

State of Arkansas  
91st General Assembly  
Regular Session, 2017

# A Bill

HOUSE BILL 1088

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE HEALTH SERVICES PERMIT  
AGENCY FOR THE FISCAL YEAR ENDING JUNE 30, 2018; AND  
FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE HEALTH SERVICES PERMIT  
AGENCY APPROPRIATION FOR THE 2017-2018  
FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the  
Health Services Permit Agency for the 2017-2018 fiscal year, the following  
maximum number of regular employees.

				Maximum Annual
				Salary Rate
				Fiscal Year
				2017-2018
Item	Class		Maximum	
No.	Code	Title	No. of	
			Employees	
(1)	U025U	HEALTH PERMIT SERVICES DIRECTOR	1	\$106,999
(2)	A116C	BUSINESS OPERATIONS MANAGER	1	GRADE C122
(3)	L053C	HEALTH PROGRAM SPECIALIST I	2	GRADE C117
(4)	G204C	PLANNING SPECIALIST	1	GRADE C115
(5)	C073C	ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE C109
MAX. NO. OF EMPLOYEES			6	



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, 2018, the following:

ITEM	FISCAL YEAR
NO.	2017-2018
(01) REGULAR SALARIES	\$300,275
(02) PERSONAL SERVICES MATCHING	107,350
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	78,127
(B) CONF. & TRAVEL	2,274
(C) PROF. FEES	20,267
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$508,293</u></u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD. Any unexpended balance of funds generated by fees and fines pursuant to Arkansas Code 20-8-103 et. seq. deposited into the Miscellaneous Agencies Fund Account which remain at the close of each state fiscal year shall be carried forward to the next state fiscal year to be used for the same intent and purposes as set forth in law.

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

(1) Prior to June 30, ~~2017~~ 2018 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of Budget;

(2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council all amounts carried forward by the September Arkansas Legislative Council or Joint Budget Committee meeting, which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward, the program name or line item, the funding source of that appropriation and a copy of the

1 written request set forth in (1) above;

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

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

13 The provisions of this section shall be in effect only from July 1, ~~2016~~  
14 2017 through June 30, ~~2017~~ 2018.

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16 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
17 authorized by this act shall be limited to the appropriation for such agency  
18 and funds made available by law for the support of such appropriations; and  
19 the restrictions of the State Procurement Law, the General Accounting and  
20 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
21 Procedures and Restrictions Act, or their successors, and other fiscal  
22 control laws of this State, where applicable, and regulations promulgated by  
23 the Department of Finance and Administration, as authorized by law, shall be  
24 strictly complied with in disbursement of said funds.

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

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35 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
36 Assembly, that the Constitution of the State of Arkansas prohibits the

1 appropriation of funds for more than a one (1) year period; that the  
2 effectiveness of this Act on July 1, 2017 is essential to the operation of  
3 the agency for which the appropriations in this Act are provided, and that in  
4 the event of an extension of the legislative session, the delay in the  
5 effective date of this Act beyond July 1, 2017 could work irreparable harm  
6 upon the proper administration and provision of essential governmental  
7 programs. Therefore, an emergency is hereby declared to exist and this Act  
8 being necessary for the immediate preservation of the public peace, health  
9 and safety shall be in full force and effect from and after July 1, 2017.