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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 87th General Assembly  
3 Regular Session, 2009

# A Bill

HOUSE BILL 1282

4  
5 By: Representatives Rainey, M. Martin  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
11 SCIENCE AND TECHNOLOGY AUTHORITY - STEM COALITION  
12 FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE ARKANSAS SCIENCE AND  
17 TECHNOLOGY AUTHORITY - STEM COALITION  
18 APPROPRIATION FOR THE 2009-2010 FISCAL  
19 YEAR.  
20  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. APPROPRIATION - STEM COALITION. There is hereby appropriated,  
26 to the Arkansas Science and Technology Authority, to be payable from the  
27 Miscellaneous Agencies Fund Account, for personal services and operating  
28 expenses of the Arkansas Science, Technology, Engineering, and Mathematics  
29 (STEM) Coalition for the fiscal year ending June 30, 2010, the sum of  
30 .....\$ 484,688.  
31

32 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
34 TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal  
35 Officer of the State shall transfer on his books and those of the State  
36 Treasurer and the Auditor of the State the sum of four hundred eighty four



1

1 thousand six hundred and eighty eight dollars (\$484,688), or so much thereof  
2 as is available from the General Revenue Allotment Reserve Fund to the  
3 Miscellaneous Agencies Fund Account solely to be used by the Arkansas Science  
4 and Technology Authority for the appropriations provided in this act.

5  
6 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
7 by this act shall be limited to the appropriation for such agency and funds  
8 made available by law for the support of such appropriations; and the  
9 restrictions of the State Procurement Law, the General Accounting and  
10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
11 Procedures and Restrictions Act, or their successors, and other fiscal  
12 control laws of this State, where applicable, and regulations promulgated by  
13 the Department of Finance and Administration, as authorized by law, shall be  
14 strictly complied with in disbursement of said funds.

15  
16 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
17 that any funds disbursed under the authority of the appropriations contained  
18 in this act shall be in compliance with the stated reasons for which this act  
19 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
20 and Legislative Recommendations contained in the budget manuals prepared by  
21 the Department of Finance and Administration, letters, or summarized oral  
22 testimony in the official minutes of the Arkansas Legislative Council or  
23 Joint Budget Committee which relate to its passage and adoption.

24  
25 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
26 Assembly, that the Constitution of the State of Arkansas prohibits the  
27 appropriation of funds for more than a one (1) year period; that the  
28 effectiveness of this Act on July 1, 2009 is essential to the operation of  
29 the agency for which the appropriations in this Act are provided, and that in  
30 the event of an extension of the Regular Session, the delay in the effective  
31 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
32 proper administration and provision of essential governmental programs.  
33 Therefore, an emergency is hereby declared to exist and this Act being  
34 necessary for the immediate preservation of the public peace, health and  
35 safety shall be in full force and effect from and after July 1, 2009.

36

C-2

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 87th General Assembly  
3 Regular Session, 2009  
4

As Engrossed: H2/10/09 H2/11/09

# A Bill

HOUSE BILL 1029

5 By: Representatives Hall, M. Burris, Cash, Dunn, Gaskill, Hoyt, Kidd, Lovell, Saunders, B. Wilkins, T.  
6 Baker, Wagner  
7 By: Senator Bookout  
8  
9

## For An Act To Be Entitled

11 AN ACT TO MAKE AN APPROPRIATION FOR THE BOLL  
12 WEEVIL ERADICATION PROGRAM FOR REDUCING LONG TERM  
13 DEBT FOR THE ARKANSAS AGRICULTURE DEPARTMENT -  
14 PLANT BOARD FOR THE FISCAL YEAR ENDING JUNE 30,  
15 2010; AND FOR OTHER PURPOSES.  
16  
17

## Subtitle

19 AN ACT FOR THE ARKANSAS AGRICULTURE  
20 DEPARTMENT - PLANT BOARD - BOLL WEEVIL  
21 ERADICATION PROGRAM LONG TERM DEBT  
22 APPROPRIATION FOR THE 2009-2010 FISCAL  
23 YEAR.  
24  
25

26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
27

28 SECTION 1. APPROPRIATION - BOLL WEEVIL ERADICATION PROGRAM. There is  
29 hereby appropriated, to the Arkansas Agriculture Department - Plant Board, to  
30 be payable from the Plant Board Fund, for the purpose of reducing the current  
31 long term debt associated with the implementation of the Arkansas Boll Weevil  
32 Eradication Program, for the fiscal year ending June 30, 2010, the sum of  
33 .....\$ 6,000,000.  
34

35 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FINANCIAL



1 STATEMENT OF BOLL WEEVIL ERADICATION DEBT. The Arkansas Department of  
2 Agriculture - Plant Board shall annually provide each cotton producer in  
3 Arkansas a statement of the amount of obligated and projected debt owed for  
4 the Boll Weevil Eradication Program.

