

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003

# A Bill

HOUSE BILL 1616

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE OFFICE OF  
11 ATTORNEY GENERAL FOR THE BIENNIAL PERIOD ENDING  
12 JUNE 30, 2005; AND FOR OTHER PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE OFFICE OF ATTORNEY  
16 GENERAL APPROPRIATION FOR THE 2003-2005  
17 BIENNIUM.  
18  
19  
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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 - OPERATIONS. There is hereby established for  
24 the Office of Attorney General for the 2003-2005 biennium, the following  
25 maximum number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
34

35 Maximum Annual  
36 Maximum Salary Rate



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1	Item	Class		No. of	Fiscal Years	
2	No.	Code	Title	Employees	2003-2004	2004-2005
3	(1)	7304	ATTORNEY GENERAL I	2	\$85,492	\$87,517
4	(2)	7305	ATTORNEY GENERAL II	7	\$82,701	\$84,672
5	(3)	7061	ATTORNEY GENERAL III	6	\$77,508	\$79,380
6	(4)	7307	ATTORNEY GENERAL IV	5	\$70,586	\$72,327
7	(5)	7308	ATTORNEY GENERAL V	10	\$66,986	\$68,659
8	(6)	7303	NETWORK ADMINISTRATOR	1	\$63,113	\$66,341
9	(7)	7314	ATTORNEY GENERAL VI	11	\$60,614	\$62,165
10	(8)	7197	DIRECTOR OF OPERATIONS	1	\$60,469	\$62,018
11	(9)	7286	CHIEF FINANCIAL MANAGER	1	\$57,624	\$59,118
12	(10)	7317	ATTORNEY GENERAL VII	13	\$54,985	\$56,429
13	(11)	7290	EXECUTIVE ASSISTANT	1	\$54,985	\$56,429
14	(12)	7322	OMBUDSMAN	1	\$50,927	\$52,294
15	(13)	7288	INVESTIGATOR I	1	\$48,972	\$50,294
16	(14)	7311	ADMINISTRATIVE AID	1	\$48,649	\$49,963
17	(15)	7312	PUBLIC INFORMATION OFFICER	1	\$48,279	\$49,583
18	(16)	7287	FISCAL SPECIALIST	1	\$47,233	\$48,508
19	(17)	7198	DIRECTOR OF PERSONNEL	1	\$45,406	\$46,632
20	(18)	7292	INVESTIGATOR II	1	\$45,268	\$46,490
21	(19)	7998	ATTORNEY GENERAL VIII	4	\$43,533	\$44,708
22	(20)	8057	PARALEGAL I	1	\$42,232	\$43,373
23	(21)	7334	LAW ED DIRECTOR	1	\$42,148	\$43,286
24	(22)	8054	ADMINISTRATIVE ASSISTANT I	2	\$40,041	\$41,122
25	(23)	8058	PARALEGAL II	1	\$38,897	\$39,947
26	(24)	8051	INVESTIGATOR III	1	\$38,897	\$39,947
27	(25)	8044	COMPUTER SERVICES	1	\$38,896	\$39,947
28	(26)	7323	EXECUTIVE SECRETARY	1	\$37,838	\$38,860
29	(27)	8916	LAW ED INSTRUCTOR	4	\$36,880	\$37,875
30	(28)	7294	ADMINISTRATIVE ASSISTANT II	1	\$36,880	\$37,875
31	(29)	8050	LOGISTIC MANAGER	1	\$36,217	\$37,195
32	(30)	7325	INVESTIGATOR IV	4	\$36,132	\$37,108
33	(31)	7332	SECRETARY I	5	\$35,826	\$36,793
34	(32)	7328	SECRETARY II	5	\$33,718	\$34,629
35	(33)	7293	PURCHASING AGENT	1	\$32,786	\$33,671
36	(34)	7556	CONSUMER COUNSELOR	2	\$32,459	\$33,335

1	(35)	7329	SECRETARY III	12	\$31,611	\$32,464
2	(36)	8047	RECEPTIONIST I	1	\$30,451	\$31,273
3	(37)	8045	LIBRARIAN	1	\$29,198	\$29,986
4	(38)	8063	ADMINISTRATIVE ASSISTANT IV	1	\$22,228	\$22,828
5	(39)	8049	RECEPTIONIST II	<u>1</u>	\$20,049	\$20,619
6			MAX. NO. OF EMPLOYEES	116		

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8 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the  
 9 Office of Attorney General for the 2003-2005 biennium, the following maximum  
 10 number of part-time or temporary employees, to be known as "Extra Help",  
 11 payable from funds appropriated herein for such purposes: eight (8)  
 12 temporary or part-time employees, when needed, at rates of pay not to exceed  
 13 those provided in the Uniform Classification and Compensation Act, or its  
 14 successor, or this act for the appropriate classification.

