

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 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1356

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
11 DEPARTMENT OF HEALTH AND HUMAN SERVICES -
12 DIVISION OF COUNTY OPERATIONS FOR THE BIENNIAL
13 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER
14 PURPOSES.

Subtitle

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18 AN ACT FOR THE DEPARTMENT OF HEALTH AND
19 HUMAN SERVICES - DIVISION OF COUNTY
20 OPERATIONS APPROPRIATION FOR THE
21 2007-2009 BIENNIUM.
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
27 the Department of Health and Human Services - Division of County Operations
28 for the 2007-2009 biennium, the following maximum number of regular employees
29 whose salaries shall be governed by the provisions of the Uniform
30 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
31 its successor, and all laws amendatory thereto. Provided, however, that any
32 position to which a specific maximum annual salary is set out herein in
33 dollars, shall be exempt from the provisions of said Uniform Classification
34 and Compensation Act. All persons occupying positions authorized herein are
35 hereby governed by the provisions of the Regular Salaries Procedures and
36 Restrictions Act (Arkansas Code §21-5-101), or its successor.



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			Maximum	Maximum Annual	
			No. of	Salary Rate	
Item	Class		Employees	Fiscal Years	
No.	Code	Title		2007-2008	2008-2009
(1)	6603	GENERAL PHYSICIAN	4	\$125,046	\$127,546
(2)	9719	DHS DEP DIR COUNTY OPS	1	\$102,712	\$104,766
(3)	8943	DHS/DCO ASST DEP DIR COUNTY OPS	1	\$85,643	\$87,355
(4)	8937	DHS/DCO ASST DEP DIR COUNTY OPS	1	\$85,643	\$87,355
(5)	8935	DHS/DCO ASST DEP DIR PGM & ADMN SPT	1	\$85,643	\$87,355
(6)	8039	DHS/DCO ASSISTANT DIRECTOR	1	\$85,643	\$87,355
(7)	8939	DHS/DCO ASST DEP DIR COUNTY OPS	1	\$83,817	\$85,493
(8)	9412	DHS/DCO AREA DIRECTOR	6	\$75,391	\$76,898
(9)	M042	DHS/DCO COUNTY ADMINISTRATOR IV	2	GRADE	24
(10)	M040	DHS/DCO COUNTY ADMINISTRATOR III	11	GRADE	23
(11)	923Z	DHS PRGM ADMINISTRATOR	2	GRADE	23
(12)	975Z	DHS WEATHERIZATION PROGRAM ADMIN	1	GRADE	22
(13)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE	22
(14)	699Z	DHS/DCO FIELD MANAGER	6	GRADE	22
(15)	D066	SYSTEMS COORDINATION ANALYST II	2	GRADE	22
(16)	D124	LEAD PROGRAMMER/ANALYST	1	GRADE	22
(17)	M032	DHS/DCO COUNTY SUPV IV	2	GRADE	22
(18)	M038	DHS/DCO COUNTY ADMINISTRATOR II	30	GRADE	22
(19)	M029	DHS/DCO COUNTY SUPV III	14	GRADE	21
(20)	R488	GRANTS ADMIN SUPV	2	GRADE	21
(21)	V014	DHS/DCO COMMODITY SERVICES MANAGER	1	GRADE	21
(22)	D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE	21
(23)	M022	DHS/DCO COUNTY ADMINISTRATOR I	34	GRADE	21
(24)	697Z	DHS PRGM MANAGER	5	GRADE	21
(25)	D121	USER SUPPORT ANALYST	3	GRADE	20
(26)	E112	WEATHERIZATION TRAINING COORD	1	GRADE	20
(27)	E114	STAFF DEVELOPMENT COORDINATOR	2	GRADE	20
(28)	R145	DHS PROGRAM COORDINATOR	10	GRADE	20
(29)	R266	MANAGEMENT PROJECT ANALYST II	6	GRADE	20
(30)	M027	DHS/DCO COUNTY SUPV II	29	GRADE	20
(31)	M088	SOCIAL WORKER II	1	GRADE	20

