

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

A Bill

HOUSE BILL 1035

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 CAREER
10 EDUCATION - ARKANSAS REHABILITATION SERVICES FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2017; AND FOR OTHER
12 PURPOSES.
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF CAREER
15 EDUCATION - ARKANSAS REHABILITATION
16 SERVICES APPROPRIATION FOR THE 2016-2017
17 FISCAL YEAR.
18
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the
24 Department of Career Education - Arkansas Rehabilitation Services for the
25 2016-2017 fiscal year, the following maximum number of regular employees.
26

Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2016-2017
31	(1)	U012U REHABILITATION SERVICES COMMISSIONER	1	\$120,901
32	(2)	L011N DENTIST	1	GRADE N916
33	(3)	L013N GENERAL PHYSICIAN	4	GRADE N916
34	(4)	G001N ADE LITIGATION ATTORNEY	1	GRADE N912
35	(5)	L016N REGISTERED PHARMACIST	1	GRADE N911
36	(6)	N172N ACE REHAB OPERATIONS DIRECTOR	2	GRADE N906



1	(7)	N098N	ACTI DIRECTOR OF PHYSICAL THERAPY	1	GRADE N906
2	(8)	N178N	ARS CHIEF INFORMATION OFFICER	1	GRADE N904
3	(9)	N170N	REHAB DIRECTOR - ACTI	1	GRADE N902
4	(10)	N138N	REHAB DIRECTOR FIELD SVCS	1	GRADE N902
5	(11)	L022N	OCCUPATIONAL THERAPIST	5	GRADE N901
6	(12)	L021N	PHYSICAL THERAPIST	4	GRADE N901
7	(13)	A014C	FISCAL DIVISION MANAGER	1	GRADE C127
8	(14)	L003C	PSYCHOLOGIST	4	GRADE C127
9	(15)	R006C	HUMAN RESOURCES ADMINISTRATOR	1	GRADE C126
10	(16)	L004C	REHAB DIR. - PROG, PLAN, DEV & EVAL	1	GRADE C126
11	(17)	G040C	REHAB DIRECTOR - SPECIAL PROGRAMS	2	GRADE C126
12	(18)	E005C	REHAB DIRECTOR OF VOCATIONAL TRAINING	2	GRADE C126
13	(19)	L015C	CLINICAL SPEECH PATHOLOGIST	1	GRADE C124
14	(20)	G070C	DIRECTOR OF FIELD OPERATIONS	1	GRADE C124
15	(21)	E011C	VOCATIONAL EDUCATION COORDINATOR	3	GRADE C124
16	(22)	L020C	NURSING SERVICES UNIT MANAGER	1	GRADE C123
17	(23)	P004C	PUBLIC INFORMATION MANAGER	1	GRADE C123
18	(24)	L018C	REHAB ASST DIRECTOR - ACTI	1	GRADE C123
19	(25)	L027C	REGISTERED NURSE SUPERVISOR	2	GRADE C122
20	(26)	A052C	ACCOUNTING COORDINATOR	3	GRADE C121
21	(27)	S004C	MAINTENANCE MANAGER	1	GRADE C121
22	(28)	L033C	PSYCHOLOGICAL EXAMINER	12	GRADE C121
23	(29)	X038C	QUALITY ASSURANCE MANAGER	2	GRADE C121
24	(30)	L032C	REGISTERED NURSE - HOSPITAL	2	GRADE C121
25	(31)	D052C	SOFTWARE SUPPORT ANALYST	2	GRADE C121
26	(32)	L040C	DIETARY SERVICES DIRECTOR	1	GRADE C120
27	(33)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
28	(34)	L037C	REHAB AREA MANAGER	14	GRADE C120
29	(35)	G121C	REHAB PROGRAM MANAGER	13	GRADE C120
30	(36)	L098C	CERTIFIED VOCATIONAL REHAB COUNSELOR	112	GRADE C119
31	(37)	V007C	PROCUREMENT COORDINATOR	1	GRADE C119
32	(38)	X062C	QUALITY ASSURANCE COORDINATOR	4	GRADE C119
33	(39)	R024C	ASSISTANT PERSONNEL MANAGER	2	GRADE C118
34	(40)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
35	(41)	M026C	LICENSED SOCIAL WORKER	2	GRADE C118
36	(42)	G163C	REHAB PROGRAM COORDINATOR	12	GRADE C118

