

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

As Engrossed: H3/7/03 H3/19/03

A Bill

Act 687 of 2003
HOUSE BILL 1642

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 STATE
11 PLANT BOARD FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 2005; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE STATE PLANT BOARD
16 APPROPRIATION FOR THE 2003-2005
17 BIENNIUM.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

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

35 Maximum Annual
36 Maximum Salary Rate



1	Item	Class	No. of	Fiscal Years		
				2003-2004	2004-2005	
2	No.	Code	Title	Employees		
3	(1)	9915	PLANT BOARD DIRECTOR	1	\$82,012	\$83,970
4	(2)	047Z	PLANT BOARD ASSISTANT DIRECTOR	1	GRADE	25
5	(3)	050Z	PLANT BOARD DIRECTOR MARKETING	1	GRADE	23
6	(4)	051Z	PLANT BOARD DIRECTOR PLANT IND	1	GRADE	23
7	(5)	913Z	PLANT BOARD DIRECTOR FEED/SEED	3	GRADE	23
8	(6)	B012	CHEMIST SUPERVISOR	1	GRADE	23
9	(7)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE	22
10	(8)	A032	AGENCY FISCAL MANAGER	1	GRADE	22
11	(9)	D066	SYSTEMS COORDINATION ANALYST II	1	GRADE	22
12	(10)	A008	ACCOUNTING SUPERVISOR II	1	GRADE	21
13	(11)	D036	SR PROGRAMMER/ANALYST	1	GRADE	21
14	(12)	R202	ASST DIR FEED, FERT, PEST	4	GRADE	21
15	(13)	R214	SEED CERTIFICATION MANAGER	1	GRADE	21
16	(14)	R286	PEST CONTROL MANAGER	1	GRADE	21
17	(15)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE	21
18	(16)	A006	ACCOUNTING SUPERVISOR I	1	GRADE	20
19	(17)	B010	CHEMIST II	8	GRADE	20
20	(18)	B036	SEED ANALYST SUPERVISOR	1	GRADE	20
21	(19)	Q096	PLANT BOARD FIELD SUPV	4	GRADE	20
22	(20)	Q054	PEST CONTROL INSPECTOR SUPV	1	GRADE	19
23	(21)	Q160	PLANT BOARD AGRI SPECIALIST II	21	GRADE	19
24	(22)	R030	ASST PERSONNEL MANAGER	1	GRADE	19
25	(23)	A111	ACCOUNTANT	1	GRADE	18
26	(24)	B025	SEED ANALYST III	6	GRADE	18
27	(25)	Q052	PEST CONTROL INSPECTOR II	5	GRADE	17
28	(26)	R010	ADMINISTRATIVE ASSISTANT II	2	GRADE	17
29	(27)	B011	CHEMIST INTERN	1	GRADE	16
30	(28)	B029	SEED ANALYST II	2	GRADE	16
31	(29)	A063	PAYROLL OFFICER	1	GRADE	15
32	(30)	A108	ACCOUNTING TECHNICIAN II	1	GRADE	15
33	(31)	K105	REPROD EQUIPMENT OPERATOR SUPV	1	GRADE	15
34	(32)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE	15
35	(33)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	2	GRADE	14
36	(34)	B049	LABORATORY TECHNICIAN II	1	GRADE	13

1	(35)	K153	SECRETARY II	7	GRADE 13
2	(36)	K155	SECRETARY I	<u>2</u>	GRADE 11
3			MAX. NO. OF EMPLOYEES	90	

4

5 SECTION 2. EXTRA HELP - ADMINISTRATION / PEST CONTROL . There is hereby
 6 authorized, for the State Plant Board for the 2003-2005 biennium, the
 7 following maximum number of part-time or temporary employees, to be known as
 8 "Extra Help", payable from funds appropriated herein for such purposes:
 9 twenty five (25) temporary or part-time employees, when needed, at rates of
 10 pay not to exceed those provided in the Uniform Classification and
 11 Compensation Act, or its successor, or this act for the appropriate
 12 classification.

13

14 SECTION 3. APPROPRIATION - ADMINISTRATION / PEST CONTROL. There is hereby
 15 appropriated, to the State Plant Board, to be payable from the Plant Board
 16 Fund, for personal services and operating expenses of the State Plant Board
 17 for the biennial period ending June 30, 2005, the following:

18	ITEM	FISCAL YEARS	
19	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
20	(01) REGULAR SALARIES	\$ 3,090,886	\$ 3,174,339
21	(02) EXTRA HELP	65,000	65,000
22	(03) PERSONAL SERV MATCH	854,807	869,587
23	(04) OVERTIME	9,000	9,000
24	(05) MAINT. & GEN. OPERATION		
25	(A) OPER. EXPENSE	1,239,410	1,239,410
26	(B) CONF. & TRAVEL	58,805	58,805
27	(C) PROF. FEES	243,510	243,510
28	(D) CAP. OUTLAY	364,000	319,500
29	(E) DATA PROC.	0	0
30	(06) PEST ERADICATION	<u>1,000,000</u>	<u>1,000,000</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 6,925,418</u>	<u>\$ 6,979,151</u>

