

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

# A Bill

**HOUSE BILL 2031**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE ARKANSAS LIVESTOCK AND POULTRY  
10 COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1995;  
11 AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE ARKANSAS LIVESTOCK AND POULTRY COMMISSION  
15 APPROPRIATION."

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

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

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
<hr/>			<hr/>		
No.	Code	Title	Employees	1993-94	1994-95
35	(1) 9909	LIVESTOCK & POULTRY ADMINISTRATOR	1	\$ 59,131	\$ 61,200

1	(2)	6612	STATE VETERINARIAN	1	\$ 82,062	\$ 84,934
2	(3)	6602	L&P DIRECTOR OF LABS	1	\$ 65,202	\$ 67,484
3	(4)	6646	L&P BD CERTIFIED PATHOLOGIST	1	\$ 60,279	\$ 62,388
4	(5)	6614	VETERINARIAN SENIOR	3	\$ 60,196	\$ 62,302
5	(6)	6641	STATE EPIDEMIOLOGIST	1	\$ 53,126	\$ 54,985
6	(7)	Q042	DIST LIVESTOCK INSPECTION MGR	2		GRADE 23
7		B068	MICROBIOLOGIST SUPV	6		
8	(8)	A008	ACCOUNTING SUPV II	1		GRADE 21
9	(9)	B066	MICROBIOLOGIST II	2		GRADE 20
10	(10)	Q040	AREA LIVESTOCK INSPECTOR SUPV	5		GRADE 19
11		T022	LIVE & POUL COMPLIANCE OFCR SUPV	1		
12	(11)	B064	MICROBIOLOGIST I	5		GRADE 18
13		A111	ACCOUNTANT	1		
14		Q024	BRUCELLOSIS TESTING COORD	1		
15		V040	PURCHASE AGENT II/PURCHASE AGENT	1		
16	(12)	Q010	EIA INSPECTOR	3		GRADE 17
17		T024	LIVE & POUL COMPLIANCE OFCR	6		
18		R010	ADMINISTRATIVE ASSISTANT II	1		
19	(13)	Q041	LIVESTOCK INSPECTOR	30		GRADE 16
20		B067	MICROBIOLOGIST INTERN	1		
21	(14)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1		GRADE 14
22	(15)	BO49	LABORATORY TECHNICIAN II	2		GRADE 13
23		K153	SECRETARY II	3		
24	(16)	K039	DOCUMENT EXAMINER II	1		GRADE 12
25		A016	ACCOUNTING TECHNICIAN I	4		
26	(17)	B047	LABORATORY TECHNICIAN I	<u>2</u>		GRADE 11
27			MAX NO. OF EMPLOYEES	87		

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29 SECTION 2. EXTRA HELP - GENERAL OPERATIONS. There is hereby  
30 authorized, for the Arkansas Livestock and Poultry Commission for the 1993-95  
31 biennium, the following maximum number of part-time or temporary employees, to  
32 be known as "Extra Help", payable from funds appropriated herein for such  
33 purposes: Twenty-one (21) temporary or part-time employees, when needed, at  
34 rates of pay not to exceed those provided in the Uniform Classification and  
35 Compensation Act, or its successor, or this act for the appropriate

1 classification.

2

3 SECTION 3. APPROPRIATIONS - GENERAL OPERATIONS. There is hereby  
4 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable  
5 from the Livestock and Poultry Fund Account, for personal services and  
6 operating expenses of the Arkansas Livestock and Poultry Commission for the  
7 biennial period ending June 30, 1995, the following:

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9 ITEM		FISCAL YEARS	
10 NO.		1993-94	1994-95
11 (01)	REGULAR SALARIES	\$ 2,208,689	\$ 2,286,407
12 (02)	EXTRA HELP	52,231	52,231
13 (03)	PERSONAL SERV MATCHING	624,968	638,709
14 (04)	MAINT. & GEN. OPERATION		
15	(A) OPER. EXPENSE \$ 378,516	\$ 378,516	
16	(B) CONF. & TRVL. 13,967	13,967	
17	(C) PROF. FEES 0	0	
18	(D) CAP. OUTLAY 40,000	40,000	
19	(E) DATA PROC. <u>0</u>	<u>0</u>	
20	TOTAL MAINT. & GEN. OPER.	432,483	432,483
21 (05)	BUFFALO GNAT CONTROL PROGRAM	8,000	8,000
22 (06)	PERSONAL SERVICES & OPERATING EXPENSES FOR 7		
23	COMPLIANCE OFFICERS	<u>175,000</u>	<u>175,000</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$3,501,371</u>	<u>\$3,592,830</u>

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26 SECTION 4. REGULAR SALARIES - BRUCELLOSIS CONTROL/ERADICATION. There  
27 is hereby established for the Arkansas Livestock and Poultry Commission -  
28 Brucellosis Control/Eradication for the 1993-95 biennium, the following  
29 maximum number of regular employees whose salaries shall be governed by the  
30 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
31 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
32 Provided, however, that any position to which a specific maximum annual salary  
33 is set out herein in dollars, shall be exempt from the provisions of said  
34 Uniform Classification and Compensation Act. All persons occupying positions  
35 authorized herein are hereby governed by the provisions of the Regular

1 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
2 successor.