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16 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to  
 17 the Office of Attorney General, to be payable from the State Central Services  
 18 Fund, for personal services and operating expenses of the Office of Attorney  
 19 General for the biennial period ending June 30, 2005, the following:

21	ITEM	FISCAL YEARS	
22	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
23	(01) REGULAR SALARIES	\$ 5,729,133	\$ 5,729,133
24	(02) EXTRA HELP	19,336	19,336
25	(03) PERSONAL SERV MATCH	1,405,488	1,405,488
26	(04) MAINT. & GEN. OPERATION		
27	(A) OPER. EXPENSE	1,339,494	1,339,494
28	(B) CONF. & TRAVEL	54,000	54,000
29	(C) PROF. FEES	171,000	171,000
30	(D) CAP. OUTLAY	126,000	126,000
31	(E) DATA PROC.	32,500	32,500
32	(05) REAPPORTIONMENT EXPENSES	<u>495,000</u>	<u>495,000</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 9,371,951</u>	<u>\$ 9,371,951</u>

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35 SECTION 4. REGULAR SALARIES - CRIME VICTIMS REPARATIONS PROGRAM - SPECIAL.  
 36 There is hereby established for the Office of Attorney General - Crime

1 Victims Reparations Program for the 2003-2005 biennium, the following maximum  
 2 number of regular employees whose salaries shall be governed by the  
 3 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
 4 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
 5 Provided, however, that any position to which a specific maximum annual  
 6 salary is set out herein in dollars, shall be exempt from the provisions of  
 7 said Uniform Classification and Compensation Act. All persons occupying  
 8 positions authorized herein are hereby governed by the provisions of the  
 9 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
 10 or its successor.

			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class	Title	Employees	2003-2004	2004-2005
16	(1)	7317 ATTORNEY GENERAL VII	1	\$54,985	\$56,429
17	(2)	7903 CRIME VICTIM ADMINISTRATOR	1	\$42,148	\$43,286
18	(3)	7325 INVESTIGATOR IV	<u>6</u>	\$36,132	\$37,108
19	MAX. NO. OF EMPLOYEES		8		

21 SECTION 5. EXTRA HELP - CRIME VICTIMS REPARATIONS PROGRAM. There is  
 22 hereby authorized, for the Office of Attorney General - Crime Victims  
 23 Reparations Program for the 2003-2005 biennium, the following maximum number  
 24 of part-time or temporary employees, to be known as "Extra Help", payable  
 25 from funds appropriated herein for such purposes: two (2) temporary or part-  
 26 time employees, when needed, at rates of pay not to exceed those provided in  
 27 the Uniform Classification and Compensation Act, or its successor, or this  
 28 act for the appropriate classification.

30 SECTION 6. APPROPRIATION - CRIME VICTIMS REPARATIONS PROGRAM - SPECIAL.  
 31 There is hereby appropriated, to the Office of Attorney General, to be  
 32 payable from the Crime Victims Reparations Revolving Fund, for personal  
 33 services, operating expenses and payment of claims by the Office of Attorney  
 34 General - Crime Victims Reparations Program for the biennial period ending  
 35 June 30, 2005, the following:

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ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 305,702	\$ 305,702
(02) EXTRA HELP	10,000	10,000
(03) PERSONAL SERV MATCH	81,130	81,130
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	53,970	53,970
(B) CONF. & TRAVEL	15,200	15,200
(C) PROF. FEES	23,000	23,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	1,000	1,000
(05) CLAIMS	<u>2,539,394</u>	<u>2,539,394</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,029,396</u>	<u>\$ 3,029,396</u>

SECTION 7. REGULAR SALARIES - CRIME VICTIMS REPARATIONS PROGRAM - FEDERAL.

