

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

*As Engrossed: S3/19/07 S3/26/07*

# A Bill

SENATE BILL 449

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE  
11 DEPARTMENT OF VETERANS' AFFAIRS FOR THE BIENNIAL  
12 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER  
13 PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE DEPARTMENT OF VETERANS'  
17 AFFAIRS APPROPRIATION FOR THE 2007-2009  
18 BIENNIUM.  
19  
20

21  
22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the  
25 Department of Veterans' Affairs for the 2007-2009 biennium, the following  
26 maximum number of regular employees whose salaries shall be governed by the  
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
29 Provided, however, that any position to which a specific maximum annual  
30 salary is set out herein in dollars, shall be exempt from the provisions of  
31 said Uniform Classification and Compensation Act. All persons occupying  
32 positions authorized herein are hereby governed by the provisions of the  
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
34 or its successor.  
35

36 Maximum Annual



1				Maximum	Salary Rate	
2	Item	Class		No. of	Fiscal Years	
3	No.	Code	Title	Employees	2007-2008	2008-2009
4	(1)	9989	VETERANS DIR DEPT OF VETERAN AFFAIR	1	\$84,620	\$86,312
5	(2)	751Z	VETERANS AFFAIRS ASSISTANT DIR	1	GRADE	24
6	(3)	752Z	VETERANS HOME SUPERVISOR	3	GRADE	24
7	(4)	A032	AGENCY FISCAL MANAGER	1	GRADE	22
8	(5)	L078	NURSE SUPERVISOR	2	GRADE	22
9	(6)	R438	VETERANS HOME ASSISTANT SUPERVISOR	2	GRADE	22
10	(7)	L082	NURSING SERVICES SPECIALIST	1	GRADE	21
11	(8)	A008	ACCOUNTING SUPERVISOR II	1	GRADE	21
12	(9)	M088	SOCIAL WORKER II	4	GRADE	20
13	(10)	L070	NURSE II	14	GRADE	20
14	(11)	R266	MANAGEMENT PROJECT ANALYST II	3	GRADE	20
15	(12)	M056	REHAB COUNSELOR III	1	GRADE	19
16	(13)	R097	CHIEF CLAIMS & APPEALS SECTION	1	GRADE	19
17	(14)	A110	ACCOUNTANT II	1	GRADE	19
18	(15)	A111	ACCOUNTANT	1	GRADE	18
19	(16)	G028	BLDG PLANT MAINTENANCE SUPV II	2	GRADE	18
20	(17)	M098	VETERANS CLAIMS SPECIALIST	8	GRADE	18
21	(18)	H032	FOOD PRODUCTION MANAGER	1	GRADE	18
22	(19)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE	18
23	(20)	R010	ADMINISTRATIVE ASSISTANT II	2	GRADE	17
24	(21)	R190	PERSONNEL OFFICER II	2	GRADE	17
25	(22)	M095	VOLUNTEER PROGRAM DEVELOPER I	1	GRADE	17
26	(23)	G161	GENERAL MAINTENANCE REPAIRMAN	3	GRADE	17
27	(24)	A108	ACCOUNTING TECHNICIAN II	2	GRADE	15
28	(25)	G043	EQUIPMENT MECHANIC	1	GRADE	15
29	(26)	L115	LPN II/LPTN II	23	GRADE	15
30	(27)	M048	RECREATIONAL ACTIVITY LEADER II	2	GRADE	15
31	(28)	T047	SECURITY OFFICER III	11	GRADE	15
32	(29)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	4	GRADE	14
33	(30)	K153	SECRETARY II	4	GRADE	13
34	(31)	T045	SECURITY OFFICER II	2	GRADE	12
35	(32)	K155	SECRETARY I	1	GRADE	11
36	(33)	G151	CUSTODIAL SERVICE SHIFT SUPV	1	GRADE	11