1	(43)	D064C	WEBSITE DEVELOPER	1	GRADE C118
2	(44)	E043C	CERTIFIED VOCATIONAL TEACHER	22	GRADE C117
3	(45)	R025C	HUMAN RESOURCES ANALYST	1	GRADE C117
4	(46)	S017C	MAINTENANCE COORDINATOR	1	GRADE C117
5	(47)	E040C	STAFF DEVELOPMENT COORDINATOR	1	GRADE C117
6	(48)	M032C	VOCATIONAL REHAB PLACEMENT SPEC	9	GRADE C117
7	(49)	V014C	BUYER	2	GRADE C116
8	(50)	M050C	INTERPRETER	4	GRADE C116
9	(51)	T055C	PUBLIC SAFETY OFFICER	1	GRADE C116
10	(52)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
11	(53)	L057C	REHAB SVS FACILITY SPECIALIST	2	GRADE C116
12	(54)	S022C	SKILLED TRADES SUPERVISOR	2	GRADE C116
13	(55)	C037C	ADMINISTRATIVE ANALYST	3	GRADE C115
14	(56)	C036C	ADMINISTRATIVE REVIEW ANALYST	2	GRADE C115
15	(57)	R033C	BENEFITS ANALYST	1	GRADE C115
16	(58)	A091C	FISCAL SUPPORT ANALYST	2	GRADE C115
17	(59)	S033C	MAINTENANCE SUPERVISOR	1	GRADE C115
18	(60)	C028C	MEDICAL RECORDS SUPERVISOR	1	GRADE C115
19	(61)	L061C	MEDICAL TECHNOLOGIST	1	GRADE C115
20	(62)	T062C	PUBLIC SAFETY DIRECTOR	1	GRADE C115
21	(63)	V015C	PURCHASING SPECIALIST	1	GRADE C115
22	(64)	S031C	SKILLED TRADESMAN	14	GRADE C115
23	(65)	E049C	VOCATIONAL INSTRUCTOR	1	GRADE C115
24	(66)	G215C	CAREER PLANNING & PLACEMENT SPECIALIST	1	GRADE C114
25	(67)	S044C	FOOD PREPARATION MANAGER	1	GRADE C114
26	(68)	L064C	RADIOLOGY TECHNICIAN	1	GRADE C114
27	(69)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	1	GRADE C114
28	(70)	E051C	STAFF DEVELOPMENT SPECIALIST	1	GRADE C114
29	(71)	S099C	STATIONARY ENGINEER	5	GRADE C114
30	(72)	M061C	VOCATIONAL REHAB EVALUATOR	2	GRADE C114
31	(73)	R036C	HUMAN RESOURCES SPECIALIST	2	GRADE C113
32	(74)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
33	(75)	L069C	LICENSED PRACTICAL NURSE	5	GRADE C113
34	(76)	C043C	RECORDS MANAGEMENT ANALYST	2	GRADE C113
35	(77)	C056C	ADMINISTRATIVE SPECIALIST III	10	GRADE C112
36	(78)	A098C	FISCAL SUPPORT SPECIALIST	5	GRADE C112

1	(79)	V022C	PURCHASING TECHNICIAN	1	GRADE C112
2	(80)	S056C	FOOD PREPARATION SUPERVISOR	2	GRADE C111
3	(81)	M076C	RECREATIONAL ACTIVITY LEADER II	3	GRADE C111
4	(82)	V023C	STOREROOM SUPERVISOR	1	GRADE C111
5	(83)	T084C	PUBLIC SAFETY SECURITY OFFICER	1	GRADE C110
6	(84)	L074C	THERAPY ASSISTANT	1	GRADE C110
7	(85)	V025C	WAREHOUSE SPECIALIST	3	GRADE C110
8	(86)	C073C	ADMINISTRATIVE SPECIALIST II	96	GRADE C109
9	(87)	L082C	CERTIFIED NURSING ASSISTANT	7	GRADE C109
10	(88)	C070C	DUPLICATION ASSISTANT	1	GRADE C109
11	(89)	S068C	FOOD PREPARATION COORDINATOR	3	GRADE C108
12	(90)	V027C	INVENTORY CONTROL TECHNICIAN	3	GRADE C108
13	(91)	M083C	RESIDENTIAL CARE TECHNICIAN	10	GRADE C108
14	(92)	S070C	EQUIPMENT TECHNICIAN	5	GRADE C107
15	(93)	C087C	ADMINISTRATIVE SPECIALIST I	12	GRADE C106
16	(94)	V029C	PURCHASING ASSISTANT	1	GRADE C106
17	(95)	T087C	SECURITY OFFICER	5	GRADE C106
18	(96)	S080C	EQUIPMENT OPERATOR	3	GRADE C105
19	(97)	C088C	MAIL SERVICES ASSISTANT	1	GRADE C105
20	(98)	S083C	BAKER	1	GRADE C104
21	(99)	S086C	COOK	5	GRADE C104
22	(100)	S085C	FOOD PREPARATION SPECIALIST	1	GRADE C104
23	(101)	S084C	INSTITUTIONAL SERVICES SUPERVISOR	6	GRADE C104
24	(102)	S087C	INSTITUTIONAL SERVICES ASSISTANT	15	GRADE C103
25	(103)	S089C	FOOD PREPARATION TECHNICIAN	<u>9</u>	GRADE C102
26			MAX. NO. OF EMPLOYEES	537	

