

Act 26 of the Third Special Session of 1989.

Act 26

SB38

By: Joint Budget Committee

CALL ITEM 81

For An Act To Be Entitled
"AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
FINANCE AND ADMINISTRATION - DISBURSING OFFICER TO PROVIDE
FOR ANNUAL CAREER RECOGNITION PAYMENTS TO CLASSIFIED EMPLOYEES
OF STATE AGENCIES FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1991;
AND FOR OTHER PURPOSES:"

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

SECTION 1. APPROPRIATION - ANNUAL CAREER SERVICE RECOGNITION PAYMENTS.
There is hereby appropriated to the Department of Finance and Administration -
Disbursing Officer to be payable from the Merit Adjustment Fund for the
purpose of providing Annual Career Service Recognition Payments to classified
employees of State Agencies for the biennial period ending June 30, 1991, the
following:

| ITEM NO. | FISCAL YEARS | |
|---|--------------|-------------|
| | 1989-90 | 1990-91 |
| (01) ANNUAL CAREER RECOGNITION PAYMENTS | \$2,911,200 | \$3,425,525 |

SECTION 2. APPROPRIATION TRANSFER PROCEDURES. In the event that
sufficient appropriation has not been provided for the payment of Career
Recognition Payments for any state agency or institution due to the enactment
of this Act or any other act approved by the Seventy-Seventh General Assembly
which raises the compensation level of state employees, the agency or
institution may request a transfer from the appropriation provided herein from
the Chief Fiscal Officer of the State. Such request shall clearly state the
amount required, the fund or fund account from which the employees are
currently being paid, and such other information as may be required by the
Chief Fiscal Officer of the State that he deems necessary to make a decision
regarding the request. Upon the approval of the Chief Fiscal Officer of the
State or upon processing the request for elected Constitutional Officers and
their employees by the Chief Fiscal Officer of the State, the State Auditor
shall be notified as to the amount and the purposes for which said
appropriation is to be made. The appropriation shall then be added to the
proper account on the books of the Department of Finance and Administration
and the State Auditor payable from the fund or fund account from which the
employees of the agency or institution are authorized to be paid by law. Such
appropriation transfer shall be limited to Regular Salaries or Personal
Services Matching or both.

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

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 Purchasing 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 control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

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

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

SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh General Assembly meeting in the Third Extraordinary Session, that the awarding of annual career service recognition payments to career State employees is necessary to promote morale and retention of vital career employees in State service. The effectiveness of this Act is essential for the authority to provide such payments. 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 its passage and approval.

APPROVED: November 6, 1989
