

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

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO PROVIDE FOR ANNUAL
9 CAREER RECOGNITION PAYMENTS TO CLASSIFIED EMPLOYEES OF
10 STATE AGENCIES, FOR THE DEPARTMENT OF FINANCE AND
11 ADMINISTRATION - DISBURSING OFFICER FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 1995; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION -
15 DISBURSING OFFICER APPROPRIATION."
16

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

19
20 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
21 Department of Finance and Administration - Disbursing Officer, to be payable
22 from the Merit Adjustment Fund, for the purpose of providing annual career
23 service recognition payments to classified employees of state agencies of the
24 Department of Finance and Administration - Disbursing Officer for the biennial
25 period ending June 30, 1995, the following:

27 ITEM	FISCAL YEARS	
28 NO.	1993-94	1994-95
29 (01) CAREER RECOGNITION PAYMENTS	\$ <u>4,393,995</u>	\$ <u>4,931,570</u>

30
31 SECTION 2. APPROPRIATION TRANSFER PROCEDURES. In the event that
32 sufficient appropriation has not been provided for the payment of Career
33 Recognition Payments for any state agency or institution due to the enactment
34 of this Act or any other act approved by the Seventy-Ninth General Assembly
35 which raises the compensation level of state employees, the agency or

1 institution may request a transfer from the appropriation provided herein from
2 the Chief Fiscal Officer of the State. Such request shall clearly state the
3 amount required, the fund or fund account from which the employees are
4 currently being paid, and such other information as may be required by the
5 Chief Fiscal Officer of the State that he deems necessary to make a decision
6 regarding the request. Upon the approval of the Chief Fiscal Officer of the
7 State or upon processing the request for elected Constitutional Officers and
8 their employees by the Chief Fiscal Officer of the State, the State Auditor
9 shall be notified as to the amount and the purposes for which said
10 appropriation is to be made. The appropriation shall then be added to the
11 proper account on the books of the Department of Finance and Administration
12 and the State Auditor payable from the fund or fund account from which the
13 employees of the agency or institution are authorized to be paid by law. Such
14 appropriation transfer shall be limited to Regular Salaries or Personal
15 Services Matching or both.

16

17 SECTION 3. Funding for the appropriation transfers authorized by this
18 Act, or for any part thereof, for those state agencies which are supported in
19 whole or in part from general revenues, shall, if required, be provided by a
20 transfer from the Merit Adjustment Fund to the proper fund or fund account and
21 in such amounts as determined by the Chief Fiscal Officer of the State. The
22 State Agencies shall, in addition to the funds provided in this Act for Annual
23 Career Service Recognition Payments from the Merit Adjustment Fund, make
24 available any funding generated from agency salary savings for such purposes
25 from the funds or fund accounts as provided by law.

26

27 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
28 authorized by this Act shall be limited to the appropriation for such agency
29 and funds made available by law for the support of such appropriations; and
30 the restrictions of the State Purchasing Law, the General Accounting and
31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
32 Procedures and Restrictions Act, or their successors, and other fiscal control
33 laws of this State, where applicable, and regulations promulgated by the
34 Department of Finance and Administration, as authorized by law, shall be
35 strictly complied with in disbursement of said funds.

1

2 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
3 Assembly that any funds disbursed under the authority of the appropriations
4 contained in this Act shall be in compliance with the stated reasons for which
5 this Act was adopted, as evidenced by the Agency Requests, Executive
6 Recommendations and Legislative Recommendations contained in the budget
7 manuals prepared by the Department of Finance and Administration, letters, or
8 summarized oral testimony in the official minutes of the Arkansas Legislative
9 Council or Joint Budget Committee which relate to its passage and adoption.

10

11 SECTION 6. CODE. All provisions of this Act of a general and permanent
12 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
13 Code Revision Commission shall incorporate the same in the Code.

14

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

20

21 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
22 with this Act are hereby repealed.

23

24 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
25 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
26 prohibits the appropriation of funds for more than a two (2) year period; that
27 the effectiveness of this Act on July 1, 1993 is essential to the operation of
28 the agency for which the appropriations in this Act are provided, and that in
29 the event of an extension of the Regular Session, the delay in the effective
30 date of this Act beyond July 1, 1993 could work irreparable harm upon the
31 proper administration and provision of essential governmental programs.
32 Therefore, an emergency is hereby declared to exist and this Act being
33 necessary for the immediate preservation of the public peace, health and
34 safety shall be in full force and effect from and after July 1, 1993.

35

1

2