

**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.**

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

# A Bill

**Act 1457 of 2001**  
**SENATE BILL 176**

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

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 AND OPERATING EXPENSES FOR THE ARKANSAS TRANSITIONAL  
11 EMPLOYMENT BOARD FOR THE BIENNIAL PERIOD ENDING JUNE  
12 30, 2003; AND FOR OTHER PURPOSES.  
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## **Subtitle**

15 AN ACT FOR THE ARKANSAS TRANSITIONAL  
16 EMPLOYMENT BOARD APPROPRIATION FOR  
17 THE 2001-2003 BIENNIAL.  
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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 - OPERATIONS. There is hereby established for  
24 the Arkansas Transitional Employment Board for the 2001-2003 biennium, the  
25 following maximum number of regular employees whose salaries shall be governed  
26 by the provisions of the Uniform Classification and Compensation Act (Arkansas  
27 Code §§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 salary  
29 is set out herein in dollars, shall be exempt from the provisions of said  
30 Uniform Classification and Compensation Act. All persons occupying positions  
31 authorized herein are hereby governed by the provisions of the Regular  
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
33 successor.  
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Maximum Annual

Item	Class	Maximum	Salary Rate		
No.	Code	No. of	Fiscal Years		
	Title	Employees	2001-2002	2002-2003	
(1)	9068	ATEB DIRECTOR	1	\$79,104	\$81,160
(2)	014Z	ATEB PROGRAM DIRECTOR	2	GRADE 24	
(3)	M033	ATEB OUTREACH MONITOR	1	GRADE 21	
(4)	R014	ATEB ADMINISTRATIVE ASSISTANT	1	GRADE 18	
MAX. NO. OF EMPLOYEES			5		

SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Transitional Employment Board, to be payable from the Arkansas Transitional Employment Fund, for personal services and operating expenses of the Arkansas Transitional Employment Board for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
NO.	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 231,083	\$ 237,091
(02) PERSONAL SERV MATCHING	55,744	56,807
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	130,500	130,500
(B) CONF. & TRAVEL	4,500	4,500
(C) PROF. FEES	10,000	10,000
(D) CAP. OUTLAY	4,000	4,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 435,827</u>	<u>\$ 442,898</u>

SECTION 3. APPROPRIATION - TEA INDEPENDENT EVALUATOR. There is hereby appropriated, to the Arkansas Transitional Employment Board, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for TEA Independent Evaluator of the Arkansas Transitional Employment Board for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS
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NO.	2001-2002	2002-2003
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 0	\$ 0
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	750,000	750,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 750,000</u>	<u>\$ 750,000</u>

SECTION 4. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all appropriations as provided in this Act, the agency disbursing officer shall monitor the level of fund balances in relation to expenditures on a monthly basis. If any proposed expenditures would cause a fund balance to decline to less than fifty percent (50%) of the balance available on July 1, 2001, the disbursing officer shall immediately notify the executive head of the agency. Prior to any obligations being made under these circumstances, the agency head shall file written documentation with the Chief Fiscal Officer of the State requesting approval of the expenditures. Such documentation shall provide sufficient financial data to justify the expenditures and shall include the following:

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

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

SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made

1 available by law for the support of such appropriations; and the restrictions  
2 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
3 Law, the Revenue Stabilization Law, the Regular Salary Procedures and  
4 Restrictions Act, or their successors, and other fiscal control laws of this  
5 State, where applicable, and regulations promulgated by the Department of  
6 Finance and Administration, as authorized by law, shall be strictly complied  
7 with in disbursement of said funds.

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9 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly  
10 that any funds disbursed under the authority of the appropriations contained  
11 in this act shall be in compliance with the stated reasons for which this act  
12 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
13 and Legislative Recommendations contained in the budget manuals prepared by  
14 the Department of Finance and Administration, letters, or summarized oral  
15 testimony in the official minutes of the Arkansas Legislative Council or Joint  
16 Budget Committee which relate to its passage and adoption.

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18 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
19 Assembly, that the Constitution of the State of Arkansas prohibits the  
20 appropriation of funds for more than a two (2) year period; that the  
21 effectiveness of this Act on July 1, 2001 is essential to the operation of the  
22 agency for which the appropriations in this Act are provided, and that in the  
23 event of an extension of the Regular Session, the delay in the effective date  
24 of this Act beyond July 1, 2001 could work irreparable harm upon the proper  
25 administration and provision of essential governmental programs. Therefore, an  
26 emergency is hereby declared to exist and this Act being necessary for the  
27 immediate preservation of the public peace, health and safety shall be in full  
28 force and effect from and after July 1, 2001.

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31 APPROVED: 4/10/2001  
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