

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

A Bill

HOUSE BILL 1084

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 OFFICE OF ATTORNEY
10 GENERAL FOR THE FISCAL YEAR ENDING JUNE 30, 2017; AND
11 FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE OFFICE OF ATTORNEY GENERAL
15 APPROPRIATION FOR THE 2016-2017 FISCAL
16 YEAR.
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
23 for the Office of Attorney General for the 2016-2017 fiscal year, the
24 following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
30	(1) Q066U	ATTORNEY GENERAL I	2	\$124,595
31	(2) Q242U	SOLICITOR GENERAL	1	\$124,595
32	(3) Q065U	ATTORNEY GENERAL II	9	\$113,878
33	(4) Q124U	ATTORNEY GENERAL III	11	\$104,534
34	(5) Q064U	ATTORNEY GENERAL IV	6	\$99,052
35	(6) Q102U	CHIEF FISCAL OFFICER	1	\$93,017
36	(7) Q063U	ATTORNEY GENERAL V	9	\$89,833



1	(8)	Q067U	NETWORK ADMINISTRATOR	1	\$88,612
2	(9)	Q061U	ATTORNEY GENERAL VI	11	\$84,723
3	(10)	Q008U	CHIEF INVESTIGATOR	1	\$84,461
4	(11)	Q009U	COMMUNITY RELATIONS DIRECTOR	1	\$83,179
5	(12)	Q060U	ATTORNEY GENERAL VII	15	\$79,366
6	(13)	Q062U	PUBLIC INFORMATION OFFICER	1	\$78,425
7	(14)	Q072U	COMMUNICATIONS OFFICER	1	\$73,072
8	(15)	Q033U	LOGISTICS DIRECTOR	1	\$71,296
9	(16)	Q075U	FISCAL SPECIALIST I	1	\$70,987
10	(17)	Q074U	INVESTIGATOR I	1	\$70,242
11	(18)	Q059U	OMBUDSMAN	1	\$67,157
12	(19)	Q101U	HUMAN RESOURCES DIRECTOR	1	\$65,663
13	(20)	Q128U	ATTORNEY GENERAL VIII	4	\$65,286
14	(21)	Q070U	INVESTIGATOR II	2	\$64,640
15	(22)	Q034U	ADMINISTRATIVE ASSISTANT I	1	\$64,222
16	(23)	Q002U	LEGAL ASSISTANT	1	\$62,420
17	(24)	Q052U	LAW ED ADMINISTRATOR	1	\$60,602
18	(25)	Q073U	EXECUTIVE ASSISTANT	1	\$60,363
19	(26)	Q006U	LAW ED INSTRUCTOR I	2	\$59,413
20	(27)	Q058U	EXECUTIVE SECRETARY	1	\$58,014
21	(28)	Q023U	NETWORK SPECIALIST I	1	\$56,177
22	(29)	Q004U	ASST LOGISTICS DIRECTOR	1	\$53,853
23	(30)	Q035U	LIBRARIAN	1	\$51,857
24	(31)	Q007U	FISCAL SPECIALIST II	2	\$51,625
25	(32)	Q057U	INVESTIGATOR IV	7	\$51,364
26	(33)	Q037U	NETWORK SPECIALIST II	1	\$51,364
27	(34)	Q053U	SECRETARY I	7	\$49,967
28	(35)	Q071U	ADMINISTRATIVE ASSISTANT II	3	\$48,699
29	(36)	Q032U	LAW ED INSTRUCTOR II	1	\$48,699
30	(37)	Q025U	PARALEGAL I	2	\$47,770
31	(38)	Q127U	INVESTIGATOR V	6	\$47,714
32	(39)	Q056U	SECRETARY II	3	\$47,308
33	(40)	Q047U	CONSUMER COUNSELOR	4	\$42,864
34	(41)	Q055U	SECRETARY III	11	\$41,740
35	(42)	Q005U	COURIER	1	\$41,740
36	(43)	Q036U	RECEPTIONIST	2	\$40,210