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33 SECTION 4. REGULAR SALARIES - BUREAU OF STANDARDS. There is hereby
 34 established for the State Plant Board - Bureau of Standards for the 2003-2005
 35 biennium, the following maximum number of regular employees whose salaries
 36 shall be governed by the provisions of the Uniform Classification and

1 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
 2 all laws amendatory thereto. Provided, however, that any position to which a
 3 specific maximum annual salary is set out herein in dollars, shall be exempt
 4 from the provisions of said Uniform Classification and Compensation Act. All
 5 persons occupying positions authorized herein are hereby governed by the
 6 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
 7 Code §21-5-101), or its successor.

				Maximum Annual		
				Maximum	Salary Rate	
				No. of	Fiscal Years	
Item	Class			Employees	2003-2004	2004-2005
No.	Code	Title				
12	(1)	7137	ARKANSAS BUREAU OF STANDARDS DIRECTOR	1	\$76,094	\$77,940
13	(2)	B012	CHEMIST SUPERVISOR	1	GRADE 23	
14	(3)	B094	BUREAU OF STANDARDS LAB SUPERVISOR	1	GRADE 21	
15	(4)	B010	CHEMIST II	5	GRADE 20	
16	(5)	B063	METEOROLOGIST	1	GRADE 18	
17	(6)	B071	MOISTURE METER LABORATORY TECH	1	GRADE 18	
18	(7)	Q033	LIQUEFIED PETROLEUM GAS INSPECTOR	2	GRADE 18	
19	(8)	X412	WEIGHTS & MEASURES INVEST SUPV	1	GRADE 18	
20	(9)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
21	(10)	Q112	PETROLEUM PROD TEST TECHNICIAN	1	GRADE 16	
22	(11)	X411	WEIGHTS & MEASURES INVEST II	18	GRADE 16	
23	(12)	Q049	MOISTURE METER INSPECTOR	1	GRADE 15	
24	(13)	K153	SECRETARY II	<u>2</u>	GRADE 13	
25	MAX. NO. OF EMPLOYEES			36		

27 *SECTION 5. APPROPRIATION - BUREAU OF STANDARDS. There is hereby*
 28 *appropriated, to the State Plant Board, to be payable from the Plant Board*
 29 *Fund, for personal services and operating expenses of the State Plant Board -*
 30 *Bureau of Standards for the biennial period ending June 30, 2005, the*
 31 *following:*

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
35 (01) REGULAR SALARIES	\$ 1,132,885	\$ 1,163,475
36 (02) PERSONAL SERV MATCH	321,594	327,011

1	(03) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	341,100	341,100
3	(B) CONF. & TRAVEL	14,746	14,746
4	(C) PROF. FEES	3,500	3,500
5	(D) CAP. OUTLAY	42,000	49,500
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,855,825</u>	<u>\$ 1,899,332</u>

SECTION 6. REGULAR SALARIES - SURVEY AND QUARANTINE. There is hereby established for the State Plant Board - Survey and Quarantine for the 2003-2005 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item	Class		Maximum	Maximum Annual	
No.	Code	Title	No. of	Salary Rate	
			Employees	Fiscal Years	
				2003-2004	2004-2005
25	(1)	Q098 PLANT BOARD INSPECTION MANAGER	1	GRADE 21	
26	(2)	Q160 PLANT BOARD AGRI SPECIALIST II	6	GRADE 19	
27	(3)	B029 SEED ANALYST II	1	GRADE 16	
28	(4)	K153 SECRETARY II	1	GRADE 13	
29	(5)	K155 SECRETARY I	<u>1</u>	GRADE 11	
30	MAX. NO. OF EMPLOYEES		10		

SECTION 7. APPROPRIATION - SURVEY AND QUARANTINE. There is hereby appropriated, to the State Plant Board, to be payable from the Plant Board Fund, for personal services and operating expenses of the State Plant Board - Survey and Quarantine for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 295,607	\$ 303,588
(02) PERSONAL SERV MATCH	85,952	87,366
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	177,324	177,324
(B) CONF. & TRAVEL	800	800
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) BOLL WEEVIL PROGRAM	<u>30,000</u>	<u>30,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 589,683</u>	<u>\$ 599,078</u>

SECTION 8. REGULAR SALARIES - PUBLIC GRAIN WAREHOUSE INSPECTION PROGRAM. There is hereby established for the State Plant Board - Public Grain Warehouse Inspection Program for the 2003-2005 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2003-2004	2004-2005
(1)	Q110	MGR GRAIN WRHSE & CATFISH PROC SECT	1	GRADE 21	
(2)	A118	GRAIN FIELD AUDITOR	3	GRADE 18	
(3)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14	
		MAX. NO. OF EMPLOYEES	5		