5  
6 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING  
8 TRANSFER. On the effective date of this Act, the Chief Fiscal Officer of the  
9 State shall transfer on his or her books and those of the State Treasurer and  
10 the Auditor of the State the sum of six million dollars (\$6,000,000), or so  
11 much thereof as is available, from the un-obligated balances in the General  
12 Improvement Fund to the Plant Board Fund to provide funds for the purpose of  
13 reducing the current long term debt associated with the implementation of the  
14 Arkansas Boll Weevil Eradication Program as appropriated herein.

15 Any unexpended balance of moneys remaining in the Plant Board Fund at the  
16 end of a fiscal year that were transferred due to the provisions of this  
17 section shall remain in the Plant Board Fund and be made available for the  
18 same purpose during the next fiscal year.

19  
20 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
21 by this act shall be limited to the appropriation for such agency and funds  
22 made available by law for the support of such appropriations; and the  
23 restrictions of the State Procurement Law, the General Accounting and  
24 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
25 Procedures and Restrictions Act, or their successors, and other fiscal  
26 control laws of this State, where applicable, and regulations promulgated by  
27 the Department of Finance and Administration, as authorized by law, shall be  
28 strictly complied with in disbursement of said funds.

29  
30 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
31 that any funds disbursed under the authority of the appropriations contained  
32 in this act shall be in compliance with the stated reasons for which this act  
33 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
34 and Legislative Recommendations contained in the budget manuals prepared by  
35 the Department of Finance and Administration, letters, or summarized oral  
36 testimony in the official minutes of the Arkansas Legislative Council or

1 Joint Budget Committee which relate to its passage and adoption.

2

3 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
4 Assembly, that the Constitution of the State of Arkansas prohibits the  
5 appropriation of funds for more than a one (1) year period; that the  
6 effectiveness of this Act on the date of its passage and approval is  
7 essential for Boll Weevil Eradication for the benefit of all cotton producers  
8 in the Sate of Arkansas, and that in the event of an extension of the Regular  
9 Session, the delay in the effective date of this Act beyond the date of its  
10 passage and approval could work irreparable harm upon the proper  
11 administration and provision of the Boll Weevil Eradication Program.  
12 Therefore, an emergency is hereby declared to exist and this Act being  
13 necessary for the immediate preservation of the public peace, health and  
14 safety shall be in full force and effect from and after the date of its  
15 passage and approval.

16 If the bill is neither approved nor vetoed by the Governor, it shall become  
17 effective on the expiration of the period of time during which the Governor  
18 may veto the bill. If the bill is vetoed by the Governor and the veto is  
19 overridden, it shall become effective on the date the last house overrides  
20 the veto.

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22 /s/ Hall

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Hall of the House of Representatives

87th General Assembly - Regular Session, 2009

Amendment Form

DRAFT

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Subtitle of House Bill No. 1156

"AN ACT FOR THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT APPROPRIATION FOR THE 2009-2010 FISCAL YEAR."

\*\*\*\*\*

Amendment No. \_\_\_\_\_ to House Bill No. 1156.

Amend House Bill No. 1156 as originally introduced:

Following SECTION 9., insert a new section:

"SECTION 10. Arkansas Code Title 27, Chapter 65, Subchapter 1 is amended to add an additional section to read as follows:

27-65-144. Additional reporting upon the convening of the 2012 session.

(a) As used in this section:

(1)(A) "Congested route" means a street or highway that is part of the state highway system and is:

(i) A rural two-lane street or highway with an average daily traffic count of nine thousand (9,000) or more vehicles each day;

(ii) An urban two-lane street or highway with an average daily traffic count of thirteen thousand (13,000) or more vehicles each day;

(iii) A four-lane street or highway with an average daily traffic count of fifty thousand (50,000) or more vehicles each day; or

(iv) A six-lane street or highway with an average daily traffic count of eighty thousand (80,000) or more vehicles each day.

(B) "Congested route" includes areas that have a high volume of traffic that consistently causes extended delays during peak usage times;

(2) "Discretionary funds" means funds available for use by the State Highway Commission or the Arkansas State Highway and Transportation Department that are not:

(A) Designated for a specific use under law;

(B) Required to be used by law or by contract for debt service; or

(C) Required to be used by law or by contract as a source for matching funds; and

(3) "Peak usage time" means the time of day during the week that the majority of people use streets and highways to travel to and from work or

school, or both.

(b) Upon the convening of the General Assembly in 2012, the Director of the Arkansas State Highway and Transportation Department shall provide the following information in report form to all members of the General Assembly:

(1) The location of the ten (10) most congested routes in urban areas;

(2) The location of the ten (10) most congested routes in rural areas;

(3) The expenditure per person of state and federal highway funds, including discretionary funds, in each congressional district over the last ten (10) years;

(4) The expenditure per person of state and federal highway funds, including discretionary funds, in each State Highway Commission district over the last ten (10) years;

(5) The number of miles of the state highway system that are in each congressional district; and

(6) The number of miles of the state highway system that are in each State Highway Commission district.";

AND

Appropriately renumber the subsequent sections.

