

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 53 of the Regular Session

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009

# A Bill

HOUSE BILL 1101

4  
5 By: Joint Budget Committee  
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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 WATERWAYS COMMISSION FOR THE FISCAL YEAR ENDING  
12 JUNE 30, 2010; AND FOR OTHER PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE ARKANSAS WATERWAYS  
16 COMMISSION APPROPRIATION FOR THE  
17 2009-2010 FISCAL YEAR.  
18  
19  
20

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

23 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas  
24 Waterways Commission for the 2009-2010 fiscal year, the following maximum  
25 number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
34  
35

Maximum Annual



Item Class	Maximum No. of Employees	Salary Rate Fiscal Year 2009-2010
(1) B009C DIRECTOR WATERWAYS COMMISSION	1	GRADE C127
(2) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE C112
MAX. NO. OF EMPLOYEES	2	

SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Waterways Commission, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Arkansas Waterways Commission for the fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
(01) REGULAR SALARIES	\$ 109,097
(02) PERSONAL SERVICES MATCHING	30,385
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	41,985
(B) CONF. & TRAVEL	2,876
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) STATE'S CONTRIBUTIONS	<u>2,600</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 186,943</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ASSOCIATION DUES. Of the amounts appropriated for regional contributions by item (04) in Section 2 of this Act, three thousand dollars (\$3,000.00), or three-sevenths (3/7) whichever is less of the appropriated or funded amount, each fiscal year shall be allocated for membership dues for the Lower Mississippi Valley Flood Control Association and one thousand dollars (\$1,000.00), or one-seventh (1/7) whichever is less of the appropriated or funded amount, each fiscal year shall be allocated for membership dues for each of the following associations: Ouachita River Valley Association, Red

1 River Valley Association, Arkansas Basin Association, and White River Valley  
 2 Coalition.

3 The provisions of this section shall be in effect only from July 1,  
 4 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

5  
 6 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 7 by this act shall be limited to the appropriation for such agency and funds  
 8 made available by law for the support of such appropriations; and the  
 9 restrictions of the State Procurement Law, the General Accounting and  
 10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 11 Procedures and Restrictions Act, or their successors, and other fiscal  
 12 control laws of this State, where applicable, and regulations promulgated by  
 13 the Department of Finance and Administration, as authorized by law, shall be  
 14 strictly complied with in disbursement of said funds.

15  
 16 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 17 that any funds disbursed under the authority of the appropriations contained  
 18 in this act shall be in compliance with the stated reasons for which this act  
 19 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 20 and Legislative Recommendations contained in the budget manuals prepared by  
 21 the Department of Finance and Administration, letters, or summarized oral  
 22 testimony in the official minutes of the Arkansas Legislative Council or  
 23 Joint Budget Committee which relate to its passage and adoption.

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 25 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
 26 Assembly, that the Constitution of the State of Arkansas prohibits the  
 27 appropriation of funds for more than a one (1) year period; that the  
 28 effectiveness of this Act on July 1, 2009 is essential to the operation of  
 29 the agency for which the appropriations in this Act are provided, and that in  
 30 the event of an extension of the Regular Session, the delay in the effective  
 31 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
 32 proper administration and provision of essential governmental programs.  
 33 Therefore, an emergency is hereby declared to exist and this Act being  
 34 necessary for the immediate preservation of the public peace, health and  
 35 safety shall be in full force and effect from and after July 1, 2009.

36 APPROVED: 2/5/2009