

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

# A Bill

**ACT 59 OF 1995**  
**SENATE BILL 77**

## 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 - ALCOHOLIC BEVERAGE CONTROL DIVISION FOR  
11 THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR OTHER  
12 PURPOSES."

## Subtitle

15 "AN ACT FOR THE DEPARTMENT OF FINANCE  
16 AND ADMINISTRATION - ALCOHOLIC BEVERAGE  
17 CONTROL DIVISION APPROPRIATION FOR THE  
18 1995-97 BIENNIUM."

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

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

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Maximum Annual  
Maximum Salary Rate

1	Item Class	No. of	Fiscal Years	
2	<del>No. Code Title</del>	<del>Employees</del>	<del>1995-96</del>	<del>1996-97</del>
3	(1) 9939 DFA DIRECTOR ABC	1	\$ 58,997	\$ 60,471
4	(2) R170 ATTORNEY SPECIALIST	2	GRADE 25	
5	(3) R264 MANAGEMENT PROJECT ANALYST I	1	GRADE 18	
6	(4) K117 MEDICAL OR LEGAL SECRETARY	4	GRADE 14	
7	(5) K155 SECRETARY I	<u>2</u>	GRADE 11	
8	MAX NO. OF EMPLOYEES	10		

10 SECTION 2. EXTRA HELP - ADMINISTRATION. There is hereby authorized,  
 11 for the Department of Finance and Administration - Alcoholic Beverage Control  
 12 Division for the 1995-97 biennium, the following maximum number of part-time  
 13 or temporary employees, to be known as "Extra Help", payable from funds  
 14 appropriated herein for such purposes: one (1) temporary or part-time  
 15 employees, when needed, at rates of pay not to exceed those provided in the  
 16 Uniform Classification and Compensation Act, or its successor, or this act for  
 17 the appropriate classification.

19 SECTION 3. APPROPRIATIONS - ADMINISTRATION. There is hereby  
 20 appropriated, to the Department of Finance and Administration - Alcoholic  
 21 Beverage Control Division, to be payable from the State General Services Fund  
 22 Account, for personal services and operating expenses of the Department of  
 23 Finance and Administration - Alcoholic Beverage Control Division for the  
 24 biennial period ending June 30, 1997, the following:

26	ITEM	FISCAL YEARS	
27	<del>NO.</del>	<del>1995-96</del>	<del>1996-97</del>
28	(01) REGULAR SALARIES	\$ 284,163	\$ 284,163
29	(02) EXTRA HELP	2,600	2,600
30	(03) PERSONAL SERV MATCHING	77,165	77,165
31	(04) MAINT. & GEN. OPERATION		
32	(A) OPER. EXPENSE	\$ 85,132	\$ 85,132
33	(B) CONF. & TRVL.	6,986	6,986
34	(C) PROF. FEES	0	0
35	(D) CAP. OUTLAY	4,000	4,000

1	(E) DATA PROC.	<u>0</u>	<u>0</u>
2	TOTAL MAINT. & GEN. OPER.	<u>96,118</u>	<u>96,118</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 460,046</u>	<u>\$ 460,046</u>

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5 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the

6 Department of Finance and Administration - Alcoholic Beverage Control

7 Division, to be payable from cash funds as defined by Arkansas Code 19-4-801

8 of the Department of Finance and Administration - Alcoholic Beverage Control

9 Division, for operating expenses of the Department of Finance and

10 Administration - Alcoholic Beverage Control Division for the biennial period

11 ending June 30, 1997, the following:

13	<u>ITEM</u>	<u>FISCAL YEARS</u>	
14	NO.	1995-96	1996-97
15	(01) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSE \$	11,188 \$	11,188
17	(B) CONF. & TRVL.	0	0
18	(C) PROF. FEES	0	0
19	(D) CAP. OUTLAY	0	0
20	(E) DATA PROC.	<u>0</u>	<u>0</u>
21	TOTAL MAINT. & GEN	<u>11,188</u>	<u>11,188</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 11,188</u>	<u>\$ 11,188</u>

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24 SECTION 5. REGULAR SALARIES - ENFORCEMENT. There is hereby established

25 for the Department of Finance and Administration - Alcoholic Beverage Control

26 Enforcement Division for the 1995-97 biennium, the following maximum number of

27 regular employees whose salaries shall be governed by the provisions of the

28 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 Classification

32 and Compensation Act. All persons occupying positions authorized herein are

33 hereby governed by the provisions of the Regular Salaries Procedures and

34 Restrictions Act (Arkansas Code §21-5-101), or its successor.

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			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1995-96	1996-97
(1)	9981	DIRECTOR ABC ENFORCEMENT	1	\$ 44,063	\$ 45,164
(2)	R079	ASSISTANT DIRECTOR ABC	1	GRADE 22	
(3)	X316	ABC ENFORCEMENT OFFICER	16	GRADE 17	
(4)	K153	SECRETARY II	1	GRADE 13	
(5)	A106	ACCOUNTING TECHNICIAN I	<u>1</u>	GRADE 12	
MAX NO. OF EMPLOYEES			20		

SECTION 6. APPROPRIATIONS - ENFORCEMENT. There is hereby appropriated, to the Department of Finance and Administration - Alcoholic Beverage Control Enforcement Division, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Department of Finance and Administration - Alcoholic Beverage Control Enforcement Division for the biennial period ending June 30, 1997, the following:

ITEM	FISCAL YEARS	
	1995-96	1996-97
(01) REGULAR SALARIES	\$ 520,257	\$ 520,257
(02) PERSONAL SERV MATCHING	145,458	145,458
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 110,775	\$ 110,775
(B) CONF. & TRVL.	2,000	2,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	11,250	2,300
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL MAINT. & GEN. OPER.	<u>124,025</u>	<u>115,075</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 789,740</u>	<u>\$ 780,790</u>

SECTION 7. 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

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

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

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16 SECTION 9. CODE. All provisions of this Act of a general and permanent  
17 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
18 Code Revision Commission shall incorporate the same in the Code.

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20 SECTION 10. SEVERABILITY. If any provision of this Act or the  
21 application thereof to any person or circumstance is held invalid, such  
22 invalidity shall not affect other provisions or applications of the Act which  
23 can be given effect without the invalid provision or application, and to this  
24 end the provisions of this Act are declared to be severable.

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26 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict  
27 with this Act are hereby repealed.

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29 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the  
30 Eightieth General Assembly, that the Constitution of the State of Arkansas  
31 prohibits the appropriation of funds for more than a two (2) year period; that  
32 the effectiveness of this Act on July 1, 1995 is essential to the operation of  
33 the agency for which the appropriations in this Act are provided, and that in  
34 the event of an extension of the Regular Session, the delay in the effective  
35 date of this Act beyond July 1, 1995 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.  
2 Therefore, an emergency is hereby declared to exist and this Act being  
3 necessary for the immediate preservation of the public peace, health and  
4 safety shall be in full force and effect from and after July 1, 1995.

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APPROVED: 1/26/95

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