The Amendment was read \_\_\_\_\_  
By: Representative D. Hutchinson  
TWV/TWV - 02-05-2009 17:48  
TWV060 \_\_\_\_\_ Chief Clerk

8

C-4

ARKANSAS SENATE  
87th General Assembly - Regular Session, 2009  
Amendment Form

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Subtitle of Senate Bill No. 274

"AN ACT FOR THE WAR MEMORIAL STADIUM COMMISSION REAPPROPRIATION."

\*\*\*\*\*

Amendment No. \_\_\_\_\_ to Senate Bill No. 274.

Amend Senate Bill No. 274 as originally introduced:

Page 1, line 27, delete ", in a sum not to exceed" and substitute "or for costs associated with various maintenance, renovation, equipping, construction, acquisition, improvement, upgrades and repair projects for War Memorial Stadium Commission, in a sum not to exceed"

And

Insert a new Section immediately following Section 7 to read as follows:  
" SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As referenced in SECTION 3 of Act 1202 or 2007 and SECTION 3 of Act 1753 of 2007, the authorized funding for the War Memorial Stadium Commission for elevator construction and maintenance shall also be deemed to include costs associated with various maintenance, renovation, equipping, construction, acquisition, improvement, upgrades and repair projects for War Memorial Stadium Commission."

And

Appropriately renumber the subsequent Sections of the bill.

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_  
By: Senator Broadway  
KCS/KCS - 02-05-2009 15:55  
KCS093

\_\_\_\_\_  
Secretary

9



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 87th General Assembly  
3 Regular Session, 2009

# A Bill

SENATE BILL 274

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE WAR MEMORIAL  
11 STADIUM COMMISSION; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14  
15 AN ACT FOR THE WAR MEMORIAL STADIUM  
16 COMMISSION REAPPROPRIATION.  
17  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
20

21 SECTION 1. REAPPROPRIATION - ELEVATOR CONSTRUCTION/ MAINTENANCE. There is  
22 hereby appropriated, to the War Memorial Stadium Commission, to be payable  
23 from the General Improvement Fund or its successor fund or fund accounts, for  
24 the War Memorial Stadium Commission, the following:

25 (A) Effective July 1, 2009, the balance of the appropriation provided in  
26 Item (A) of Section 1 of Act 1526 of 2007, for elevator construction and  
27 maintenance, in a sum not to exceed .....\$77,285.  
28

29 SECTION 2. REAPPROPRIATION - VARIOUS RENOVATION PROJECTS. There is hereby  
30 appropriated, to the War Memorial Stadium Commission, to be payable from the  
31 General Improvement Fund or its successor fund or fund accounts, for the War  
32 Memorial Stadium Commission, the following:

33 (A) Effective July 1, 2009, the balance of the appropriation provided in  
34 Item (A) of Section 1 of Act 1140 of 2007, for renovation of restrooms,  
35 concession stands and locker rooms at War Memorial Stadium, in a sum not to  
36 exceed .....\$700,000.



C.5

ARKANSAS SENATE  
87th General Assembly - Regular Session, 2009  
Amendment Form

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Subtitle of Senate Bill No. 284

"AN ACT FOR THE ARKANSAS CEMETERY BOARD REAPPROPRIATION."

\*\*\*\*\*

Amendment No. \_\_\_\_\_ to Senate Bill No. 284.

Amend Senate Bill No. 284 as originally introduced:

Page 1, line 30 delete ", in a sum not to exceed" and substitute "or for grants to be made to non-profit/government entity owners of perpetual care cemeteries of historic nature, the sum of"

And

Insert a new Section immediately following Section 1 to read as follows:

" SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As referenced in SECTION 3 of Act 1202 of 2007 and SECTION 3 of Act 1753 of 2007, the authorized funding for the Arkansas Cemetery Board for the project for cemetery maintenance, operations and acquisition costs shall also be deemed to include grants to be made to non-profit/government entity owners of perpetual care cemeteries of historic nature."

And

Appropriately renumber the subsequent Sections of the bill.

