

State of Arkansas

76th General Assembly

Regular Session, 1987 AS ENGROSSED 3/7/87

HOUSE BILL 1214

By: Joint Budget Committee

"AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO OTHER APPROPRIATIONS MADE BY THE SEVENTY-SIXTH GENERAL ASSEMBLY FOR THE PURPOSE OF PROVIDING STATE AGENCIES WITH ADDITIONAL APPROPRIATION FOR PAYMENT OF PERSONAL SERVICES MATCHING COST AND OVERTIME COMPENSATION PURSUANT TO ACT 118 OF 1977, FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1989; AND FOR OTHER PURPOSES."

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

SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the Department of Finance and Administration, to be payable from various State Treasury funds, fund accounts, or accounts for the purpose of providing various state agencies with supplemental appropriations for payment of overtime compensation pursuant to Act 118 of 1977, for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) OVERTIME COMPENSATION	\$ 5,000,000	\$ 5,000,000
	=====	=====

SECTION 2. TRANSFER PROCEDURES. In the event that there is not sufficient appropriation provided for by the General Assembly for overtime compensation pursuant to Act 118 of 1977 for any state agency for the biennial period ending June 30, 1989, said agency shall request a transfer from appropriations provided herein, from the Chief Fiscal Officer of the State, stating clearly the amount required. Upon approval of the Chief Fiscal Officer of the State, and after seeking the advice of the Arkansas Legisla-

tive Council, the State Auditor shall be notified as to the amount and the purposes for which said appropriation is to be made. The appropriation shall be established upon the books of the Department of Finance and Administration and the State Auditor. Provided, further, that if desired said appropriation shall be supplemental to those regularly appropriated for such purposes by the General Assembly for that agency.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the Department of Finance and Administration, to be payable from various State Treasury funds or fund accounts, for the purpose of providing various state agencies with supplemental appropriations for employers' personal services matching costs pursuant to Act 118 of 1977 for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) PERSONAL SERVICES MATCHING	\$ 4,000,000	\$ 4,000,000
	=====	=====

SECTION 4. TRANSFER PROCEDURES. In the event that there is not sufficient appropriation, from funds deposited in the State Treasury, provided for by the General Assembly for personal services matching for any state agency for the biennial period ending June 30, 1989, said agency shall request a transfer from appropriation provided herein, from the Chief Fiscal Officer of the State, stating clearly the amounts required for each item. Upon approval of the Chief Fiscal Officer of the State, the State Auditor shall be notified as to the amount and the purposes for which said appropriation is to be made and shall be established upon the books of the Department of Finance and Administration and the State Auditor. Provided further, if desired, that said appropriation shall be supplemental to those regularly appropriated for such purposes by the General Assembly for that agency. Provided, however, that in the event the amount of transfer requested exceeds One Thousand Dollars (\$1,000), the Chief Fiscal Officer of the State shall seek the advice of the Arkansas Legislative Council before said transfer shall be made.

SECTION 5. RESTRICTIONS. Nothing in this Act is to be construed as an authority to transfer a like amount of current general revenues to fund

appropriations provided for in this Act.

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

SECTION 7. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this Act shall be in compliance with the stated reasons for which this Act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Sixth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1987 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1987 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1987.

/s/ John E. Miller

