

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.

Act 1833 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H2/16/05

A Bill

HOUSE BILL 1120

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 WAR
11 MEMORIAL STADIUM COMMISSION FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 2007; AND FOR OTHER
13 PURPOSES.
14
15

Subtitle

16 AN ACT FOR THE WAR MEMORIAL STADIUM
17 COMMISSION APPROPRIATION FOR THE
18 2005-2007 BIENNIUM.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
25 the War Memorial Stadium Commission for the 2005-2007 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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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2005-2006	2006-2007
1	(1)	7140 STADIUM COMM STADIUM MANAGER	1	\$78,888	\$80,936
2	(2)	7141 STADIUM COMM ASST MANAGER/ADMR	1	\$59,748	\$61,433
3	(3)	7142 STADIUM COMM OFFICE MANAGER	1	\$49,373	\$50,854
4	(4)	7199 STADIUM COMM ADMIN ASST	1	\$45,992	\$47,371
5	(5)	7145 STADIUM COMM BUILDING MAINT SUPT	1	\$44,121	\$45,444
6	(6)	9343 STADIUM COMM ACCOUNTANT/BOOKKEEPER	1	\$35,783	\$36,856
7	(7)	7146 STADIUM COMM CUSTODIAN	<u>1</u>	\$23,458	\$24,161
8	MAX. NO. OF EMPLOYEES		7		

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the War Memorial Stadium Commission for the 2005-2007 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 hundred fifty (150) 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 - STATE OPERATIONS. There is hereby appropriated, to the War Memorial Stadium Commission, to be payable from the Miscellaneous Agencies Fund, for personal services, operating expenses, major maintenance, renovation of facilities and scoreboards, and repairs of the War Memorial Stadium Commission for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$278,122	\$286,038
(02) EXTRA HELP	40,000	40,000
(03) PERSONAL SERVICES MATCHING	76,590	78,100
(04) OVERTIME	1,500	1,500
(05) MAINT. & GEN OPERATION		
(A) OPER. EXPENSE	350,000	350,000

1	(B) CONF. & TRAVEL	0	0
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	0	0
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$746,212</u>	<u>\$755,638</u>

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 7 SECTION 4. APPROPRIATIONS – CASH OPERATIONS. There is hereby
 8 appropriated, to the War Memorial Stadium Commission, to be payable from cash
 9 funds as defined by Arkansas Code 19-4-801 of the War Memorial Stadium
 10 Commission, for personal services and operating expenses of the War Memorial
 11 Stadium Commission for the biennial period ending June 30, 2007, the
 12 following:
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14	ITEM	FISCAL YEARS	
15	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
16	(01) REGULAR SALARIES	\$ 337,363	\$ 347,055
17	(02) EXTRA HELP	65,000	65,000
18	(03) PERSONAL SERVICES MATCHING	96,632	98,455
19	(04) OVERTIME	7,000	7,000
20	(05) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	572,555	572,555
22	(B) CONF. & TRAVEL	2,000	2,000
23	(C) PROF. FEES	54,538	54,538
24	(D) CAP. OUTLAY	50,000	30,000
25	(E) DATA PROC.	0	0
26	(06) CONSTRUCTION	4,000,000	4,000,000
27	(07) RESALE AND GAME EXPENSE	449,383	449,383
28	(08) REFUND/REIMBURSEMENTS	130,000	130,000
29	(09) CONTINGENCY	<u>30,000</u>	<u>30,000</u>
30	TOTAL AMOUNT APPROPRIATED	<u>\$ 5,794,471</u>	<u>\$ 5,785,986</u>

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 32 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
 34 BALANCES - WAR MEMORIAL STADIUM CASH FUND BALANCE. (A) For all
 35 appropriations as provided in this Act, the agency disbursing officer shall
 36 monitor the level of fund balances in relation to expenditures on a monthly

1 basis. If any proposed expenditures would cause the War Memorial Stadium
2 Cash Fund Balance to decline below two hundred ten thousand seven hundred
3 thirty dollars (\$210,730), the disbursing officer shall immediately notify
4 the executive head of the agency. Prior to any obligations being made under
5 these circumstances, the agency head shall file written documentation with
6 the Chief Fiscal Officer of the State requesting approval of the
7 expenditures. Such documentation shall provide sufficient financial data to
8 justify the expenditures and shall include the following:

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

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

21 The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005
22 through June 30, ~~2005~~ 2007.

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24 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
25 by this act shall be limited to the appropriation for such agency and funds
26 made available by law for the support of such appropriations; and the
27 restrictions of the State Procurement Law, the General Accounting and
28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
29 Procedures and Restrictions Act, or their successors, and other fiscal
30 control laws of this State, where applicable, and regulations promulgated by
31 the Department of Finance and Administration, as authorized by law, shall be
32 strictly complied with in disbursement of said funds.

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34 SECTION 7. 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
5 Joint Budget Committee which relate to its passage and adoption.

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7 SECTION 8. 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, 2005 is essential to the operation of
11 the agency for which the appropriations in this Act are provided, and that in
12 the event of an extension of the Regular Session, the delay in the effective
13 date of this Act beyond July 1, 2005 could work irreparable harm upon the
14 proper administration and provision of essential governmental programs.
15 Therefore, an emergency is hereby declared to exist and this Act being
16 necessary for the immediate preservation of the public peace, health and
17 safety shall be in full force and effect from and after July 1, 2005.

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19 */s/ Joint Budget Committee*

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22 *APPROVED: 04/08/2005*
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