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator Elliott

KCS/KCS - 02-04-2009 16:32

KCS090

\_\_\_\_\_  
Secretary

//

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 87th General Assembly  
3 Regular Session, 2009

*As Engrossed: S2/5/09*  
**A Bill**

SENATE BILL 284

4  
5 By: Joint Budget Committee  
6  
7

**For An Act To Be Entitled**

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS  
11 CEMETERY BOARD; AND FOR OTHER PURPOSES.  
12

**Subtitle**

13  
14  
15 AN ACT FOR THE ARKANSAS CEMETERY BOARD  
16 REAPPROPRIATION.  
17

18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
20

21 SECTION 1. REAPPROPRIATION - CEMETERY MAINTENANCE AND OPERATIONS. There is  
22 hereby appropriated, to the Arkansas Cemetery Board, to be payable from the  
23 General Improvement Fund or its successor fund or fund accounts, for the  
24 Arkansas Cemetery Board, the following:

25 (A) Effective July 1, 2009, the balance of the appropriation provided in  
26 Item (A) of Section 1 of Act 1667 of 2007, for cemetery maintenance and  
27 operations costs for insolvent, licenses perpetual care cemeteries that have  
28 been in court ordered receivership or conservatorship for five (5) years or  
29 more and acquisition costs of such cemetery not to exceed *one* thousand  
30 dollars plus any necessary cost associated with the purchase, in a sum not to  
31 exceed  
32 .....\$101,000.  
33

34 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
35 obligations otherwise incurred in relation to the project or projects  
36 described herein in excess of the State Treasury funds actually available



C.6

ARKANSAS SENATE  
87th General Assembly - Regular Session, 2009  
Amendment Form

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\*\*\*\*\*  
Subtitle of Senate Bill No. 265  
"AN ACT FOR THE AUDITOR OF STATE - TRIAL COURT ADMINISTRATIVE  
ASSISTANTS APPROPRIATION FOR THE 2009-2010 FISCAL YEAR."  
\*\*\*\*\*

Amendment No. \_\_\_\_\_ to Senate Bill No. 265.

Amend Senate Bill No. 265 as originally introduced:

Page 2, line 12, delete "State " and substitute "Trial Court Administrative Assistant Fund"

AND

Page 2, line 13, delete "Administration of Justice Fund"

AND

Page 2, immediately following Section 3 insert new Sections to read as follows:

"SECTION 4. FUND CREATED. (a) There is hereby created on the books of the Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State a special revenue fund to be known as the Trial Court Administrative Assistant Fund. (b) This fund shall consist of those monies transferred from the State Administration of Justice Fund and other monies as authorized by law. (c) The fund shall be used for paying personal services, Trial Court Assistant expenses and Trial Court Staff Substitutes.

SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CERTIFICATION. Any Trial Court Administrative Assistant who is or becomes certified by the National Center for State Courts as a certified Court Manager shall be entitled to have the annual salary for which he or she is eligible to be increased by ten percent (10%), which shall not exceed the maximum amount for the grade assigned.

The provisions of this section shall be in effect only from July 1, 2009 through June 30, 2010."

AND

Appropriately renumber subsequent Section numbers.

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Representative Maloch

WLC/WLC - 02-10-2009 13:53

WLC099

\_\_\_\_\_

Secretary

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 87th General Assembly  
3 Regular Session, 2009

# A Bill

SENATE BILL 265

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES, SUBSTITUTE EXPENSES, AND EXPENSE  
11 ALLOWANCE OF THE TRIAL COURT ADMINISTRATIVE  
12 ASSISTANTS OF THE CIRCUIT COURTS FOR THE FISCAL  
13 YEAR ENDING JUNE 30, 2010; AND FOR OTHER  
14 PURPOSES.  
15

## Subtitle

16  
17 AN ACT FOR THE AUDITOR OF STATE - TRIAL  
18 COURT ADMINISTRATIVE ASSISTANTS  
19 APPROPRIATION FOR THE 2009-2010 FISCAL  
20 YEAR.  
21  
22

23  
24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

### SECTION 1. REGULAR SALARIES - TRIAL COURT ADMINISTRATIVE ASSISTANTS.

26 There is hereby established for the Trial Court Administrative Assistants of  
27 the Circuit Courts for the 2009-2010 fiscal year, the following maximum  
28 number of regular employees whose salaries shall be governed by the  
29 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
30 §21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
31 Provided, however, that any position to which a specific maximum annual  
32 salary is set out herein in dollars, shall be exempt from the provisions of  
33 said Uniform Classification and Compensation Act. All persons occupying  
34 positions authorized herein are hereby governed by the provisions of the  
35 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
36



1 or its successor.

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Item	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2009-2010
(1)	TRIAL COURT ADMIN ASSISTANT I	120	GRADE C117
(2)	TRIAL COURT ADMIN ASSISTANT II	<u>1</u>	GRADE C117
	MAX. NO. OF EMPLOYEES	121	

SECTION 2. APPROPRIATION - TRIAL COURT ADMINISTRATIVE ASSISTANTS. There is hereby appropriated, to the Auditor of State, to be payable from the State Administration of Justice Fund, for personal services, Trial Court Staff Substitutes expenses, and Trial Court Administrative Assistant expenses by the Trial Court Administrative Assistants of the Circuit Courts for the fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
(01) REGULAR SALARIES	\$ 4,646,159
(02) PERSONAL SERVICES MATCHING	1,486,861
(03) TRIAL COURT ASSISTANT EXPENSES	225,000
(04) TRIAL COURT STAFF SUBSTITUTES	<u>125,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 6,483,020</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RATE OF PAY. The entry level salary of a trial court staff person shall be equal to that established in the state pay plan at grade ~~16~~-C117.

SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal

C.7

**Hall of the House of Representatives**  
87th General Assembly - Regular Session, 2009  
**Amendment Form**

**DRAFT**

\*\*\*\*\*

**Subtitle of House Bill No. 1241**

"AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - REVENUE  
SERVICES DIVISION APPROPRIATION FOR THE 2009-2010 FISCAL YEAR."

\*\*\*\*\*

**Amendment No. \_\_\_\_\_ to House Bill No. 1241.**

Amend House Bill No. 1241 as originally introduced:

Page 2, line 15, delete "8" and substitute "9"

And

Page 2, line 18, delete "11" and substitute "12"

And

Page 2, line 22, delete "26" and substitute "27"

And

Page 2, line 26, delete "169" and substitute "171"

And

Page 3, line 14, delete "668" and substitute "670"

And

Page 3, line 19, delete "1,499" and substitute "1,506"

And

Delete Section 10 in its entirety

And

Delete Section 11 in its entirety

And

The Amendment was read \_\_\_\_\_

By: Senator Faris  
MAH/MAH - 02-10-2009 10:08  
MAH104

\_\_\_\_\_  
Chief Clerk



Appropriately renumber the remaining sections of the bill.

The Amendment was read \_\_\_\_\_

By: Senator Faris

MAH/MAH - 02-10-2009 10:08

MAH104

\_\_\_\_\_  
Chief Clerk

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 87th General Assembly  
3 Regular Session, 2009

# A Bill

HOUSE BILL 1241

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE  
11 DEPARTMENT OF FINANCE AND ADMINISTRATION -  
12 REVENUE SERVICES DIVISION FOR THE FISCAL YEAR  
13 ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.  
14

## Subtitle

15  
16  
17 AN ACT FOR THE DEPARTMENT OF FINANCE  
18 AND ADMINISTRATION - REVENUE SERVICES  
19 DIVISION APPROPRIATION FOR THE 2009-2010  
20 FISCAL YEAR.  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. REGULAR SALARIES - REVENUE SERVICES DIVISION. There is hereby  
26 established for the Department of Finance and Administration - Revenue  
27 Services Division for the 2009-2010 fiscal year, the following maximum number  
28 of regular employees whose salaries shall be governed by the provisions of  
29 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
30 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
31 that any position to which a specific maximum annual salary is set out herein  
32 in dollars, shall be exempt from the provisions of said Uniform  
33 Classification and Compensation Act. All persons occupying positions  
34 authorized herein are hereby governed by the provisions of the Regular  
35 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
36 successor.



Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2009-2010
6	(1) N003N	DFA REV ASST COMMISSIONER OPS & ADM	1	GRADE N912
7	(2) N004N	DFA REV ASST CMSNR POLICY & LEGAL	1	GRADE N912
8	(3) N037N	DFA DRIVER LICENSE ADMINISTRATOR	1	GRADE N909
9	(4) N035N	DFA MOTOR VEHICLE ADMINISTRATOR	1	GRADE N909
10	(5) G002N	DFA REVENUE CHIEF COUNSEL	1	GRADE N909
11	(6) N030N	DFA STATE REVENUE OFC ADMINISTRATOR	1	GRADE N909
12	(7) N029N	DFA TAX ADMINISTRATOR	2	GRADE N909
13	(8) N028N	DFA TAX AUDIT ADMINISTRATOR	1	GRADE N909
14	(9) A003C	DFA REVENUE ASSISTANT ADMINISTRATOR	12	GRADE C130
15	(10) A006C	DFA REVENUE TAX DIVISION MANAGER	8	GRADE C129
16	(11) G025C	ATTORNEY SUPERVISOR	2	GRADE C127
17	(12) G024C	DEPARTMENT ADMINISTRATIVE LAW JUDGE	3	GRADE C127
18	(13) G047C	ATTORNEY SPECIALIST	11	GRADE C126
19	(14) G045C	DFA DIVISION MANAGER III	2	GRADE C126
20	(15) G044C	DFA REV PROBLEM RESOLUTION OFFICER	2	GRADE C126
21	(16) G084C	DFA DIVISION MANAGER II	9	GRADE C123
22	(17) A033C	TAX AUDITOR SUPERVISOR	26	GRADE C123
23	(18) A049C	DFA REVENUE OFFICE DISTRICT MANAGER	5	GRADE C121
24	(19) G133C	DFA DIVISION MANAGER I	19	GRADE C120
25	(20) T032C	DFA REVENUE SECURITY COORDINATOR	1	GRADE C120
26	(21) A054C	TAX AUDITOR II	169	GRADE C120
27	(22) A069C	DFA REVENUE OFFICE ASST DIST MANAGER	5	GRADE C119
28	(23) A059C	TAX AUDITOR	9	GRADE C119
29	(24) A077C	DFA LOCAL REVENUE OFFICE MANAGER	50	GRADE C118
30	(25) A074C	FISCAL SUPPORT SUPERVISOR	5	GRADE C118
31	(26) A082C	ACCOUNTANT II	1	GRADE C117
32	(27) G179C	LEGAL SERVICES SPECIALIST	1	GRADE C117
33	(28) S017C	MAINTENANCE COORDINATOR	1	GRADE C117
34	(29) A089C	ACCOUNTANT I	1	GRADE C116
35	(30) P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
36	(31) C037C	ADMINISTRATIVE ANALYST	3	GRADE C115