There is hereby established for the Office of Attorney General - Crime Victims Reparations Program - Federal for the 2003-2005 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2003-2004	2004-2005
(1)	7331	ADMINISTRATIVE ASSISTANT III	<u>1</u>	\$25,406	\$26,092
		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

1 payable from the federal funds as designated by the Chief Fiscal Officer of  
 2 the State, for personal services, operating expenses and payment of claims by  
 3 the Office of Attorney General - Crime Victims Reparations Program - Federal  
 4 for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 24,738	\$ 24,738
(02) PERSONAL SERV MATCH	7,536	7,536
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	25,300	25,300
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) CLAIMS	<u>1,098,096</u>	<u>1,098,096</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,155,670</u>	<u>\$ 1,155,670</u>

19 SECTION 9. REGULAR SALARIES - MEDICAID FRAUD DIVISION - FEDERAL. There is  
 20 hereby established for the Office of Attorney General - Medicaid Fraud  
 21 Division - Federal for the 2003-2005 biennium, the following maximum number  
 22 of regular employees whose salaries shall be governed by the provisions of  
 23 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
 24 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
 25 that any position to which a specific maximum annual salary is set out herein  
 26 in dollars, shall be exempt from the provisions of said Uniform  
 27 Classification and Compensation Act. All persons occupying positions  
 28 authorized herein are hereby governed by the provisions of the Regular  
 29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
 30 successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	7296	MEDICAID DIRECTOR	1	\$82,701	\$84,672

1	(2)	7307	ATTORNEY GENERAL IV	1	\$70,586	\$72,327
2	(3)	7297	MEDICAID ASST DIRECTOR	1	\$70,586	\$72,327
3	(4)	7308	ATTORNEY GENERAL V	1	\$66,986	\$68,559
4	(5)	8803	INVESTIGATOR I	1	\$53,330	\$54,743
5	(6)	7299	INVESTIGATOR II	8	\$48,525	\$49,835
6	(7)	7591	ANALYST	1	\$42,081	\$43,217
7	(8)	7332	SECRETARY I	1	\$35,826	\$36,793
8	(9)	7328	SECRETARY II	1	\$33,718	\$34,629
9	(10)	7300	CASE COORDINATOR	<u>1</u>	\$33,718	\$34,629
10			MAX. NO. OF EMPLOYEES	17		

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12 SECTION 10. EXTRA HELP - MEDICAID FRAUD DIVISION - FEDERAL. There is  
 13 hereby authorized, for the Office of Attorney General - Medicaid Fraud  
 14 Division - Federal for the 2003-2005 biennium, the following maximum number  
 15 of part-time or temporary employees, to be known as "Extra Help", payable  
 16 from funds appropriated herein for such purposes: one (1) temporary or part-  
 17 time employees, when needed, at rates of pay not to exceed those provided in  
 18 the Uniform Classification and Compensation Act, or its successor, or this  
 19 act for the appropriate classification.

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21 SECTION 11. APPROPRIATION - MEDICAID FRAUD DIVISION - FEDERAL. There is  
 22 hereby appropriated, to the Office of Attorney General, to be payable from  
 23 the federal funds as designated by the Chief Fiscal Officer of the State, for  
 24 personal services and operating expenses of the Office of Attorney General -  
 25 Medicaid Fraud Division - Federal for the biennial period ending June 30,  
 26 2005, the following:

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28	ITEM		FISCAL YEARS	
29	<u>NO.</u>		<u>2003-2004</u>	<u>2004-2005</u>
30	(01)	REGULAR SALARIES	\$ 855,325	\$ 855,325
31	(02)	EXTRA HELP	25,000	25,000
32	(03)	PERSONAL SERV MATCH	210,869	210,869
33	(04)	MAINT. & GEN. OPERATION		
34	(A)	OPER. EXPENSE	163,521	163,521
35	(B)	CONF. & TRAVEL	31,275	31,275
36	(C)	PROF. FEES	21,000	21,000

1	(D) CAP. OUTLAY	23,658	23,658
2	(E) DATA PROC.	<u>1,875</u>	<u>1,875</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,332,523</u>	<u>\$ 1,332,523</u>

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5 SECTION 12. REGULAR SALARIES - MEDICAID FRAUD DIVISION - STATE. There is  
6 hereby established for the Office of Attorney General - Medicaid Fraud  
7 Division - State for the 2003-2005 biennium, the following maximum number of  
8 regular employees whose salaries shall be governed by the provisions of the  
9 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
10 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
11 that any position to which a specific maximum annual salary is set out herein  
12 in dollars, shall be exempt from the provisions of said Uniform  
13 Classification and Compensation Act. All persons occupying positions  
14 authorized herein are hereby governed by the provisions of the Regular  
15 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
16 successor.

