

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010

A Bill

HOUSE BILL 1057

4
5 By: Joint Budget Committee
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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, 2011; AND FOR OTHER PURPOSES.
13
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Subtitle

15 AN ACT FOR THE HEALTH SERVICES PERMIT
16 AGENCY APPROPRIATION FOR THE 2010-2011
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 2010-2011 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.
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35 Maximum Annual
36 Maximum Salary Rate



Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2010-2011
(1)	U025U HEALTH PERMIT SERVICES DIRECTOR	1	\$98,610
(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, 2011, the following:

ITEM	FISCAL YEAR
NO.	2010-2011
(01) REGULAR SALARIES	\$ 249,327
(02) PERSONAL SERVICES MATCHING	79,571
(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>\$ 412,066</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, 2011, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2010-2011</u>
5 (01) REGULAR SALARIES	\$ 37,716
6 (02) PERSONAL SERVICES MATCHING	11,837
7 (03) GRANTS/AID - SYSTEM CHANGE PILOT	
8 GRANTS	<u>4,348</u>
9 TOTAL AMOUNT APPROPRIATED	<u>\$ 53,901</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, 2011, the following:

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18 ITEM	FISCAL YEAR
19 <u>NO.</u>	<u>2010-2011</u>
20 (01) REGULAR SALARIES	\$ 224,394
21 (02) PERSONAL SERVICES MATCHING	75,624
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>\$ 1,380,815</u>

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

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

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

5 (1) Prior to June 30, 2010 the Agency shall by written statement set forth
 6 its reason(s) for the need to carry forward said funding to the Department of
 7 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 by the
 10 September Arkansas Legislative Council or Joint Budget Committee meeting,
 11 which report shall include the name of the Agency, Board, Commission or
 12 Institution and the amount of the funding carried forward, the program name
 13 or line item, the funding source of that appropriation and a copy of the
 14 written request set forth in (1) above;

15 (3) Each Agency, Board, Commission or Institution shall provide a written
 16 report to the Arkansas Legislative Council or Joint Budget Committee
 17 containing all information set forth in item (2) above, along with a written
 18 statement as to the current status of the project, contract, purpose etc. for
 19 which the carry forward was originally requested no later than thirty (30)
 20 days prior to the time the Agency, Board, Commission or Institution presents
 21 its budget request to the Arkansas Legislative Council/Joint Budget
 22 Committee; and

23 (4) Thereupon, the Department of Finance and Administration shall include
 24 all information obtained in item (3) above in the budget manuals and/or a
 25 statement of non-compliance by the Agency, Board, Commission or Institution.

26 The provisions of this section shall be in effect only from July 1, ~~2009~~
 27 2010 through June 30, ~~2010~~ 2011.

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 29 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 30 by this act shall be limited to the appropriation for such agency and funds
 31 made available by law for the support of such appropriations; and the
 32 restrictions of the State Procurement Law, the General Accounting and
 33 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 34 Procedures and Restrictions Act, or their successors, and other fiscal
 35 control laws of this State, where applicable, and regulations promulgated by
 36 the Department of Finance and Administration, as authorized by law, shall be

1 strictly complied with in disbursement of said funds.

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

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12 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
13 Assembly, that the Constitution of the State of Arkansas prohibits the
14 appropriation of funds for more than a one (1) year period; that the
15 effectiveness of this Act on July 1, 2010 is essential to the operation of
16 the agency for which the appropriations in this Act are provided, and that in
17 the event of an extension of the legislative session, the delay in the
18 effective date of this Act beyond July 1, 2010 could work irreparable harm
19 upon the proper administration and provision of essential governmental
20 programs. Therefore, an emergency is hereby declared to exist and this Act
21 being necessary for the immediate preservation of the public peace, health
22 and safety shall be in full force and effect from and after July 1, 2010.