

1 State of Arkansas *As Engrossed: H3/17/17 H3/27/17*

2 91st General Assembly

A Bill

3 Regular Session, 2017

HOUSE BILL 1167

4

5 By: Joint Budget Committee

6

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For An Act To Be Entitled

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AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES

9

AND OPERATING EXPENSES FOR THE OFFICE OF ATTORNEY

10

GENERAL FOR THE FISCAL YEAR ENDING JUNE 30, 2018; AND

11

FOR OTHER PURPOSES.

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Subtitle

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AN ACT FOR THE OFFICE OF ATTORNEY GENERAL

16

APPROPRIATION FOR THE 2017-2018 FISCAL

17

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 - OPERATIONS. There is hereby established*
23 *for the Office of Attorney General for the 2017-2018 fiscal year, the*
24 *following maximum number of regular employees.*

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Maximum Annual

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Maximum

Salary Rate

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Item Class

No. of

Fiscal Year

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No. Code Title

Employees

2017-2018

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(1) Q066U ATTORNEY GENERAL I

2

\$167,000

31

(2) Q242U SOLICITOR GENERAL

1

\$167,000

32

(3) Q065U ATTORNEY GENERAL II

9

\$157,100

33

(4) Q124U ATTORNEY GENERAL III

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\$125,986

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(5) Q064U ATTORNEY GENERAL IV

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\$112,900

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(6) Q067U NETWORK ADMINISTRATOR

1

\$103,970

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(7) Q102U CHIEF FISCAL OFFICER

1

\$101,175



1	(8)	Q063U	ATTORNEY GENERAL V	11	\$101,175
2	(9)	Q009U	COMMUNITY RELATIONS DIRECTOR	1	\$90,670
3	(10)	Q008U	CHIEF INVESTIGATOR	1	\$90,670
4	(11)	Q061U	ATTORNEY GENERAL VI	19	\$90,670
5	(12)	Q062U	PUBLIC INFORMATION OFFICER	1	\$81,257
6	(13)	Q059U	OMBUDSMAN	1	\$81,257
7	(14)	Q033U	LOGISTICS DIRECTOR	1	\$81,257
8	(15)	Q074U	INVESTIGATOR I	1	\$81,257
9	(16)	Q075U	FISCAL SPECIALIST I	1	\$81,257
10	(17)	Q072U	COMMUNICATIONS OFFICER	1	\$81,257
11	(18)	Q023U	NETWORK SPECIALIST I	1	\$75,054
12	(19)	Q002U	LEGAL ASSISTANT	1	\$72,822
13	(20)	Q052U	LAW ED ADMINISTRATOR	1	\$72,822
14	(21)	Q070U	INVESTIGATOR II	2	\$72,822
15	(22)	Q101U	HUMAN RESOURCES DIRECTOR	1	\$72,822
16					
17	(23)	Q073U	EXECUTIVE ASSISTANT	1	\$72,822
18	(24)	Q034U	ADMINISTRATIVE ASSISTANT I	1	\$72,822
19	(25)	Q037U	NETWORK SPECIALIST II	1	\$67,267
20	(26)	Q035U	LIBRARIAN	1	\$67,267
21	(27)	Q006U	LAW ED INSTRUCTOR I	2	\$65,265
22	(28)	Q058U	EXECUTIVE SECRETARY	1	\$65,265
23	(29)	Q004U	ASST LOGISTICS DIRECTOR	1	\$65,265
24	(30)	Q025U	PARALEGAL I	2	\$65,265
25	(31)	Q053U	SECRETARY I	7	\$58,493
26	(32)	Q032U	LAW ED INSTRUCTOR II	1	\$58,493
27	(33)	Q057U	INVESTIGATOR IV	13	\$58,493
28	(34)	Q007U	FISCAL SPECIALIST II	2	\$58,493
29	(35)	Q071U	ADMINISTRATIVE ASSISTANT II	3	\$58,493
30	(36)	Q056U	SECRETARY II	14	\$52,425
31	(37)	Q047U	CONSUMER COUNSELOR	4	\$52,425
32	(38)	Q036U	RECEPTIONIST	2	\$46,987
33	(39)	Q005U	COURIER	1	\$46,987
34	(40)	Q132U	COURIER II	<u>1</u>	\$42,117
35			MAX. NO. OF EMPLOYEES	142	