18	Maximum Annual					
19			Maximum	Salary Rate		
20	Item	Class	No. of	Fiscal Years		
21	No.	Code	Title	Employees	2003-2004	2004-2005
22	(1)	7305	ATTORNEY GENERAL II	1	\$82,701	\$84,672
23	(2)	7314	ATTORNEY GENERAL VI	3	\$60,614	\$62,165
24	(3)	7329	SECRETARY III	<u>1</u>	\$31,611	\$32,464
25			MAX. NO. OF EMPLOYEES	5		

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27 SECTION 13. APPROPRIATION - MEDICAID FRAUD DIVISION - STATE. There is  
28 hereby appropriated, to the Office of Attorney General, to be payable from  
29 the State Central Services Fund, for personal services and operating expenses  
30 of the Office of Attorney General - Medicaid Fraud Division - State for the  
31 biennial period ending June 30, 2005, the following:

33	ITEM	FISCAL YEARS	
34	NO.	2003-2004	2004-2005
35	(01) REGULAR SALARIES	\$ 288,821	\$ 288,821
36	(02) PERSONAL SERV MATCH	68,194	68,194



1	(03) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	56,133	56,133
3	(B) CONF. & TRAVEL	10,425	10,425
4	(C) PROF. FEES	7,000	7,000
5	(D) CAP. OUTLAY	6,261	6,261
6	(E) DATA PROC.	<u>625</u>	<u>625</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 437,459</u>	<u>\$ 437,459</u>

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

10 There is hereby appropriated, to the Office of Attorney General, to be

11 payable from the federal funds as designated by the Chief Fiscal Officer of

12 the State, for operating expenses of the Office of Attorney General -

13 Medicaid Fraud Division - Indirect Costs for the biennial period ending June

14 30, 2005, the following:

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
18	(01) MAINT. & GEN. OPERATION		
19	(A) OPER. EXPENSE	\$ 175,000	\$ 175,000
20	(B) CONF. & TRAVEL	0	0
21	(C) PROF. FEES	90,000	90,000
22	(D) CAP. OUTLAY	25,000	25,000
23	(E) DATA PROC.	<u>0</u>	<u>0</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 290,000</u>	<u>\$ 290,000</u>

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26 SECTION 15. APPROPRIATION - DO NOT CALL - SPECIAL. There is hereby

27 appropriated, to the Office of Attorney General, to be payable from direct

28 revenue credited to the State Central Services Fund as described by Arkansas

29 Code 4-99-404, for operating expenses of the Office of Attorney General - Do

30 Not Call Program for the biennial period ending June 30, 2005, the following:

32	ITEM	FISCAL YEARS	
33	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
34	(01) DO NOT CALL MISCELLANEOUS OPERATING		
35	EXPENSES	<u>\$ 194,000</u>	<u>\$ 194,000</u>

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1 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 3 OF FUNDS. At the close of the fiscal year ending ~~June 30, 2002~~ June 30, 2004,  
 4 any unexpended appropriations and funds provided for in the Reapportionment  
 5 Expenses item Section 3 of this Act shall be carried forward and made  
 6 available for the same purpose for the fiscal year ending ~~June 30, 2003~~ June  
 7 30, 2005. The provisions of this section shall be in effect only from ~~July~~  
 8 ~~1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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 10 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ATTORNEY  
 12 FEES. The disbursing officer of the appropriations provided for herein,  
 13 shall deposit all monies received by the Office of Attorney General as  
 14 attorney fees in the State Central Services Fund as direct revenues. The  
 15 provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1,  
 16 2003 through ~~June 30, 2003~~ June 30, 2005.

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

27  
 28 SECTION 19. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 29 that any funds disbursed under the authority of the appropriations contained  
 30 in this act shall be in compliance with the stated reasons for which this act  
 31 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 32 and Legislative Recommendations contained in the budget manuals prepared by  
 33 the Department of Finance and Administration, letters, or summarized oral  
 34 testimony in the official minutes of the Arkansas Legislative Council or  
 35 Joint Budget Committee which relate to its passage and adoption.

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1        SECTION 20. EMERGENCY CLAUSE. It is found and determined by the General  
2 Assembly, that the Constitution of the State of Arkansas prohibits the  
3 appropriation of funds for more than a two (2) year period; that the  
4 effectiveness of this Act on July 1, 2003 is essential to the operation of  
5 the agency for which the appropriations in this Act are provided, and that in  
6 the event of an extension of the Regular Session, the delay in the effective  
7 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
8 proper administration and provision of essential governmental programs.  
9 Therefore, an emergency is hereby declared to exist and this Act being  
10 necessary for the immediate preservation of the public peace, health and  
11 safety shall be in full force and effect from and after July 1, 2003.

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