

1 State of Arkansas  
2 93rd General Assembly  
3 Fiscal Session, 2022  
4

# A Bill

HOUSE BILL 1068

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF  
10 EDUCATION - ARKANSAS STATE LIBRARY FOR THE FISCAL  
11 YEAR ENDING JUNE 30, 2023; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE DEPARTMENT OF EDUCATION -  
15 ARKANSAS STATE LIBRARY APPROPRIATION FOR  
16 THE 2022-2023 FISCAL YEAR.  
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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  
23 Department of Education - Arkansas State Library for the 2022-2023 fiscal  
24 year, the following maximum number of regular employees.  
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26				Maximum Annual	
27			Maximum	Salary Rate	
28	Item	Class	No. of	Fiscal Year	
29	No.	Code	Title	Employees	2022-2023
30	(1)	U031U	STATE LIBRARY DIRECTOR	1	GRADE SE01
31	(2)	N161N	STATE LIBRARY DEPUTY DIRECTOR	1	GRADE GS12
32	(3)	E012C	STATE LIBRARY DIVISION MANAGER	1	GRADE GS10
33	(4)	E021C	STATE LIBRARY MANAGER	9	GRADE GS09
34	(5)	E030C	LIBRARY COORDINATOR	5	GRADE GS08
35	(6)	E041C	SENIOR LIBRARIAN	7	GRADE GS07
36	(7)	A074C	FISCAL SUPPORT SUPERVISOR	1	GRADE GS06



1	(8) E052C LIBRARIAN	3	GRADE GS06
2	(9) P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
3	(10) V014C BUYER	1	GRADE GS05
4	(11) C056C ADMINISTRATIVE SPECIALIST III	2	GRADE GS04
5	(12) A098C FISCAL SUPPORT SPECIALIST	2	GRADE GS04
6	(13) C073C ADMINISTRATIVE SPECIALIST II	2	GRADE GS03
7	(14) C069C LIBRARY TECHNICIAN	5	GRADE GS03
8	(15) C085C LIBRARY SUPPORT ASSISTANT	5	GRADE GS02
9	(16) C088C MAIL SERVICES ASSISTANT	1	GRADE GS02
10	(17) C089C LIBRARY TECHNICAL ASSISTANT	<u>2</u>	GRADE GS01
11	MAX. NO. OF EMPLOYEES	49	

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13 SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized,  
 14 for the Department of Education - Arkansas State Library - State Operations  
 15 for the 2022-2023 fiscal year, the following maximum number of part-time or  
 16 temporary employees, to be known as "Extra Help", payable from funds  
 17 appropriated herein for such purposes: seven (7) temporary or part-time  
 18 employees, when needed, at rates of pay not to exceed those provided in the  
 19 Uniform Classification and Compensation Act, or its successor, or this act  
 20 for the appropriate classification.

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22 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby  
 23 appropriated, to the Department of Education, to be payable from the State  
 24 Library Fund Account, for personal services and operating expenses of the  
 25 Department of Education - Arkansas State Library - State Operations for the  
 26 fiscal year ending June 30, 2023, the following:

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28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2022-2023</u>
30	(01) REGULAR SALARIES	\$1,668,241
31	(02) EXTRA HELP	5,000
32	(03) PERSONAL SERVICES MATCHING	583,233
33	(04) MAINT. & GEN. OPERATION	
34	(A) OPER. EXPENSE	1,125,091
35	(B) CONF. & TRAVEL	7,428
36	(C) PROF. FEES	0

1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	0
3	(05) PROMOTIONAL ITEMS	0
4	(06) BOOKS & SUBSCRIPTIONS	<u>220,243</u>
5	TOTAL AMOUNT APPROPRIATED	<u><u>\$3,609,236</u></u>

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7 SECTION 4. EXTRA HELP - FEDERAL OPERATIONS. There is hereby

8 authorized, for the Department of Education - Arkansas State Library -

9 Federal Operations for the 2022-2023 fiscal year, the following maximum

10 number of part-time or temporary employees, to be known as "Extra Help",

11 payable from funds appropriated herein for such purposes: five (5) temporary

12 or part-time employees, when needed, at rates of pay not to exceed those

13 provided in the Uniform Classification and Compensation Act, or its

14 successor, or this act for the appropriate classification.

