

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE WAR MEMORIAL STADIUM COMMISSION
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1993; AND FOR
11 OTHER PURPOSES."

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

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15 SECTION 1. REGULAR SALARIES. There is hereby established for the War
16 Memorial Stadium Commission for the 1991-93 biennium, the following maximum
17 number of regular employees whose salaries shall be governed by the provisions
18 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
19 et seq.), or its successor, and all laws amendatory thereto. Provided,
20 however, that any position to which a specific maximum annual salary is set
21 out herein in dollars, shall be exempt from the provisions of said Uniform
22 Classification and Compensation Act. All persons occupying positions
23 authorized herein are hereby governed by the provisions of the Regular
24 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
25 successor.

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			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1991-92	1992-93
30	(1)	7140 STADIUM COMM STADIUM MANAGER	1	\$ 45,424	\$ 47,695
31	(2)	7141 STADIUM COMM ASST STADIUM MANAGER	1	\$ 29,590	\$ 31,069
32	(3)	7142 STADIUM COMM OFFICE MANAGER	1	\$ 25,028	\$ 26,279
33	(4)	7143 STADIUM COMM CONCES MGR/PUR AGENT	1	\$ 23,496	\$ 24,670
34	(5)	7199 STADIUM COMM ADMIN ASST	1	\$ 23,314	\$ 24,479
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1	(6) 7145 STADIUM COMM BLDG & GROUNDS SUPT	1	\$ 22,366	\$ 23,484
2	(7) 7144 STADIUM COMM CUSTODIAN	1	\$ 18,389	\$ 19,308
3	(8) 7175 STADIUM COMM BOOKKEEPER II/SECY	1	\$ 17,403	\$ 18,273
4	(9) 7146 STADIUM COMM CUSTODIAN	<u>1</u>	\$ 14,375	\$ 15,093
5	MAX NO. OF EMPLOYEES	9		

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7 SECTION 2. EXTRA HELP. There is hereby authorized, for the War

8 Memorial Stadium Commission for the 1991-93 biennium, the following maximum

9 number of part-time or temporary employees, to be known as "Extra Help",

10 payable from funds appropriated herein for such purposes: One hundred twenty-

11 five (125) temporary or part-time employees, when needed, at rates of pay not

12 to exceed those provided in the Uniform Classification and Compensation Act,

13 or its successor, for the appropriate classification.

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15 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the War

16 Memorial Stadium Commission, to be payable from cash funds as defined by

17 Arkansas Code 19-4-801 of the War Memorial Stadium Commission, for personal

18 services and operating expenses of the War Memorial Stadium Commission for the

19 biennial period ending June 30, 1993, the following:

21	<u>ITEM</u>	<u>FISCAL YEARS</u>	
22	NO.	1991-92	1992-93
23	(01) REGULAR SALARIES	\$ 219,385	\$ 230,350
24	(02) EXTRA HELP	65,000	65,000
25	(03) PERSONAL SERV MATCHING	63,330	66,566
26	(04) OVERTIME	7,000	7,000
27	(05) MAINT. & GEN. OPERATION		
28	(A) OPER. EXPENSES	\$ 193,555	\$ 193,555
29	(B) CONF. & TRAVEL	684	684
30	(C) PROF. FEES	40,938	40,938
31	(D) CAPITAL OUTLAY	15,000	15,000
32	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
33	TOTAL MAINT. & GEN. OPER.	250,177	250,177
34	(06) RESALE AND GAME EXPENSE	<u>380,383</u>	<u>380,383</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 985,275</u>	<u>\$ 999,476</u>

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SECTION 4. APPROPRIATIONS. There is hereby appropriated, to the War Memorial Stadium Commission, to be payable from the War Memorial Stadium Improvement and Expansion Fund, to be used to supplement monies raised by the issuance of revenue bonds for stadium improvement and expansion purposes, if authorized by law, for the biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) BOND MONEY SUPPLEMENT	<u>\$ 20,000</u>	<u>\$ 20,000</u>

SECTION 5. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this Act for Maintenance and General Operation shall be expended in payment for services of attorneys, unless the agency shall first make a request in writing to the Attorney General of the State of Arkansas to provide the required legal services. The Attorney General's Office shall provide the requested legal services, or, if the Attorney General's Office shall determine that sufficient personnel are not available to provide the requested legal services, the Attorney General shall certify the same to the agency and may authorize the agency to employ legal counsel and to expend monies appropriated for Maintenance and General Operations therefor, if:

- (1) The Attorney General determines, and certifies in writing, that such agency needs the advice or assistance of legal counsel, and
- (2) The Attorney General consents in writing to the employment of the legal counsel to be retained by the agency.

Such certification shall be required with respect to each instance of the employment of special legal counsel, or shall be required annually with respect to legal counsel employed on a retainer basis. A copy of such certification shall be entered in the official minutes of the agency, and shall be retained in the fiscal records of the agency for audit purposes.

SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this Act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and

1 the restrictions of the State Purchasing Law, the General Accounting and
2 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
3 Procedures and Restrictions Act, or their successors, and other fiscal control
4 laws of this State, where applicable, and regulations promulgated by the
5 Department of Finance and Administration, as authorized by law, shall be
6 strictly complied with in disbursement of said funds.

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

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17 SECTION 8. CODE. All provisions of this Act of a general and permanent
18 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
19 Code Revision Commission shall incorporate the same in the Code.

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21 SECTION 9. SEVERABILITY. If any provision of this Act or the
22 application thereof to any person or circumstance is held invalid, such
23 invalidity shall not affect other provisions or applications of the Act which
24 can be given effect without the invalid provision or application, and to this
25 end the provisions of this Act are declared to be severable.

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27 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict
28 with this Act are hereby repealed.

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30 SECTION 11. HEALTH PREMIUMS. The War Memorial Stadium Commission shall
31 not, during the 1992-93 fiscal year, spend more for health insurance per
32 employee than the amount being contributed to the State Employees Health
33 Insurance Program.

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35 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the

1 Seventy-Eighth General Assembly, that the Constitution of the State of
2 Arkansas prohibits the appropriation of funds for more than a two (2) year
3 period; that the effectiveness of this Act on July 1, 1991 is essential to the
4 operation of the agency for which the appropriations in this Act are provided,
5 and that in the event of an extension of the Regular Session, the delay in the
6 effective date of this Act beyond July 1, 1991 could work irreparable harm
7 upon the proper administration and provision of essential governmental
8 programs. Therefore, an emergency is hereby declared to exist and this Act
9 being necessary for the immediate preservation of the public peace, health and
10 safety shall be in full force and effect from and after July 1, 1991.

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