1	(32)	M025	DHS/DCO COUNTY SUPV I	34	GRADE 19
2	(33)	R332	DHS POLICY DEVELOPMENT COORD	6	GRADE 19
3	(34)	R168	GRANTS COORDINATOR II	9	GRADE 19
4	(35)	M154	DHS FIELD REPRESENTATIVE	16	GRADE 19
5	(36)	M164	QUALITY CONTROL REVIEW SUPV	7	GRADE 19
6	(37)	R084	DHS STAFF SUPERVISOR	4	GRADE 19
7	(38)	E074	TRAINING REPRESENTATIVE	5	GRADE 19
8	(39)	W012	MEDICAL RECORDS ADMINISTRATOR	1	GRADE 19
9	(40)	M170	QUALITY CONTROL REVIEWER	32	GRADE 18
10	(41)	M024	FAMILY SUPPORT SPECIALIST SUPV	87	GRADE 18
11	(42)	M075	SOCIAL SERVICE REPRESENTATIVE II	5	GRADE 18
12	(43)	M078	DHS/DEMS SUPERVISOR	1	GRADE 18
13	(44)	M068	DHS PROGRAM ANALYST	11	GRADE 18
14	(45)	M072	SOCIAL SERVICE INVESTIGATOR II	19	GRADE 18
15	(46)	R010	ADMINISTRATIVE ASSISTANT II	12	GRADE 17
16	(47)	R110	MEDICAL PROGRAM REPRESENTATIVE	1	GRADE 17
17	(48)	M125	WORK PROGRAM ADVISOR	21	GRADE 17
18	(49)	M023	FAMILY SUPPORT SPECIALIST III	796	GRADE 17
19	(50)	X352	HLTH CARE ANALYST II	2	GRADE 17
20	(51)	M148	YOUTH SERVICES WORKER II	1	GRADE 16
21	(52)	M110	VOLUNTEER SERVICES COORDINATOR	2	GRADE 16
22	(53)	M021	FAMILY SUPPORT SPECIALIST II	1	GRADE 16
23	(54)	M073	SOCIAL SERVICE REPRESENTATIVE I	3	GRADE 15
24	(55)	V021	COMMODITY DIST REP	3	GRADE 15
25	(56)	V051	STOREROOM SUPV/STORE SUPV	1	GRADE 15
26	(57)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	32	GRADE 15
27	(58)	A108	ACCOUNTING TECHNICIAN II	1	GRADE 15
28	(59)	D005	COMPUTER OPERATOR II	1	GRADE 15
29	(60)	K117	MEDICAL OR LEGAL SECRETARY	1	GRADE 14
30	(61)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	24	GRADE 14
31	(62)	K153	SECRETARY II	61	GRADE 13
32	(63)	M067	SOCIAL SERVICE AIDE II	19	GRADE 13
33	(64)	T045	SECURITY OFFICER II	1	GRADE 12
34	(65)	K115	STATISTICIAN ASST II/STATISTICIAN I	1	GRADE 12
35	(66)	K039	DOCUMENT EXAMINER II	336	GRADE 12
36	(67)	K037	DOCUMENT EXAMINER I	1	GRADE 10