1	(32)	A091C	FISCAL SUPPORT ANALYST	22	GRADE C115
2	(33)	C029C	HEARING OFFICER	26	GRADE C115
3	(34)	R032C	HUMAN RESOURCES PROGRAM REP	1	GRADE C115
4	(35)	V015C	PURCHASING SPECIALIST	2	GRADE C115
5	(36)	A094C	DFA LOCAL REVENUE OFFICE SUPERVISOR	90	GRADE C114
6	(37)	C042C	DFA REVENUE SUPERVISOR	29	GRADE C114
7	(38)	C048C	DFA SUPERVISOR	90	GRADE C113
8	(39)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
9	(40)	C046C	LEGAL SUPPORT SPECIALIST	10	GRADE C113
10	(41)	S046C	MAINTENANCE TECHNICIAN	7	GRADE C113
11	(42)	C056C	ADMINISTRATIVE SPECIALIST III	12	GRADE C112
12	(43)	A098C	FISCAL SUPPORT SPECIALIST	2	GRADE C112
13	(44)	X172C	TAX INVESTIGATOR	34	GRADE C112
14	(45)	C059C	DFA SERVICE REPRESENTATIVE	668	GRADE C111
15	(46)	C073C	ADMINISTRATIVE SPECIALIST II	31	GRADE C109
16	(47)	C076C	DFA TECHNICIAN	107	GRADE C108
17	(48)	S084C	INSTITUTIONAL SERVICES SUPERVISOR	1	GRADE C104
18	(49)	S087C	INSTITUTIONAL SERVICES ASSISTANT	<u>11</u>	GRADE C103
19			MAX. NO. OF EMPLOYEES	1,499	

20

21 SECTION 2. EXTRA HELP - REVENUE SERVICES DIVISION - OPERATIONS. There is  
 22 hereby authorized, for the Department of Finance and Administration - Revenue  
 23 Services Division for the 2009-2010 fiscal year, the following maximum number  
 24 of part-time or temporary employees, to be known as "Extra Help", payable  
 25 from funds appropriated herein for such purposes: two hundred twenty-one  
 26 (221) temporary or part-time employees, when needed, at rates of pay not to  
 27 exceed those provided in the Uniform Classification and Compensation Act, or  
 28 its successor, or this act for the appropriate classification.

29

30 SECTION 3. APPROPRIATION - REVENUE SERVICES DIVISION. There is hereby  
 31 appropriated, to the Department of Finance and Administration - Revenue  
 32 Services Division, to be payable from the State Central Services Fund, for  
 33 personal services and operating expenses of the Department of Finance and  
 34 Administration - Revenue Services Division - Operations for the fiscal year  
 35 ending June 30, 2010, the following:

36

1	ITEM	FISCAL YEAR
2	NO.	2009-2010
3	(01) REGULAR SALARIES	\$ 49,236,736
4	(02) EXTRA HELP	564,466
5	(03) PERSONAL SERVICES MATCHING	16,967,913
6	(04) OVERTIME	125,000
7	(05) MAINT. & GEN. OPERATION	
8	(A) OPER. EXPENSE	25,259,202
9	(B) CONF. & TRAVEL	115,450
10	(C) PROF. FEES	893,207
11	(D) CAP. OUTLAY	654,310
12	(E) DATA PROC.	0
13	(06) REFUNDS/REIMBURSEMENTS	<u>250,000</u>
14	TOTAL AMOUNT APPROPRIATED	<u>\$ 94,066,284</u>

15

16 SECTION 4. APPROPRIATION - COMMERCIAL DRIVERS LICENSE PROGRAM. There is

17 hereby appropriated, to the Department of Finance and Administration -

18 Revenue Services Division, to be payable from the Commercial Driver License

19 Fund, for personal services and operating expenses of the Department of

20 Finance and Administration - Revenue Services Division - Commercial Driver's

21 License Program for the fiscal year ending June 30, 2010, the following:

23	ITEM	FISCAL YEAR
24	NO.	2009-2010
25	(01) REGULAR SALARIES	\$ 259,310
26	(02) PERSONAL SERVICES MATCHING	94,883
27	(03) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	1,352,352
29	(B) CONF. & TRAVEL	0
30	(C) PROF. FEES	0
31	(D) CAP. OUTLAY	0
32	(E) DATA PROC.	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,706,545</u>

