION 2. EXTRA HELP. There is hereby authorized, for the Student

20 Loan Authority for the 1995-97 biennium, the following maximum number of

21 part-time or temporary employees, to be known as "Extra Help", payable from

22 funds appropriated herein for such purposes: Three (3) temporary or

23 part-time employees, when needed, at rates of pay not to exceed those

24 provided in the Uniform Classification and Compensation Act, or its

25 successor, or this act for the appropriate classification.

26

27 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the

28 ~~Student Loan Authority, to be payable from cash funds as defined by Arkansas~~

29 Code 19-4-801 of the Student Loan Authority, for personal services and

30 operating expenses of the Student Loan Authority for the biennial period

31 ending June 30, 1997, the following:

32				
33	ITEM		FISCAL YEARS	
34	NO.		1995-96	1996-97
35	(01) REGULAR SALARIES	\$	558,418	\$

1	558,732		
2	(02) EXTRA HELP		1,140
3	1,140		
4	(03) PERSONAL SERV MATCHING		147,985
5	148,042		
6	(04) MAINT. & GEN. OPERATION		
7	(A) OPER. EXPENSE \$	255,000 \$	275,000
8	(B) CONF. & TRVL.	15,000	15,000
9	(C) PROF. FEES	1,180,000	1,350,000
10	(D) CAP. OUTLAY	20,000	20,000
11	(E) DATA PROC.	<u>100</u>	<u>100</u>
12	TOTAL MAINT. & GEN. OPER.		1,470,100
13	1,660,100		
14	(05) LOANS		<u>55,000</u>
15	<u>55,000</u>	<hr/>	
16	TOTAL AMOUNT APPROPRIATED		<u>\$ 2,232,643 \$</u>
17	<u>2,423,014</u>		

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19 SECTION 4. APPROPRIATIONS - LOANS. There is hereby appropriated, to

20 the Student Loan Authority, to be payable from the Higher Education Grants

21 Fund Account, for payments of the contracts with schools of higher learning

22 for the education of Arkansas citizens at out-of-state institutions of higher

23 learning in the fields of dental medicine, optometry, osteopathy, veterinary

24 medicine, chiropractic education and podiatry education by the Student Loan

25 Authority for the biennial period ending June 30, 1997, the following:

27	ITEM	FISCAL YEARS	
28	NO.	1995-96	1996-97
29	(01) DENTAL AID	\$ 1,044,000	\$
30	1,044,000		
31	(02) OPTOMETRY AID	207,200	
32	207,200		
33	(03) VETERINARY AID	506,400	
34	506,400		
35	(04) CHIROPRACTIC AID	221,000	

1	221,000	
2	(05) OSTEOPATHY AID	174,000
3	174,000	
4	(06) PODIATRY AID	<u>94,400</u>
5	<u>94,400</u>	
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,247,000 \$</u>
7	<u>2,247,000</u>	

8 SECTION 5. APPROPRIATIONS - VARIOUS MEDICAL FIELDS ASSISTANCE LOANS.

9 There is hereby appropriated, to the Student Loan Authority, to be payable
 10 from the Higher Education Grants Fund Account, for the purpose of providing
 11 tuition assistance loan financing to the 41 Arkansas students attending out-
 12 of-state schools of Dentistry, Optometry, Veterinary, Podiatry, Chiropractic
 13 or Osteopathy, who did not receive loan tuition assistance during the 1993-95
 14 biennium due to shortfalls in revenues available to the program, for the
 15 biennial period ending June 30, 1997, the following:

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>1995-96</u>	<u>1996-97</u>
18	(01) VARIOUS MEDICAL FIELDS		
19	ASSISTANCE LOANS	<u>\$ 1,200,000</u>	<u>\$ 0</u>
20			
21			

22 SECTION 6. TRANSFER OF HIGHER EDUCATION GRANTS FUND APPROPRIATIONS.

23 Upon certification to and with the approval of the Chief Fiscal Officer of
 24 the State, surplus funds and appropriations may be transferred between the
 25 appropriations provided in Section 4 of this Act by the Eightieth General
 26 Assembly for Dental Aid, Optometry Aid, Veterinary Aid, Podiatry Aid,
 27 Chiropractic Aid and Osteopathic Aid.

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 29 SECTION 7. REPORTING REQUIREMENTS. The Disbursing Officer of the
 30 Student Loan Authority shall annually compile information, as described
 31 herein, on students who receive financial aid through the various
 32 appropriations provided for in this Act. Such information shall include the
 33 number of students receiving financial aid under each line item of Section 4
 34 of this Act, the name of each out-of-state school which each student is
 35 attending or has attended, and the location and occupation of each student

1 after they have completed their course of study for a period of three years.

2 Such information shall be compiled into a report and presented in
3 conjunction with the biennial appropriation budget request for the
4 appropriation provided herein, to the Arkansas Legislative Council.

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6 SECTION 8. CARRY FORWARD - LOANS. The balance of the funds and
7 appropriations as provided in Sections 4 and 5 of this Act which remain on
8 June 30, 1996, shall be carried forward and made available for the same
9 purposes for the fiscal year ending June 30, 1997.

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11 SECTION 9. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
12 this Act for Maintenance and General Operation shall be expended in payment
13 for services of attorneys, unless the agency shall first make a request in
14 writing to the Attorney General of the State of Arkansas to provide the
15 required legal services. The Attorney General's Office shall provide the
16 requested legal services, or, if the Attorney General's Office shall
17 determine that sufficient personnel are not available to provide the
18 requested legal services, the Attorney General shall certify the same to the
19 agency and may authorize the agency to employ legal counsel and to expend
20 monies appropriated for Maintenance and General Operations therefor, if:

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

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

25 Such certification shall be required with respect to each instance of
26 the employment of special legal counsel, or shall be required annually with
27 respect to legal counsel employed on a retainer basis. A copy of such
28 certification shall be entered in the official minutes of the agency, and
29 shall be retained in the fiscal records of the agency for audit purposes.

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31 SECTION 10. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
32 authorized by this Act shall be limited to the appropriation for such agency
33 and funds made available by law for the support of such appropriations; and
34 the restrictions of the State Purchasing Law, the General Accounting and
35 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal
2 control laws of this State, where applicable, and regulations promulgated by
3 the Department of Finance and Administration, as authorized by law, shall be
4 strictly complied with in disbursement of said funds.

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

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15 SECTION 12. CODE. All provisions of this Act of a general and
16 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
17 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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

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25 SECTION 14. GENERAL REPEALER. All laws and parts of laws in conflict
26 with this Act are hereby repealed.

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28 SECTION 15. EMERGENCY CLAUSE. It is hereby found and determined by
29 the Eightieth General Assembly, that the Constitution of the State of
30 Arkansas prohibits the appropriation of funds for more than a two (2) year
31 period; that the effectiveness of this Act on July 1, 1995 is essential to
32 the operation of the agency for which the appropriations in this Act are
33 provided, and that in the event of an extension of the Regular Session, the
34 delay in the effective date of this Act beyond July 1, 1995 could work
35 irreparable harm upon the proper administration and provision of essential

1 governmental programs. Therefore, an emergency is hereby declared to exist
2 and this Act being necessary for the immediate preservation of the public
3 peace, health and safety shall be in full force and effect from and after
4 July 1, 1995.

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