

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010
4

A Bill

HOUSE BILL 1004

5 By: Joint Budget Committee
6
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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, 2011; AND FOR OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF FINANCE AND
17 ADMINISTRATION - DIVISION OF RACING
18 APPROPRIATION FOR THE 2010-2011 FISCAL
19 YEAR.
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22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. REGULAR SALARIES. There is hereby established for the
26 Department of Finance and Administration - Division of Racing for the 2010-
27 2011 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	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2010-2011
(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	<u>4</u>	GRADE C111
MAX. NO. OF EMPLOYEES			13	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Finance and Administration - Division of Racing for the 2010-2011 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: twenty-seven (27) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION. There is hereby appropriated, to the Department of Finance and Administration - Division of Racing, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Department of Finance and Administration - Division of Racing for the fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) REGULAR SALARIES	\$ 588,984
(02) EXTRA HELP	210,000
(03) PERSONAL SERVICES MATCHING	220,126
(04) OVERTIME	30,000
(05) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	223,496
2	(B) CONF. & TRAVEL	5,950
3	(C) PROF. FEES	18,801
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,297,357</u>

7
 8 SECTION 4. APPROPRIATION - LICENSE APPLICATIONS. There is hereby
 9 appropriated, to the Department of Finance and Administration - Division of
 10 Racing, to be payable from the cash fund deposited in the State Treasury as
 11 determined by the Chief Fiscal Officer of the State, for operating expenses
 12 associated with license applications for employees at Oaklawn and Southland
 13 Parks of the Department of Finance and Administration - Division of Racing
 14 for the fiscal year ending June 30, 2011, the following:

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2010-2011</u>
18	(01) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	\$ 100,000
20	(B) CONF. & TRAVEL	0
21	(C) PROF. FEES	0
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	0
24	(02) REFUND/REIMBURSEMENTS	<u>5,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 105,000</u>

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 27 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA
 29 HELP - HORSE RACING. There is hereby authorized, for the Department of
 30 Finance and Administration - Division of Racing - Horse Racing, for the ~~2007-~~
 31 ~~2009~~ 2010-2011 fiscal year, the following maximum number of part-time or
 32 temporary employees, to be known as "Extra Help", payable from funds
 33 appropriated herein for such purposes, such employees shall be authorized to
 34 work over 1,000 hours per year:

35	Item	Number	Hourly
36	No. Title	Required	Rate

			<u>FY08-09</u>	
				<u>FY10-11</u>
3	(01) VETERINARIAN	1	59.13	<u>61.89</u>
4	(02) VETERINARIAN ASSISTANT	2	17.87	<u>18.71</u>
5	(03) STEWARD	1	40.17	<u>42.05</u>
6	(04) INVESTIGATOR	1	23.26	<u>24.35</u>
7	(05) ASST. SUPERVISOR	1	17.87	<u>18.71</u>
8	(06) LICENSING CLERK	3	11.63	<u>12.18</u>
9	(07) SECURITY GATEMAN	1	8.93	<u>9.35</u>
10	(08) COLLECTORS	3	11.84	<u>12.40</u>
11	(09) WALKERS	4	8.93	<u>9.35</u>
12	(10) EXTRA HELP	4	10.72	<u>11.23</u>
13	(11) JUDGE	1	16.90	<u>17.69</u>

14 The provisions of this section shall be in effect only from July 1,
 15 ~~2007~~ 2010 through June 30, ~~2009~~ 2011.

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17 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA
 19 HELP - DOG RACING. There is hereby authorized, for the Department of Finance
 20 and Administration - Division of Racing - Dog Racing, for the ~~2007-2009~~ 2010-
 21 2011 fiscal year, the maximum number of five (5) part-time or temporary
 22 employees, to be known as "Extra Help", payable from funds appropriated
 23 herein for such purposes, such employees shall be authorized to work over
 24 1,000 hours per year.

25 The provisions of this section shall be in effect only from July 1, ~~2007~~
 26 2010 through June 30, ~~2009~~ 2011.

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

33 The provisions of this section shall be in effect only from July 1,
 34 ~~2007~~ 2010 through June 30, ~~2009~~ 2011.

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36 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

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

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

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19 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General
20 Assembly, that the Constitution of the State of Arkansas prohibits the
21 appropriation of funds for more than a one (1) year period; that the
22 effectiveness of this Act on July 1, 2010 is essential to the operation of
23 the agency for which the appropriations in this Act are provided, and that in
24 the event of an extension of the legislative session, the delay in the
25 effective date of this Act beyond July 1, 2010 could work irreparable harm
26 upon the proper administration and provision of essential governmental
27 programs. Therefore, an emergency is hereby declared to exist and this Act
28 being necessary for the immediate preservation of the public peace, health
29 and safety shall be in full force and effect from and after July 1, 2010.

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32 **APPROVED: 02/19/2010**
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