34

35 SECTION 5. APPROPRIATION - INDIVIDUAL INCOME TAX AND AD VALOREM PROPERTY

36 TAX REBATES. There is hereby appropriated, to the Department of Finance and

1 Administration - Revenue Services Division, to be payable from the Individual  
 2 Income Tax Withholding Fund, for the purpose of making individual income tax  
 3 refunds of taxes withheld under the provisions of Arkansas Code beginning at  
 4 26-51-901 and property tax rebates under Amendment 79 of the Arkansas  
 5 Constitution for the fiscal year ending June 30, 2010, the following:

7 ITEM	FISCAL YEAR
8 <u>NO.</u>	<u>2009-2010</u>
9 (01) INDIVIDUAL INCOME TAX & AD VALOREM	
10 PROPERTY TAX REBATES - REFUND/REIMB	<u>\$ 580,000,000</u>

11  
 12 SECTION 6. APPROPRIATION - CORPORATE INCOME TAX. There is hereby  
 13 appropriated, to the Department of Finance and Administration - Revenue  
 14 Services Division, to be payable from the Corporate Income Tax Withholding  
 15 Fund, for the purpose of making corporate income tax refunds of taxes  
 16 withheld under the provisions of Arkansas Code 26-51-901 for the fiscal year  
 17 ending June 30, 2010, the following:

19 ITEM	FISCAL YEAR
20 <u>NO.</u>	<u>2009-2010</u>
21 (01) CORPORATE INCOME TAX -	
22 REFUND/REIMBURSEMENTS	<u>\$ 100,000,000</u>

23  
 24 SECTION 7. APPROPRIATION - GASOLINE TAX REFUNDS. There is hereby  
 25 appropriated, to the Department of Finance and Administration - Revenue  
 26 Services Division, to be payable from the Gasoline Tax Refund Fund, for  
 27 paying the valid gasoline tax refund claims of agricultural users and bus  
 28 drivers in the manner and to the extent provided by law for the fiscal year  
 29 ending June 30, 2010, the following:

31 ITEM	FISCAL YEAR
32 <u>NO.</u>	<u>2009-2010</u>
33 (01) GASOLINE TAX REFUND CLAIMS	<u>\$ 1,500,000</u>

34  
 35 SECTION 8. APPROPRIATION - INTERSTATE MOTOR FUEL TAX REFUNDS. There is  
 36 hereby appropriated, to the Department of Finance and Administration -

1 Revenue Services Division, to be payable from the Interstate Motor Fuel Tax  
 2 Refund Fund, for paying refunds to interstate users of motor fuels and  
 3 special motor fuels as authorized by law for the fiscal year ending June 30,  
 4 2010, the following:

6 ITEM	FISCAL YEAR
7 NO.	2009-2010
8 (01) INTERSTATE MOTOR FUEL TAX -	
9 REFUND/REIMBURSEMENTS	\$ <u>20,000,000</u>

10

11 SECTION 9. APPROPRIATION - MISCELLANEOUS TAX REFUNDS. There is hereby  
 12 appropriated, to the Department of Finance and Administration - Revenue  
 13 Services Division, to be payable from the Miscellaneous Revolving Fund, for  
 14 making refunds of taxes erroneously paid and for refunds of the gross  
 15 receipts taxes paid upon tickets to athletic events pursuant to Arkansas Code  
 16 26-52-511 and for other purposes as authorized by law for the fiscal year  
 17 ending June 30, 2010, the following:

18

19 ITEM	FISCAL YEAR
20 NO.	2009-2010
21 (01) MISCELLANEOUS TAX -	
22 REFUND/REIMBURSEMENTS	\$ <u>60,000,000</u>

23

24 SECTION 10. REGULAR SALARIES - CHARITABLE BINGO AND RAFFLES. There is  
 25 hereby established for the Department of Finance and Administration - Revenue  
 26 Services Division for the 2009-2010 fiscal year, the following maximum number  
 27 of regular employees whose salaries shall be governed by the provisions of  
 28 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
 29 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
 30 that any position to which a specific maximum annual salary is set out herein  
 31 in dollars, shall be exempt from the provisions of said Uniform  
 32 Classification and Compensation Act. All persons occupying positions  
 33 authorized herein are hereby governed by the provisions of the Regular  
 34 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
 35 successor.

