

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
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, 1995; AND FOR
11 OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE WAR MEMORIAL STADIUM COMMISSION
15 APPROPRIATION."

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

19 SECTION 1. REGULAR SALARIES. There is hereby established for the War
20 Memorial Stadium Commission for the 1993-95 biennium, the following maximum
21 number of regular employees whose salaries shall be governed by the provisions
22 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
23 et seq.), or its successor, and all laws amendatory thereto. Provided,
24 however, that any position to which a specific maximum annual salary is set
25 out herein in dollars, shall be exempt from the provisions of said Uniform
26 Classification and Compensation Act. All persons occupying positions
27 authorized herein are hereby governed by the provisions of the Regular
28 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
29 successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1993-94	1994-95
35	(1)	7140 STADIUM COMM STADIUM MANAGER	1	\$ 49,864	\$ 51,609

1	(2) 7141 STADIUM COMM ASST MANAGER/ADMR	1	\$ 38,482	\$ 39,828
2	(3) 7142 STADIUM COMM OFFICE MANAGER	1	\$ 27,474	\$ 28,435
3	(4) 7199 STADIUM COMM ADMIN ASST	1	\$ 25,592	\$ 26,487
4	(5) 7145 STADIUM COMM BUILDING MAINT SUPT	1	\$ 24,551	\$ 25,410
5	(6) 7144 STADIUM COMM GROUNDS MAINT SUPT	1	\$ 23,186	\$ 23,997
6	(7) 7175 STADIUM COMM BOOKKEEPER II/SECY	1	\$ 19,103	\$ 19,771
7	(8) 7146 STADIUM COMM CUSTODIAN	<u>1</u>	\$ 15,778	\$ 16,330
8	MAX NO. OF EMPLOYEES	8		

SECTION 2. EXTRA HELP. There is hereby authorized, for the War Memorial Stadium Commission for the 1993-95 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: One hundred twenty five (125) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the War Memorial Stadium Commission, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the War Memorial Stadium Commission, for personal services and operating expenses of the War Memorial Stadium Commission for the biennial period ending June 30, 1995, the following:

ITEM	FISCAL YEARS	
NO.	1993-94	1994-95
(01) REGULAR SALARIES	\$ 224,030	\$ 231,867
(02) EXTRA HELP	65,000	65,000
(03) PERSONAL SERV MATCHING	67,339	68,839
(04) OVERTIME	7,000	7,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 208,555	\$ 208,555
(B) CONF. & TRVL.	684	684
(C) PROF. FEES	40,938	40,938
(D) CAP. OUTLAY	30,000	30,000
(E) DATA PROC.	<u>0</u>	<u>0</u>

1	TOTAL MAINT. & GEN. OPER.	280,177	280,177
2	(06) RESALE AND GAME EXPENSE	380,383	380,383
3	(07) CAPITAL IMPROVEMENTS	<u>2,000,000</u>	<u>2,000,000</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,023,929</u>	<u>\$ 3,033,266</u>

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6 SECTION 4. APPROPRIATIONS. There is hereby appropriated, to the War
7 Memorial Stadium Commission, to be payable from the War Memorial Stadium
8 Improvement and Expansion Fund, to be used to supplement monies raised by the
9 issuance of revenue bonds for stadium improvement and expansion purposes, if
10 authorized by law, for the biennial period ending June 30, 1995, the
11 following:

13	ITEM	FISCAL YEARS	
14	NO.	1993-94	1994-95
15	(01) BOND MONEY SUPPLEMENT	<u>\$ 20,000</u>	<u>\$ 20,000</u>

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

27 (1) The Attorney General determines, and certifies in writing, that
28 such agency needs the advice or assistance of legal counsel, and

29 (2) The Attorney General consents in writing to the employment of the
30 legal counsel to be retained by the agency.

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

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2 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
3 authorized by this Act shall be limited to the appropriation for such agency
4 and funds made available by law for the support of such appropriations; and
5 the restrictions of the State Purchasing Law, the General Accounting and
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
7 Procedures and Restrictions Act, or their successors, and other fiscal control
8 laws of this State, where applicable, and regulations promulgated by the
9 Department of Finance and Administration, as authorized by law, shall be
10 strictly complied with in disbursement of said funds.

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

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

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

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

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34 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the
35 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas

1 prohibits the appropriation of funds for more than a two (2) year period; that
2 the effectiveness of this Act on July 1, 1993 is essential to the operation of
3 the agency for which the appropriations in this Act are provided, and that in
4 the event of an extension of the Regular Session, the delay in the effective
5 date of this Act beyond July 1, 1993 could work irreparable harm upon the
6 proper administration and provision of essential governmental programs.
7 Therefore, an emergency is hereby declared to exist and this Act being
8 necessary for the immediate preservation of the public peace, health and
9 safety shall be in full force and effect from and after July 1, 1993.

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