

1 State of Arkansas  
2 88th General Assembly  
3 Fiscal Session, 2012  
4

# A Bill

HOUSE BILL 1101

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE HEALTH  
10 SERVICES PERMIT AGENCY FOR THE FISCAL YEAR ENDING  
11 JUNE 30, 2013; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE HEALTH SERVICES PERMIT  
15 AGENCY APPROPRIATION FOR THE 2012-2013  
16 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 Health Services Permit Agency for the 2012-2013 fiscal year, the following  
24 maximum number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2012-2013
30	(1) U025U	HEALTH PERMIT SERVICES DIRECTOR	1	\$102,834
31	(2) A050C	AGENCY FISCAL MANAGER	1	GRADE C121
32	(3) L043C	HEALTH PROGRAM SPECIALIST III	1	GRADE C119
33	(4) G180C	GRANTS ANALYST	1	GRADE C117
34	(5) L053C	HEALTH PROGRAM SPECIALIST I	3	GRADE C117
35	(6) P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
36	(7) G204C	PLANNING SPECIALIST	1	GRADE C115



1	(8) C056C ADMINISTRATIVE SPECIALIST III	1	GRADE C112
2	(9) C073C ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE C109
3	MAX. NO. OF EMPLOYEES	11	

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5 SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby  
 6 appropriated, to the Health Services Permit Agency, to be payable from the  
 7 Miscellaneous Agencies Fund Account, for personal services and operating  
 8 expenses of the Health Services Permit Agency - State Operations for the  
 9 fiscal year ending June 30, 2013, the following:

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11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2012-2013</u>
13	(01) REGULAR SALARIES	\$260,325
14	(02) PERSONAL SERVICES MATCHING	74,584
15	(03) MAINT. & GEN. OPERATION	
16	(A) OPER. EXPENSE	60,627
17	(B) CONF. & TRAVEL	5,274
18	(C) PROF. FEES	17,267
19	(D) CAP. OUTLAY	0
20	(E) DATA PROC.	<u>0</u>
21	TOTAL AMOUNT APPROPRIATED	<u><u>\$418,077</u></u>

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23 SECTION 3. APPROPRIATION - DEVELOPMENTAL DISABILITIES PLANNING COUNCIL  
 24 - STATE. There is hereby appropriated, to the Health Services Permit Agency,  
 25 to be payable from the Miscellaneous Agencies Fund Account, for personal  
 26 services of the Health Services Permit Agency - Developmental Disabilities  
 27 Planning Council - State for the fiscal year ending June 30, 2013, the  
 28 following:

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30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2012-2013</u>
32	(01) REGULAR SALARIES	\$29,446
33	(02) PERSONAL SERVICES MATCHING	<u>8,694</u>
34	TOTAL AMOUNT APPROPRIATED	<u><u>\$38,140</u></u>

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36 SECTION 4. APPROPRIATION - DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

1 - FEDERAL. There is hereby appropriated, to the Health Services Permit  
 2 Agency, to be payable from the federal funds as designated by the Chief  
 3 Fiscal Officer of the State, for personal services and operating expenses of  
 4 the Health Services Permit Agency – Developmental Disabilities Planning  
 5 Council – Federal for the fiscal year ending June 30, 2013, the following:  
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7 ITEM	FISCAL YEAR
8 <u>NO.</u>	<u>2012-2013</u>
9 (01) REGULAR SALARIES	\$246,690
10 (02) PERSONAL SERVICES MATCHING	75,437
11 (03) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	259,025
13 (B) CONF. & TRAVEL	10,843
14 (C) PROF. FEES	120,000
15 (D) CAP. OUTLAY	0
16 (E) DATA PROC.	0
17 (04) GRANTS/AID - SYSTEM CHANGE PILOT GRANTS	<u>690,929</u>
18 TOTAL AMOUNT APPROPRIATED	<u><u>\$1,402,924</u></u>

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 20 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
 22 FORWARD. Any unexpended balance of funds generated by fees and fines pursuant  
 23 to Arkansas Code 20-8-103 et. seq. deposited into the Miscellaneous Agencies  
 24 Fund Account which remain at the close of each state fiscal year shall be  
 25 carried forward to the next state fiscal year to be used for the same intent  
 26 and purposes as set forth in law.

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

29 (1) Prior to June 30, ~~2010~~ 2013 the Agency shall by written statement set  
 30 forth its reason(s) for the need to carry forward said funding to the  
 31 Department of Finance and Administration Office of Budget;

32 (2) The Department of Finance and Administration Office of Budget shall  
 33 report to the Arkansas Legislative Council all amounts carried forward by the  
 34 September Arkansas Legislative Council or Joint Budget Committee meeting,  
 35 which report shall include the name of the Agency, Board, Commission or  
 36 Institution and the amount of the funding carried forward, the program name

1 or line item, the funding source of that appropriation and a copy of the  
2 written request set forth in (1) above;

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

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

14 The provisions of this section shall be in effect only from July 1, ~~2010~~  
15 2012 through June 30, ~~2011~~ 2013.

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17 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
18 authorized by this act shall be limited to the appropriation for such agency  
19 and funds made available by law for the support of such appropriations; and  
20 the restrictions of the State Procurement Law, the General Accounting and  
21 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
22 Procedures and Restrictions Act, or their successors, and other fiscal  
23 control laws of this State, where applicable, and regulations promulgated by  
24 the Department of Finance and Administration, as authorized by law, shall be  
25 strictly complied with in disbursement of said funds.

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

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36 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the  
2 appropriation of funds for more than a one (1) year period; that the  
3 effectiveness of this Act on July 1, 2012 is essential to the operation of  
4 the agency for which the appropriations in this Act are provided, and that in  
5 the event of an extension of the legislative session, the delay in the  
6 effective date of this Act beyond July 1, 2012 could work irreparable harm  
7 upon the proper administration and provision of essential governmental  
8 programs. Therefore, an emergency is hereby declared to exist and this Act  
9 being necessary for the immediate preservation of the public peace, health  
10 and safety shall be in full force and effect from and after July 1, 2012.

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