SECTION 9. APPROPRIATION - PUBLIC GRAIN WAREHOUSE INSPECTION PROGRAM. There is hereby appropriated, to the State Plant Board, to be payable from

1 the Plant Board Fund, for personal services and operating expenses of the
 2 State Plant Board - Public Grain Warehouse Inspection Program for the
 3 biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 145,463	\$ 149,391
(02) PERSONAL SERV MATCH	42,562	43,257
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	67,935	67,935
(B) CONF. & TRAVEL	4,613	4,613
(C) PROF. FEES	1,200	1,200
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 261,773</u>	<u>\$ 266,396</u>

16 SECTION 10. REGULAR SALARIES - PESTICIDE SURVEILLANCE. There is hereby
 17 established for the State Plant Board - Pesticide Surveillance for the 2003-
 18 2005 biennium, the following maximum number of regular employees whose
 19 salaries shall be governed by the provisions of the Uniform Classification
 20 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 21 and all laws amendatory thereto. Provided, however, that any position to
 22 which a specific maximum annual salary is set out herein in dollars, shall be
 23 exempt from the provisions of said Uniform Classification and Compensation
 24 Act. All persons occupying positions authorized herein are hereby governed
 25 by the provisions of the Regular Salaries Procedures and Restrictions Act
 26 (Arkansas Code §21-5-101), or its successor.

Item Class	Maximum No. of Employees	Maximum Annual
		Salary Rate Fiscal Years
No. Code Title		2003-2004 2004-2005
(1) Q160 PLANT BOARD AGRI SPECIALIST II	<u>5</u>	GRADE 19
MAX. NO. OF EMPLOYEES	5	

34 SECTION 11. APPROPRIATION - PESTICIDE SURVEILLANCE. There is hereby
 35 appropriated, to the State Plant Board, to be payable from the Plant Board
 36 Fund, for personal services and operating expenses of the State Plant Board -

1 Pesticide Surveillance for the biennial period ending June 30, 2005, the
 2 following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 170,411	\$ 175,012
(02) PERSONAL SERV MATCH	46,980	47,795
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	52,066	52,066
(B) CONF. & TRAVEL	6,000	6,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 275,457</u>	<u>\$ 280,873</u>

16 SECTION 12. REGULAR SALARIES - APIARY. There is hereby established for
 17 the State Plant Board - Apiary for the 2003-2005 biennium, the following
 18 maximum number of regular employees whose salaries shall be governed by the
 19 provisions of the Uniform Classification and Compensation Act (Arkansas Code
 20 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
 21 Provided, however, that any position to which a specific maximum annual
 22 salary is set out herein in dollars, shall be exempt from the provisions of
 23 said Uniform Classification and Compensation Act. All persons occupying
 24 positions authorized herein are hereby governed by the provisions of the
 25 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
 26 or its successor.

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	Q098	PLANT BOARD INSPECTION MANAGER	1	GRADE 21	
(2)	Q031	APIARY INSPECTOR	2	GRADE 16	
(3)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14	
		MAX. NO. OF EMPLOYEES	4		

36 SECTION 13. EXTRA HELP - APIARY. There is hereby authorized, for the

1 State Plant Board - Apiary for the 2003-2005 biennium, the following maximum
 2 number of part-time or temporary employees, to be known as "Extra Help",
 3 payable from funds appropriated herein for such purposes: eight (8)
 4 temporary or part-time employees, when needed, at rates of pay not to exceed
 5 those provided in the Uniform Classification and Compensation Act, or its
 6 successor, or this act for the appropriate classification.

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 8 SECTION 14. APPROPRIATION - APIARY. There is hereby appropriated, to the
 9 State Plant Board, to be payable from the Plant Board Fund, for personal
 10 services and operating expenses of the State Plant Board - Apiary for the
 11 biennial period ending June 30, 2005, the following:

ITEM	FISCAL YEARS	
NO.	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 107,933	\$ 110,847
(02) EXTRA HELP	12,000	12,000
(03) PERSONAL SERV MATCH	33,480	33,996
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	51,094	51,094
(B) CONF. & TRAVEL	2,400	2,400
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 206,907</u>	<u>\$ 210,337</u>

24
 25 SECTION 15. REGULAR SALARIES - PRODUCT MARKETING PROGRAM. There is hereby
 26 established for the State Plant Board - Product Marketing Program for the
 27 2003-2005 biennium, the following maximum number of regular employees whose
 28 salaries shall be governed by the provisions of the Uniform Classification
 29 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 30 and all laws amendatory thereto. Provided, however, that any position to
 31 which a specific maximum annual salary is set out herein in dollars, shall be
 32 exempt from the provisions of said Uniform Classification and Compensation
 33 Act. All persons occupying positions authorized herein are hereby governed
 34 by the provisions of the Regular Salaries Procedures and Restrictions Act
 35 (Arkansas Code §21-5-101), or its successor.

