

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 72 of the Regular Session

As Engrossed: H1/29/09

A Bill

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

HOUSE BILL 1196

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE
11 DEPARTMENT OF FINANCE AND ADMINISTRATION -
12 DIVISION OF RACING FOR THE FISCAL YEAR ENDING
13 JUNE 30, 2010; AND FOR OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF FINANCE
17 AND ADMINISTRATION - DIVISION OF RACING
18 APPROPRIATION FOR THE 2009-2010 FISCAL
19 YEAR.
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22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. REGULAR SALARIES. There is hereby established for the
26 Department of Finance and Administration - Division of Racing for the 2009-
27 2010 fiscal year, 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.



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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2009-2010
(1)	B009N	DFA DOG RACING VETERINARIAN	1	GRADE N905
(2)	G228C	DFA RACING COMMISSION MANAGER	1	GRADE C126
(3)	X069C	DFA HORSE RACING SUPERVISOR	1	GRADE C119
(4)	X084C	DFA DOG RACING SUPERVISOR	2	GRADE C118
(5)	C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116
(6)	X142C	DFA RACING COMMISSION JUDGE	2	GRADE C115
(7)	A104C	DFA RACING COMMISSION OFC AUDITOR	1	GRADE C114
(8)	B110C	VETERINARIAN ASSISTANT	4	GRADE C111
MAX. NO. OF EMPLOYEES			13	

16 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of
17 Finance and Administration - Division of Racing for the 2009-2010 fiscal
18 year, the following maximum number of part-time or temporary employees, to be
19 known as "Extra Help", payable from funds appropriated herein for such
20 purposes: twenty-seven (27) temporary or part-time employees, when needed,
21 at rates of pay not to exceed those provided in the Uniform Classification
22 and Compensation Act, or its successor, or this act for the appropriate
23 classification.

24
25 SECTION 3. APPROPRIATION. There is hereby appropriated, to the Department
26 of Finance and Administration - Division of Racing, to be payable from the
27 Miscellaneous Agencies Fund Account, for personal services and operating
28 expenses of the Department of Finance and Administration - Division of Racing
29 for the fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
(01) REGULAR SALARIES	\$ 575,190
(02) EXTRA HELP	210,000
(03) PERSONAL SERVICES MATCHING	217,164
(04) OVERTIME	30,000

1	(05) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	223,496
3	(B) CONF. & TRAVEL	5,950
4	(C) PROF. FEES	18,801
5	(D) CAP. OUTLAY	0
6	(E) DATA PROC.	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,280,601</u>

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9 SECTION 4. APPROPRIATION - LICENSE APPLICATIONS. There is hereby

10 appropriated, to the Department of Finance and Administration - Division of

11 Racing, to be payable from the cash fund deposited in the State Treasury as

12 determined by the Chief Fiscal Officer of the State, for operating expenses

13 associated with license applications for employees at Oaklawn and Southland

14 Parks of the Department of Finance and Administration - Division of Racing

15 for the fiscal year ending June 30, 2010, the following:

17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2009-2010</u>
19	(01) MAINT. & GEN. OPERATION	
20	(A) OPER. EXPENSE	\$ 100,000
21	(B) CONF. & TRAVEL	0
22	(C) PROF. FEES	0
23	(D) CAP. OUTLAY	0
24	(E) DATA PROC.	0
25	(02) REFUND/REIMBURSEMENTS	<u>5,000</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 105,000</u>

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28 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA

30 HELP - HORSE RACING. There is hereby authorized, for the Department of

31 Finance and Administration - Division of Racing - Horse Racing, for the ~~2007-~~

32 ~~2009~~ 2009-2010 fiscal year biennium, the following maximum number of part-

33 time or temporary employees, to be known as "Extra Help", payable from funds

34 appropriated herein for such purposes, such employees shall be authorized to

35 work over 1,000 hours per year:

36	Item	Number	Hourly
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No.	Title	Required	Rate
			FY07-08
			<u>FY09-10</u>
4	(01) VETERINARIAN	1	57.41 <u>60.49</u>
5	(02) GENERAL VET. ASST. <u>VETERINARIAN ASSISTANT</u>	2	17.35 <u>18.29</u>
6	(03) STEWARD	1	39.00 <u>41.10</u>
7	(04) INVESTIGATOR	1	22.58 <u>23.80</u>
8	(05) ASST. SUPERVISOR	1	17.35 <u>18.29</u>
9	(06) LICENSING CLERK	3	11.29 <u>11.90</u>
10	(07) SECURITY GATEMAN	1	8.67 <u>9.14</u>
11	(08) COLLECTORS	3	11.49 <u>12.12</u>
12	(09) WALKERS	4	8.67 <u>9.14</u>
13	(10) EXTRA HELP	4	10.41 <u>10.97</u>
14	(11) JUDGE	1	16.41 <u>17.29</u>

15 The provisions of this section shall be in effect only from July 1,
 16 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

18 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA
 20 HELP - DOG RACING. There is hereby authorized, for the Department of Finance
 21 and Administration - Division of Racing - Dog Racing, for the ~~2007-2009~~ 2009-
 22 2010 fiscal year biennium, the maximum number of five (5) part-time or
 23 temporary employees, to be known as "Extra Help", payable from funds
 24 appropriated herein for such purposes, such employees shall be authorized to
 25 work over 1,000 hours per year.

26 The provisions of this section shall be in effect only from July 1, ~~2007~~
 27 2009 through June 30, ~~2009~~ 2010.

29 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RACING
 31 PASS RESTRICTIONS. The Director of the Department of Finance and
 32 Administration shall set a maximum number of racing passes to be printed and
 33 issued annually and it shall not be less than the number printed in 1990.

34 The provisions of this section shall be in effect only from July 1,
 35 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

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

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

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20 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General
21 Assembly, that the Constitution of the State of Arkansas prohibits the
22 appropriation of funds for more than a one (1) year period; that the
23 effectiveness of this Act on July 1, 2009 is essential to the operation of
24 the agency for which the appropriations in this Act are provided, and that in
25 the event of an extension of the Regular Session, the delay in the effective
26 date of this Act beyond July 1, 2009 could work irreparable harm upon the
27 proper administration and provision of essential governmental programs.
28 Therefore, an emergency is hereby declared to exist and this Act being
29 necessary for the immediate preservation of the public peace, health and
30 safety shall be in full force and effect from and after July 1, 2009.

31
32 /s/ Joint Budget Committee

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34 **APPROVED: 2/5/2009**