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SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Office of Attorney General for the 2017-2018 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: eight (8) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Office of Attorney General, to be payable from the State Central Services Fund, for personal services and operating expenses of the Office of Attorney General for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR 2017-2018
(01) REGULAR SALARIES	\$12,356,881
(02) EXTRA HELP	37,224
(03) PERSONAL SERVICES MATCHING	3,543,935
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	2,006,292
(B) CONF. & TRAVEL	147,383
(C) PROF. FEES	628,502
(D) CAP. OUTLAY	140,000
(E) DATA PROC.	0
TOTAL AMOUNT APPROPRIATED	<u>\$18,860,217</u>

SECTION 4. REGULAR SALARIES - CRIME VICTIMS REPARATIONS PROGRAM. There is hereby established for the Office of Attorney General - Crime Victims Reparations Program for the 2017-2018 fiscal year, the following maximum number of regular employees.

Item Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
(1) Q038U CRIME VICTIM ADMINISTRATOR	1	\$72,822

1	(2) Q007U FISCAL SPECIALIST II	1	\$58,493
2	(3) Q057U INVESTIGATOR IV	<u>7</u>	\$58,493
3	MAX. NO. OF EMPLOYEES	9	

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5 SECTION 5. EXTRA HELP - CRIME VICTIMS REPARATIONS PROGRAM. There is
6 hereby authorized, for the Office of Attorney General - Crime Victim
7 Reparations Program for the 2017-2018 fiscal year, the following maximum
8 number of part-time or temporary employees, to be known as "Extra Help",
9 payable from funds appropriated herein for such purposes: two (2) temporary
10 or part-time employees, when needed, at rates of pay not to exceed those
11 provided in the Uniform Classification and Compensation Act, or its
12 successor, or this act for the appropriate classification.

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14 SECTION 6. APPROPRIATION - CRIME VICTIMS REPARATIONS PROGRAM. There is
15 hereby appropriated, to the Office of Attorney General, to be payable from
16 the Crime Victims Reparations Revolving Fund, for personal services,
17 operating expenses and payment of claims by the Office of Attorney General -
18 Crime Victims Reparations Program for the fiscal year ending June 30, 2018,
19 the following:

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21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2017-2018</u>
23	(01) REGULAR SALARIES	\$540,766
24	(02) EXTRA HELP	14,000
25	(03) PERSONAL SERVICES MATCHING	174,525
26	(04) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	35,723
28	(B) CONF. & TRAVEL	1,055
29	(C) PROF. FEES	1,576
30	(D) CAP. OUTLAY	0
31	(E) DATA PROC.	0
32	(05) CLAIMS	<u>2,000,000</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$2,767,645</u>

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35 SECTION 7. REGULAR SALARIES - CRIME VICTIMS REPARATIONS PROGRAM -
36 FEDERAL. There is hereby established for the Office of Attorney General -

1 Crime Victims Reparations - Federal for the 2017-2018 fiscal year, the
 2 following maximum number of regular employees.

3				4	Maximum Annual
5				Maximum	Salary Rate
6	Item	Class		No. of	Fiscal Year
7	No.	Code	Title	Employees	2017-2018
8	(1)	Q054U	ADMINISTRATIVE ASSISTANT III	<u>1</u>	\$33,883
9			MAX. NO. OF EMPLOYEES	1	

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11 SECTION 8. APPROPRIATION - CRIME VICTIMS REPARATIONS PROGRAM - FEDERAL.
 12 There is hereby appropriated, to the Office of Attorney General, to be
 13 payable from the federal funds as designated by the Chief Fiscal Officer of
 14 the State, for personal services, operating expenses and payment of claims by
 15 the Office of Attorney General - Crime Victims Reparations Program - Federal
 16 for the fiscal year ending June 30, 2018, the following:

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18	ITEM		FISCAL YEAR
19	NO.		2017-2018
20	(01)	REGULAR SALARIES	\$33,882
21	(02)	PERSONAL SERVICES MATCHING	13,242
22	(03)	MAINT. & GEN. OPERATION	
23	(A)	OPER. EXPENSE	5,000
24	(B)	CONF. & TRAVEL	0
25	(C)	PROF. FEES	0
26	(D)	CAP. OUTLAY	0
27	(E)	DATA PROC.	0
28	(04)	CLAIMS	<u>1,049,262</u>
29		TOTAL AMOUNT APPROPRIATED	<u><u>\$1,101,386</u></u>

