

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 87th General Assembly  
3 Regular Session, 2009  
4

*As Engrossed: H1/22/09*  
**A Bill**

HOUSE BILL 1128

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 HEALTH  
11 SERVICES PERMIT AGENCY FOR THE FISCAL YEAR ENDING  
12 JUNE 30, 2010; AND FOR OTHER PURPOSES.  
13  
14

**Subtitle**

15 AN ACT FOR THE HEALTH SERVICES PERMIT  
16 AGENCY APPROPRIATION FOR THE 2009-2010  
17 FISCAL YEAR.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the Health  
24 Services Permit Agency for the 2009-2010 fiscal year, the following maximum  
25 number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
34

35 Maximum Annual  
36 Maximum Salary Rate



Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2009-2010
(1)	U025U HEALTH PERMIT SERVICES DIRECTOR	1	\$96,393
(2)	A050C AGENCY FISCAL MANAGER	1	GRADE C121
(3)	L043C HEALTH PROGRAM SPECIALIST III	1	GRADE C119
(4)	G180C GRANTS ANALYST	1	GRADE C117
(5)	L053C HEALTH PROGRAM SPECIALIST I	3	GRADE C117
(6)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE C116
(7)	G204C PLANNING SPECIALIST	1	GRADE C115
(8)	C056C ADMINISTRATIVE SPECIALIST III	1	GRADE C112
(9)	C073C ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE C109
	MAX. NO. OF EMPLOYEES	11	

SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Health Services Permit Agency, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Health Services Permit Agency - State Operations for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) REGULAR SALARIES	\$ 244,839
(02) PERSONAL SERVICES MATCHING	78,599
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	60,627
(B) CONF. & TRAVEL	5,274
(C) PROF. FEES	17,267
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 406,606</u>

SECTION 3. APPROPRIATION - DEVELOPMENTAL DISABILITIES PLANNING COUNCIL - STATE. There is hereby appropriated, to the Health Services Permit Agency, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Health Services Permit Agency - Developmental Disabilities Planning Council - State for the fiscal year

1 ending June 30, 2010, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2009-2010</u>
5 (01) REGULAR SALARIES	\$ 37,403
6 (02) PERSONAL SERVICES MATCHING	11,768
7 (03) GRANTS/AID - SYSTEM CHANGE PILOT	
8 GRANTS	<u>4,348</u>
9 TOTAL AMOUNT APPROPRIATED	<u>\$ 53,519</u>

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11 SECTION 4. APPROPRIATION - DEVELOPMENTAL DISABILITIES PLANNING COUNCIL -  
 12 FEDERAL. There is hereby appropriated, to the Health Services Permit Agency,  
 13 to be payable from the Federal Funds as designated by the Chief Fiscal  
 14 Officer of the State, for personal services and operating expenses of the  
 15 Health Services Permit Agency - Developmental Disabilities Planning Council -  
 16 Federal for the fiscal year ending June 30, 2010, the following:

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18 ITEM	FISCAL YEAR
19 <u>NO.</u>	<u>2009-2010</u>
20 (01) REGULAR SALARIES	\$ 220,132
21 (02) PERSONAL SERVICES MATCHING	74,699
22 (03) MAINT. & GEN. OPERATION	
23 (A) OPER. EXPENSE	259,025
24 (B) CONF. & TRAVEL	10,843
25 (C) PROF. FEES	120,000
26 (D) CAP. OUTLAY	0
27 (E) DATA PROC.	0
28 (04) GRANTS/AID - SYSTEM CHANGE PILOT	
29 GRANTS	<u>690,929</u>
30 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,375,628</u>

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32 SECTION 5. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
 33 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD. Any  
 34 unexpended balance of funds generated by fees and fines pursuant to Arkansas  
 35 Code 20-8-103 et. seq. deposited into the Miscellaneous Agencies Fund Account  
 36 which remain at the close of each state fiscal year shall be carried forward

1 to the next state fiscal year to be used for the same intent and purposes as  
2 set forth in law.

3 Any carry forward of unexpended balance of ~~appropriation and/or~~ funding as  
4 authorized herein, may be carried forward under the following conditions:

- 5 (1) Prior to June 30, ~~2008~~ 2010 the Agency shall by written statement set  
6 forth its reason(s) for the need to carry forward said ~~appropriation and/or~~  
7 funding to the Department of Finance and Administration Office of Budget;  
8 (2) The Department of Finance and Administration Office of Budget shall  
9 report to the Arkansas Legislative Council all amounts carried forward ~~from~~  
10 ~~the first fiscal year of the biennium to the second fiscal year of the~~  
11 ~~biennium~~ by the September Arkansas Legislative Council or Joint Budget  
12 Committee meeting ~~in the second fiscal year of the biennial period~~ which  
13 report shall include the name of the Agency, Board, Commission or Institution  
14 and the amount of the ~~appropriation and/or~~ funding carried forward ~~from the~~  
15 ~~first fiscal year to the second fiscal year~~, the program name or line item,  
16 the funding source of that appropriation and a copy of the written request  
17 set forth in (1) above;  
18 (3) Each Agency, Board, Commission or Institution shall provide a written  
19 report to the Arkansas Legislative Council or Joint Budget Committee  
20 containing all information set forth in item (2) above, along with a written  
21 statement as to the current status of the project, contract, purpose etc. for  
22 which the carry forward was originally requested no later than thirty (30)  
23 days prior to the time the Agency, Board, Commission or Institution presents  
24 its budget request to the Arkansas Legislative Council/Joint Budget  
25 Committee; and  
26 (4) Thereupon, the Department of Finance and Administration shall include  
27 all information obtained in item (3) above in the ~~biennial~~ budget manuals  
28 and/or a statement of non-compliance by the Agency, Board, Commission or  
29 Institution.

30 The provisions of this section shall be in effect only from July 1,  
31 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

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33 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
34 by this act shall be limited to the appropriation for such agency and funds  
35 made available by law for the support of such appropriations; and the  
36 restrictions of the State Procurement Law, the General Accounting and

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

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

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16 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General  
17 Assembly, that the Constitution of the State of Arkansas prohibits the  
18 appropriation of funds for more than a one (1) year period; that the  
19 effectiveness of this Act on July 1, 2009 is essential to the operation of  
20 the agency for which the appropriations in this Act are provided, and that in  
21 the event of an extension of the Regular Session, the delay in the effective  
22 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
23 proper administration and provision of essential governmental programs.  
24 Therefore, an emergency is hereby declared to exist and this Act being  
25 necessary for the immediate preservation of the public peace, health and  
26 safety shall be in full force and effect from and after July 1, 2009.

27  
28 */s/ Joint Budget Committee*  
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