36

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2009-2010
5	(1) A006C	DFA REVENUE TAX DIVISION MANAGER	1	GRADE C129
6	(2) G047C	ATTORNEY SPECIALIST	1	GRADE C126
7	(3) A033C	TAX AUDITOR SUPERVISOR	1	GRADE C123
8	(4) A054C	TAX AUDITOR II	2	GRADE C120
9	(5) C059C	DFA SERVICE REPRESENTATIVE	2	GRADE C111
10		MAX. NO. OF EMPLOYEES	7	

11

12 SECTION 11. APPROPRIATION - CHARITABLE BINGO AND RAFFLES. There is hereby  
 13 appropriated, to the Department of Finance and Administration - Revenue  
 14 Services Division, to be payable from the State Central Services Fund, for  
 15 personal services and operating expenses of the Department of Finance and  
 16 Administration - Revenue Services Division - Charitable Bingo and Raffles for  
 17 the fiscal year ending June 30, 2010, the following:

18

ITEM NO.		FISCAL YEAR 2009-2010
21	(01) REGULAR SALARIES	\$ 326,746
22	(02) PERSONAL SERVICES MATCHING	97,423
23	(03) MAINT. & GEN. OPERATION	
24	(A) OPER. EXPENSE	138,900
25	(B) CONF. & TRAVEL	0
26	(C) PROF. FEES	0
27	(D) CAP. OUTLAY	0
28	(E) DATA PROC.	0
29	TOTAL AMOUNT APPROPRIATED	<u>\$ 563,069</u>

30

31 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 33 APPROPRIATION TRANSFERS. The Director of the Department of Finance and  
 34 Administration is authorized to transfer appropriation between refund line  
 35 item appropriations in this Act. The Director of the Department of Finance  
 36 and Administration shall immediately report any such transfers to the



1 Arkansas Legislative Council. Such report shall contain the amounts  
 2 transferred and the reasons for the same.

3 The provisions of this section shall be in effect only from July 1,  
 4 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

5  
 6 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
 8 HELP EXEMPTION. Extra Help positions authorized herein are specifically  
 9 exempt from limitation of hours, either by act or regulation. Provided,  
 10 however, when a temporary or part-time employee is employed by the Department  
 11 of Finance and Administration - Revenue Services for a period of time  
 12 exceeding seven (7) months, a report of such shall be filed with the Arkansas  
 13 Legislative Council.

14 The provisions of this section shall be in effect only from July 1, ~~2007~~  
 15 2009 through June 30, ~~2009~~ 2010.

16  
 17 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
 18 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CONTINGENT  
 19 POSITIONS. There is hereby established for the Department of Finance and  
 20 Administration - Revenue Division - Contingent Positions for the ~~2007-2009~~  
 21 2009-2010 biennium fiscal year, the following maximum number of regular  
 22 employees whose salaries shall be governed by the provisions of the Uniform  
 23 Classification and Compensation Act (Arkansas Code 21-5-201 et seq.), or its  
 24 successor, and all laws amendatory thereto. All persons occupying positions  
 25 authorized herein are hereby governed by the provisions of the Regular Salaries  
 26 Procedures and Restrictions Act (Arkansas Code 21-5-101), or its successor.

27 CONTINGENT POSITIONS – DATA ENTRY

				MAXIMUM SALARY RATE	
ITEM	CLASS		NO. OF	FISCAL YEARS	
NO.	CODE	TITLE	EMPLOYEES	<del>2007-08</del>	<u>2009-10</u>
<del>(1)</del>	<del>R156</del>	<del>REVENUE DEPT SUPERVISOR</del>	<del>2</del>	<del>GRADE 16</del>	
<del>(2)</del>	<del>K039</del>	<del>DOCUMENT EXAMINER II</del>	<del>8</del>	<del>GRADE 12</del>	
<del>(3)</del>	<del>K006</del>	<del>DATA ENTRY SPECIALIST</del>	<del>40</del>	<del>GRADE 10</del>	
<u>(1)</u>	<u>C042C</u>	<u>DFA REVENUE SUPERVISOR</u>	<u>2</u>	<u>GRADE C114</u>	
<u>(2)</u>	<u>C059C</u>	<u>DFA SERVICE REPRESENTATIVE</u>	<u>8</u>	<u>GRADE C111</u>	



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

6  
7 SECTION 18. EMERGENCY CLAUSE. It is found and determined by the General  
8 Assembly, that the Constitution of the State of Arkansas prohibits the  
9 appropriation of funds for more than a one (1) year period; that the  
10 effectiveness of this Act on July 1, 2009 is essential to the operation of  
11 the agency for which the appropriations in this Act are provided, and that in  
12 the event of an extension of the Regular Session, the delay in the effective  
13 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
14 proper administration and provision of essential governmental programs.  
15 Therefore, an emergency is hereby declared to exist and this Act being  
16 necessary for the immediate preservation of the public peace, health and  
17 safety shall be in full force and effect from and after July 1, 2009.

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