1 (68) C011 SWITCHBOARD OPERATOR II 3 GRADE 09
 2 MAX. NO. OF EMPLOYEES 1,744
 3

4 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 5 Department of Health and Human Services - Division of County Operations for
 6 the 2007-2009 biennium, the following maximum number of part-time or
 7 temporary employees, to be known as "Extra Help", payable from funds
 8 appropriated herein for such purposes: thirty-seven (37) temporary or part-
 9 time employees, when needed, at rates of pay not to exceed those provided in
 10 the Uniform Classification and Compensation Act, or its successor, or this
 11 act for the appropriate classification.
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13 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 14 the Department of Health and Human Services - Division of County Operations,
 15 to be payable from the paying account as determined by the Chief Fiscal
 16 Officer of the State, for personal services and operating expenses of the
 17 Department of Health and Human Services - Division of County Operations -
 18 Operations for the biennial period ending June 30, 2009, the following:
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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 52,743,515	\$ 53,798,385
(02) EXTRA HELP	234,052	234,052
(03) PERSONAL SERVICES MATCHING	18,128,981	18,345,411
(04) OVERTIME	5,000	5,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	20,316,160	20,316,160
(B) CONF. & TRAVEL	124,600	124,600
(C) PROF. FEES	11,478,810	11,478,810
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(06) DATA PROCESSING SERVICES	<u>5,000,000</u>	<u>5,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 108,031,118</u>	<u>\$ 109,302,418</u>

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 35 SECTION 4. APPROPRIATION - COMMODITY DISTRIBUTION AND SALVAGE CONTAINER -
 36 CASH. There is hereby appropriated, to the Department of Health and Human

1 Services - Division of County Operations, to be payable from the cash fund
 2 deposited in the State Treasury as determined by the Chief Fiscal Officer of
 3 the State, for operating expenses of the Department of Health and Human
 4 Services - Division of County Operations - Commodity Distribution and Salvage
 5 Container - Cash for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 276,000	\$ 276,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 276,000</u>	<u>\$ 276,000</u>

17 SECTION 5. APPROPRIATION - GRANTS - FEDERAL. There is hereby appropriated,
 18 to the Department of Health and Human Services - Division of County
 19 Operations, to be payable from the federal funds as designated by the Chief
 20 Fiscal Officer of the State, for federally funded grants of the Department of
 21 Health and Human Services - Division of County Operations - Grants - Federal
 22 for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) SHELTER PLUS CARE PROGRAM	\$ 3,000,000	\$ 3,000,000
(02) WEATHERIZATION PROGRAM	5,820,000	5,820,000
(03) EMERGENCY FOOD PROGRAM	680,000	680,000
(04) LOW INCOME ENERGY ASSISTANCE PROGRAM	22,419,034	22,419,034
(05) REFUGEE RESETTLEMENT PROGRAM	12,000	12,000
(06) HOMELESS ASSISTANCE GRANT	<u>2,400,100</u>	<u>2,400,100</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 34,331,134</u>	<u>\$ 34,331,134</u>

34 SECTION 6. APPROPRIATION - GRANTS - STATE. There is hereby appropriated,
 35 to the Department of Health and Human Services - Division of County
 36 Operations, to be payable from the Department of Human Services Grants Fund

1 Account, for grant payments of the Department of Health and Human Services -
2 Division of County Operations - Grants - State for the biennial period ending
3 June 30, 2009, the following:

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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) AID TO AGED, BLIND, DISABLED	\$ 4,000	\$ 4,000

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9 SECTION 7. APPROPRIATION - GRANTS. There is hereby appropriated, to the
10 Department of Health and Human Services - Division of County Operations, to
11 be payable from the paying account as determined by the Chief Fiscal Officer
12 of the State, for grant payments of the Department of Health and Human
13 Services - Division of County Operations - Grants for the biennial period
14 ending June 30, 2009, the following:

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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) TANF BLOCK GRANT	\$ 41,284,650	\$ 41,284,650
(02) COMMUNITY SERVICE BLOCK GRANT	11,031,604	11,031,604
TOTAL AMOUNT APPROPRIATED	\$ 52,316,254	\$ 52,316,254

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22 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
24 OPERATIONS - CARRY FORWARD. The unexpended balances in appropriations made
25 from federal funds, for County Operations, as provided for in this Act on
26 June 30, ~~2006~~ 2008 shall be carried forward and made available for
27 expenditures for the same purpose for the fiscal year ending June 30, ~~2007~~
28 2009.