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28 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 29 of Career Education - Arkansas Rehabilitation Services for the 2016-2017
 30 fiscal year, the following maximum number of part-time or temporary
 31 employees, to be known as "Extra Help", payable from funds appropriated
 32 herein for such purposes: nineteen (19) temporary or part-time employees,
 33 when needed, at rates of pay not to exceed those provided in the Uniform
 34 Classification and Compensation Act, or its successor, or this act for the
 35 appropriate classification.

36

1 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 2 to the Department of Career Education - Arkansas Rehabilitation Services, to
 3 be payable from the paying account as determined by the Chief Fiscal Officer
 4 of the State, for personal services and operating expenses of the Department
 5 of Career Education - Arkansas Rehabilitation Services - Operations for the
 6 fiscal year ending June 30, 2017, the following:

8 ITEM	FISCAL YEAR
9 NO.	<u>2016-2017</u>
10 (01) REGULAR SALARIES	\$19,729,585
11 (02) EXTRA HELP	252,000
12 (03) PERSONAL SERVICES MATCHING	7,550,766
13 (04) EXTRA SALARIES	8,000
14 (05) MAINT. & GEN. OPERATION	
15 (A) OPER. EXPENSE	8,691,380
16 (B) CONF. & TRAVEL	155,506
17 (C) PROF. FEES	882,029
18 (D) CAP. OUTLAY	1,100,000
19 (E) DATA PROC.	0
20 (06) REHABILITATION PROGRAM GRANTS	1,900,000
21 (07) CONTRACT SERVICES	20,941,993
22 (08) DATA PROCESSING SERVICES	100,000
23 (09) ARKANSAS KIDNEY DISEASE COMMISSION	950,000
24 (10) PROJECT SEARCH	<u>1,200,000</u>
25 TOTAL AMOUNT APPROPRIATED	<u>\$63,461,259</u>

26
 27 SECTION 4. APPROPRIATION - INCREASING CAPABILITIES ACCESS NETWORK -
 28 FEDERAL. There is hereby appropriated, to the Department of Career Education
 29 - Arkansas Rehabilitation Services, to be payable from the paying account as
 30 determined by the Chief Fiscal Officer of the State, for operating expenses
 31 of the Department of Career Education - Arkansas Rehabilitation Services -
 32 Increasing Capabilities Access Network - Federal for the fiscal year ending
 33 June 30, 2017, the following:

35 ITEM	FISCAL YEAR
36 NO.	<u>2016-2017</u>

1	(01) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	\$291,500
3	(B) CONF. & TRAVEL	7,190
4	(C) PROF. FEES	0
5	(D) CAP. OUTLAY	0
6	(E) DATA PROC.	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u><u>\$298,690</u></u>

8

9 SECTION 5. APPROPRIATION - STATEWIDE DISABILITY TELECOMMUNICATION

10 EQUIPMENT PROGRAM. There is hereby appropriated, to the Department of Career
 11 Education - Arkansas Rehabilitation Services, to be payable from the
 12 Telecommunication Equipment Fund, for personal services and operating
 13 expenses of the Department of Career Education - Arkansas Rehabilitation
 14 Services - Statewide Disability Telecommunication Equipment Program for the
 15 fiscal year ending June 30, 2017, the following:

16

17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2016-2017</u>
19	(01) REGULAR SALARIES	\$102,549
20	(02) PERSONAL SERVICES MATCHING	40,470
21	(03) MAINT. & GEN. OPERATION	
22	(A) OPER. EXPENSE	70,000
23	(B) CONF. & TRAVEL	7,000
24	(C) PROF. FEES	5,000
25	(D) CAP. OUTLAY	0
26	(E) DATA PROC.	0
27	(04) ASSISTIVE EQUIPMENT PURCHASE GRANTS	<u>305,000</u>
28	TOTAL AMOUNT APPROPRIATED	<u><u>\$530,019</u></u>