				<del>Maximum Annual</del>		
				Maximum	Salary Rate	
Item Class				No. of	Fiscal Years	
No.	Code	Title		Employees	1993-94	1994-95
8	(1) 6642	STAFF VETERINARIAN		2	\$ 46,882	\$ 48,522
9	(2) T024	LIVESTOCK & POULTRY COMPLIANCE OFCR		1		GRADE 17
10	(3) Q041	LIVESTOCK INSPECTOR		<u>4</u>		GRADE 16
11		MAX NO. OF EMPLOYEES		7		

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13 SECTION 5. EXTRA HELP - BRUCELLOSIS CONTROL/ERADICATION. There is  
14 hereby authorized, for the Arkansas Livestock and Poultry Commission -  
15 Brucellosis Control/Eradication for the 1993-95 biennium, the following  
16 maximum number of part-time or temporary employees, to be known as "Extra  
17 Help", payable from funds appropriated herein for such purposes: Twenty-one  
18 (21) temporary or part-time employees, when needed, at rates of pay not to  
19 exceed those provided in the Uniform Classification and Compensation Act, or  
20 its successor, or this act for the appropriate classification.

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22 SECTION 6. APPROPRIATIONS - BRUCELLOSIS CONTROL/ERADICATION. There is  
23 hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be  
24 payable from the Livestock and Poultry Commission Disease and Pest Control  
25 Fund, for personal services and operating expenses of the Arkansas Livestock  
26 and Poultry Commission - Brucellosis Control/Eradication for the biennial  
27 ~~period ending June 30, 1995, the following:~~

ITEM		FISCAL YEARS	
NO.		1993-94	1994-95
31	(01) REGULAR SALARIES	\$ 186,469	\$ 193,015
32	(02) EXTRA HELP	55,000	55,000
33	(03) PERSONAL SERV MATCHING	57,575	58,885
34	(04) MAINT. & GEN. OPERATION		
35	(A) OPER. EXPENSE	\$ 726,400	\$ 726,400

1	(B) CONF. & TRVL.	0	0
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	20,000	20,000
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL MAINT. & GEN. OPER.		746,400 746,400
6	(05) CALFHOOD VACCINATION GRANTS		250,000 250,000
7	(06) BRUCELLOSIS DEPOPULATION		<u>100,000</u> <u>100,000</u>
8	TOTAL AMOUNT APPROPRIATED		<u>\$ 1,395,444</u> <u>\$ 1,403,300</u>

SECTION 7. REGULAR SALARIES. There is hereby established for the Arkansas Livestock and Poultry Commission - Egg Grading for the 1993-95 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

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Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Years
				1993-94 1994-95
(1)	Q016	EGG & POULTRY DIVISION MANAGER	1	GRADE 25
(2)	Q001	EGG & POULTRY AREA SUPERVISOR	3	GRADE 23
(3)	N378	POULTRY PRODUCTS SPECIALIST	1	GRADE 20
(4)	Q026	EGG & POULTRY FIELD INSPECTOR SUPV	2	GRADE 19
(5)	A111	ACCOUNTANT	1	GRADE 18
	Q022	SR EGG & POULTRY FIELD INSPECTOR	1	
(6)	Q083	SR EGG PRODUCTS INSPECTOR	2	GRADE 17
	Q021	EGG & POULTRY FIELD INSPECTOR	6	
	Q085	SR POULTRY GRADER	7	
	Q087	SR SHELL EGG GRADER	2	

1	(7)	Q063	POULTRY GRADER	36	GRADE 16
2		Q019	EGG PRODUCTS INSPECTOR	1	
3		Q089	SHELL EGG GRADER	14	
4	(8)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14
5			MAX NO. OF EMPLOYEES	78	

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7 SECTION 8. APPROPRIATIONS - EGG GRADING. There is hereby appropriated,  
8 ~~to the Arkansas Livestock and Poultry Commission, to be payable from the~~  
9 Poultry and Egg Grading Fund, for personal services and operating expenses of  
10 the Arkansas Livestock and Poultry Commission - Egg Grading for the biennial  
11 period ending June 30, 1995, the following:

