

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 First Extraordinary Session, 2003  
4

# A Bill

Call Item 3  
Act 8 of 2003  
SENATE BILL 11

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
11 DEPARTMENT OF AERONAUTICS FOR THE BIENNIAL PERIOD  
12 ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE ARKANSAS DEPARTMENT OF  
16 AERONAUTICS APPROPRIATION FOR THE  
17 2003-2005 BIENNIUM.  
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20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas  
24 Department of Aeronautics for the 2003-2005 biennium, the following maximum  
25 number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
34

35 Maximum Annual  
36 Maximum Salary Rate



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| Item | Class | No. of                         | Fiscal Years |           |           |
|------|-------|--------------------------------|--------------|-----------|-----------|
| No.  | Code  | Title                          | Employees    | 2003-2004 | 2004-2005 |
| (1)  | 9967  | AERONAUTICS DIRECTOR           | 1            | \$73,443  | \$75,238  |
| (2)  | R151  | AERONAUTICS ASSISTANT DIRECTOR | 1            | GRADE 23  |           |
| (3)  | X338  | ENGINEER, PE                   | 1            | GRADE 22  |           |
| (4)  | R266  | MANAGEMENT PROJECT ANALYST II  | <u>1</u>     | GRADE 20  |           |
|      |       | MAX. NO. OF EMPLOYEES          | 4            |           |           |

SECTION 2. APPROPRIATION. There is hereby appropriated, to the Arkansas Department of Aeronautics, to be payable from the Department of Aeronautics Fund, for personal services and operating expenses of the Arkansas Department of Aeronautics for the biennial period ending June 30, 2005, the following:

| ITEM                               | FISCAL YEARS        |                     |
|------------------------------------|---------------------|---------------------|
|                                    | 2003-2004           | 2004-2005           |
| (01) REGULAR SALARIES              | \$ 219,205          | \$ 225,123          |
| (02) PERSONAL SERV MATCH           | 52,261              | 53,310              |
| (03) MAINT. & GEN. OPERATION       |                     |                     |
| (A) OPER. EXPENSE                  | 149,449             | 104,149             |
| (B) CONF. & TRAVEL                 | 9,000               | 9,000               |
| (C) PROF. FEES                     | 12,000              | 12,000              |
| (D) CAP. OUTLAY                    | 0                   | 6,000               |
| (E) DATA PROC.                     | 0                   | 0                   |
| (04) GRANTS TO CITIES AND COUNTIES | <u>8,000,000</u>    | <u>8,000,000</u>    |
| TOTAL AMOUNT APPROPRIATED          | <u>\$ 8,441,915</u> | <u>\$ 8,409,582</u> |

SECTION 3. APPROPRIATION - FEDERAL. There is hereby appropriated, to the Arkansas Department of Aeronautics, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for grants to cities and counties by the Arkansas Department of Aeronautics for the biennial period ending June 30, 2005, the following:

| ITEM                               | FISCAL YEARS         |                      |
|------------------------------------|----------------------|----------------------|
|                                    | 2003-2004            | 2004-2005            |
| (01) GRANTS TO CITIES AND COUNTIES | <u>\$ 12,000,000</u> | <u>\$ 12,000,000</u> |

1 SECTION 4. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
2 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES - DEPARTMENT  
3 OF AERONAUTICS FUND. (A) For all appropriations as provided in this Act,  
4 the agency disbursing officer shall monitor the level of fund balances in  
5 relation to expenditures on a monthly basis. If any proposed expenditures  
6 would cause the Department of Aeronautics Fund to decline below four million  
7 two hundred ten thousand one hundred and six dollars (\$4,210,106) a fund  
8 balance to decline to less than fifty percent (50%) of the balance available  
9 on July 1, 2001, the disbursing officer shall immediately notify the  
10 executive head of the agency. Prior to any obligations being made under  
11 these circumstances, the agency head shall file written documentation with  
12 the Chief Fiscal Officer of the State requesting approval of the  
13 expenditures. Such documentation shall provide sufficient financial data to  
14 justify the expenditures and shall include the following:

- 15 1) a plan that clearly indicates the specific fiscal impact of such  
16 expenditures on the fund balance.
- 17 2) information clearly indicating and explaining what programs would be cut  
18 or any other measures to be taken by the agency to restore the fund balance.
- 19 3) the extent to which any of the planned expenditures are for one-time costs  
20 or one-time purchase of capitalized items.
- 21 4) a statement certifying that the expenditure of fund balances will not  
22 jeopardize the financial health of the agency, nor result in a permanent  
23 depletion of the fund balance.

24 (B) The Chief Fiscal Officer of the State shall review the request and  
25 approve or disapprove all or any part of the request, after having sought  
26 prior review by the Legislative Council.

27 The provisions of this section shall be in effect only from July 1, 2003  
28 through June 30, 2005.

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30 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
31 by this act shall be limited to the appropriation for such agency and funds  
32 made available by law for the support of such appropriations; and the  
33 restrictions of the State Purchasing Law, the General Accounting and  
34 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
35 Procedures and Restrictions Act, or their successors, and other fiscal  
36 control laws of this State, where applicable, and regulations promulgated by

1 the Department of Finance and Administration, as authorized by law, shall be  
2 strictly complied with in disbursement of said funds.

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

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13 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
14 Assembly, that the Constitution of the State of Arkansas prohibits the  
15 appropriation of funds for more than a two (2) year period; that the  
16 effectiveness of this Act on July 1, 2003 is essential to the operation of  
17 the agency for which the appropriations in this Act are provided, and that in  
18 the event of an extension of the Regular Session, the delay in the effective  
19 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
20 proper administration and provision of essential governmental programs.  
21 Therefore, an emergency is hereby declared to exist and this Act being  
22 necessary for the immediate preservation of the public peace, health and  
23 safety shall be in full force and effect from and after July 1, 2003.

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26 *APPROVED: 5-8-2003*  
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