

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 FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE DEPARTMENT OF LABOR FOR THE  
10 BIENNIAL PERIOD ENDING JUNE 30, 1995; AND FOR OTHER  
11 PURPOSES."

## Subtitle

14 "AN ACT FOR THE DEPARTMENT OF LABOR APPROPRIATION."

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

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

Item	Class	No. of	Maximum Annual		
			Maximum	Salary Rate	
No.	Code	Title	Employees	1993-94	1994-95
34	(1)	9963 LABOR DIRECTOR	1	\$ 71,531	\$ 74,034
35	(2)	7343 LABOR DEPUTY DIRECTOR	1	\$ 48,759	\$ 50,465

1	(3) R038 ATTORNEY SUPERVISOR	1	GRADE 26
2	(4) 973Z LABOR SAFETY ADMINISTRATOR	1	GRADE 24
3	R036 ATTORNEY	1	
4	(5) 409Z LABOR STANDARDS ADMR	1	GRADE 23
5	410Z LABOR FINANCE & PERSONNEL MANAGER	1	
6	(6) Q092 LABOR CHIEF BOILER INSPECTOR	1	GRADE 22
7	(7) Q094 LABOR CHIEF MINE INSPECTOR	1	GRADE 21
8	R153 LABOR EXEC ASSISTANT TO DIRECTOR	1	
9	A008 ACCOUNTING SUPV II	1	
10	R065 LABOR MEDIATOR	1	
11	417Z LABOR SAFETY COORDINATOR	1	
12	Q004 OCCUPATIONAL HYGIENIST SUPERVISOR	1	
13	Y010 LABOR ELECTRICAL ADMINISTRATOR	1	
14	(8) Q002 LABOR AOSH INSPECTOR SUPERVISOR	1	GRADE 20
15	Q008 LABOR SAFETY CONSULTANT SUPERVISOR	3	
16	R266 MANAGEMENT PROJECT ANALYST II	1	
17	Q060 HAZARDOUS CHEMICAL SUPV	1	
18	D121 USER SUPPORT ANALYST	1	
19	Q064 BLASTING INSPECTOR SUPV	1	
20	(9) Q036 CHIEF ELEVATOR INSPECTOR	1	GRADE 19
21	Q090 STATE SAFETY INSPECTOR SUPV	1	
22	Q015 LABOR OSHA COMPLIANCE SUPERVISOR	3	
23	Q066 BLASTING INSPECTOR	1	
24	Q013 BOILER INSPECTOR	5	
25	(10) V040 PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18
26	E072 TRAINING INSTRUCTOR	7	
27	Q073 SAFETY INSPECTOR	13	
28	R264 MANAGEMENT PROJECT ANALYST I	2	
29	Q062 HAZARDOUS CHEMICAL TRAINER/INSPEC	3	
30	A111 ACCOUNTANT	1	
31	(11) R010 ADMINISTRATIVE ASSISTANT II	6	GRADE 17
32	X346 WAGE CLAIMS SUPERVISOR	1	
33	R162 STATISTICIAN/STATISTICIAN II	4	
34	D128 COMPUTER OPERATIONS SPECIALIST	1	
35	X370 OCCUPATIONAL HYGIENIST II	4	

1	R061 ELECTRICIAN LICENSING COORDINATOR	1	
2	(12) X345 LABOR STANDARDS INVESTIGATOR	7	GRADE 16
3	(13) R009 ADMINISTRATIVE ASSISTANT I	4	GRADE 15
4	(14) K117 MEDICAL OR LEGAL SECRETARY	1	GRADE 14
5	K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	
6	(15) K153 SECRETARY II	<u>9</u>	GRADE 13
7	MAX NO. OF EMPLOYEES	100	

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9 SECTION 2. APPROPRIATIONS - DEPARTMENT OF LABOR - OPERATIONS. There is

10 hereby appropriated, to the Department of Labor, to be payable from the

11 Department of Labor Fund Account, for personal services and operating expenses

12 of the Department of Labor for the biennial period ending June 30, 1995, the

13 following:

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15 ITEM	FISCAL YEARS	
16 NO.	1993-94	1994-95
17 (01) REGULAR SALARIES	\$ 1,518,784	\$ 1,572,288
18 (02) PERSONAL SERV MATCHING	411,368	421,376
19 (03) MAINT. & GEN. OPERATION		
20 (A) OPER. EXPENSE	\$ 435,302	\$ 438,982
21 (B) CONF. & TRVL.	28,905	25,305
22 (C) PROF. FEES	7,500	7,500
23 (D) CAP. OUTLAY	4,000	3,300
24 (E) DATA PROC.	<u>2,400</u>	<u>2,400</u>
25 TOTAL MAINT. & GEN. OPER.	<u>478,107</u>	<u>477,487</u>
26 TOTAL AMOUNT APPROPRIATED	<u>\$ 2,408,259</u>	<u>\$ 2,471,151</u>

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28 SECTION 3. APPROPRIATIONS - DEPARTMENT OF LABOR - BOILER INSPECTION.