1	(34)	L081	NURSING ASST II	84	GRADE 11
2	(35)	G165	WORK MAINTENANCE LEADER	3	GRADE 10
3	(36)	H005	BAKER II	1	GRADE 10
4	(37)	H027	COOK II	7	GRADE 10
5	(38)	G169	CUSTODIAL SUPV I	1	GRADE 06
6	(39)	H043	FOOD SERVICE WORKER II	4	GRADE 05
7	(40)	G075	HOUSEKEEPER	1	GRADE 04
8	(41)	G035	CUSTODIAL WRKR II	<u>7</u>	GRADE 04
9			MAX. NO. OF EMPLOYEES	216	

10

11 SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,  
 12 to the Department of Veterans' Affairs, to be payable from the Miscellaneous  
 13 Agencies Fund Account, for personal services and operating expenses of the  
 14 Department of Veterans' Affairs - State Operations for the biennial period  
 15 ending June 30, 2009, the following:

16

17	ITEM		FISCAL YEARS	
18	<u>NO.</u>		<u>2007-2008</u>	<u>2008-2009</u>
19	(01)	REGULAR SALARIES	\$ 672,495	\$ 685,934
20	(02)	PERSONAL SERVICES MATCHING	234,193	236,942
21	(03)	MAINT. & GEN. OPERATION		
22	(A)	OPER. EXPENSE	57,144	54,944
23	(B)	CONF. & TRAVEL	2,630	2,630
24	(C)	PROF. FEES	0	0
25	(D)	CAP. OUTLAY	0	0
26	(E)	DATA PROC.	0	0
27	(04)	AID TO COUNTY VETERANS' SERVICE		
28		OFFICES	<u>283,500</u>	<u>283,500</u>
29		TOTAL AMOUNT APPROPRIATED	<u>\$ 1,249,962</u>	<u>\$ 1,263,950</u>

30

31 SECTION 3. EXTRA HELP - VETERANS' HOME DIVISION - STATE. There is hereby  
 32 authorized, for the Department of Veterans' Affairs - Veterans' Home - State  
 33 for the 2007-2009 biennium, the following maximum number of part-time or  
 34 temporary employees, to be known as "Extra Help", payable from funds  
 35 appropriated herein for such purposes: seven (7) temporary or part-time  
 36 employees, when needed, at rates of pay not to exceed those provided in the

1 Uniform Classification and Compensation Act, or its successor, or this act  
 2 for the appropriate classification.

3

4 SECTION 4. APPROPRIATION - VETERANS' HOME DIVISION - STATE. There is  
 5 hereby appropriated, to the Department of Veterans' Affairs, to be payable  
 6 from the Miscellaneous Agencies Fund Account, for personal services and  
 7 operating expenses of the Department of Veterans' Affairs - Veterans' Home  
 8 Division - State for the biennial period ending June 30, 2009, the following:

9

10 ITEM	FISCAL YEARS	
11 NO.	2007-2008	2008-2009
12 (01) REGULAR SALARIES	\$ 2,092,449	\$ 2,134,242
13 (02) EXTRA HELP	31,000	31,000
14 (03) PERSONAL SERVICES MATCHING	786,925	795,477
15 (04) OVERTIME	18,000	18,000
16 (05) MAINT. & GEN. OPERATION		
17 (A) OPER. EXPENSE	578,120	578,120
18 (B) CONF. & TRAVEL	5,000	5,000
19 (C) PROF. FEES	64,275	64,275
20 (D) CAP. OUTLAY	0	0
21 (E) DATA PROC.	0	0
22 (06) REFUNDS/REIMBURSEMENTS	<u>245,000</u>	<u>270,000</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$ 3,820,769</u>	<u>\$ 3,896,114</u>

24

25 SECTION 5. EXTRA HELP - VETERANS' HOME - FAYETTEVELLE - STATE. There is  
 26 hereby authorized, for the Department of Veterans' Affairs - Veterans' Home -  
 27 Fayetteville - State for the 2007-2009 biennium, the following maximum number  
 28 of part-time or temporary employees, to be known as "Extra Help", payable  
 29 from funds appropriated herein for such purposes: seven (7) temporary or  
 30 part-time employees, when needed, at rates of pay not to exceed those  
 31 provided in the Uniform Classification and Compensation Act, or its  
 32 successor, or this act for the appropriate classification.

