

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: S3/22/01

A Bill

Act 1302 of 2001
SENATE BILL 290

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE DEPARTMENT OF LABOR FOR
11 THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR
12 OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF LABOR
16 APPROPRIATION FOR THE 2001-2003 BIENNIUM.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Department of Labor for the 2001-2003 biennium, the following maximum number
24 of regular employees whose salaries shall be governed by the provisions of the
25 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
26 seq.), or its successor, and all laws amendatory thereto. Provided, however,
27 that any position to which a specific maximum annual salary is set out herein
28 in dollars, shall be exempt from the provisions of said Uniform Classification
29 and Compensation Act. All persons occupying positions authorized herein are
30 hereby governed by the provisions of the Regular Salaries Procedures and
31 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	2001-2002 2002-2003

1	(1)	9963	LABOR DIRECTOR	1	\$95,442	\$97,923
2	(2)	7343	LABOR DEPUTY DIRECTOR	1	\$65,057	\$66,748
3	(3)	R038	ATTORNEY SUPERVISOR	1	GRADE	26
4	(4)	R170	ATTORNEY SPECIALIST	1	GRADE	25
5	(5)	037Z	INFORMATION SYSTEMS MANAGER	1	GRADE	25
6	(6)	973Z	LABOR SAFETY ADMINISTRATOR	1	GRADE	24
7	(7)	410Z	LABOR FINANCE & PERSONNEL MANAGER	1	GRADE	23
8	(8)	409Z	LABOR STANDARDS ADMR	1	GRADE	23
9	(8.5)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE	22
10	(9)	0092	LABOR CHIEF BOILER INSPECTOR	1	GRADE	22
11	(10)	0004	OCCUPATIONAL HYGIENIST SUPERVISOR	1	GRADE	22
12	(10.5)	R356	INDUSTRIAL CONSULTANT	6	GRADE	21
13	(11)	A008	ACCOUNTING SUPERVISOR II	1	GRADE	21
14	(12)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE	21
15	(13)	Y010	LABOR ELECTRICAL ADMINISTRATOR	1	GRADE	21
16	(14)	R065	LABOR MEDIATOR	1	GRADE	21
17	(15)	417Z	LABOR SAFETY COORDINATOR	1	GRADE	21
18	(16)	D122	USER SUPPORT SUPERVISOR	1	GRADE	21
19	(17)	0064	BLASTING INSPECTOR SUPV	1	GRADE	20
20	(18)	0008	LABOR SAFETY CONSULTANT SUPERVISOR	2	GRADE	20
21	(19)	R266	MANAGEMENT PROJECT ANALYST II	2	GRADE	20
22	(20)	D121	USER SUPPORT ANALYST	1	GRADE	20
23	(21)	0013	BOILER INSPECTOR	6	GRADE	19
24	(22)	0036	CHIEF ELEVATOR INSPECTOR	1	GRADE	19
25	(23)	0015	LABOR OSHA COMPLIANCE SUPERVISOR	2	GRADE	19
26	(24)	0090	STATE ELECTRICAL INSPECTOR	4	GRADE	19
27	(25)	A111	ACCOUNTANT	1	GRADE	18
28	(26)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE	18
29	(27)	D128	P C SUPPORT SPECIALIST	2	GRADE	18
30	(28)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE	18
31	(29)	0073	SAFETY INSPECTOR	11	GRADE	18
32	(30)	E072	TRAINING INSTRUCTOR	6	GRADE	18
33	(31)	R010	ADMINISTRATIVE ASSISTANT II	13	GRADE	17
34	(32)	R061	ELECTRICIAN LICENSING COORDINATOR	1	GRADE	17
35	(33)	X345	LABOR STANDARDS INVESTIGATOR	6	GRADE	17
36	(34)	X370	OCCUPATIONAL HYGIENIST II	5	GRADE	17

1	(35) R162 STATISTICIAN/STATISTICIAN II	2	GRADE 17
2	(35.5) R009 ADMINISTRATIVE ASSISTANT I	1	GRADE 15
3	(36) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14
4	(37) K117 MEDICAL OR LEGAL SECRETARY	1	GRADE 14
5	(38) K153 SECRETARY II	<u>11</u>	GRADE 13
6	MAX. NO. OF EMPLOYEES	105	

SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Labor, to be payable from the Department of Labor Fund Account, for personal services and operating expenses of the Department of Labor for the biennial period ending June 30, 2003, the following:

13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
15	(01) REGULAR SALARIES	\$ 2,179,377	\$ 2,236,037
16	(02) PERSONAL SERV MATCHING	581,695	592,073
17	(03) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	485,133	490,905
19	(B) CONF. & TRAVEL	32,750	32,750
20	(C) PROF. FEES	3,000	3,000
21	(D) CAP. OUTLAY	72,900	34,300
22	(E) DATA PROC.	<u>2,400</u>	<u>2,400</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,357,255</u>	<u>\$ 3,391,465</u>

SECTION 3. APPROPRIATION - BOILER INSPECTION. There is hereby appropriated, to the Department of Labor, to be payable from the Department of Labor Boiler Inspection Fund, for personal services and operating expenses of the Department of Labor - Boiler Inspection for the biennial period ending June 30, 2003, the following:

31	ITEM	FISCAL YEARS	
32	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
33	(01) REGULAR SALARIES	\$ 440,345	\$ 451,795
34	(02) PERSONAL SERV MATCHING	121,508	123,588
35	(03) MAINT. & GEN. OPERATION		
36	(A) OPER. EXPENSE	101,667	102,854

1	(B) CONF. & TRAVEL	9,499	9,499
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	28,400	14,200
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 701,419</u>	<u>\$ 701,936</u>