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16 SECTION 5. APPROPRIATION - FEDERAL OPERATIONS. There is hereby

17 appropriated, to the Department of Education, to be payable from the federal

18 funds as designated by the Chief Fiscal Officer of the State, for personal

19 services and operating expenses of the Department of Education - Arkansas

20 State Library - Federal Operations for the fiscal year ending June 30, 2023,

21 the following:

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2022-2023</u>
25	(01) REGULAR SALARIES	\$458,958
26	(02) EXTRA HELP	14,625
27	(03) PERSONAL SERVICES MATCHING	183,704
28	(04) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	2,357,700
30	(B) CONF. & TRAVEL	137,700
31	(C) PROF. FEES	10,000
32	(D) CAP. OUTLAY	40,000
33	(E) DATA PROC.	<u>0</u>
34	TOTAL AMOUNT APPROPRIATED	<u><u>\$3,202,687</u></u>

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36 SECTION 6. APPROPRIATION - AID TO PUBLIC LIBRARIES. There is hereby

1 appropriated, to the Department of Education, to be payable from the State  
 2 Library Public School Fund Account, to provide aid to public libraries by the  
 3 Department of Education - Arkansas State Library - Aid to Public Libraries  
 4 for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) AID TO PUBLIC LIBRARIES	<u>\$5,700,000</u>

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 10 SECTION 7. APPROPRIATION - GRANTS ADMINISTRATION - CASH. There is  
 11 hereby appropriated, to the Department of Education, to be payable from the  
 12 cash fund deposited in the State Treasury as determined by the Chief Fiscal  
 13 Officer of the State, for operating expenses, grants to libraries, and  
 14 promotional items by the Department of Education - Arkansas State Library -  
 15 Grants Administration - Cash for the fiscal year ending June 30, 2023, the  
 16 following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$373,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) GRANTS TO LIBRARIES	0
(03) PROMOTIONAL ITEMS	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$373,000</u>

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 30 SECTION 8. APPROPRIATION - STATE LIBRARY REVOLVING. There is hereby  
 31 appropriated, to the Department of Education, to be payable from the State  
 32 Library Revolving Fund, for operating expenses of the Department of Education  
 33 - Arkansas State Library - State Library Revolving for the fiscal year ending  
 34 June 30, 2023, the following:

ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2022-2023</u>
2	(01) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	\$6,622
4	(B) CONF. & TRAVEL	0
5	(C) PROF. FEES	0
6	(D) CAP. OUTLAY	0
7	(E) DATA PROC.	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$6,622</u></u>

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10 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. CARRY  
 12 FORWARD. At the close of the fiscal year ending June 30, ~~2021~~ 2022, any  
 13 unexpended balance of monies provided from the State Library Fund Account for  
 14 Books and Subscriptions, as provided in the State Operations Appropriation of  
 15 this Act, shall be transferred forward and made available for the same  
 16 purpose for the fiscal year ending June 30, ~~2022~~ 2023.

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

19 (1) Prior to June 30, ~~2022~~ 2023 the Agency shall by written statement  
 20 set forth its reason(s) for the need to carry forward said funding to the  
 21 Department of Finance and Administration Office of Budget;

22 (2) The Department of Finance and Administration Office of Budget shall  
 23 report to the Arkansas Legislative Council all amounts carried forward by the  
 24 September Arkansas Legislative Council or Joint Budget Committee meeting  
 25 which report shall include the name of the Agency, Board, Commission or  
 26 Institution and the amount of the funding carried forward, the program name  
 27 or line item, the funding source of that appropriation and a copy of the  
 28 written request set forth in (1) above;

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

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

5 The provisions of this section shall be in effect only from July 1, ~~2021~~  
6 2022 through June 30, ~~2022~~ 2023.

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8 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
10 OF FUNDS - PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall  
11 establish upon request from the Arkansas Department of Education - Arkansas  
12 State Library a special appropriation line item to be used in the acquisition  
13 of promotional items. When the Department of Education - Arkansas State  
14 Library wishes to transfer monies from its operating expenses to promotional  
15 items, the request shall be forwarded to the Chief Fiscal Officer of the  
16 State for processing after prior approval by the Arkansas Legislative Council  
17 or Joint Budget Committee. Determining the maximum number of employees and  
18 the maximum amount of appropriation and general revenue funding for a state  
19 agency each fiscal year is the prerogative of the General Assembly. This is  
20 usually accomplished by delineating such maximums in the appropriation act(s)  
21 for a state agency and the general revenue allocations authorized for each  
22 fund and fund account by amendment to the Revenue Stabilization Law.  
23 Further, the General Assembly has determined that the Department of Education  
24 - Arkansas State Library may operate more efficiently if some flexibility is  
25 provided to the Department of Education - Arkansas State Library authorizing  
26 broad powers under this Section. Therefore, it is both necessary and  
27 appropriate that the General Assembly maintain oversight by requiring prior  
28 approval of the Legislative Council or Joint Budget Committee as provided by  
29 this Section. The requirement of approval by the Legislative Council or  
30 Joint Budget Committee is not a severable part of this Section. If the  
31 requirement of approval by the Legislative Council or Joint Budget Committee  
32 is ruled unconstitutional by a court of competent jurisdiction, this entire  
33 section is void.

34 The provisions of this section shall be in effect only from July 1, ~~2021~~  
35 2022 through June 30, ~~2022~~ 2023.

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

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

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 20 SECTION 13. EFFECTIVE DATE. This act is effective on and after July  
 21 1, 2022.

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 24 **APPROVED: 3/3/22**  
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