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31 SECTION 9. REGULAR SALARIES - MEDICAID FRAUD DIVISION - STATE. *There*
 32 *is hereby established for the Office of Attorney General - Medicaid Fraud*
 33 *Division - State for the 2017-2018 fiscal year, the following maximum number*
 34 *of regular employees.*

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Maximum Annual

<i>Item Class</i>	<i>Maximum No. of Employees</i>	<i>Salary Rate Fiscal Year 2017-2018</i>
(1) Q065U ATTORNEY GENERAL II	1	\$157,100
(2) Q063U ATTORNEY GENERAL V	2	\$101,175
(3) Q024U AUDITOR	1	\$90,670
(4) Q056U SECRETARY II	<u>1</u>	\$52,425
<i>MAX. NO. OF EMPLOYEES</i>	5	

SECTION 10. APPROPRIATION - MEDICAID FRAUD DIVISION - STATE. There is hereby appropriated, to the Office of Attorney General, to be payable from the State Central Services Fund, for personal services and operating expenses of the Office of Attorney General - Medicaid Fraud Division - State for the fiscal year ending June 30, 2018, the following:

<i>ITEM NO.</i>	<i>FISCAL YEAR 2017-2018</i>
(01) REGULAR SALARIES	\$502,545
(02) PERSONAL SERVICES MATCHING	127,460
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	43,142
(B) CONF. & TRAVEL	15,913
(C) PROF. FEES	14,667
(D) CAP. OUTLAY	6,500
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$710,227</u></u>

SECTION 11. REGULAR SALARIES - MEDICAID FRAUD DIVISION - FEDERAL. There is hereby established for the Office of Attorney General - Medicaid Fraud Division - Federal for the 2017-2018 fiscal year, the following maximum number of regular employees.

<i>Item Class</i>	<i>Maximum No. of Employees</i>	<i>Maximum Annual Salary Rate Fiscal Year 2017-2018</i>
<i>No. Code Title</i>		

1	(1) Q131U MEDICAID DIRECTOR	1	\$125,986
2	(2) Q064U ATTORNEY GENERAL IV	1	\$112,900
3	(3) Q063U ATTORNEY GENERAL V	1	\$101,175
4	(4) Q008U CHIEF INVESTIGATOR	1	\$90,670
5	(5) Q003U NURSE ANALYST	2	\$88,058
6	(6) Q074U INVESTIGATOR I	2	\$81,257
7	(7) Q025U PARALEGAL I	1	\$65,265
8	(8) Q130U INVESTIGATOR III	5	\$65,265
9	(9) Q046U ANALYST	1	\$65,265
10	(10) Q056U SECRETARY II	1	\$52,425
11	(11) Q069U CASE COORDINATOR	<u>1</u>	\$52,425
12	MAX. NO. OF EMPLOYEES	17	

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14 SECTION 12. EXTRA HELP - MEDICAID FRAUD DIVISION - FEDERAL. There is
 15 hereby authorized, for the Office of Attorney General - Medicaid Fraud
 16 Division - Federal for the 2017-2018 fiscal year, the following maximum
 17 number of part-time or temporary employees, to be known as "Extra Help",
 18 payable from funds appropriated herein for such purposes: two (2) temporary
 19 or part-time employees, when needed, at rates of pay not to exceed those
 20 provided in the Uniform Classification and Compensation Act, or its
 21 successor, or this act for the appropriate classification.

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23 SECTION 13. APPROPRIATION - MEDICAID FRAUD DIVISION - FEDERAL. There
 24 is hereby appropriated, to the Office of Attorney General, to be payable from
 25 the federal funds as designated by the Chief Fiscal Officer of the State, for
 26 personal services and operating expenses of the Office of Attorney General -
 27 Medicaid Fraud Division - Federal for the fiscal year ending June 30, 2018,
 28 the following:

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30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2017-2018</u>
32	(01) REGULAR SALARIES	\$1,331,066
33	(02) EXTRA HELP	29,870
34	(03) PERSONAL SERVICES MATCHING	414,682
35	(04) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	129,513

1	(B) CONF. & TRAVEL	47,737
2	(C) PROF. FEES	45,955
3	(D) CAP. OUTLAY	19,500
4	(E) DATA PROC.	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,018,323</u></u>

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7 SECTION 14. APPROPRIATION - MEDICAID FRAUD DIVISION - INDIRECT COSTS.