33

34 SECTION 6. APPROPRIATION - VETERANS' HOME - FAYETTEVILLE. There is hereby  
 35 appropriated, to the Department of Veterans' Affairs, to be payable from the  
 36 *such federal and cash funds as designated by the Chief Fiscal Officer of the*

1 State, for personal services and operating expenses of the Department of  
 2 Veterans' Affairs - Veterans' Home - Fayetteville for the biennial period  
 3 ending June 30, 2009, the following:

4	5 ITEM	6 FISCAL YEARS	
6	NO.	2007-2008	2008-2009
7	(01) REGULAR SALARIES	\$ 2,190,590	\$ 2,234,353
8	(02) EXTRA HELP	40,000	40,000
9	(03) PERSONAL SERVICES MATCHING	892,206	901,161
10	(04) OVERTIME	40,000	40,000
11	(05) MAINT. & GEN. OPERATION		
12	(A) OPER. EXPENSE	2,107,027	2,107,027
13	(B) CONF. & TRAVEL	5,250	5,250
14	(C) PROF. FEES	200,000	200,000
15	(D) CAP. OUTLAY	125,000	100,000
16	(E) DATA PROC.	0	0
17	(06) REFUNDS/REIMBURSEMENTS	<u>435,000</u>	<u>475,000</u>
18	TOTAL AMOUNT APPROPRIATED	<u>\$ 6,035,073</u>	<u>\$ 6,102,791</u>

19  
 20 SECTION 7. APPROPRIATION - VETERANS' CEMETERY - STATE. There is hereby  
 21 appropriated, to the Department of Veterans' Affairs, to be payable from the  
 22 Miscellaneous Agencies Fund Account, for personal services and operating  
 23 expenses of the Department of Veterans' Affairs - Veterans' Cemetery - State  
 24 for the biennial period ending June 30, 2009, the following:

26	ITEM	FISCAL YEARS	
27	NO.	2007-2008	2008-2009
28	(01) REGULAR SALARIES	\$ 158,254	\$ 161,417
29	(02) PERSONAL SERVICES MATCHING	57,578	58,225
30	(03) MAINT. & GEN. OPERATION		
31	(A) OPER. EXPENSE	53,075	53,075
32	(B) CONF. & TRAVEL	0	0
33	(C) PROF. FEES	0	0
34	(D) CAP. OUTLAY	0	0
35	(E) DATA PROC.	<u>0</u>	<u>0</u>
36	TOTAL AMOUNT APPROPRIATED	<u>\$ 268,907</u>	<u>\$ 272,717</u>

1  
 2 SECTION 8. APPROPRIATIONS - VETERANS' CEMETERY - CASH. There is hereby  
 3 appropriated, to the Department of Veterans' Affairs, to be payable from cash  
 4 funds as defined by Arkansas Code 19-4-801 of the Department of Veterans'  
 5 Affairs, for operating expenses of the Department of Veterans' Affairs -  
 6 Veterans' Cemetery for the biennial period ending June 30, 2009, the  
 7 following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 10,000	\$ 10,000
(B) CONF. & TRAVEL	5,000	5,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	100,000	100,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 115,000</u>	<u>\$ 115,000</u>

18  
 19 SECTION 9. APPROPRIATIONS - VETERANS' HOME - CASH. There is hereby  
 20 appropriated, to the Department of Veterans' Affairs, to be payable from cash  
 21 funds as defined by Arkansas Code 19-4-801 of the Department of Veterans'  
 22 Affairs, for operating expenses of the Department of Veterans' Affairs -  
 23 Veterans' Home for the biennial period ending June 30, 2009, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 250,000	\$ 250,000
(B) CONF. & TRAVEL	10,000	10,000
(C) PROF. FEES	100,000	100,000
(D) CAP. OUTLAY	150,000	150,000
(E) DATA PROC.	0	0
(02) REFUNDS/REIMBURSEMENTS	<u>750,000</u>	<u>750,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,260,000</u>	<u>\$ 1,260,000</u>

