

**Stricken language would be deleted from present law. Underlined language would be added to present law.**

*As Engrossed: S1/30/97*

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

## A Bill

ACT 790 OF 1997  
SENATE BILL 150

4  
5 By: Joint Budget Committee  
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### For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
10 OPERATING EXPENSES FOR THE DEPARTMENT OF FINANCE AND  
11 ADMINISTRATION - ALCOHOLIC BEVERAGE CONTROL DIVISION FOR  
12 THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND FOR OTHER  
13 PURPOSES."

### Subtitle

14  
15 "AN ACT FOR THE DEPARTMENT OF FINANCE  
16 AND ADMINISTRATION - ALCOHOLIC BEVERAGE  
17 CONTROL DIVISION APPROPRIATION FOR THE  
18 1997-99 BIENNIUM."  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

22

23 SECTION 1. REGULAR SALARIES - ADMINISTRATION. There is hereby  
24 established for the Department of Finance and Administration - Alcoholic  
25 Beverage Control Division for the 1997-99 biennium, the following maximum  
26 number of regular employees whose salaries shall be governed by the provisions  
27 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201  
28 et seq.), or its successor, and all laws amendatory thereto. Provided,  
29 however, that any position to which a specific maximum annual salary is set  
30 out herein in dollars, shall be exempt from the provisions of said Uniform  
31 Classification and Compensation Act. All persons occupying positions  
32 authorized herein are hereby governed by the provisions of the Regular  
33 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
34 successor.

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			Maximum Annual		
			Maximum	Salary Rate	
<del>Item Class</del>			<del>No. of</del>	<del>Fiscal Years</del>	
No.	Code	Title	Employees	1997-98	1998-99
1	(1)	9939 DFA DIRECTOR ABC	1	\$ 63,779	\$ 65,564
2	(2)	R170 ATTORNEY SPECIALIST	2	GRADE 25	
3	(3)	R264 MANAGEMENT PROJECT ANALYST I	1	GRADE 18	
4	(4)	K117 MEDICAL OR LEGAL SECRETARY	4	GRADE 14	
5	(5)	K155 SECRETARY I	<u>2</u>	GRADE 11	
6	MAX NO. OF EMPLOYEES		10		

SECTION 2. EXTRA HELP - ADMINISTRATION. There is hereby authorized, for the Department of Finance and Administration - Alcoholic Beverage Control Division for the 1997-99 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 (1) temporary or part-time employee, 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 - ADMINISTRATION. There is hereby appropriated, to the Department of Finance and Administration - Alcoholic Beverage Control 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 Division for the biennial period ending June 30, 1999, the following:

<del>ITEM</del>		<del>FISCAL YEARS</del>	
NO.		1997-98	1998-99
(01)	REGULAR SALARIES	\$ 325,491	\$ 334,365
(02)	EXTRA HELP	2,600	2,600
(03)	PERSONAL SERV MATCHING	87,967	89,538
(04)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	90,632	90,632
(B)	CONF. & TRVL.	6,986	6,986

1	(C) PROF. FEES	0	0
2	(D) CAP. OUTLAY	2,000	2,000
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 515,676</u>	<u>\$ 526,121</u>

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6 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the  
7 Department of Finance and Administration - Alcoholic Beverage Control  
8 Division, to be payable from cash funds as defined by Arkansas Code 19-4-801  
9 of the Department of Finance and Administration - Alcoholic Beverage Control  
10 Division, for operating expenses of the Department of Finance and  
11 Administration - Alcoholic Beverage Control Division for the biennial period  
12 ending June 30, 1999, the following:

13		FISCAL YEARS	
14 ITEM		1997-98	1998-99
15 NO.			
16 (01)	MAINT. & GEN. OPERATION		
17	(A) OPER. EXPENSE	11,188	11,188
18	(B) CONF. & TRVL.	0	0
19	(C) PROF. FEES	0	0
20	(D) CAP. OUTLAY	0	0
21	(E) DATA PROC.	<u>0</u>	<u>0</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 11,188</u>	<u>\$ 11,188</u>

23  
24 SECTION 5. REGULAR SALARIES - ENFORCEMENT. There is hereby established  
25 for the Department of Finance and Administration - Alcoholic Beverage  
26 Enforcement Division for the 1997-99 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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			<del>Maximum Annual</del>		
			Maximum	Salary Rate	
Item Class			No. of	Fiscal Years	
No.	Code	Title	Employees	1997-98	1998-99
5	(1) 9981	DIRECTOR ABC ENFORCEMENT	1	\$ 47,634	\$ 48,967
6	(2) R079	ASSISTANT DIRECTOR ABC	1	GRADE 22	
7	(3) X304	ABC SR ENFORCEMENT OFFICER	3	GRADE 20	
8	(4) X316	ABC ENFORCEMENT OFFICER	13	GRADE 17	
9	(5) K153	SECRETARY II	1	GRADE 13	
10	(6) A106	ACCOUNTING TECHNICIAN I	<u>1</u>	GRADE 12	
11	MAX NO. OF EMPLOYEES		20		

SECTION 6. APPROPRIATIONS - ENFORCEMENT. There is hereby appropriated, to the Department of Finance and Administration - Alcoholic Beverage 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 Enforcement Division for the ~~biennial period ending June 30, 1999, the following:~~

ITEM NO.	FISCAL YEARS	
	1997-98	1998-99
(01) REGULAR SALARIES	\$ 529,239	\$ 543,620
(02) PERSONAL SERV MATCHING	153,966	156,509
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	100,844	100,844
(B) CONF. & TRVL.	2,000	2,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	6,000	6,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 792,049</u>	<u>\$ 808,973</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 Eighty-First 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, 1997 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, 1997 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, 1997.

5 */s/Russ et al*

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7 APPROVED:3-25-97

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