29

30 SECTION 6. APPROPRIATION - PEOPLE WITH DISABILITIES PROGRAM - SPECIAL.

31 There is hereby appropriated, to the Department of Career Education -
 32 Arkansas Rehabilitation Services, to be payable from the Governors Commission
 33 on People with Disabilities Fund, for operating expenses of the Department of
 34 Career Education - Arkansas Rehabilitation Services - People with
 35 Disabilities Program - Special for the fiscal year ending June 30, 2017, the
 36 following:

1		
2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2016-2017</u>
4	(01) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	\$45,000
6	(B) CONF. & TRAVEL	0
7	(C) PROF. FEES	0
8	(D) CAP. OUTLAY	0
9	(E) DATA PROC.	<u>0</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$45,000</u></u>

11

12 SECTION 7. APPROPRIATION - TECHNOLOGY EQUIPMENT REVOLVING LOAN PROGRAM.

13 There is hereby appropriated, to the Department of Career Education -
 14 Arkansas Rehabilitation Services, to be payable from the cash fund deposited
 15 in the State Treasury as determined by the Chief Fiscal Officer of the State,
 16 for providing loans to individuals with disabilities for essential assistive
 17 technology, adaptive equipment, and for loan administration/servicing by the
 18 Department of Career Education - Arkansas Rehabilitation Services -
 19 Technology Equipment Revolving Loan Program for the fiscal year ending June
 20 30, 2017, the following:

21		
22	ITEM	FISCAL YEAR
23	<u>NO.</u>	<u>2016-2017</u>
24	(01) LOANS	<u><u>\$1,580,000</u></u>

25

26 SECTION 8. APPROPRIATION - CASH OPERATIONS. There is hereby
 27 appropriated, to the Department of Career Education - Arkansas Rehabilitation
 28 Services, to be payable from the cash fund deposited in the State Treasury as
 29 determined by the Chief Fiscal Officer of the State, for operating expenses
 30 of the Department of Career Education - Arkansas Rehabilitation Services -
 31 Cash Operations for the fiscal year ending June 30, 2017, the following:

32		
33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2016-2017</u>
35	(01) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	\$741,400

1	(B) CONF. & TRAVEL	10,000
2	(C) PROF. FEES	112,000
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u><u>\$863,400</u></u>

6

7 SECTION 9. APPROPRIATION - PROMISE GRANT. There is hereby

8 appropriated, to the Department of Career Education - Arkansas Rehabilitation

9 Services, to be payable from the federal funds as designated by the Chief

10 Fiscal Officer of the State, for personal services and operating expenses of

11 the Department of Career Education - Arkansas Rehabilitation Services -

12 Promise Grant for the fiscal year ending June 30, 2017, the following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2016-2017</u>
16	(01) REGULAR SALARIES	\$248,878
17	(02) PERSONAL SERVICES MATCHING	96,802
18	(03) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	0
20	(B) CONF. & TRAVEL	35,000
21	(C) PROF. FEES	0
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	<u>0</u>
24	TOTAL AMOUNT APPROPRIATED	<u><u>\$380,680</u></u>

25

26 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

28 COMPREHENSIVE SYSTEM OF PERSONNEL DEVELOPMENT. Section 101(a)(7) of the

29 Rehabilitation Act Amendments of 1992, commonly referred to as the

30 Comprehensive System of Personnel Development (CSPD), requires State

31 Vocational Rehabilitation (VR) agencies to establish qualified personnel

32 standards for rehabilitation personnel, including VR counselors, that are

33 consistent with any national or State-approved or recognized certification,

34 licensing, or registration that apply to a particular profession. In order to

35 comply with the Rehabilitation Act and its State Plan requirements, there is

36 hereby authorized for the Department of Career Education-Arkansas

1 Rehabilitation Services a general waiver of the Financial Management Guide,
 2 R1-19-4-522 Continuing Professional Education. This waiver allows the agency
 3 to provide college level coursework in degree programs for any eligible
 4 employees selected by the agency. This provision covers any and all formula
 5 and discretionary grants funded by the U.S.D.O.E. Rehabilitation Services
 6 Administration, now or in the future, including, but not limited to, the
 7 Vocational Rehabilitation Program, Supported Employment, Independent Living,
 8 and the Staff Development Grant. The waiver applies to federal financial
 9 participation (FFP), state general revenue share, and program income.

