

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 84th General Assembly
3 Regular Session, 2003
4

A Bill

Act 44 of 2003
HOUSE BILL 1093

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 MANUFACTURED HOME COMMISSION FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 2005; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS MANUFACTURED
17 HOME COMMISSION APPROPRIATION FOR THE
18 2003-2005 BIENNIUM.
19
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas
25 Manufactured Home Commission for the 2003-2005 biennium, the following
26 maximum number of regular employees whose salaries shall be governed by the
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
29 Provided, however, that any position to which a specific maximum annual
30 salary is set out herein in dollars, shall be exempt from the provisions of
31 said Uniform Classification and Compensation Act. All persons occupying
32 positions authorized herein are hereby governed by the provisions of the
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
34 or its successor.
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36 Maximum Annual



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Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate Fiscal Years	
				2003-2004	2004-2005
1	(1)	408Z MANUFACTURED HOMES COMM DIRECTOR	1	GRADE 24	
2	(2)	Q048 MANUFACTURED HOUSING SPEC SUPV	1	GRADE 20	
3	(3)	Q047 MANUFACTURED HOUSING SPEC	3	GRADE 18	
4	(4)	R440 BUSINESS CONTROLLER II	1	GRADE 16	
5	(5)	K153 SECRETARY II	<u>1</u>	GRADE 13	
6		MAX. NO. OF EMPLOYEES	7		

10

11 SECTION 2. APPROPRIATION. There is hereby appropriated, to the Arkansas
 12 Manufactured Home Commission, to be payable from the Manufactured Home
 13 Standards Fund, for personal services and operating expenses of the Arkansas
 14 Manufactured Home Commission for the biennial period ending June 30, 2005,
 15 the following:

16

ITEM NO.		FISCAL YEARS	
		2003-2004	2004-2005
17	(01) REGULAR SALARIES	\$ 171,878	\$ 176,519
18	(02) PERSONAL SERV MATCH	47,241	48,662
19	(03) MAINT. & GEN. OPERATION		
20	(A) OPER. EXPENSE	63,538	63,538
21	(B) CONF. & TRAVEL	7,500	7,500
22	(C) PROF. FEES	3,050	3,050
23	(D) CAP. OUTLAY	0	0
24	(E) DATA PROC.	<u>2,500</u>	<u>2,500</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 295,707</u>	<u>\$ 301,769</u>

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27 SECTION 3. APPROPRIATION - INVESTMENTS AND CLAIMS. There is hereby
 28 appropriated, to the Arkansas Manufactured Home Commission, to be payable
 29 from the Manufactured Housing Recovery Fund, for payment of investments and
 30 claims by the Arkansas Manufactured Home Commission for the biennial period
 31 ending June 30, 2005, the following:

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ITEM NO.		FISCAL YEARS	
		2003-2004	2004-2005

33

1 (01) INVESTMENTS AND CLAIMS \$ 220,200 \$ 220,200

2

3 SECTION 4. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
4 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES - MANUFACTURED
5 HOME STANDARDS FUND. (A) For all appropriations as provided in this Act,
6 the agency disbursing officer shall monitor the level of fund balances in
7 relation to expenditures on a monthly basis. If any proposed expenditures
8 would cause the Manufactured Home Standards Fund to decline below one hundred
9 thirty three thousand eight hundred thirty three dollars (\$133,833) a fund
10 balance to decline to less than fifty percent (50%) of the balance available
11 on July 1, 2001, the disbursing officer shall immediately notify the
12 executive head of the agency. Prior to any obligations being made under
13 these circumstances, the agency head shall file written documentation with
14 the Chief Fiscal Officer of the State requesting approval of the
15 expenditures. Such documentation shall provide sufficient financial data to
16 justify the expenditures and shall include the following:

- 17 1) a plan that clearly indicates the specific fiscal impact of such
- 18 expenditures on the fund balance.
- 19 2) information clearly indicating and explaining what programs would be cut
- 20 or any other measures to be taken by the agency to restore the fund balance.
- 21 3) the extent to which any of the planned expenditures are for one-time costs
- 22 or one-time purchase of capitalized items.
- 23 4) a statement certifying that the expenditure of fund balances will not
- 24 jeopardize the financial health of the agency, nor result in a permanent
- 25 depletion of the fund balance.

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

29 The provisions of this section shall be in effect only from July 1, 2003
30 through June 30, 2005.

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32 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
33 by this act shall be limited to the appropriation for such agency and funds
34 made available by law for the support of such appropriations; and the
35 restrictions of the State Purchasing Law, the General Accounting and
36 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

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

5
6 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
7 that any funds disbursed under the authority of the appropriations contained
8 in this act shall be in compliance with the stated reasons for which this act
9 was adopted, as evidenced by the Agency Requests, Executive Recommendations
10 and Legislative Recommendations contained in the budget manuals prepared by
11 the Department of Finance and Administration, letters, or summarized oral
12 testimony in the official minutes of the Arkansas Legislative Council or
13 Joint Budget Committee which relate to its passage and adoption.

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15 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
16 Assembly, that the Constitution of the State of Arkansas prohibits the
17 appropriation of funds for more than a two (2) year period; that the
18 effectiveness of this Act on July 1, 2003 is essential to the operation of
19 the agency for which the appropriations in this Act are provided, and that in
20 the event of an extension of the Regular Session, the delay in the effective
21 date of this Act beyond July 1, 2003 could work irreparable harm upon the
22 proper administration and provision of essential governmental programs.
23 Therefore, an emergency is hereby declared to exist and this Act being
24 necessary for the immediate preservation of the public peace, health and
25 safety shall be in full force and effect from and after July 1, 2003.

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29 APPROVED: 2/3/2003
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