35  
 36 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
2 FAYETTEVILLE VETERANS' HOME. Before funds or appropriations for the  
3 Fayetteville Nursing Home are spent, the Department of Veterans' Affairs  
4 shall present to the Joint Budget Committee or the Arkansas Legislative  
5 Council, a detailed report of the proposed project and a revised budget for  
6 operation showing there are sufficient funds for the entire operation. ~~No~~  
7 ~~funds shall be expended on construction or renovation of the Fayetteville~~  
8 ~~Nursing Home until there is a balanced operating budget presented to the~~  
9 ~~Joint Budget Committee or the Arkansas Legislative Council showing no~~  
10 ~~additional general revenue will be needed for the operation of the home.~~

11  
12 Before any additional expenditures for the ~~2004—2005~~ 2007 - 2008 fiscal  
13 year are spent, the Department of Veterans' Affairs shall present to the  
14 Joint Budget Committee or the Arkansas Legislative Council, a detailed report  
15 of the proposed project and a revised budget for operation of the Nursing  
16 Home.

17  
18 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRAINING  
20 CONFERENCES. The funds appropriated herein for Aid to County Veterans Service  
21 Offices may also be used by the Department of Veteran Affairs to pay expenses  
22 of County Veterans Service Officers for attending regional or statewide  
23 training conferences approved by the Department of Veterans Affairs and  
24 designed to provide better trained and qualified Veterans Service Officers in  
25 the various counties. Any such expenses paid by the Department of Veterans  
26 Affairs from funds appropriated herein shall be on the same reimbursement  
27 basis as the reimbursement of state employees for expenses incurred in  
28 attending their official business. Provided, no County Veterans Service  
29 Officer shall be entitled to receive reimbursement for expenses incurred in  
30 attending more than two (2) approved conferences per year, ~~per county~~. The  
31 provisions of this section shall be in effect only from July 1, ~~2005~~ 2007  
32 through June 30, ~~2007~~ 2009.

33  
34 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LIABILITY  
36 INSURANCE APPROPRIATION RESTRICTION. *In no event shall the Department of*

1 Veterans Affairs expend or transfer any appropriation or funds for the  
2 purchase of malpractice liability insurance for the benefit of a non-  
3 governmental entity.  
4

5 SECTION 13. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
6 by this act shall be limited to the appropriation for such agency and funds  
7 made available by law for the support of such appropriations; and the  
8 restrictions of the State Procurement Law, the General Accounting and  
9 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
10 Procedures and Restrictions Act, or their successors, and other fiscal  
11 control laws of this State, where applicable, and regulations promulgated by  
12 the Department of Finance and Administration, as authorized by law, shall be  
13 strictly complied with in disbursement of said funds.  
14

15 SECTION 14. LEGISLATIVE INTENT. It is the intent of the General Assembly  
16 that any funds disbursed under the authority of the appropriations contained  
17 in this act shall be in compliance with the stated reasons for which this act  
18 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
19 and Legislative Recommendations contained in the budget manuals prepared by  
20 the Department of Finance and Administration, letters, or summarized oral  
21 testimony in the official minutes of the Arkansas Legislative Council or  
22 Joint Budget Committee which relate to its passage and adoption.  
23

24 SECTION 15. EMERGENCY CLAUSE. It is found and determined by the General  
25 Assembly, that the Constitution of the State of Arkansas prohibits the  
26 appropriation of funds for more than a two (2) year period; that the  
27 effectiveness of this Act on July 1, 2007 is essential to the operation of  
28 the agency for which the appropriations in this Act are provided, and that in  
29 the event of an extension of the Regular Session, the delay in the effective  
30 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
31 proper administration and provision of essential governmental programs.  
32 Therefore, an emergency is hereby declared to exist and this Act being  
33 necessary for the immediate preservation of the public peace, health and  
34 safety shall be in full force and effect from and after July 1, 2007.  
35

36 /s/ Joint Budget Committee