10 The provisions of this section shall be in effect from July 1, ~~2015~~ 2016
 11 through June 30, ~~2016~~ 2017.

12
 13 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

15 FORGIVENESS OF STUDENT LOAN PROGRAM. The Forgiveness of Student Loan Program
 16 shall be available to counselors employed by Arkansas Rehabilitation Services
 17 that have been determined eligible by rules promulgated by Arkansas
 18 Rehabilitation Services as required by Arkansas Code §25-30-206. These rules
 19 shall be submitted to the ~~Administrative Rules and Regulations Subcommittee~~
 20 ~~of the~~ Arkansas Legislative Council or Joint Budget Committee under § 10-3-
 21 309 and receive ~~prior~~ review and approval. These rules must include the
 22 following eligibility requirements:

23 (1) Satisfactory completion of any probationary period;

24 (2) Proof of a student loan that remains unpaid, including the name and
 25 address of the creditor;

26 (3) An executed employment contract in which the counselor agrees to
 27 the following:

28 (a) work for Arkansas Rehabilitation Services for a term that equals
 29 two (2) years for each year that the program makes a payment on the
 30 counselor's student loan and

31 (b) reimburse the program the full amount of any loan payments made
 32 under this program in the event that the counselor resigns or is terminated
 33 for cause before the term of the contract terminates.

34 The amount of payment to be made directly to the counselor's student
 35 loan creditor may not exceed:

36 (1) Two thousand dollars (\$2,000) per year; or

1 (2) Ten thousand dollars (\$10,000) per employee.

2 The Arkansas Rehabilitation Services agency shall pay for the
3 Forgiveness of Student Loan Program from the Rehabilitation Program Grants -
4 Grants and Aid line item authorized for the appropriation entitled
5 Rehabilitation Services - Operations in an amount not to exceed eighty
6 thousand dollars (\$80,000) per fiscal year.

7 In addition, the Arkansas Rehabilitation Services agency shall provide a
8 formal, written notification to all counselors employed by Arkansas
9 Rehabilitation Services of the availability of the Forgiveness of Student
10 Loan Program by July 1 of each fiscal year. The agency shall include with the
11 notification, the promulgated rules which shall outline the eligibility
12 requirements for participation.

13 The agency shall submit a copy of this notification to the Arkansas
14 Legislative Council or Joint Budget Committee by July 1 of each fiscal year.
15 In addition, Arkansas Rehabilitation Services shall report bi-annually, by
16 the 15th day of the month following the end of each six month period, to the
17 Arkansas Legislative Council or Joint Budget Committee the number of
18 employees participating in the program.

19 The provisions of this section shall be in effect only from July 1, ~~2015~~
20 2016 through June 30, ~~2016~~ 2017.

21
22 SECTION 12. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
23 authorized by this act shall be limited to the appropriation for such agency
24 and funds made available by law for the support of such appropriations; and
25 the restrictions of the State Procurement Law, the General Accounting and
26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
27 Procedures and Restrictions Act, or their successors, and other fiscal
28 control laws of this State, where applicable, and regulations promulgated by
29 the Department of Finance and Administration, as authorized by law, shall be
30 strictly complied with in disbursement of said funds.

31
32 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General
33 Assembly that any funds disbursed under the authority of the appropriations
34 contained in this act shall be in compliance with the stated reasons for
35 which this act was adopted, as evidenced by the Agency Requests, Executive
36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or
 2 summarized oral testimony in the official minutes of the Arkansas Legislative
 3 Council or Joint Budget Committee which relate to its passage and adoption.
 4

5 SECTION 14. EMERGENCY CLAUSE. It is found and determined by the
 6 General Assembly, that the Constitution of the State of Arkansas prohibits
 7 the appropriation of funds for more than a one (1) year period; that the
 8 effectiveness of this Act on July 1, 2016 is essential to the operation of
 9 the agency for which the appropriations in this Act are provided, and that in
 10 the event of an extension of the legislative session, the delay in the
 11 effective date of this Act beyond July 1, 2016 could work irreparable harm
 12 upon the proper administration and provision of essential governmental
 13 programs. Therefore, an emergency is hereby declared to exist and this Act
 14 being necessary for the immediate preservation of the public peace, health
 15 and safety shall be in full force and effect from and after July 1, 2016.
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 18 **APPROVED: 05/03/2016**
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