13	ITEM	FISCAL YEARS	
14	NO.	1993-94	1994-95
15	(01) REGULAR SALARIES	\$1,795,588	\$1,858,866
16	(02) PERSONAL SERV MATCHING	588,194	600,875
17	(03) OVERTIME	250,000	250,000
18	(04) MAINT. & GEN. OPERATION		
19	(A) OPER. EXPENSE	\$ 147,086	\$ 147,086
20	(B) CONF. & TRVL.	18,350	18,350
21	(C) PROF. FEES	4,500	4,500
22	(D) CAP. OUTLAY	50,000	50,000
23	(E) DATA PROC.	<u>4,500</u>	<u>4,500</u>
24	TOTAL MAINT. & GEN. OPER.	224,436	224,436
25	(05) REFUNDS/REIMBURSEMENTS	1,092,529	1,092,529
26	(06) EGG PROMOTION EXPENSE	<u>64,500</u>	<u>64,500</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$4,015,247</u>	<u>\$4,091,206</u>

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29 SECTION 9. EXTRA HELP - SWAMP FEVER TESTING. There is hereby  
30 authorized, for the Arkansas Livestock and Poultry Commission - Swamp Fever  
31 Testing for the 1993-95 biennium, the following maximum number of part-time or  
32 temporary employees, to be known as "Extra Help", payable from funds  
33 appropriated herein for such purposes: One (1) temporary or part-time  
34 employee, when needed, at rates of pay not to exceed those provided in the  
35 Uniform Classification and Compensation Act, or its successor, or this Act for

1 the appropriate classification.

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3 SECTION 10. APPROPRIATIONS - SWAMP FEVER TESTING. There is hereby  
 4 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable  
 5 from the Livestock and Poultry Fund Account, for personal services and  
 6 operating expenses of the Arkansas Livestock and Poultry Commission - Swamp  
 7 Fever Testing for the biennial period ending June 30, 1995, the following:

9 ITEM	FISCAL YEARS	
10 NO.	1993-94	1994-95
11 (01) EXTRA HELP	\$ 17,500	\$ 17,500
12 (02) PERSONAL SERV MATCHING	4,200	4,200
13 (03) SWAMP FEVER TESTING	<u>150,000</u>	<u>150,000</u>
14 TOTAL AMOUNT APPROPRIATED	<u>\$ 171,700</u>	<u>\$ 171,700</u>

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16 SECTION 11. APPROPRIATIONS - SMALL ANIMAL TESTING. There is hereby  
 17 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable  
 18 from the Livestock and Poultry Fund Account, for operating expenses of the  
 19 Arkansas Livestock and Poultry Commission - Small Animal Testing for the  
 20 biennial period ending June 30, 1995, the following:

22 ITEM	FISCAL YEARS	
23 NO.	1993-94	1994-95
24 (01) MAINT. & GEN. OPERATION		
25 (A) OPER. EXPENSE \$	125,000	\$ 125,000
26 (B) CONF. & TRVL.	0	0
27 (C) PROF. FEES	0	0
28 (D) CAP. OUTLAY	50,000	50,000
29 (E) DATA PROC. _____	0	0
30 TOTAL MAINT. & GEN. OPER.	<u>\$ 175,000</u>	<u>\$ 175,000</u>
31 TOTAL AMOUNT APPROPRIATED	<u>\$ 175,000</u>	<u>\$ 175,000</u>

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33 SECTION 12. APPROPRIATIONS - LARGE ANIMALS AND POULTRY. There is  
 34 hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be  
 35 payable from the Livestock and Poultry Fund Account, for operating expenses of

1 the Arkansas Livestock and Poultry Commission - Large Animals and Poultry for  
2 the biennial period ending June 30, 1995, the following:

3		FISCAL YEARS	
4 ITEM		1993-94	1994-95
5 NO.			
6 (01) MAINT. & GEN. OPERATION			
7 (A) OPER. EXPENSE	\$ 300,000	\$ 300,000	
8 (B) CONF. & TRVL.	0	0	
9 (C) PROF. FEES	0	0	
10 (D) CAP. OUTLAY	100,000	100,000	
11 (E) DATA PROC.	<u>0</u>	<u>0</u>	
12 TOTAL MAINT. & GEN. OPER.		<u>\$ 400,000</u>	<u>\$ 400,000</u>
13 <del>TOTAL AMOUNT APPROPRIATED</del>		<del><u>\$ 400,000</u></del>	<del><u>\$ 400,000</u></del>

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15 SECTION 13. APPROPRIATIONS - BRAND REGISTRY. There is hereby  
16 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable  
17 from the Livestock and Poultry Fund Account, for maintenance of the brand  
18 registry book by the Arkansas Livestock and Poultry Commission for the  
19 biennial period ending June 30, 1995 the following:

20		FISCAL YEARS	
21 ITEM		1993-94	1994-95
22 NO.			
23 <del>(01) BRAND REGISTRY</del>		<del><u>\$ 6,000</u></del>	<del><u>\$ 6,000</u></del>

