

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

A Bill

ACT 32 OF 1995
HOUSE BILL 1130

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE WAR MEMORIAL STADIUM COMMISSION
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR
11 OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE WAR MEMORIAL STADIUM
15 COMMISSION APPROPRIATION FOR THE 1995-97
16 BIENNIUM."

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

20 SECTION 1. REGULAR SALARIES. There is hereby established for the War
21 Memorial Stadium Commission for the 1995-97 biennium, the following maximum
22 number of regular employees whose salaries shall be governed by the provisions
23 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
24 et seq.), or its successor, and all laws amendatory thereto. Provided,
25 however, that any position to which a specific maximum annual salary is set
26 out herein in dollars, shall be exempt from the provisions of said Uniform
27 Classification and Compensation Act. All persons occupying positions
28 authorized herein are hereby governed by the provisions of the Regular
29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
30 successor.

Item	Class		Maximum	Maximum Annual		
			No. of	Salary Rate		
			Employees	Fiscal Years		
35	No.	Code	Title	Employees	1995-96	1996-97
36	(1)	7140	STADIUM COMM STADIUM MANAGER	1	\$ 53,957	\$ 55,305

1	(2) 7141 STADIUM COMM ASST MANAGER/ADMR	1	\$ 41,639	\$ 42,679
2	(3) 7142 STADIUM COMM OFFICE MANAGER	1	\$ 29,728	\$ 30,471
3	(4) 7199 STADIUM COMM ADMIN ASST	1	\$ 27,691	\$ 28,383
4	(5) 7145 STADIUM COMM BUILDING MAINT SUPT	1	\$ 26,565	\$ 27,229
5	(6) 7144 STADIUM COMM GROUNDS MAINT SUPT	1	\$ 25,087	\$ 25,714
6	(7) 7175 STADIUM COMM BOOKKEEPER II/SECY	1	\$ 20,670	\$ 21,186
7	(8) 7146 STADIUM COMM CUSTODIAN	<u>1</u>	\$ 17,072	\$ 17,498
8	MAX NO. OF EMPLOYEES	8		

SECTION 2. EXTRA HELP. There is hereby authorized, for the War Memorial Stadium Commission for the 1995-97 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: one hundred twenty five (125) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the War Memorial Stadium Commission, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the War Memorial Stadium Commission, for personal services and operating expenses of the War Memorial Stadium Commission for the biennial period ending June 30, 1997, the following:

ITEM	FISCAL YEARS	
NO.	1995-96	1996-97
(01) REGULAR SALARIES	\$ 236,500	\$ 236,500
(02) EXTRA HELP	65,000	65,000
(03) PERSONAL SERV MATCHING	71,836	71,836
(04) OVERTIME	7,000	7,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 208,555	\$ 208,555
(B) CONF. & TRVL.	684	684
(C) PROF. FEES	40,938	40,938
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>

1	TOTAL MAINT. & GEN. OPER.	250,177	250,177
2	(06) RESALE AND GAME EXPENSE	380,383	380,383
3	(07) CONTINGENCY	150,000	150,000
4	(08) CAPITAL IMPROVEMENTS	<u>7,000,000</u>	<u>7,000,000</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,160,896</u>	<u>\$ 8,160,896</u>

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 7 SECTION 4. APPROPRIATIONS. There is hereby appropriated, to the War
 8 Memorial Stadium Commission, to be payable from the War Memorial Stadium
 9 Improvement and Expansion Fund, for bond money supplement for the biennial
 10 period ending June 30, 1997, the following:

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12	<u>ITEM</u>	<u>FISCAL YEARS</u>	
13	NO.	1995-96	1996-97
14	(01) BOND MONEY SUPPLEMENT	<u>\$ 19,600</u>	<u>\$ 19,600</u>

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 16 SECTION 5. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
 17 this Act for Maintenance and General Operation shall be expended in payment
 18 for services of attorneys, unless the agency shall first make a request in
 19 writing to the Attorney General of the State of Arkansas to provide the
 20 required legal services. The Attorney General's Office shall provide the
 21 requested legal services, or, if the Attorney General's Office shall determine
 22 that sufficient personnel are not available to provide the requested legal
 23 services, the Attorney General shall certify the same to the agency and may
 24 authorize the agency to employ legal counsel and to expend monies appropriated
 25 for Maintenance and General Operations therefor, if:

26 (1) The Attorney General determines, and certifies in writing, that
 27 such agency needs the advice or assistance of legal counsel, and

28 (2) The Attorney General consents in writing to the employment of the
 29 legal counsel to be retained by the agency.

30 Such certification shall be required with respect to each instance of
 31 the employment of special legal counsel, or shall be required annually with
 32 respect to legal counsel employed on a retainer basis. A copy of such
 33 certification shall be entered in the official minutes of the agency, and
 34 shall be retained in the fiscal records of the agency for audit purposes.

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

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

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20 SECTION 8. CODE. All provisions of this Act of a general and permanent
21 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
22 Code Revision Commission shall incorporate the same in the Code.

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24 SECTION 9. SEVERABILITY. If any provision of this Act or the
25 application thereof to any person or circumstance is held invalid, such
26 invalidity shall not affect other provisions or applications of the Act which
27 can be given effect without the invalid provision or application, and to this
28 end the provisions of this Act are declared to be severable.

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30 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict
31 with this Act are hereby repealed.

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33 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the
34 Eightieth General Assembly, that the Constitution of the State of Arkansas
35 prohibits the appropriation of funds for more than a two (2) year period; that

1 the effectiveness of this Act on July 1, 1995 is essential to the operation of
2 the agency for which the appropriations in this Act are provided, and that in
3 the event of an extension of the Regular Session, the delay in the effective
4 date of this Act beyond July 1, 1995 could work irreparable harm upon the
5 proper administration and provision of essential governmental programs.
6 Therefore, an emergency is hereby declared to exist and this Act being
7 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, 1995.

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APPROVED: 1/23/95

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