

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015

A Bill

SENATE BILL 71

4
5 By: Joint Budget Committee

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE ARKANSAS MINORITY
10 HEALTH COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30,
11 2016; AND FOR OTHER PURPOSES.

Subtitle

15 AN ACT FOR THE ARKANSAS MINORITY HEALTH
16 COMMISSION APPROPRIATION FOR THE 2015-
17 2016 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 Arkansas Minority
23 Health Commission for the 2015-2016 fiscal year, the following maximum number of regular employees.

Item	Class	No. of Employees	Maximum Annual Salary Rate	
			No. of	Fiscal Year
<u>No. Code Title</u>		<u>Employees</u>	<u>2015-2016</u>	
29	(1) N133N DIRECTOR MINORITY HEALTH COMMISSION	1	GRADE N903	
30	(2) L053C HEALTH PROGRAM SPECIALIST I	1	GRADE C117	
31	(3) P031C MEDIA SPECIALIST	<u>1</u>	GRADE C116	
32	MAX. NO. OF EMPLOYEES	3		

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34 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas
35 Minority Health Commission, to be payable from the Miscellaneous Agencies Fund Account, for personal
36 services and operating expenses of the Arkansas Minority Health Commission for the fiscal year ending

1 June 30, 2016, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2015-2016</u>
5 (01) REGULAR SALARIES	\$149,149
6 (02) PERSONAL SERVICES MATCHING	53,063
7 (03) MAINT. & GEN. OPERATION	
8 (A) OPER. EXPENSE	1,229
9 (B) CONF. & TRAVEL	500
10 (C) PROF. FEES	0
11 (D) CAP. OUTLAY	0
12 (E) DATA PROC.	0
13 (04) PROMOTIONAL ITEMS	<u>0</u>
14 TOTAL AMOUNT APPROPRIATED	<u><u>\$203,941</u></u>

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16 SECTION 3. APPROPRIATION - CASH. There is hereby appropriated, to the Arkansas Minority
 17 Health Commission, to be payable from the cash fund deposited in the State Treasury as determined by
 18 the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas
 19 Minority Health Commission for the fiscal year ending June 30, 2016, the following:

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21 ITEM	FISCAL YEAR
22 <u>NO.</u>	<u>2015-2016</u>
23 (01) PERSONAL SERVICES & OPERATING	
24 EXPENSES	<u><u>\$65,000</u></u>

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26 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 28 PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall establish upon request for the
 29 Minority Health Commission a special Promotional Items appropriation to be used in the acquisition of
 30 promotional items. When the Minority Health Commission wishes to transfer from its operating expenses
 31 appropriation and funds to the promotional items line, the request shall be forwarded by the Minority
 32 Health Commission to the Chief Fiscal Officer of the State for processing and for prior approval by the
 33 Arkansas Legislative Council or Joint Budget Committee. Determining the maximum number of
 34 employees and the maximum amount of appropriation and general revenue funding for a state agency
 35 each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating
 36 such maximums in the appropriation act(s) for a state agency and the general revenue allocations

1 authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the
2 General Assembly has determined that the Minority Health Commission may operate more efficiently if
3 some flexibility is provided to the Minority Health Commission authorizing broad powers under this
4 Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by
5 requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section.
6 The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part
7 of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is
8 ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

9 The provisions of this section shall be in effect only from July 1, ~~2014~~ 2015 through June 30, ~~2015~~
10 2016.

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

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20 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds
21 disbursed under the authority of the appropriations contained in this act shall be in compliance with the
22 stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive
23 Recommendations and Legislative Recommendations contained in the budget manuals prepared by the
24 Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of
25 the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

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27 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that
28 the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year
29 period; that the effectiveness of this Act on July 1, 2015 is essential to the operation of the agency for
30 which the appropriations in this Act are provided, and that in the event of an extension of the legislative
31 session, the delay in the effective date of this Act beyond July 1, 2015 could work irreparable harm upon
32 the proper administration and provision of essential governmental programs. Therefore, an emergency is
33 hereby declared to exist and this Act being necessary for the immediate preservation of the public peace,
34 health and safety shall be in full force and effect from and after July 1, 2015.

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