

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 72 OF 1995
SENATE BILL 145

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO PROVIDE FOR ANNUAL
9 CAREER RECOGNITION PAYMENTS TO CLASSIFIED EMPLOYEES OF
10 STATE AGENCIES FOR THE DEPARTMENT OF FINANCE AND
11 ADMINISTRATION - DISBURSING OFFICER FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 1997; AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF FINANCE
16 AND ADMINISTRATION - DISBURSING OFFICER
17 APPROPRIATION FOR THE 1995-97 BIENNIUM."

18
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. APPROPRIATIONS . There is hereby appropriated, to the
22 Department of Finance and Administration - Disbursing Officer, to be payable
23 from the Merit Adjustment Fund, for the purpose of providing annual career
24 service recognition payments to classified employees of state agencies for the
25 biennial period ending June 30, 1997, the following:

27 ITEM	28 FISCAL YEARS	
	1995-96	1996-97
29 (01) CAREER RECOGNITION PAYMENTS	<u>\$ 4,898,511</u>	<u>\$ 5,312,716</u>

30 SECTION 2. APPROPRIATION TRANSFER PROCEDURES. In the event that
31 sufficient appropriation has not been provided for the payment of Career
32 Recognition Payments for any state agency or institution due to the enactment
33 of this Act or any other act approved by the Eightieth General Assembly which
34 raises the compensation level of state employees, the agency or institution
35 may request a transfer from the appropriation provided herein from the Chief
36 Fiscal Officer of the State. Such request shall clearly state the amount

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1 required, the fund or fund account from which the employees are currently
2 being paid, and such other information as may be required by the Chief Fiscal
3 Officer of the State that he deems necessary to make a decision regarding the
4 request. Upon the approval of the Chief Fiscal Officer of the State or upon
5 processing the request for elected Constitutional Officers and their employees
6 by the Chief Fiscal Officer of the State, the State Auditor shall be notified
7 as to the amount and the purposes for which said appropriation is to be made.
8 The appropriation shall then be added to the proper account on the books of
9 the Department of Finance and Administration and the State Auditor payable
10 from the fund or fund account from which the employees of the agency or
11 institution are authorized to be paid by law. Such appropriation transfer
12 shall be limited to Regular Salaries or Personal Services Matching or both.
13

14 SECTION 3. Funding for the appropriation transfers authorized by this
15 Act, or for any part thereof, for those state agencies which are supported in
16 whole or in part from general revenues, shall, if required, be provided by a
17 transfer from the Merit Adjustment Fund to the proper fund or fund account and
18 in such amounts as determined by the Chief Fiscal Officer of the State. The
19 State Agencies shall, in addition to the funds provided in this Act for Annual
20 Career Service Recognition Payments from the Merit Adjustment Fund, make
21 available any funding generated from agency salary savings for such purposes
22 from the funds or fund accounts as provided by law.
23

24 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
25 authorized by this Act shall be limited to the appropriation for such agency
26 and funds made available by law for the support of such appropriations; and
27 the restrictions of the State Purchasing 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 control
30 laws of this State, where applicable, and regulations promulgated by the
31 Department of Finance and Administration, as authorized by law, shall be
32 strictly complied with in disbursement of said funds.
33

34 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
35 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this Act shall be in compliance with the stated reasons for which
2 this Act was adopted, as evidenced by the Agency Requests, Executive
3 Recommendations and Legislative Recommendations contained in the budget
4 manuals prepared by the Department of Finance and Administration, letters, or
5 summarized oral testimony in the official minutes of the Arkansas Legislative
6 Council or Joint Budget Committee which relate to its passage and adoption.

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8 SECTION 6. CODE. All provisions of this Act of a general and permanent
9 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
10 Code Revision Commission shall incorporate the same in the Code.

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12 SECTION 7. SEVERABILITY. If any provision of this Act or the
13 application thereof to any person or circumstance is held invalid, such
14 invalidity shall not affect other provisions or applications of the Act which
15 can be given effect without the invalid provision or application, and to this
16 end the provisions of this Act are declared to be severable.

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18 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
19 with this Act are hereby repealed.

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21 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
22 Eightieth General Assembly, that the Constitution of the State of Arkansas
23 prohibits the appropriation of funds for more than a two (2) year period; that
24 the effectiveness of this Act on July 1, 1995 is essential to the operation of
25 the agency for which the appropriations in this Act are provided, and that in
26 the event of an extension of the Regular Session, the delay in the effective
27 date of this Act beyond July 1, 1995 could work irreparable harm upon the
28 proper administration and provision of essential governmental programs.
29 Therefore, an emergency is hereby declared to exist and this Act being
30 necessary for the immediate preservation of the public peace, health and
31 safety shall be in full force and effect from and after July 1, 1995.

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APPROVED: 1/26/95

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