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 7 SECTION 4. APPROPRIATION - BOARD OF ELECTRICAL EXAMINERS. There is hereby
 8 appropriated, to the Department of Labor, to be payable from the Board of
 9 Electrical Examiners Fund, for personal services and operating expenses of the
 10 Department of Labor - Board of Electrical Examiners for the biennial period
 11 ending June 30, 2003, the following:

13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
15	(01) REGULAR SALARIES	\$ 257,465	\$ 264,159
16	(02) PERSONAL SERV MATCHING	73,455	74,676
17	(03) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	104,228	105,166
19	(B) CONF. & TRAVEL	3,430	3,430
20	(C) PROF. FEES	0	0
21	(D) CAP. OUTLAY	29,400	13,400
22	(E) DATA PROC.	<u>0</u>	<u>0</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$ 467,978</u>	<u>\$ 460,831</u>

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 25 SECTION 5. APPROPRIATION - FEDERAL PROGRAMS. There is hereby appropriated,
 26 to the Department of Labor, to be payable from the federal funds as designated
 27 by the Chief Fiscal Officer of the State, for personal services and operating
 28 expenses of the Department of Labor for the biennial period ending June 30,
 29 2003, the following:

31	ITEM	FISCAL YEARS	
32	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
33	(01) REGULAR SALARIES	\$ 644,370	\$ 661,123
34	(02) PERSONAL SERV MATCHING	176,363	179,405
35	(03) MAINT. & GEN. OPERATION		
36	(A) OPER. EXPENSE	258,091	260,709

1	(B) CONF. & TRAVEL	58,450	58,450
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	90,700	32,000
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,227,974</u>	<u>\$ 1,191,687</u>

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 7 SECTION 6. APPROPRIATIONS - WAGE AND HOUR - CASH. There is hereby
 8 appropriated, to the Department of Labor, to be payable from cash funds as
 9 defined by Arkansas Code 19-4-801 of the Department of Labor, for the
 10 distribution of wages due employees from employers in Arkansas by the
 11 Department of Labor for the biennial period ending June 30, 2003, the
 12 following:

14	ITEM	FISCAL YEARS	
15	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
16	(01) WAGES DUE	<u>\$ 47,500</u>	<u>\$ 47,500</u>

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 18 SECTION 7. APPROPRIATIONS - SEMINAR AND CONFERENCE EXPENSES - CASH. There
 19 is hereby appropriated, to the Department of Labor, to be payable from cash
 20 funds as defined by Arkansas Code 19-4-801 of the Department of Labor, for
 21 operating expenses from the deposit of registration fees collected for
 22 seminars and conferences by the Department of Labor for the biennial period
 23 ending June 30, 2003, the following:

25	ITEM	FISCAL YEARS	
26	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
27	(01) MAINT. & GEN. OPERATION		
28	(A) OPER. EXPENSE	39,869	39,869
29	(B) CONF. & TRAVEL	3,000	3,000
30	(C) PROF. FEES	0	0
31	(D) CAP. OUTLAY	0	0
32	(E) DATA PROC.	<u>0</u>	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 42,869</u>	<u>\$ 42,869</u>

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 35 SECTION 8. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 36 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all

1 appropriations as provided in this Act, the agency disbursing officer shall
2 monitor the level of fund balances in relation to expenditures on a monthly
3 basis. If any proposed expenditures would cause a fund balance to decline to
4 less than fifty percent (50%) of the balance available on July 1, 2001, the
5 disbursing officer shall immediately notify the executive head of the agency.

6 Prior to any obligations being made under these circumstances, the agency
7 head shall file written documentation with the Chief Fiscal Officer of the
8 State requesting approval of the expenditures. Such documentation shall
9 provide sufficient financial data to justify the expenditures and shall
10 include the following:

11 1) a plan that clearly indicates the specific fiscal impact of such
12 expenditures on the fund balance.

13 2) information clearly indicating and explaining what programs would be cut or
14 any other measures to be taken by the agency to restore the fund balance.

15 3) the extent to which any of the planned expenditures are for one-time costs
16 or one-time purchase of capitalized items.

17 4) a statement certifying that the expenditure of fund balances will not
18 jeopardize the financial health of the agency, nor result in a permanent
19 depletion of the fund balance.

20 (B) The Chief Fiscal Officer of the State shall review the request and
21 approve or disapprove all or any part of the request, after having sought
22 prior review by the Legislative Council.

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24 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
25 this act shall be limited to the appropriation for such agency and funds made
26 available by law for the support of such appropriations; and the restrictions
27 of the State Purchasing Law, the General Accounting and Budgetary Procedures
28 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
29 Restrictions Act, or their successors, and other fiscal control laws of this
30 State, where applicable, and regulations promulgated by the Department of
31 Finance and Administration, as authorized by law, shall be strictly complied
32 with in disbursement of said funds.

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34 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly
35 that any funds disbursed under the authority of the appropriations contained
36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations
2 and Legislative Recommendations contained in the budget manuals prepared by
3 the Department of Finance and Administration, letters, or summarized oral
4 testimony in the official minutes of the Arkansas Legislative Council or Joint
5 Budget Committee which relate to its passage and adoption.

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7 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General
8 Assembly, that the Constitution of the State of Arkansas prohibits the
9 appropriation of funds for more than a two (2) year period; that the
10 effectiveness of this Act on July 1, 2001 is essential to the operation of the
11 agency for which the appropriations in this Act are provided, and that in the
12 event of an extension of the Regular Session, the delay in the effective date
13 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
14 administration and provision of essential governmental programs. Therefore, an
15 emergency is hereby declared to exist and this Act being necessary for the
16 immediate preservation of the public peace, health and safety shall be in full
17 force and effect from and after July 1, 2001.

18 */s/ Joint Budget Committee*

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21 APPROVED: 4/5/2001
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