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

30 the Department of Labor Boiler Inspection Fund, for personal services and

31 operating expenses of the Department of Labor - Boiler Inspection Division for

32 the biennial period ending June 30, 1995, the following:

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34 ITEM	FISCAL YEARS	
35 NO.	1993-94	1994-95

1	(01)	REGULAR SALARIES		\$	292,453	\$	302,762
2	(02)	PERSONAL SERV MATCHING			81,727		83,645
3	(03)	MAINT. & GEN. OPERATION					
4	(A)	OPER. EXPENSE	\$	92,359	\$	92,559	
5	(B)	CONF. & TRVL.		8,199		8,199	
6	(C)	PROF. FEES		0		0	
7	(D)	CAP. OUTLAY		1,600		1,300	
8	(E)	DATA PROC.		<u>0</u>		<u>0</u>	
9		TOTAL MAINT. & GEN. OPER.			<u>102,158</u>		<u>102,058</u>
10		TOTAL AMOUNT APPROPRIATED			<u>\$ 476,338</u>		<u>\$ 488,465</u>

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12 SECTION 4. APPROPRIATIONS - DEPARTMENT OF LABOR - FEDERAL - OSHA AND  
13 MSHA. There is hereby appropriated, to the Department of Labor, to be payable  
14 from the federal funds as designated by the Chief Fiscal Officer of the State,  
15 for personal services and operating expenses of the Department of Labor -  
16 Occupational Safety and Health Administration Training and Education Program  
17 and the Mine Employees Safety Act Training Program for the biennial period  
18 ~~ending June 30, 1995, the following:~~

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20	ITEM			FISCAL YEARS	
21	NO.			1993-94	1994-95
22	(01)	REGULAR SALARIES		\$ 548,834	\$ 589,576
23	(02)	PERSONAL SERV MATCHING		147,623	157,487
24	(03)	MAINT. & GEN. OPERATION			
25	(A)	OPER. EXPENSE	\$	201,261	\$ 202,893
26	(B)	CONF. & TRVL.		13,250	13,250
27	(C)	PROF. FEES		0	0
28	(D)	CAP. OUTLAY		69,100	42,600
29	(E)	DATA PROC.		<u>0</u>	<u>0</u>
30		TOTAL MAINT. & GEN. OPER.		<u>283,611</u>	<u>258,743</u>
31		TOTAL AMOUNT APPROPRIATED		<u>\$ 980,068</u>	<u>\$ 1,005,806</u>

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33 SECTION 5. APPROPRIATIONS - DEPARTMENT OF LABOR - WAGE AND HOUR. There  
34 is hereby appropriated, to the Department of Labor, to be payable from cash  
35 funds as defined by Arkansas Code 19-4-801 of the Department of Labor, for the

1 distribution of wages due employees from employers in Arkansas by the  
2 ~~Department of Labor for the biennial period ending June 30, 1995, the~~  
3 following:

5 ITEM		FISCAL YEARS	
6 NO.		1993-94	1994-95
7 (01)	WAGES DUE	\$ <u>50,000</u>	\$ <u>50,000</u>

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9 SECTION 6. APPROPRIATIONS - DEPARTMENT OF LABOR - SEMINAR AND  
10 CONFERENCE. There is hereby appropriated, to the Department of Labor, to be  
11 payable from cash funds as defined by Arkansas Code 19-4-801 of the Department  
12 of Labor, for operating expenses from the deposit of registration fees  
13 ~~collected for seminars and conferences of the Department of Labor for the~~  
14 biennial period ending June 30, 1995, the following:

16 ITEM		FISCAL YEARS	
17 NO.		1993-94	1994-95
18 (01)	MAINT. & GEN. OPERATION		
19	(A) OPER. EXPENSE \$	0	\$ 0
20	(B) CONF. & TRVL.	50,000	50,000
21	(C) PROF. FEES	0	0
22	(D) CAP. OUTLAY	0	0
23	(E) DATA PROC.	<u>0</u>	<u>0</u>
24	TOTAL MAINT. & GEN. OPER.	<u>50,000</u>	<u>50,000</u>
25	TOTAL AMOUNT APPROPRIATED	\$ <u>50,000</u>	\$ <u>50,000</u>

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27 SECTION 7. APPROPRIATIONS - DEPARTMENT OF LABOR - ELECTRICAL EXAMINERS  
28 BOARD. There is hereby appropriated, to the Department of Labor, to be  
29 payable from the Board of Electrical Examiners Fund, for personal services and  
30 ~~operating expenses of the Department of Labor Board of Electrical Examiners~~  
31 for the biennial period ending June 30, 1995, the following:

33 ITEM		FISCAL YEARS	
34 NO.		1993-94	1994-95
35 (01)	REGULAR SALARIES	\$ 91,367	\$ 94,588

1	(02)	PERSONAL SERV MATCHING		26,103	26,704
2	(03)	MAINT. & GEN. OPERATION			
3	(A)	OPER. EXPENSE \$	48,260 \$	47,710	
4	(B)	CONF. & TRVL.	3,005	3,005	
5	(C)	PROF. FEES	27,000	27,000	
6	(D)	CAP. OUTLAY	3,600	1,300	
7	(E)	DATA PROC.	<u>0</u>	<u>0</u>	
8		TOTAL MAINT. & GEN. OPER.		<u>81,865</u>	<u>79,015</u>
9		TOTAL AMOUNT APPROPRIATED		<u>\$ 199,335</u>	<u>\$ 200,307</u>

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11 SECTION 8. None of the funds appropriated in the Act shall be used for  
12 professional services contracts to employ private security guard firms.

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14 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
15 authorized by this Act shall be limited to the appropriation for such agency  
16 and funds made available by law for the support of such appropriations; and  
17 the restrictions of the State Purchasing Law, the General Accounting and  
18 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
19 Procedures and Restrictions Act, or their successors, and other fiscal control  
20 laws of this State, where applicable, and regulations promulgated by the  
21 Department of Finance and Administration, as authorized by law, shall be  
22 strictly complied with in disbursement of said funds.

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24 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General  
25 Assembly that any funds disbursed under the authority of the appropriations  
26 contained in this Act shall be in compliance with the stated reasons for which  
27 this Act was adopted, as evidenced by the Agency Requests, Executive  
28 Recommendations and Legislative Recommendations contained in the budget  
29 manuals prepared by the Department of Finance and Administration, letters, or  
30 summarized oral testimony in the official minutes of the Arkansas Legislative  
31 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

SECTION 13. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

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

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