

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

A Bill

Act 49 of 2001
HOUSE BILL 1227

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 FINANCE
11 AND ADMINISTRATION - DIVISION OF RACING FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF FINANCE
16 AND ADMINISTRATION - DIVISION OF
17 RACING APPROPRIATION FOR THE 2001-2003
18 BIENNIUM.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. REGULAR SALARIES. There is hereby established for the
26 Department of Finance and Administration - Division of Racing for the 2001-
27 2003 biennium, the following maximum number of regular employees whose
28 salaries shall be governed by the provisions of the Uniform Classification and
29 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
30 laws amendatory thereto. Provided, however, that any position to which a
31 specific maximum annual salary is set out herein in dollars, shall be exempt
32 from the provisions of said Uniform Classification and Compensation Act. All
33 persons occupying positions authorized herein are hereby governed by the
34 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
35 Code §21-5-101), or its successor.
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Item	Class	Maximum No. of Employees	Maximum Salary Rate Fiscal Years
No.	Code Title		2001-2002 2002-2003
(1)	164Z DFA RACING COMMISSION MANAGER	1	GRADE 24
(2)	R266 MANAGEMENT PROJECT ANALYST II	1	GRADE 20
	MAX. NO. OF EMPLOYEES	2	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Finance and Administration - Division of Racing for the 2001-2003 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: forty-eight (48) 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. APPROPRIATION. There is hereby appropriated, to the Department of Finance and Administration - Division of Racing, to be payable from the State Central Services Fund, for personal services and operating expenses of the Department of Finance and Administration - Division of Racing for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 91,080	\$ 93,448
(02) EXTRA HELP	491,600	491,600
(03) PERSONAL SERV MATCHING	127,395	128,497
(04) OVERTIME	67,000	67,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	104,813	104,813
(B) CONF. & TRAVEL	5,950	5,950
(C) PROF. FEES	178,961	178,961
(D) CAP. OUTLAY	20,000	18,000
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	\$ 1,086,799	\$ 1,088,269

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA HELP - HORSE RACING. There is hereby authorized, for the Department of Finance and Administration - Division of Racing - Horse Racing, for the ~~1999-2001~~ 2001-2003 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, such employees shall be authorized to work over 1,000 hours per year:

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Item No.	Title	Number Required	Hourly Rate FY99-00 FY00-01 <u>FY01-02</u> <u>FY02-03</u>	Hourly Rate FY99-00 FY00-01 <u>FY01-02</u> <u>FY02-03</u>
(1)	VETERINARIAN	1	46.03 47.31 <u>48.54</u> <u>49.80</u>	46.03 47.31 <u>48.54</u> <u>49.80</u>
(2)	GENERAL VET. ASST.	1	13.90 14.29 <u>14.66</u> <u>15.04</u>	13.90 14.29 <u>14.66</u> <u>15.04</u>
(3)	GENERAL ASST.	1	8.34 8.58 <u>8.80</u> <u>9.03</u>	8.34 8.58 <u>8.80</u> <u>9.03</u>
(4)	STEWARD	1	31.27 32.14 <u>32.98</u> <u>33.84</u>	31.27 32.14 <u>32.98</u> <u>33.84</u>
(5)	INVESTIGATOR	1	18.09 18.60 <u>19.08</u> <u>19.58</u>	18.09 18.60 <u>19.08</u> <u>19.58</u>
(6)	SUPERVISOR	1	17.38 17.87 <u>18.33</u> <u>18.81</u>	17.38 17.87 <u>18.33</u> <u>18.81</u>
(7)	ASST. SUPERVISOR	2	13.90 14.29 <u>14.61</u> <u>15.04</u>	13.90 14.29 <u>14.61</u> <u>15.04</u>
(8)	LICENSING CLERK	4	9.04 9.29 <u>9.53</u> <u>9.78</u>	9.04 9.29 <u>9.53</u> <u>9.78</u>
(9)	SECURITY GATEMAN	2	6.94 7.14 <u>7.33</u> <u>7.52</u>	6.94 7.14 <u>7.33</u> <u>7.52</u>
(10)	PADDOCK MGR	1	7.65 7.86 <u>8.06</u> <u>8.27</u>	7.65 7.86 <u>8.06</u> <u>8.27</u>
(11)	COLLECTORS	4	9.21 9.46 <u>9.71</u> <u>9.96</u>	9.21 9.46 <u>9.71</u> <u>9.96</u>

1	(12) WALKERS	4	6.94 — 7.14
2			<u>7.33</u> <u>7.52</u>
3	(13) EXTRA HELP	4	8.34 — 8.58
4			<u>8.80</u> <u>9.03</u>
5	(14) JUDGE	1	13.15 — 13.52
6			<u>13.87</u> <u>14.23</u>

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 8 The provisions of this section shall be in effect only from July 1, 2001
 9 through June 30, 2003.

