

.As Engrossed: 2/28/91, 3/4/91, 3/7/91

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A BILL ACT 806 OF 1991

SENATE BILL 533

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE DEPARTMENT OF FINANCE AND
10 ADMINISTRATION - ALCOHOL BEVERAGE CONTROL DIVISION FOR THE
11 BIENNIAL PERIOD ENDING JUNE 30, 1993; AND FOR OTHER
12 PURPOSES."

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

16 SECTION 1. REGULAR SALARIES - ADMINISTRATION. There is hereby
17 established for the Department of Finance and Administration - Alcohol
18 Beverage Control Division for the 1991-93 biennium, the following maximum
19 number of regular employees whose salaries shall be governed by the provisions
20 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
21 et seq.), or its successor, and all laws amendatory thereto. Provided,
22 however, that any position to which a specific maximum annual salary is set
23 out herein in dollars, shall be exempt from the provisions of said Uniform
24 Classification and Compensation Act. All persons occupying positions
25 authorized herein are hereby governed by the provisions of the Regular
26 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
27 successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1991-92	1992-93
33	(1)	9939 DFA DIRECTOR ABC	1	\$ 49,668	\$ 52,151
34	(2)	R170 ATTORNEY SPECIALIST	2		GRADE 25
35	(3)	R264 MANAGEMENT PROJECT ANALYST I	1		GRADE 18
36	(4)	K117 MEDICAL OR LEGAL SECRETARY	4		GRADE 14

1 (5) K155 SECRETARY I 2 GRADE 11
 2 MAX NO. OF EMPLOYEES 10

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 4 SECTION 2. EXTRA HELP - ADMINISTRATION. There is hereby authorized,
 5 for the Department of Finance and Administration - Alcohol Beverage Control
 6 Division for the 1991-93 biennium, the following maximum number of part-time
 7 or temporary employees, to be known as "Extra Help", payable from funds
 8 appropriated herein for such purposes: One (1) temporary or part-time
 9 employees, when needed, at rates of pay not to exceed those provided in the
 10 Uniform Classification and Compensation Act, or its successor, or this act for
 11 the appropriate classification.

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 13 SECTION 3. APPROPRIATIONS - ADMINISTRATION. There is hereby
 14 appropriated, to the Department of Finance and Administration - Alcohol
 15 Beverage Control Division, to be payable from the State General Services Fund
 16 Account, for personal services and operating expenses of the Department of
 17 Finance and Administration - Alcohol Beverage Control Division for the
 18 biennial period ending June 30, 1993, the following:

20 ITEM	FISCAL YEARS	
21 NO.	1991-92	1992-93
22 (01) REGULAR SALARIES	\$ 236,887	\$ 248,848
23 (02) EXTRA HELP	2,600	2,600
24 (03) PERSONAL SERV MATCHING	57,515	60,832
25 (04) MAINT. & GEN. OPERATION		
26 (A) OPER. EXPENSES	\$ 77,000	\$ 77,000
27 (B) CONF. & TRAVEL	4,356	11,356
28 (C) PROF. FEES	0	0
29 (D) CAPITAL OUTLAY	4,204	2,000
30 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
31 TOTAL MAINT. & GEN. OPER.	<u>85,560</u>	<u>90,356</u>
32 TOTAL AMOUNT APPROPRIATED	<u>\$ 382,562</u>	<u>\$ 402,636</u>

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 34 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the
 35 Department of Finance and Administration - Alcohol Beverage Control Division,

1 to be payable from cash funds as defined by Arkansas Code 19-4-801 of the
 2 Department of Finance and Administration - Alcohol Beverage Control Division,
 3 for operating expenses of the Department of Finance and Administration -
 4 Alcohol Beverage Control Division for the biennial period ending June 30,
 5 1993, the following:

ITEM		FISCAL YEARS	
8 NO.		1991-92	1992-93
9 (01)	MAINT. & GEN. OPERATION		
10 (A)	OPER. EXPENSES \$ 11,188	\$ 11,188	
11 (B)	CONF. & TRAVEL 0	0	
12 (C)	PROF. FEES 0	0	
13 (D)	CAPITAL OUTLAY 0	0	
14 (E)	DATA PROCESSING 0	0	
15	TOTAL MAINT. & GEN. OPER.	<u>11,188</u>	<u>11,188</u>
16	TOTAL AMOUNT APPROPRIATED	<u>\$ 11,188</u>	<u>\$ 11,188</u>

18 SECTION 5. REGULAR SALARIES - ENFORCEMENT. There is hereby established
 19 for the Department of Finance and Administration - Alcohol Beverage Control
 20 Enforcement Division for the 1991-93 biennium, the following maximum number of
 21 regular employees whose salaries shall be governed by the provisions of the
 22 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
 23 seq.), or its successor, and all laws amendatory thereto. Provided, however,
 24 that any position to which a specific maximum annual salary is set out herein
 25 in dollars, shall be exempt from the provisions of said Uniform Classification
 26 and Compensation Act. All persons occupying positions authorized herein are
 27 hereby governed by the provisions of the Regular Salaries Procedures and
 28 Restrictions Act (Arkansas Code §21-5-101), or its successor.

