

Stricken language will be deleted and underlined language will be added.  
Act 1002 of the Regular Session

State of Arkansas  
91st General Assembly  
Regular Session, 2017

As Engrossed: H3/17/17 H3/27/17

# A Bill

HOUSE BILL 1167

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE OFFICE OF ATTORNEY  
GENERAL FOR THE FISCAL YEAR ENDING JUNE 30, 2018; AND  
FOR OTHER PURPOSES.

### Subtitle

AN ACT FOR THE OFFICE OF ATTORNEY GENERAL  
APPROPRIATION FOR THE 2017-2018 FISCAL  
YEAR.

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

*SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for the Office of Attorney General for the 2017-2018 fiscal year, the following maximum number of regular employees.*

<i>Item</i>	<i>Class</i>		<i>Maximum</i>	<i>Maximum Annual</i>
<i>No.</i>	<i>Code</i>	<i>Title</i>	<i>No. of</i>	<i>Salary Rate</i>
			<i>Employees</i>	<i>Fiscal Year</i>
				<i>2017-2018</i>
(1)	Q066U	ATTORNEY GENERAL I	2	\$167,000
(2)	Q242U	SOLICITOR GENERAL	1	\$167,000
(3)	Q065U	ATTORNEY GENERAL II	9	\$157,100
(4)	Q124U	ATTORNEY GENERAL III	11	\$125,986
(5)	Q064U	ATTORNEY GENERAL IV	15	\$112,900
(6)	Q067U	NETWORK ADMINISTRATOR	1	\$103,970
(7)	Q102U	CHIEF FISCAL OFFICER	1	\$101,175



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

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.	<u>0</u>
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.

<i>Item Class</i>	<i>Maximum No. of Employees</i>	<i>Maximum Annual Salary Rate Fiscal Year 2017-2018</i>
<u>No. Code Title</u>		
(1) Q038U CRIME VICTIM ADMINISTRATOR	1	\$72,822

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

SECTION 5. EXTRA HELP - CRIME VICTIMS REPARATIONS PROGRAM. There is hereby authorized, for the Office of Attorney General - Crime Victim Reparations Program 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: two (2) 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 6. APPROPRIATION - CRIME VICTIMS REPARATIONS PROGRAM. There is hereby appropriated, to the Office of Attorney General, to be payable from the Crime Victims Reparations Revolving Fund, for personal services, operating expenses and payment of claims by the Office of Attorney General - Crime Victims Reparations Program for the fiscal year ending June 30, 2018, the following:

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

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

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

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

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

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

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

*Maximum Annual*

<i>Item Class</i>			<i>Maximum</i>	<i>Salary Rate</i>
<i>No.</i>	<i>Code</i>	<i>Title</i>	<i>No. of</i>	<i>Fiscal Year</i>
			<i>Employees</i>	<i>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:

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

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

SECTION 12. EXTRA HELP - MEDICAID FRAUD DIVISION - FEDERAL. There is hereby authorized, for the Office of Attorney General - Medicaid Fraud Division - Federal 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: two (2) 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 13. APPROPRIATION - MEDICAID FRAUD DIVISION - FEDERAL. There is hereby appropriated, to the Office of Attorney General, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Office of Attorney General - Medicaid Fraud Division - Federal for the fiscal year ending June 30, 2018, the following:

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

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

SECTION 14. APPROPRIATION - MEDICAID FRAUD DIVISION - INDIRECT COSTS. There is hereby appropriated, to the Office of Attorney General, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Office of Attorney General - Medicaid Fraud Division - Indirect Costs for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR 2017-2018
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$453,854
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$453,854</u></u>

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

ITEM NO.	FISCAL YEAR 2017-2018
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$45,450
(B) CONF. & TRAVEL	0
(C) PROF. FEES	4,550
(D) CAP. OUTLAY	0

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

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*

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

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

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

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

***APPROVED: 04/06/2017***