

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: S3/15/99 S3/23/99

A Bill

SENATE BILL 71

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE ARKANSAS STUDENT LOAN
11 AUTHORITY FOR THE BIENNIAL PERIOD ENDING JUNE 30,
12 2001; AND FOR OTHER PURPOSES. "
13

Subtitle

14 "AN ACT FOR THE ARKANSAS STUDENT
15 LOAN AUTHORITY APPROPRIATION FOR
16 THE 1999-2001 BIENNIUM. "
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19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas
23 Student Loan Authority for the 1999-2001 biennium, the following maximum
24 number of regular employees whose salaries shall be governed by the provisions
25 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
26 et seq.), or its successor, and all laws amendatory thereto. Provided,
27 however, that any position to which a specific maximum annual salary is set
28 out herein in dollars, shall be exempt from the provisions of said Uniform
29 Classification and Compensation Act. All persons occupying positions
30 authorized herein are hereby governed by the provisions of the Regular
31 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
32 successor.
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34			Maximum Annual
35		Maximum	Salary Rate
36	Item Class	No. of	Fiscal Years

JAD024

No.	Code	Title	Employees	1999-2000	2000-2001
(1)	9760	DIRECTOR STUDENT LOAN AUTHORITY	1	\$77,107	\$79,265
(2)	9100	STUDENT LOAN CHIEF FINANCIAL OFCR	1	\$51,396	\$52,835
(3)	A032	AGENCY FISCAL MANAGER	1	GRADE 22	
(4)	R490	STUDENT LOAN PROGRAM COORDINATOR	1	GRADE 20	
(5)	A077	STUDENT LOAN OFFICER	1	GRADE 18	
		MAX. NO. OF EMPLOYEES	5		

SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Arkansas Student Loan Authority, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Student Loan Authority, for personal services and operating expenses of the Arkansas Student Loan Authority for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 231,065	\$ 237,534
(02) PERSONAL SERV MATCHING	56,708	57,884
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	155,947	155,947
(B) CONF. & TRAVEL	15,000	15,000
(C) PROF. FEES	3,200,000	3,500,000
(D) CAP. OUTLAY	10,000	30,000
(E) DATA PROC.	100	100
(04) GUARANTEE FEES FOR LOANS	200	200
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,669,020</u>	<u>\$ 3,996,665</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INVESTMENT OPTIONS. The agency, board or commission, to which appropriation in this Act is made, shall consider all possible options available in investing cash fund balances for which it is responsible. Such options investigated shall specifically include the provisions of the Treasury Management Trust Fund option beginning at Arkansas Code 19-3-602. In the event that the Treasury Management Trust Fund option is not selected, the agency, board, or commission shall report to the State Board of Finance the option selected and the

1 additional benefits accruing by selecting a different option.

2
3 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this
4 Act for Maintenance and General Operation shall be expended in payment for
5 services of attorneys, unless the agency shall first make a request in writing
6 to the Attorney General of the State of Arkansas to provide the required legal
7 services. The Attorney General's Office shall provide the requested legal
8 services, or, if the Attorney General's Office shall determine that sufficient
9 personnel are not available to provide the requested legal services, the
10 Attorney General shall certify the same to the agency and may authorize the
11 agency to employ legal counsel and to expend monies appropriated for
12 Maintenance and General Operations therefor, if:

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

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

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

22
23 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
24 this act shall be limited to the appropriation for such agency and funds made
25 available by law for the support of such appropriations; and the restrictions
26 of the State Purchasing Law, the General Accounting and Budgetary Procedures
27 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
28 Restrictions Act, or their successors, and other fiscal control laws of this
29 State, where applicable, and regulations promulgated by the Department of
30 Finance and Administration, as authorized by law, shall be strictly complied
31 with in disbursement of said funds.

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33 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
34 that any funds disbursed under the authority of the appropriations contained
35 in this act shall be in compliance with the stated reasons for which this act
36 was adopted, as evidenced by the Agency Requests, Executive Recommendations

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

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

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10 SECTION 8. SEVERABILITY. If any provision of this act or the application
11 thereof to any person or circumstance is held invalid, such invalidity shall
12 not affect other provisions or applications of the act which can be given
13 effect without the invalid provision or application, and to this end the
14 provisions of this act are declared to be severable.

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16 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with
17 this act are hereby repealed.

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19 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
20 Eighty-second General Assembly, that the Constitution of the State of Arkansas
21 prohibits the appropriation of funds for more than a two (2) year period; that
22 the effectiveness of this Act on July 1, 1999 is essential to the operation of
23 the agency for which the appropriations in this Act are provided, and that in
24 the event of an extension of the Regular Session, the delay in the effective
25 date of this Act beyond July 1, 1999 could work irreparable harm upon the
26 proper administration and provision of essential governmental programs.
27 Therefore, an emergency is hereby declared to exist and this Act being
28 necessary for the immediate preservation of the public peace, health and
29 safety shall be in full force and effect from and after July 1, 1999.

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31 /s/ Russ
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