

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 308 OF 1995
HOUSE BILL 1548

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 19-5-912 CREATING AN EMPLOYMENT SECURITY
9 DEPARTMENT TRUST FUND, AND TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES FOR THE EMPLOYMENT SECURITY DEPARTMENT FOR THE BIENNIAL
11 PERIOD ENDING JUNE 30, 1997; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT TO AMEND ARKANSAS CODE 19-5-912 CREATING AN EMPLOYMENT SECURITY
15 DEPARTMENT TRUST FUND, AND TO MAKE AN APPROPRIATION FOR THE
16 EMPLOYMENT SECURITY DEPARTMENT."

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

20 SECTION 1. Arkansas Code § 19-5-912 is hereby amended to read as
21 follows:

22 "Employment Security Department Trust Fund.

23 (a) There is established on the books of the Treasurer of State,
24 Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be
25 known as the Arkansas Employment Security Department Trust Fund.

26 (b) This fund shall consist of such revenues as may be authorized by
27 the federal government for support of various programs within the Employment
28 Security Department, any interest accruing on these revenues, and any other
29 funds made available by the General Assembly. It shall be used for the
30 payment of program expenses of the Employment Security Department."

32 SECTION 2. APPROPRIATIONS - PERSONAL SERVICES. There is hereby
33 appropriated, to the Employment Security Department, to be payable from the
34 Employment Security Department Trust Fund, for personal services of the
35 Employment Security Department for the biennial period ending June 30, 1997,
36 the following:

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3 ITEM

FISCAL YEARS

4 NO.

1995-96

1996-97

5 (01) REGULAR SALARIES \$ 22,322,305 \$ 22,344,803

6 (02) EXTRA HELP 3,393,000 3,393,000

7 (03) PERSONAL SERV MATCHING 5,617,191 5,621,482

8 (04) OVERTIME 1 1

9 TOTAL AMOUNT APPROPRIATED \$ 31,332,497 \$ 31,359,286

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

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21 SECTION 4. CODE. All provisions of this Act of a general and permanent
 22 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
 23 Code Revision Commission shall incorporate the same in the Code.

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

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34 SECTION 6. SEVERABILITY. If any provision of this Act or the
 35 application thereof to any person or circumstance is held invalid, such

1 invalidity shall not affect other provisions or applications of the Act which
2 can be given effect without the invalid provision or application, and to this
3 end the provisions of this Act are declared to be severable.

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5 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict
6 with this Act are hereby repealed.

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8 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
9 Eightieth General Assembly meeting in Regular Session, that the provisions of
10 this Act are of critical importance to the state's provision of employment
11 service and unemployment programs as authorized by both the federal and state
12 governments and administered through the Arkansas Employment Security
13 Department; and that this act is necessary in order to comply with federal
14 requirements on the interest earnings accumulated on federal funds deposited
15 into the State Treasury; and that the Constitution of the State of Arkansas
16 prohibits the appropriation of funds for more than a two (2) year period; that
17 the effectiveness of this Act on July 1, 1995 is essential to the operation of
18 the agency for which the appropriations in this Act are provided, and that in
19 the event of an extension of the Regular Session, the delay in the effective
20 date of this Act beyond July 1, 1995 could work irreparable harm upon the
21 proper administration and provision of essential governmental programs.
22 Therefore, an emergency is hereby declared to exist and this Act being
23 necessary for the immediate preservation of the public peace, health and
24 safety shall be in full force and effect from and after July 1, 1995.

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26 APPROVED: 2-13-95

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