1 (44) Q132U COURIER II 1 \$38,555
 2 MAX. NO. OF EMPLOYEES 142
 3

4 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for
 5 the Office of Attorney General for the 2016-2017 fiscal year, the following
 6 maximum number of part-time or temporary employees, to be known as "Extra
 7 Help", payable from funds appropriated herein for such purposes: eight (8)
 8 temporary or part-time employees, when needed, at rates of pay not to exceed
 9 those provided in the Uniform Classification and Compensation Act, or its
 10 successor, or this act for the appropriate classification.
 11

12 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 13 to the Office of Attorney General, to be payable from the State Central
 14 Services Fund, for personal services and operating expenses of the Office of
 15 Attorney General for the 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	\$10,232,925
20 (02) EXTRA HELP	37,224
21 (03) PERSONAL SERVICES MATCHING	2,995,482
22 (04) MAINT. & GEN. OPERATION	
23 (A) OPER. EXPENSE	2,431,116
24 (B) CONF. & TRAVEL	122,667
25 (C) PROF. FEES	643,568
26 (D) CAP. OUTLAY	140,000
27 (E) DATA PROC.	<u>0</u>
28 TOTAL AMOUNT APPROPRIATED	<u>\$16,602,982</u>

29
 30 SECTION 4. REGULAR SALARIES - CRIME VICTIMS REPARATIONS PROGRAM. There
 31 is hereby established for the Office of Attorney General - Crime Victims
 32 Reparations Program for the 2016-2017 fiscal year, the following maximum
 33 number of regular employees.
 34

	Maximum Annual
Maximum	Salary Rate

Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2016-2017
(1)	Q038U CRIME VICTIM ADMINISTRATOR	1	\$60,602
(2)	Q007U FISCAL SPECIALIST II	1	\$51,625
(3)	Q127U INVESTIGATOR V	<u>7</u>	\$47,714
	MAX. NO. OF EMPLOYEES	9	

SECTION 5. EXTRA HELP - CRIME VICTIMS REPARATIONS PROGRAM. There is hereby authorized, for the Office of Attorney General - Crime Victims Reparations Program for the 2016-2017 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 the payment of claims by the Office of Attorney General for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$449,217
(02) EXTRA HELP	14,000
(03) PERSONAL SERVICES MATCHING	186,958
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	80,558
(B) CONF. & TRAVEL	16,974
(C) PROF. FEES	11,246
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) CLAIMS	3,192,982
(06) CHILD ADVOCACY CENTERS - SEXUAL ASSAULT REIMBURSEMENT	<u>1,000,000</u>

1 TOTAL AMOUNT APPROPRIATED \$4,951,935

2

3 SECTION 7. REGULAR SALARIES - CRIME VICTIMS REPARATIONS PROGRAM -
 4 FEDERAL. There is hereby established for the Office of Attorney General -
 5 Crime Victims Reparations Program – Federal for the 2016-2017 fiscal year,
 6 the following maximum number of regular employees.

7

			Maximum Annual
			Salary Rate
			Fiscal Year
Item	Class	Maximum	
No.	Code Title	No. of	2016-2017
			Employees
12	(1) Q054U ADMINISTRATIVE ASSISTANT III	<u>1</u>	\$33,547
13	MAX. NO. OF EMPLOYEES	1	

14

15 SECTION 8. APPROPRIATION - CRIME VICTIMS REPARATIONS PROGRAM - FEDERAL.
 16 There is hereby appropriated, to the Office of Attorney General, to be
 17 payable from the federal funds as designated by the Chief Fiscal Officer of
 18 the State, for personal services, operating expenses and the payment of
 19 claims by the Office of Attorney General - Crime Victims Reparations Program
 20 - Federal for the fiscal year ending June 30, 2017, the following:

