

1 State of Arkansas  
2 79th General Assembly  
3 Regular Session, 1993  
4 By: Joint Budget Committee

# A Bill

ACT 41 OF 1993  
SENATE BILL 124

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO PROVIDE FOR ANNUAL  
9 CAREER RECOGNITION PAYMENTS TO CLASSIFIED EMPLOYEES OF  
10 STATE AGENCIES, FOR THE DEPARTMENT OF FINANCE AND  
11 ADMINISTRATION - DISBURSING OFFICER FOR THE BIENNIAL  
12 PERIOD ENDING JUNE 30, 1995; AND FOR OTHER PURPOSES."

## Subtitle

15 "AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION -  
16 DISBURSING OFFICER APPROPRIATION."

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
21 Department of Finance and Administration - Disbursing Officer, to be payable  
22 from the Merit Adjustment Fund, for the purpose of providing annual career  
23 service recognition payments to classified employees of state agencies of the  
24 Department of Finance and Administration - Disbursing Officer for the biennial  
25 period ending June 30, 1995, the following:

27 ITEM	28 FISCAL YEARS	
	<del>1993-94</del>	<del>1994-95</del>
29 (01) CAREER RECOGNITION PAYMENTS	\$ <u>4,393,995</u>	\$ <u>4,931,570</u>

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31 SECTION 2. APPROPRIATION TRANSFER PROCEDURES. In the event that  
32 sufficient appropriation has not been provided for the payment of Career  
33 Recognition Payments for any state agency or institution due to the enactment  
34 of this Act or any other act approved by the Seventy-Ninth General Assembly  
35 which raises the compensation level of state employees, the agency or  
36 institution may request a transfer from the appropriation provided herein from

1 the Chief Fiscal Officer of the State. Such request shall clearly state the  
2 amount required, the fund or fund account from which the employees are  
3 currently being paid, and such other information as may be required by the  
4 Chief Fiscal Officer of the State that he deems necessary to make a decision  
5 regarding the request. Upon the approval of the Chief Fiscal Officer of the  
6 State or upon processing the request for elected Constitutional Officers and  
7 their employees by the Chief Fiscal Officer of the State, the State Auditor  
8 shall be notified as to the amount and the purposes for which said  
9 appropriation is to be made. The appropriation shall then be added to the  
10 proper account on the books of the Department of Finance and Administration  
11 and the State Auditor payable from the fund or fund account from which the  
12 employees of the agency or institution are authorized to be paid by law. Such  
13 appropriation transfer shall be limited to Regular Salaries or Personal  
14 Services Matching or both.

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16 SECTION 3. Funding for the appropriation transfers authorized by this  
17 Act, or for any part thereof, for those state agencies which are supported in  
18 whole or in part from general revenues, shall, if required, be provided by a  
19 transfer from the Merit Adjustment Fund to the proper fund or fund account and  
20 in such amounts as determined by the Chief Fiscal Officer of the State. The  
21 State Agencies shall, in addition to the funds provided in this Act for Annual  
22 Career Service Recognition Payments from the Merit Adjustment Fund, make  
23 available any funding generated from agency salary savings for such purposes  
24 from the funds or fund accounts as provided by law.

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26 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
27 authorized by this Act shall be limited to the appropriation for such agency  
28 and funds made available by law for the support of such appropriations; and  
29 the restrictions of the State Purchasing Law, the General Accounting and  
30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
31 Procedures and Restrictions Act, or their successors, and other fiscal control  
32 laws of this State, where applicable, and regulations promulgated by the  
33 Department of Finance and Administration, as authorized by law, shall be  
34 strictly complied with in disbursement of said funds.

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1 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
 2 Assembly that any funds disbursed under the authority of the appropriations  
 3 contained in this Act shall be in compliance with the stated reasons for which  
 4 this Act was adopted, as evidenced by the Agency Requests, Executive  
 5 Recommendations and Legislative Recommendations contained in the budget  
 6 manuals prepared by the Department of Finance and Administration, letters, or  
 7 summarized oral testimony in the official minutes of the Arkansas Legislative  
 8 Council or Joint Budget Committee which relate to its passage and adoption.

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 10 SECTION 6. CODE. All provisions of this Act of a general and permanent  
 11 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
 12 Code Revision Commission shall incorporate the same in the Code.

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 14 SECTION 7. SEVERABILITY. If any provision of this Act or the  
 15 application thereof to any person or circumstance is held invalid, such  
 16 invalidity shall not affect other provisions or applications of the Act which  
 17 can be given effect without the invalid provision or application, and to this  
 18 end the provisions of this Act are declared to be severable.

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 20 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
 21 with this Act are hereby repealed.

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 23 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
 24 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
 25 prohibits the appropriation of funds for more than a two (2) year period; that  
 26 the effectiveness of this Act on July 1, 1993 is essential to the operation of  
 27 the agency for which the appropriations in this Act are provided, and that in  
 28 the event of an extension of the Regular Session, the delay in the effective  
 29 date of this Act beyond July 1, 1993 could work irreparable harm upon the  
 30 proper administration and provision of essential governmental programs.  
 31 Therefore, an emergency is hereby declared to exist and this Act being  
 32 necessary for the immediate preservation of the public peace, health and  
 33 safety shall be in full force and effect from and after July 1, 1993.

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APPROVED: 2/4/93