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25 SECTION 14. APPROPRIATIONS - INDEMNITIES. There is hereby  
26 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable  
27 from the Miscellaneous Revolving Fund, for payment of authorized indemnities  
28 by the Arkansas Livestock and Poultry Commission for the biennial period  
29 ending June 30, 1995, the following:

30		FISCAL YEARS	
31 ITEM		1993-94	1994-95
32 NO.			
33 (01) INDEMNITIES		<u>\$ 45,000</u>	<u>\$ 45,000</u>

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35 SECTION 15. APPROPRIATIONS - POULTRY INDEMNITIES - CASH. There is



1 hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be  
2 payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas  
3 Livestock and Poultry Commission, for the payment of poultry indemnities by  
4 the Arkansas Livestock and Poultry Commission for the biennial period ending  
5 June 30, 1995, the following:

6			
7	ITEM	FISCAL YEARS	
8	NO.	1993-94	1994-95
9	<del>(01) POULTRY INDEMNITIES</del>	<del>\$ 10,000</del>	<del>\$ 10,000</del>

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11 SECTION 16. APPROPRIATIONS - SWINE TESTING. There is hereby  
12 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable  
13 from the Livestock and Poultry Commission Swine Testing Fund, for the purpose  
14 of funding the pseudorabies control and eradication program of the Arkansas  
15 Livestock and Poultry Commission for the biennial period ending June 30, 1995,  
16 the following:

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18	ITEM	FISCAL YEARS	
19	NO.	1993-94	1994-95
20	(01) SWINE TESTING PROGRAM	<u>\$ 30,000</u>	<u>\$ 30,000</u>

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22 SECTION 17. RESTRICTION. The Appropriation authorized for the Buffalo  
23 Gnat Control Program in Item (05) of Section 3 of this Act, shall be expended  
24 only for the control of buffalo gnats in the Arkansas counties of Miller,  
25 LaFayette, Little River and parts of Hempstead.

26

27 SECTION 18. (a) The following fees shall be assessed by the Livestock  
28 and Poultry Commission:

29 (1) A fee of two dollars (\$2.00) per head collected on all private  
30 ownership cow tests in the state;

31 (2) A fee of two dollars (\$2.00) per head collected on all horses sold  
32 in the state.

33 (3) On each State, District, and County Fair held in the State of  
34 ~~Arkansas, there shall be levied a four and one half percent (4 1/2%) surcharge~~  
35 on each paid admission to the fairs and such levy shall be remitted to the

1 State Treasurer who shall deposit the revenues in the State Treasury as  
2 general revenues.

3 (b) The Livestock and Poultry Commission is hereby authorized to  
4 promulgate such rules and regulations necessary to administer the fees, rates  
5 or charges for services established herein.

6  
7 SECTION 19. It is further the intent of the General Assembly that the  
8 employees of the Livestock and Poultry Commission will continue to vaccinate  
9 heifers on the farm and at the sale barns for brucellosis and will carry out  
10 all the practices of the Commission which has brought the State to its current  
11 near brucellosis free status.

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13 SECTION 20. CARRY FORWARD. Any unexpended balance of appropriation  
14 provided in Section 6 of this Act, which remains at the close of the fiscal  
15 year ending June 30, 1994, shall be carried forward and made available for the  
16 same purpose for the fiscal year ending June 30, 1995.

17  
18 SECTION 21. Any employee of the Arkansas Livestock and Poultry  
19 Commission serving in the capacity of Livestock Inspector, EIA Inspector, or  
20 any position as delegated by the State Veterinarian may also assume the  
21 responsibilities and perform in the capacity of a Livestock and Poultry  
22 Compliance Officer or NPIP Inspector.

23  
24 SECTION 22. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
25 authorized by this Act shall be limited to the appropriation for such agency  
26 and funds made available by law for the support of such appropriations; and  
27 the restrictions of the State Purchasing Law, the General Accounting and  
28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
29 Procedures and Restrictions Act, or their successors, and other fiscal control  
30 laws of this State, where applicable, and regulations promulgated by the  
31 Department of Finance and Administration, as authorized by law, shall be  
32 strictly complied with in disbursement of said funds.

33  
34 SECTION 23. LEGISLATIVE INTENT. It is the intent of the General  
35 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this Act shall be in compliance with the stated reasons for which  
2 this Act was adopted, as evidenced by the Agency Requests, Executive  
3 Recommendations and Legislative Recommendations contained in the budget  
4 manuals prepared by the Department of Finance and Administration, letters, or  
5 summarized oral testimony in the official minutes of the Arkansas Legislative  
6 Council or Joint Budget Committee which relate to its passage and adoption.

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8       SECTION 24. CODE. All provisions of this Act of a general and  
9 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
10 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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

17

18       SECTION 26. GENERAL REPEALER. All laws and parts of laws in conflict  
19 with this Act are hereby repealed.

20

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

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/s/John E. Miller