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30 Any carry forward of unexpended balance of appropriation and/or funding
31 as authorized herein, may be carried forward under the following conditions:

32

33 (1) Prior to June 30, 2008 the Agency shall by written statement set forth
34 its reason(s) for the need to carry forward said appropriation and/or funding
35 to the Department of Finance and Administration Office of Budget;

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1 (2) The Department of Finance and Administration Office of Budget shall
 2 report to the Arkansas Legislative Council all amounts carried forward from
 3 the first fiscal year of the biennium to the second fiscal year of the
 4 biennium by the September Arkansas Legislative Council or Joint Budget
 5 Committee meeting in the second fiscal year of the biennial period which
 6 report shall include the name of the Agency, Board, Commission or Institution
 7 and the amount of the appropriation and/or funding carried forward from the
 8 first fiscal year to the second fiscal year, the program name or line item,
 9 the funding source of that appropriation and a copy of the written request
 10 set forth in (1) above;

11
 12 (3) Each Agency, Board, Commission or Institution shall provide a written
 13 report to the Arkansas Legislative Council or Joint Budget Committee
 14 containing all information set forth in item (2) above, along with a written
 15 statement as to the current status of the project, contract, purpose etc. for
 16 which the carry forward was originally requested no later than thirty (30)
 17 days prior to the time the Agency, Board, Commission or Institution presents
 18 its budget request to the Arkansas Legislative Council/Joint Budget
 19 Committee; and

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 21 (4) Thereupon, the Department of Finance and Administration shall include all
 22 information obtained in item (3) above in the biennial budget manuals and/or
 23 a statement of non-compliance by the Agency, Board, Commission or
 24 Institution.

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 26 The provisions of this section shall be in effect only from July 1, 2005
 27 2007 through June 30, ~~2007~~ 2009.

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 29 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INTER-
 31 AGENCY TRANSFER OF STATE GENERAL REVENUE FOR THE TEMPORARY ASSISTANCE FOR
 32 NEEDY FAMILIES (TANF) PROGRAMS. Upon the request of the Director of the
 33 Department of Health and Human Services and the Director of the Department of
 34 Workforce Services (DWS), the Chief Fiscal Officer of the State may approve
 35 up to \$3,640,650 in State General Revenue appropriated to DWS for the TANF
 36 Program to be transferred to the Department of Health and Human Services-

Division of County Operations in support of Arkansas' Temporary Assistance for Needy Families (TANF) Programs or any related Separate State Programs.

The Director of the Department of Workforce Services shall provide a report of all transfers made to the DHHS - Division of County Operations to the Performance Evaluation and Expenditure Review Committee of the Arkansas Legislative Council and Joint Budget Committee. The report must include the justification for and the amount of the completed transfers.

The provisions of this section shall be in effect only from July 1, 2007 through June 30, 2009.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DIVISION OF COUNTY OPERATIONS - RECRUITING AND RETENTION BONUSES. Due to current working conditions and the necessity of recruiting and retaining qualified personnel, the Division of County Operations of the Department of Health and Human Services is hereby authorized to pay from State and Federal funds appropriated herein recruitment and retention bonuses, up to the levels listed below, for new employees of counties with demonstrated inability to hire and retain qualified staff. The bonuses are in addition to the maximum annual amount provided in the Regular Salaries Section of the Division of County Operations Appropriation Act. The total Recruiting/Retention bonus payment commitment for eligible employees shall not exceed \$2,500 per employee. The lump-sum bonus payments and employment commitment to the state will be made in partial payments as follows:

- \$ 500 after completing 6 month probationary employment
- \$1,000 after completing 1 year employment
- \$1,000 after completing 2nd year employment

Any employee hired and offered this bonus payment will forfeit the balance of the payments if he/she voluntarily resigns or is terminated for cause, from employment prior to completing the required time periods outlined above.

The provisions of this section shall be effective only from July 1, 2007

1 through June 30, 2009.

