

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

A Bill

HOUSE BILL 2143

For An Act To Be Entitled

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

Subtitle

14 "AN ACT FOR THE ALTERNATIVE FUELS COMMISSION
15 APPROPRIATION."

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

19 SECTION 1. REGULAR SALARIES - ALTERNATIVE FUELS COMMISSION. There is
20 hereby established for the Alternative Fuels 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	
No.	Code	Title	Employees	1993-94	1994-95
35	(1)	7320 DIR-ALTERNATIVE FUELS COMM.	1	\$41,820	\$43,283

1 (2) R009 ADMINISTRATIVE ASST. I 1 GRADE 15
 2
 3 MAX NO. OF EMPLOYEES 2
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5 SECTION 2. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to
 6 the Alternative Fuels Commission, to be payable from the federal funds as
 7 designated by the Chief Fiscal Officer of the State, for personal services and
 8 operating expenses of the Alternative Fuels Commission for the biennial period
 9 ending June 30, 1995, the following:

11 ITEM	FISCAL YEARS	
12 NO.	1993-94	1994-95
13 (01) REGULAR SALARIES	\$ 60,890	\$ 63,025
14 (02) PERSONAL SERVICES MATCHING	15,672	16,062
15 (03) MAINT. & GEN. OPERATION		
16 (A) OPER. EXPENSES	\$ 34,950	\$ 39,950
17 (B) CONF. & TRAVEL	5,300	5,800
18 (C) PROF. FEES	500	500
19 (D) CAPITAL OUTLAY	0	0
20 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
21 TOTAL MAINT. & GEN. OPER.	<u>40,750</u>	<u>46,250</u>
22 TOTAL AMOUNT APPROPRIATED	<u>\$ 117,312</u>	<u>\$ 125,337</u>

23
 24 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the
 25 Alternative Fuels Commission, to be payable from the Arkansas Alternative
 26 Fuels Revolving Loan Fund, for expenses related to conversion of government
 27 and school vehicles to alternative fuels, for purchasing of originally
 28 equipped manufactured vehicles, for distribution costs associated with
 29 implementing the use of alternative fuels, for cost of developing alternative
 30 fuels, and for continued education and awareness of alternative fuels to the
 31 public, for the biennial period ending June 30, 1995, the following:

33 ITEM	FISCAL YEARS	
34 NO.	1993-94	1994-95
35 (01) ALTERNATIVE FUEL CONVERSION COSTS	<u>\$8,730,000</u>	<u>\$8,730,000</u>

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2 SECTION 4. 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 5. Arkansas Code 15-10-502(a)(b) are amended to read as
13 follows:

14 "(a) There is hereby created the Alternative Fuels Commission to be
15 composed of nine (9) members appointed by the Governor, plus one (1) Senator
16 and one (1) Representative serving on the Joint Committee on Energy of the
17 Arkansas General Assembly to be appointed by the cochairmen of the Joint
18 Committee on Energy. The Governor shall appoint one (1) consumer
19 representative, two (2) members representing the natural gas industry of this
20 state and, in making the remainder of his appointments, he should give
21 consideration to the appointees' knowledge of an experience in banking,
22 farming, geology, chemistry, biology, and engineering.

23 (b) One (1) commissioner shall be selected from each of the (4) four
24 congressional districts, and the remaining five (5) commissioners shall serve
25 from the state at-large."

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

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1 SECTION 7. CODE. All provisions of this Act of a general and permanent
2 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
3 Code Revision Commission shall incorporate the same in the Code.

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5 SECTION 8. SEVERABILITY. If any provision of this Act or the
6 application thereof to any person or circumstance is held invalid, such
7 invalidity shall not affect other provisions or applications of the Act which
8 can be given effect without the invalid provision or application, and to this
9 end the provisions of this Act are declared to be severable.

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11 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict
12 with this Act are hereby repealed.

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14 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
15 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
16 prohibits the appropriation of funds for more than a two (2) year period; that
17 the effectiveness of this Act on July 1, 1993 is essential to the operation of
18 the agency for which the appropriations in this Act are provided, and that in
19 the event of an extension of the Regular Session, the delay in the effective
20 date of this Act beyond July 1, 1993 could work irreparable harm upon the
21 proper administration and provision of essential governmental programs.
22 Therefore, an emergency is hereby declared to exist and this Act being
23 necessary for the immediate preservation of the public peace, health and
24 safety shall be in full force and effect from and after July 1, 1993.

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/s/John E. Miller

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As Engrossed: 3/31/93 4/6/93

HB 2143

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