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 11 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 12 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA HELP - DOG
 13 RACING. There is hereby authorized, for the Department of Finance and
 14 Administration - Division of Racing - Dog Racing, for the ~~1999-2001~~ 2001-2003
 15 biennium, the following maximum number of part-time or temporary employees, to
 16 be known as "Extra Help", payable from funds appropriated herein for such
 17 purposes, such employees shall be authorized to work over 1,000 hours per
 18 year:

20	Item	Number	Hourly	Hourly
21	No. Title	Required	Rate	Rate
22			FY99-00 FY00-01	
23			<u>FY01-02</u> <u>FY02-03</u>	
24	(1) VETERINARIAN	2	20.73 — 21.31	
25			<u>21.86</u> <u>22.43</u>	
26	(2) JUDGE	2	15.14 — 15.56	
27			<u>15.96</u> <u>16.38</u>	
28	(3) INVESTIGATOR	1	17.12 — 17.60	
29			<u>18.06</u> <u>18.53</u>	
30	(4) SUPERVISOR	2	17.12 — 17.60	
31			<u>18.06</u> <u>18.53</u>	
32	(5) OFFICE AUDITOR	2	10.46 — 10.75	
33			<u>11.03</u> <u>11.32</u>	
34	(6)VETERINARIAN ASST. II	2	10.27 — 10.56	
35			<u>10.83</u> <u>11.11</u>	
36	(7)VETERINARIAN ASST. I	2	7.57 — 7.78	

1			<u>7.98</u>	<u>8.19</u>
2	(8) SECRETARY	2	10.46	10.75
3			<u>11.03</u>	<u>11.32</u>
4	(9) INSPECTOR	1	11.36	11.67
5			<u>11.92</u>	<u>12.28</u>
6	(10) EXTRA HELP	4	8.11	8.34
7			<u>8.56</u>	<u>8.78</u>

9 The provisions of this section shall be in effect only from July 1, 2001
10 through June 30, 2003.

12 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
13 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RACING PASS
14 RESTRICTIONS. The Director of the Department of Finance and Administration
15 shall set a maximum number of racing passes to be printed and issued annually
16 and it shall not be less than the number printed in 1990. The provisions of
17 this section shall be in effect only from July 1, 2001 through June 30, 2003.

19 SECTION 7. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
20 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all
21 appropriations as provided in this Act, the agency disbursing officer shall
22 monitor the level of fund balances in relation to expenditures on a monthly
23 basis. If any proposed expenditures would cause a fund balance to decline to
24 less than fifty percent (50%) of the balance available on July 1, 2001, the
25 disbursing officer shall immediately notify the executive head of the agency.
26 Prior to any obligations being made under these circumstances, the agency
27 head shall file written documentation with the Chief Fiscal Officer of the
28 State requesting approval of the expenditures. Such documentation shall
29 provide sufficient financial data to justify the expenditures and shall
30 include the following:
31 1) a plan that clearly indicates the specific fiscal impact of such
32 expenditures on the fund balance.
33 2) information clearly indicating and explaining what programs would be cut or
34 any other measures to be taken by the agency to restore the fund balance.
35 3) the extent to which any of the planned expenditures are for one-time costs
36 or one-time purchase of capitalized items.

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

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

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

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18 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General Assembly
19 that any funds disbursed under the authority of the appropriations contained
20 in this act shall be in compliance with the stated reasons for which this act
21 was adopted, as evidenced by the Agency Requests, Executive Recommendations
22 and Legislative Recommendations contained in the budget manuals prepared by
23 the Department of Finance and Administration, letters, or summarized oral
24 testimony in the official minutes of the Arkansas Legislative Council or Joint
25 Budget Committee which relate to its passage and adoption.

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27 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General
28 Assembly, that the Constitution of the State of Arkansas prohibits the
29 appropriation of funds for more than a two (2) year period; that the
30 effectiveness of this Act on July 1, 2001 is essential to the operation of the
31 agency for which the appropriations in this Act are provided, and that in the
32 event of an extension of the Regular Session, the delay in the effective date
33 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
34 administration and provision of essential governmental programs. Therefore, an
35 emergency is hereby declared to exist and this Act being necessary for the
36 immediate preservation of the public peace, health and safety shall be in full

1 force and effect from and after July 1, 2001.

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APPROVED: 1/31/2001