21

ITEM	FISCAL YEAR
NO.	2016-2017
24 (01) REGULAR SALARIES	\$34,115
25 (02) PERSONAL SERVICES MATCHING	12,760
26 (03) MAINT. & GEN. OPERATION	
27 (A) OPER. EXPENSE	26,900
28 (B) CONF. & TRAVEL	0
29 (C) PROF. FEES	0
30 (D) CAP. OUTLAY	0
31 (E) DATA PROC.	0
32 (04) CLAIMS	<u>1,499,899</u>
33 TOTAL AMOUNT APPROPRIATED	<u>\$1,573,674</u>

34

35 SECTION 9. REGULAR SALARIES - MEDICAID FRAUD DIVISION - STATE. There
 36 is hereby established for the Office of Attorney General - Medicaid Fraud

1 Division – State for the 2016-2017 fiscal year, the following maximum number
 2 of regular employees.

3				4	Maximum Annual
5				Maximum	Salary Rate
6	Item	Class		No. of	Fiscal Year
7	No.	Code	Title	Employees	2016-2017
8	(1)	Q065U	ATTORNEY GENERAL II	1	\$113,878
9	(2)	Q061U	ATTORNEY GENERAL VI	2	\$84,723
10	(3)	Q024U	AUDITOR	1	\$79,581
11	(4)	Q055U	SECRETARY III	<u>1</u>	\$41,740
12			MAX. NO. OF EMPLOYEES	5	

13
 14 SECTION 10. APPROPRIATION - MEDICAID FRAUD DIVISION - STATE. There is
 15 hereby appropriated, to the Office of Attorney General, to be payable from
 16 the State Central Services Fund, for personal services and operating expenses
 17 of the Office of Attorney General - Medicaid Fraud Division – State for the
 18 fiscal year ending June 30, 2017, the following:

20	ITEM	FISCAL YEAR
21	NO.	2016-2017
22	(01) REGULAR SALARIES	\$407,341
23	(02) PERSONAL SERVICES MATCHING	117,382
24	(03) MAINT. & GEN. OPERATION	
25	(A) OPER. EXPENSE	67,417
26	(B) CONF. & TRAVEL	11,891
27	(C) PROF. FEES	7,755
28	(D) CAP. OUTLAY	7,000
29	(E) DATA PROC.	<u>0</u>
30	TOTAL AMOUNT APPROPRIATED	<u><u>\$618,786</u></u>

31
 32 SECTION 11. REGULAR SALARIES - MEDICAID FRAUD DIVISION - FEDERAL.
 33 There is hereby established for the Office of Attorney General - Medicaid
 34 Fraud Division – Federal for the 2016-2017 fiscal year, the following maximum
 35 number of regular employees.

36

Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2016-2017
(1)	Q131U	MEDICAID DIRECTOR	1	\$104,853
(2)	Q064U	ATTORNEY GENERAL IV	1	\$99,052
(3)	Q063U	ATTORNEY GENERAL V	1	\$89,833
(4)	Q008U	CHIEF INVESTIGATOR	1	\$84,461
(5)	Q074U	INVESTIGATOR I	2	\$70,242
(6)	Q130U	INVESTIGATOR III	5	\$64,062
(7)	Q003U	NURSE ANALYST	2	\$64,062
(8)	Q046U	ANALYST	1	\$55,568
(9)	Q025U	PARALEGAL I	1	\$47,770
(10)	Q056U	SECRETARY II	1	\$47,308
(11)	Q069U	CASE COORDINATOR	<u>1</u>	\$44,524
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 2016-2017 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, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$1,173,775

1	(02) EXTRA HELP	29,870
2	(03) PERSONAL SERVICES MATCHING	353,656
3	(04) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	202,286
5	(B) CONF. & TRAVEL	37,206
6	(C) PROF. FEES	24,856
7	(D) CAP. OUTLAY	27,583
8	(E) DATA PROC.	<u>0</u>
9	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,849,232</u></u>