			Maximum Annual	
		Maximum	Salary Rate	
Item Class		No. of	Fiscal Years	
33 No.	Code Title	Employees	1991-92	1992-93
34 (1)	9981 DIRECTOR ABC ENFORCEMENT	1	\$ 37,096	\$ 38,950
35 (2)	R079 ASSISTANT DIRECTOR ABC	1	GRADE 22	

1	(3) X316 ABC ENFORCEMENT OFFICER	16	GRADE 17
2	(4) K153 SECRETARY II	1	GRADE 13
3	(5) A106 ACCOUNTING TECHNICIAN I	<u>1</u>	GRADE 12
4	MAX NO. OF EMPLOYEES	20	

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6 SECTION 6. APPROPRIATIONS - ENFORCEMENT. There is hereby appropriated,
 7 to the Department of Finance and Administration - Alcohol Beverage Control
 8 Enforcement Division, to be payable from the State General Services Fund
 9 Account, for personal services and operating expenses of the Department of
 10 Finance and Administration - Alcohol Beverage Control Enforcement Division for
 11 the biennial period ending June 30, 1993, the following:

13	ITEM	FISCAL YEARS	
14	NO.	1991-92	1992-93
15	(01) REGULAR SALARIES	\$ 464,444	\$ 487,315
16	(02) PERSONAL SERV MATCHING	134,339	141,841
17	(03) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSES	\$ 118,133	\$ 118,133
19	(B) CONF. & TRAVEL	250	250
20	(C) PROF. FEES	0	0
21	(D) CAPITAL OUTLAY	4,500	2,500
22	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
23	TOTAL MAINT. & GEN. OPER.	<u>122,883</u>	<u>120,883</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 721,666</u>	<u>\$ 750,039</u>

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26 SECTION 7. On July 1, 1991, and July 1, 1992, the incumbents who occupy
 27 the classification title ABC Staff Attorney (R394) shall be eligible for a
 28 rate of pay that is \$1,000 per fiscal year in excess of the employee's maximum
 29 annual salary as ordinarily established.

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31 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 32 authorized by this Act shall be limited to the appropriation for such agency
 33 and funds made available by law for the support of such appropriations; and
 34 the restrictions of the State Purchasing Law, the General Accounting and
 35 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal control
2 laws of this State, where applicable, and regulations promulgated by the
3 Department of Finance and Administration, as authorized by law, shall be
4 strictly complied with in disbursement of said funds.

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

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15 SECTION 10. CODE. All provisions of this Act of a general and
16 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
17 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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19 SECTION 11. SEVERABILITY. If any provision of this Act or the
20 application thereof to any person or circumstance is held invalid, such
21 invalidity shall not affect other provisions or applications of the Act which
22 can be given effect without the invalid provision or application, and to this
23 end the provisions of this Act are declared to be severable.

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25 SECTION 12. GENERAL REPEALER. All laws and parts of laws in conflict
26 with this Act are hereby repealed.

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28 SECTION 13. HEALTH PREMIUMS. The Department of Finance and
29 Administration - Alcohol Beverage Control Division shall not, during the 1992-
30 93 fiscal year, spend more for health insurance per employee than the amount
31 being contributed to the State Employees Health Insurance Program.

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33 SECTION 14. EMERGENCY CLAUSE. It is hereby found and determined by the
34 Seventy-Eighth General Assembly, that the Constitution of the State of
35 Arkansas prohibits the appropriation of funds for more than a two (2) year

1 period; that the effectiveness of this Act on July 1, 1991 is essential to the
2 operation of the agency for which the appropriations in this Act are provided,
3 and that in the event of an extension of the Regular Session, the delay in the
4 effective date of this Act beyond July 1, 1991 could work irreparable harm
5 upon the proper administration and provision of essential governmental
6 programs. Therefore, an emergency is hereby declared to exist and this Act
7 being necessary for the immediate preservation of the public peace, health and
8 safety shall be in full force and effect from and after July 1, 1991.

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/s/Russ

APPROVED: 3/26/91

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