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 3 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DIVISION
 5 OF COUNTY OPERATIONS-STATE AND FEDERAL DISASTER DECLARATIONS. It will be
 6 permissible for the Division of County Operations to implement the following
 7 exemptions in the event that a State or Federal Disaster is declared: (1)
 8 Exceed the 240 hour per quarter limit on the purchase of temporary help; and,
 9 (2) Waive the 1,000 hour limit per State Fiscal Year for Extra Help
 10 positions.

11
 12 The provisions of this section shall be in effect only from July 1, 2007
 13 through June 30, 2009.

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 15 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DIVISION
 17 OF COUNTY OPERATIONS - SPECIAL RATES OF PAY. Due to current working
 18 conditions and the necessity of recruiting and retaining qualified personnel,
 19 the Division of County Operations of the Department of Health and Human
 20 Services is authorized special rates of pay, up to the levels listed below,
 21 for current and new employees of counties with demonstrated inability to hire
 22 and retain qualified staff.

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<u>CLASS CODE</u>	<u>TITLE</u>	<u>GRADE</u>	<u>LEVEL</u>
<u>C011</u>	<u>Switchboard Operator II</u>	<u>9</u>	<u>III</u>
<u>K037</u>	<u>Document Examiner I</u>	<u>10</u>	<u>III</u>
<u>K155</u>	<u>Secretary I</u>	<u>11</u>	<u>III</u>
<u>M065</u>	<u>Social Services Aide I</u>	<u>11</u>	<u>III</u>
<u>K039</u>	<u>Document Examiner II</u>	<u>12</u>	<u>III</u>
<u>K153</u>	<u>Secretary II</u>	<u>13</u>	<u>III</u>
<u>M067</u>	<u>Social Services Aide II</u>	<u>13</u>	<u>III</u>
<u>K041</u>	<u>Executive Secretary/Adm. Sec.</u>	<u>13</u>	<u>III</u>
<u>K011</u>	<u>Administrative Office Supervisor</u>	<u>15</u>	<u>III</u>
<u>R009</u>	<u>Administrative Assistant I</u>	<u>15</u>	<u>III</u>
<u>M073</u>	<u>Social Services Representative I</u>	<u>15</u>	<u>III</u>
<u>M020</u>	<u>Family Support Specialist I</u>	<u>15</u>	<u>III</u>

1	<u>M021</u>	<u>Family Support Specialist II</u>	<u>16</u>	<u>III</u>
2	<u>M023</u>	<u>Family Support Specialist III</u>	<u>17</u>	<u>III</u>
3	<u>R010</u>	<u>Administrative Assistant II</u>	<u>17</u>	<u>III</u>
4	<u>M125</u>	<u>Work Program Advisor</u>	<u>17</u>	<u>III</u>
5	<u>M024</u>	<u>Family Support Specialist Supervisor</u>	<u>18</u>	<u>III</u>
6	<u>M075</u>	<u>Social Services Representative II</u>	<u>18</u>	<u>III</u>

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8 This special provision shall be in full force and effect for the biennium
 9 beginning July 1, 2007 and ending June 30, 2009.

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11 SECTION 13. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 12 by this act shall be limited to the appropriation for such agency and funds
 13 made available by law for the support of such appropriations; and the
 14 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.

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21 SECTION 14. LEGISLATIVE INTENT. It is the intent of the General Assembly
 22 that any funds disbursed under the authority of the appropriations contained
 23 in this act shall be in compliance with the stated reasons for which this act
 24 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 25 and Legislative Recommendations contained in the budget manuals prepared by
 26 the Department of Finance and Administration, letters, or summarized oral
 27 testimony in the official minutes of the Arkansas Legislative Council or
 28 Joint Budget Committee which relate to its passage and adoption.

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30 SECTION 15. EMERGENCY CLAUSE. It is found and determined by the General
 31 Assembly, that the Constitution of the State of Arkansas prohibits the
 32 appropriation of funds for more than a two (2) year period; that the
 33 effectiveness of this Act on July 1, 2007 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 Regular Session, the delay in the effective
 36 date of this Act beyond July 1, 2007 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after July 1, 2007.

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