10

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

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 operating expenses of the Office of Attorney General -
 15 Medicaid Fraud Division - Indirect Costs for the fiscal year ending June 30,
 16 2017, the following:

17

18	ITEM	FISCAL YEAR
19	<u>NO.</u>	<u>2016-2017</u>
20	(01) MAINT. & GEN. OPERATION	
21	(A) OPER. EXPENSE	\$479,538
22	(B) CONF. & TRAVEL	0
23	(C) PROF. FEES	0
24	(D) CAP. OUTLAY	0
25	(E) DATA PROC.	<u>0</u>
26	TOTAL AMOUNT APPROPRIATED	<u><u>\$479,538</u></u>

27

28 SECTION 15. APPROPRIATION - SPYWARE MONITORING. There is hereby

29 appropriated, to the Office of Attorney General, to be payable from the
 30 Spyware Monitoring Fund, for administrative expenses and other associated
 31 expenses for the enforcement activities and monitoring of spyware by the
 32 Office of Attorney General - Spyware Monitoring for the fiscal year ending
 33 June 30, 2017, the following:

34

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

1 (01) SPYWARE MONITORING \$65,990

2

3 SECTION 16. APPROPRIATION - INTERNET CRIME CHILD. There is hereby
 4 appropriated, to the Office of Attorney General, to be payable from the
 5 federal funds as designated by the Chief Fiscal Officer of the State, for
 6 operating expenses of the Office of Attorney General - Internet Crime Child
 7 for the fiscal year ending June 30, 2017, the following:

8

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2016-2017</u>
11 (01) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	\$45,450
13 (B) CONF. & TRAVEL	0
14 (C) PROF. FEES	4,550
15 (D) CAP. OUTLAY	0
16 (E) DATA PROC.	<u>0</u>
17 TOTAL AMOUNT APPROPRIATED	<u><u>\$50,000</u></u>

18

19 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ATTORNEY
 21 FEES. The disbursing officer of the appropriations provided for herein,
 22 shall deposit all monies received by the Office of Attorney General as
 23 attorney fees in the State Central Services Fund as direct revenues.

24 The provisions of this section shall be in effect only from July 1, ~~2015~~
 25 2016 through June 30, ~~2016~~ 2017.

26

27 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 29 PROVISION. After receiving approval from the Chief Fiscal Officer of the
 30 State, and prior review by the Arkansas Legislative Council, the Office of
 31 Attorney General is authorized to transfer appropriation from any line item
 32 authorized in Section 3 Appropriation - Operations of the Office of Attorney
 33 General in this Act to any other line item authorized in Section 3.

34 The provisions of this section shall be in effect only from July 1, ~~2015~~
 35 2016 through June 30, ~~2016~~ 2017.

36

1 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FEES.
3 The Office of the Attorney General is hereby authorized to charge fees to
4 other governmental units in order to reimburse the Office of the Attorney
5 General for expenditures made on behalf of the other governmental units.
6 Such fees are to be deposited into the State Central Services Fund in the
7 State Treasury as a refund to expenditures.

8 The provisions of this section shall be in effect only from July 1, ~~2015~~
9 2016 through June 30, ~~2016~~ 2017.

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

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

29
30 SECTION 22. EMERGENCY CLAUSE. It is found and determined by the
31 General Assembly, that the Constitution of the State of Arkansas prohibits
32 the appropriation of funds for more than a one (1) year period; that the
33 effectiveness of this Act on July 1, 2016 is essential to the operation of
34 the agency for which the appropriations in this Act are provided, and that in
35 the event of an extension of the legislative session, the delay in the
36 effective date of this Act beyond July 1, 2016 could work irreparable harm

1 upon the proper administration and provision of essential governmental
2 programs. Therefore, an emergency is hereby declared to exist and this Act
3 being necessary for the immediate preservation of the public peace, health
4 and safety shall be in full force and effect from and after July 1, 2016.

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36