

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

A Bill

SENATE BILL

For An Act To Be Entitled

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

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

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

| | | | Maximum Annual | | |
|------|-------|---------------------------------|----------------|--------------|-----------|
| | | | Maximum | Salary Rate | |
| Item | Class | | No. of | Fiscal Years | |
| No. | Code | Title | Employees | 1991-92 | 1992-93 |
| 31 | (1) | 9963 LABOR DIRECTOR | 1 | \$ 65,161 | \$ 68,419 |
| 32 | (2) | 7343 LABOR DEPUTY DIRECTOR | 1 | \$ 44,418 | \$ 46,638 |
| 33 | (3) | R038 ATTORNEY SUPERVISOR | 1 | GRADE 26 | |
| 34 | (4) | R036 ATTORNEY | 1 | GRADE 24 | |
| 35 | | 973Z LABOR SAFETY ADMINISTRATOR | 1 | | |

| | | | | |
|----|------|---|----|----------|
| 1 | (5) | 409Z LABOR STANDARDS ADMR | 1 | GRADE 23 |
| 2 | | 410Z LABOR FINANCE & PERSONNEL MANAGER | 1 | |
| 3 | (6) | Q092 LABOR CHIEF BOILER INSPECTOR | 1 | GRADE 22 |
| 4 | (7) | Q094 LABOR CHIEF MINE INSPECTOR | 1 | GRADE 21 |
| 5 | | R153 LABOR EXEC ASSISTANT TO DIRECTOR | 1 | |
| 6 | | A008 ACCOUNTING SUPV II | 1 | |
| 7 | | 417Z LABOR SAFETY COORDINATOR | 1 | |
| 8 | | Q004 OCCUPATIONAL HYGIENIST SUPERVISOR | 1 | |
| 9 | | Y010 LABOR ELECTRICAL ADMINISTRATOR | 1 | |
| 10 | (8) | Q002 LABOR AOSH INSPECTOR SUPERVISOR | 1 | GRADE 20 |
| 11 | | Q008 LABOR SAFETY CONSULTANT SUPERVISOR | 3 | |
| 12 | | R266 MANAGEMENT PROJECT ANALYST II | 1 | |
| 13 | | Q012 BOILER ASSISTANT CHIEF | 1 | |
| 14 | (9) | Q036 CHIEF ELEVATOR INSPECTOR | 1 | GRADE 19 |
| 15 | | Q090 STATE SAFETY INSPECTOR SUPV | 1 | |
| 16 | | R065 LABOR MEDIATOR | 1 | |
| 17 | | Q015 LABOR OSHA COMPLIANCE SUPERVISOR | 3 | |
| 18 | | Q013 BOILER INSPECTOR | 5 | |
| 19 | (10) | E072 TRAINING INSTRUCTOR | 7 | GRADE 18 |
| 20 | | Q073 SAFETY INSPECTOR II | 14 | |
| 21 | | V040 PURCHASE AGENT II/PURCHASE AGENT | 1 | |
| 22 | | R264 MANAGEMENT PROJECT ANALYST I | 2 | |
| 23 | | D034 PROGRAMMER ANALYST | 1 | |
| 24 | | A111 ACCOUNTANT | 1 | |
| 25 | (11) | X370 OCCUPATIONAL HYGIENIST II | 7 | GRADE 17 |
| 26 | | D128 COMPUTER OPERATIONS SPECIALIST | 1 | |
| 27 | | R010 ADMINISTRATIVE ASSISTANT II | 7 | |
| 28 | | X346 WAGE CLAIMS SUPERVISOR | 1 | |
| 29 | | R061 ELECTRICIAN LICENSING COORDINATOR | 1 | |
| 30 | (12) | X345 LABOR STANDARDS INVESTIGATOR | 7 | GRADE 16 |
| 31 | (13) | R009 ADMINISTRATIVE ASSISTANT I | 4 | GRADE 15 |
| 32 | (14) | K117 MEDICAL OR LEGAL SECRETARY | 1 | GRADE 14 |
| 33 | | K041 EXECUTIVE SECY/ADMINISTRATIVE SECY | 1 | |
| 34 | (15) | K153 SECRETARY II | 9 | GRADE 13 |
| 35 | (16) | A106 ACCOUNTING TECHNICIAN I | 1 | GRADE 12 |