36

Item	Class	Maximum	Maximum Annual
No.	Code	No. of	Salary Rate
Title		Employees	Fiscal Years
			2003-2004 2004-2005
(1)	050Z	1	GRADE 23
		1	

SECTION 16. APPROPRIATION - PRODUCT MARKETING PROGRAM. There is hereby appropriated, to the State Plant Board, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the State Plant Board - Product Marketing Program for the biennial period ending June 30, 2005, the following:

ITEM	FISCAL YEARS	
NO.	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 48,024	\$ 49,307
(02) PERSONAL SERV MATCH	11,865	12,092
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	14,000	14,000
(B) CONF. & TRAVEL	6,000	6,000
(C) PROF. FEES	125,111	123,601
(D) CAP. OUTLAY	5,000	5,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 210,000</u>	<u>\$ 210,000</u>

SECTION 17. APPROPRIATIONS - REFUNDS / TRANSFERS. There is hereby appropriated, to the State Plant Board, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the State Plant Board, for refunds and transfers to the State Treasury by the State Plant Board for the biennial period ending June 30, 2005, the following:

ITEM	FISCAL YEARS	
NO.	2003-2004	2004-2005
(01) REFUNDS/TRANSFERS TO STATE TREASURY	<u>\$ 6,765,100</u>	<u>\$ 6,765,100</u>

SECTION 18. APPROPRIATION - PESTICIDE / PLANT REGULATORY PROGRAM. There is hereby appropriated, to the State Plant Board, to be payable from the Abandoned Agricultural Pesticide and Plant Regulator Disposal Trust Fund, for

operating expenses of the State Plant Board - Pesticide / Plant Regulatory Program for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 750,000	\$ 750,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 750,000</u>	<u>\$ 750,000</u>

SECTION 19. APPROPRIATION - GRANTS. There is hereby appropriated, to the State Plant Board, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the State Plant Board for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) GRANT TO THE UNIVERSITY OF ARKANSAS - DIV. OF AGRICULTURE FOR INTERNSHIPS AND SCHOLARSHIPS	\$ 5,000	\$ 5,000
(02) GRANT TO THE ARKANSAS STATE UNIVERSITY COLLEGE OF AGRICULTURE FOR INTERNSHIPS AND SCHOLARSHIPS	5,000	5,000
(03) GRANT TO THE ARKANSAS TECH UNIVERSITY AGRICULTURE DEPARTMENT FOR INTERNSHIPS AND SCHOLARSHIPS	<u>5,000</u>	<u>5,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 15,000</u>	<u>\$ 15,000</u>

SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION - PEST ERADICATION. During either fiscal year of the ~~2001-2003~~ 2003-2005 Biennium, if the State Plant Board determines that the demands of pest eradication efforts require additional personnel expenses, with the approval of the Chief Fiscal Officer of the State and review by the

1 Legislative Council, appropriations may be transferred from the Pest
2 Eradication Program special line item to the line items for Regular Salaries,
3 Extra Help, Overtime, and Personal Services Matching.

4 The provisions of this section shall be in effect only from ~~July 1, 2001~~
5 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

6
7 SECTION 21. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
8 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES - PLANT BOARD
9 FUND. (A) For all appropriations as provided in this Act, the agency
10 disbursing officer shall monitor the level of fund balances in relation to
11 expenditures on a monthly basis. If any proposed expenditures would cause
12 the Plant Board Fund to decline below one million one hundred seventy three
13 thousand three hundred nine dollars (\$1,173,309) a fund balance to decline to
14 less than fifty percent (50%) of the balance available on July 1, 2001, the
15 disbursing officer shall immediately notify the executive head of the agency.
16 Prior to any obligations being made under these circumstances, the agency
17 head shall file written documentation with the Chief Fiscal Officer of the
18 State requesting approval of the expenditures. Such documentation shall
19 provide sufficient financial data to justify the expenditures and shall
20 include the following:

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

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

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

35

36 SECTION 22. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

1 by this act shall be limited to the appropriation for such agency and funds
2 made available by law for the support of such appropriations; and the
3 restrictions of the State Purchasing Law, the General Accounting and
4 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
5 Procedures and Restrictions Act, or their successors, and other fiscal
6 control laws of this State, where applicable, and regulations promulgated by
7 the Department of Finance and Administration, as authorized by law, shall be
8 strictly complied with in disbursement of said funds.

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

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

30
31 /s/ Joint Budget Committee

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33
34 APPROVED: 3/26/2003

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