

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 821 of the Regular Session**

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

*As Engrossed: H3/18/09*

**A Bill**

HOUSE BILL 1175

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 ARKANSAS  
11 TOBACCO CONTROL BOARD FOR THE FISCAL YEAR ENDING  
12 JUNE 30, 2010; AND FOR OTHER PURPOSES.  
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14

**Subtitle**

15 AN ACT FOR THE ARKANSAS TOBACCO CONTROL  
16 BOARD APPROPRIATION FOR THE 2009-2010  
17 FISCAL YEAR.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas  
24 Tobacco Control Board 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



1		Maximum	Salary Rate
2	Item Class	No. of	Fiscal Year
3	No. Code Title	Employees	2009-2010
4	(1) N113N ATC DIRECTOR	1	GRADE N905
5	(2) G073C ATTORNEY	1	GRADE C124
6	(3) X057C ATC DEPUTY DIRECTOR	1	GRADE C120
7	(4) X074C ATC AUDITOR/INVESTIGATOR	2	GRADE C119
8	(5) R027C BUDGET SPECIALIST	1	GRADE C117
9	(6) X131C ATC ENFORCEMENT AGENT	11	GRADE C116
10	(7) C037C ADMINISTRATIVE ANALYST	2	GRADE C115
11	(8) C056C ADMINISTRATIVE SPECIALIST III	<u>3</u>	GRADE C112
12	MAX. NO. OF EMPLOYEES	22	

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 14 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to  
 15 the Arkansas Tobacco Control Board, to be payable from the Miscellaneous  
 16 Agencies Fund Account, for personal services and operating expenses of the  
 17 Arkansas Tobacco Control Board for the fiscal year ending June 30, 2010, the  
 18 following:

20	ITEM	FISCAL YEAR
21	NO.	2009-2010
22	(01) REGULAR SALARIES	\$ 369,875
23	(02) PERSONAL SERVICES MATCHING	116,769
24	(03) MAINT. & GEN. OPERATION	
25	(A) OPER. EXPENSE	387,597
26	(B) CONF. & TRAVEL	10,000
27	(C) PROF. FEES	10,000
28	(D) CAP. OUTLAY	0
29	(E) DATA PROC.	<u>0</u>
30	TOTAL AMOUNT APPROPRIATED	<u>\$ 894,241</u>

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 32 SECTION 3. APPROPRIATION - SALES TO MINORS ENFORCEMENT. There is hereby  
 33 appropriated, to the Arkansas Tobacco Control Board, to be payable from the  
 34 cash fund deposited in the State Treasury as determined by the Chief Fiscal  
 35 Officer of the State, for personal services and operating expenses of the  
 36 Arkansas Tobacco Control Board - Sales to Minors Enforcement for the fiscal

1 year ending June 30, 2010, the following:

2		
3	ITEM	FISCAL YEAR
4	<u>NO.</u>	<u>2009-2010</u>
5	(01) REGULAR SALARIES	\$ 473,408
6	(02) PERSONAL SERVICES MATCHING	157,005
7	(03) MAINT. & GEN. OPERATION	
8	(A) OPER. EXPENSE	310,808
9	(B) CONF. & TRAVEL	19,495
10	(C) PROF. FEES	46,932
11	(D) CAP. OUTLAY	32,250
12	(E) DATA PROC.	<u>0</u>
13	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,039,898</u>

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15 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 16 by this act shall be limited to the appropriation for such agency and funds  
 17 made available by law for the support of such appropriations; and the  
 18 restrictions of the State Procurement Law, the General Accounting and  
 19 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 20 Procedures and Restrictions Act, or their successors, and other fiscal  
 21 control laws of this State, where applicable, and regulations promulgated by  
 22 the Department of Finance and Administration, as authorized by law, shall be  
 23 strictly complied with in disbursement of said funds.

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

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34 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
 35 Assembly, that the Constitution of the State of Arkansas prohibits the  
 36 appropriation of funds for more than a one (1) year period; that the

1 effectiveness of this Act on July 1, 2009 is essential to the operation of  
2 the agency for which the appropriations in this Act are provided, and that in  
3 the event of an extension of the Regular Session, the delay in the effective  
4 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
5 proper administration and provision of essential governmental programs.  
6 Therefore, an emergency is hereby declared to exist and this Act being  
7 necessary for the immediate preservation of the public peace, health and  
8 safety shall be in full force and effect from and after July 1, 2009.

9  
10 */s/ Joint Budget Committee*

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12 **APPROVED: 4/6/2009**  
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