8 There is hereby appropriated, to the Office of Attorney General, to be
 9 payable from the federal funds as designated by the Chief Fiscal Officer of
 10 the State, for operating expenses of the Office of Attorney General -
 11 Medicaid Fraud Division - Indirect Costs for the fiscal year ending June 30,
 12 2018, the following:

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14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2017-2018</u>

16 (01) MAINT. & GEN. OPERATION

17	(A) OPER. EXPENSE	\$453,854
18	(B) CONF. & TRAVEL	0
19	(C) PROF. FEES	0
20	(D) CAP. OUTLAY	0
21	(E) DATA PROC.	<u>0</u>
22	TOTAL AMOUNT APPROPRIATED	<u><u>\$453,854</u></u>

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24 SECTION 15. APPROPRIATION - INTERNET CRIME CHILD. There is hereby
 25 appropriated, to the Office of Attorney General, to be payable from the
 26 federal funds as designated by the Chief Fiscal Officer of the State, for
 27 operating expenses of the Office of Attorney General - Internet Crime Child
 28 for the fiscal year ending June 30, 2018, the following:

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30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2017-2018</u>

32 (01) MAINT. & GEN. OPERATION

33	(A) OPER. EXPENSE	\$45,450
34	(B) CONF. & TRAVEL	0
35	(C) PROF. FEES	4,550
36	(D) CAP. OUTLAY	0

1	(E) DATA PROC.	0
2	TOTAL AMOUNT APPROPRIATED	<u>\$50,000</u>

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SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ATTORNEY FEES. The disbursing officer of the appropriations provided for herein, shall deposit all monies received by the Office of Attorney General as attorney fees in the State Central Services Fund as direct revenues.

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

SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. After receiving approval from the Chief Fiscal Officer of the State, and prior review by the Arkansas Legislative Council or Joint Budget Committee, the Office of Attorney General is authorized to transfer appropriation from any line item authorized in the Operations Appropriation of the Office of Attorney General in this Act to any other line item authorized in the Operations Appropriation.

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

SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEES. The Office of the Attorney General is hereby authorized to charge fees to other governmental units in order to reimburse the Office of the Attorney General for expenditures made on behalf of the other governmental units. Such fees are to be deposited into the State Central Services Fund in the State Treasury as a refund to expenditures.

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

SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL OR TEMPORARY LAW. FUND TRANSFER. Immediately upon the effective date of this act, the Attorney General shall deposit or transfer by check the sum of two million dollars

1 (\$2,000,000) from the unobligated cash funds of the Office of Attorney
2 General received from court orders or settlement agreements to the State
3 Central Services Fund.

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

14
15 SECTION 21. LEGISLATIVE INTENT. It is the intent of the General
16 Assembly that any funds disbursed under the authority of the appropriations
17 contained in this act shall be in compliance with the stated reasons for
18 which this act was adopted, as evidenced by the Agency Requests, Executive
19 Recommendations and Legislative Recommendations contained in the budget
20 manuals prepared by the Department of Finance and Administration, letters, or
21 summarized oral testimony in the official minutes of the Arkansas Legislative
22 Council or Joint Budget Committee which relate to its passage and adoption.

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24 SECTION 22. EMERGENCY CLAUSE. It is found and determined by the
25 General Assembly, that the Constitution of the State of Arkansas prohibits
26 the appropriation of funds for more than a one (1) year period; that the
27 effectiveness of this Act on July 1, 2017 is essential to the operation of
28 the agency for which the appropriations in this Act are provided, and that in
29 the event of an extension of the legislative session, the delay in the
30 effective date of this Act beyond July 1, 2017 could work irreparable harm
31 upon the proper administration and provision of essential governmental
32 programs. Therefore, an emergency is hereby declared to exist and this Act
33 being necessary for the immediate preservation of the public peace, health
34 and safety shall be in full force and effect from and after July 1, 2017.

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APPROVED: 04/06/2017