1 (17) K037 DOCUMENT EXAMINER I 1 GRADE 10
 2 MAX NO. OF EMPLOYEES 98

3
 4

5 SECTION 2. APPROPRIATIONS - DEPARTMENT OF LABOR - OPERATIONS. There is
 6 hereby appropriated, to the Department of Labor, to be payable from the
 7 Department of Labor Fund Account, for personal services and operating expenses
 8 of the Department of Labor for the biennial period ending June 30, 1993, the
 9 following:

10

| 11 ITEM | FISCAL YEARS | |
|---------------------------------|---------------------|---------------------|
| 12 NO. | 1991-92 | 1992-93 |
| 13 (01) REGULAR SALARIES | \$ 1,391,645 | \$ 1,478,704 |
| 14 (02) PERSONAL SERV MATCHING | 337,196 | 361,357 |
| 15 (03) MAINT. & GEN. OPERATION | | |
| 16 (A) OPER. EXPENSES \$ | 379,018 | \$ 381,148 |
| 17 (B) CONF. & TRAVEL | 38,558 | 39,558 |
| 18 (C) PROF. FEES | 2,500 | 2,500 |
| 19 (D) CAPITAL OUTLAY | 13,000 | 13,000 |
| 20 (E) DATA PROCESSING | <u>4,125</u> | <u>4,125</u> |
| 21 TOTAL MAINT. & GEN. OPER. | <u>437,201</u> | <u>440,331</u> |
| 22 TOTAL AMOUNT APPROPRIATED | <u>\$ 2,166,042</u> | <u>\$ 2,280,392</u> |

23

24 SECTION 3. APPROPRIATIONS - DEPARTMENT OF LABOR - BOILER INSPECTION.
 25 There is hereby appropriated, to the Department of Labor, to be payable from
 26 the Department of Labor Boiler Inspection Fund, for personal services and
 27 operating expenses of the Department of Labor - Boiler Inspection Division for
 28 the biennial period ending June 30, 1993, the following:

29

| 30 ITEM | FISCAL YEARS | |
|---------------------------------|--------------|------------|
| 31 NO. | 1991-92 | 1992-93 |
| 32 (01) REGULAR SALARIES | \$ 275,917 | \$ 289,884 |
| 33 (02) PERSONAL SERV MATCHING | 67,742 | 71,674 |
| 34 (03) MAINT. & GEN. OPERATION | | |
| 35 (A) OPER. EXPENSES \$ | 87,309 | \$ 88,958 |

| | | | |
|---|---------------------------|----------|-------------------------------------|
| 1 | (B) CONF. & TRAVEL | 6,550 | 6,550 |
| 2 | (C) PROF. FEES | 0 | 0 |
| 3 | (D) CAPITAL OUTLAY | 5,000 | 5,000 |
| 4 | (E) DATA PROCESSING | <u>0</u> | <u>0</u> |
| 5 | TOTAL MAINT. & GEN. OPER. | | <u>98,859</u> <u>100,508</u> |
| 6 | TOTAL AMOUNT APPROPRIATED | | <u>\$ 442,518</u> <u>\$ 462,066</u> |

7

8 SECTION 4. APPROPRIATIONS - DEPARTMENT OF LABOR - FEDERAL - OSHA AND

9 MSHA. There is hereby appropriated, to the Department of Labor, to be payable

10 from the federal funds as designated by the Chief Fiscal Officer of the State,

11 for personal services and operating expenses of the Department of Labor -

12 Occupational Safety and Health Administration Training and Education Program,

13 ~~and the Mine Employees Safety Act Training Program for the biennial period~~

14 ending June 30, 1993, the following:

15

| 16 ITEM | FISCAL YEARS | |
|---------------------------------|---------------------|---------------------|
| 17 NO. | 1991-92 | 1992-93 |
| 18 (01) REGULAR SALARIES | \$ 563,963 | \$ 590,090 |
| 19 (02) PERSONAL SERV MATCHING | 135,724 | 143,120 |
| 20 (03) MAINT. & GEN. OPERATION | | |
| 21 (A) OPER. EXPENSES | \$ 244,676 | \$ 250,581 |
| 22 (B) CONF. & TRAVEL | 35,207 | 32,207 |
| 23 (C) PROF. FEES | 0 | 0 |
| 24 (D) CAPITAL OUTLAY | 44,213 | 24,650 |
| 25 (E) DATA PROCESSING | <u>0</u> | <u>0</u> |
| 26 TOTAL MAINT. & GEN. OPER. | <u>324,096</u> | <u>307,438</u> |
| 27 TOTAL AMOUNT APPROPRIATED | <u>\$ 1,023,783</u> | <u>\$ 1,040,648</u> |

28

29 SECTION 5. APPROPRIATIONS - DEPARTMENT OF LABOR - WAGE AND HOUR. There

30 is hereby appropriated, to the Department of Labor, to be payable from the

31 Department of Labor Wage and Hour Cash Fund, for the distribution of wages due

32 employees from employers in Arkansas by the Department of Labor for the

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

34

| 35 ITEM | FISCAL YEARS | |
|---------|--------------|--|
|---------|--------------|--|

| | | | |
|---|----------------|------------------|------------------|
| 1 | NO. | 1991-92 | 1992-93 |
| 2 | (01) WAGES DUE | <u>\$ 50,000</u> | <u>\$ 50,000</u> |

3

4 SECTION 6. APPROPRIATIONS - DEPARTMENT OF LABOR - ELECTRICAL EXAMINERS
5 BOARD. There is hereby appropriated, to the Department of Labor, to be
6 ~~payable from the Board of Electrical Examiners Fund, for personal services and~~
7 operating expenses of the Department of Labor - Board of Electrical Examiners
8 for the biennial period ending June 30, 1993, the following:

9

| 10 | ITEM | FISCAL YEARS | |
|----|------------------------------|-------------------|-------------------|
| 11 | NO. | 1991-92 | 1992-93 |
| 12 | (01) REGULAR SALARIES | \$ 79,350 | \$ 83,370 |
| 13 | (02) PERSONAL SERV MATCHING | 20,323 | 21,521 |
| 14 | (03) MAINT. & GEN. OPERATION | | |
| 15 | (A) OPER. EXPENSES \$ | 43,060 | \$ 43,060 |
| 16 | (B) CONF. & TRAVEL | 4,855 | 4,855 |
| 17 | (C) PROF. FEES | 27,000 | 27,000 |
| 18 | (D) CAPITAL OUTLAY | 0 | 0 |
| 19 | (E) DATA PROCESSING | <u>0</u> | <u>0</u> |
| 20 | TOTAL MAINT. & GEN. OPER. | <u>74,915</u> | <u>74,915</u> |
| 21 | TOTAL AMOUNT APPROPRIATED | <u>\$ 174,588</u> | <u>\$ 179,806</u> |

22

23 SECTION 7. None of the funds appropriated in the Act shall be used for
24 professional services contracts to employ private security guard firms.

25

26 SECTION 8. 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.

35

1 SECTION 9. 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.

9

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

13

14 SECTION 11. 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.

19

20 SECTION 12. GENERAL REPEALER. All laws and parts of laws in conflict
21 with this Act are hereby repealed.

22

23 SECTION 13. HEALTH PREMIUMS. The Department of Labor shall not, during
24 the 1992-93 fiscal year, spend more for health insurance per employee than the
25 amount being contributed to the State Employees Health Insurance Program.

26

27 SECTION 14. EMERGENCY CLAUSE. It is hereby found and determined by the
28 Seventy-Eighth General Assembly, that the Constitution of the State of
29 Arkansas prohibits the appropriation of funds for more than a two (2) year
30 period; that the effectiveness of this Act on July 1, 1991 is essential to the
31 operation of the agency for which the appropriations in this Act are provided,
32 and that in the event of an extension of the Regular Session, the delay in the
33 effective date of this Act beyond July 1, 1991 could work irreparable harm
34 upon the proper administration and provision of essential governmental
35 programs. Therefore, an emergency is hereby declared to exist and this Act

1 being necessary for the immediate preservation of the public peace, health and
2 safety shall be in full force and effect from and after July 1, 1991.

3

4

5

6