

State of Arkansas
76th General Assembly
Regular Session, 1987

SENATE BILL 144

By: Joint Budget Committee

As engrossed 2-25-87

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE ARKANSAS WATERWAYS COMMISSION 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. REGULAR SALARIES. There is hereby established for the Arkansas Waterways Commission for the 1987-89 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item	Class	No. Code	Title	Maximum Annual		
				Maximum No. of Employees	Salary Rate Fiscal Years	
No.	Code	Title	Employees	1987-88	1988-89	
(1)	9990	DIRECTOR	WATERWAYS COMMISSION	1	\$34,256	\$34,256
(2)	R009	ADMINISTRATIVE ASSISTANT I		1		GRADE 14
			MAX NO. OF EMPLOYEES	2		

SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Arkansas Waterways Commission, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Arkansas Waterways Commission for the biennial period ending June 30, 1989, the

following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) REGULAR SALARIES	\$ 54,452	\$ 54,452
(02) PERSONAL SERV MATCHING	12,524	12,524
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 17,541	\$ 17,541
(B) CONF. & TRAVEL	1,000	1,000
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	0	0
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	18,541	18,541
(04) REGIONAL CONTRIBUTIONS	4,000	4,000
TOTAL AMOUNT APPROPRIATED	\$ 89,517	\$ 89,517

SECTION 3. ASSOCIATION DUES. Of the amounts appropriated for regional contributions by item (04) in Section 2 of this Act, three thousand dollars (\$3,000.00) each fiscal year shall be allocated for membership dues for the lower Mississippi Valley Flood Control Association and one thousand dollars (\$1,000.00) each fiscal year shall be allocated for membership dues for the Ouachita River Valley Association.

SECTION 4. Subsection (c) of Section 1 of Act 242 of 1967, is hereby amended to read as follows:

"(c) Vacancies on the Commission shall be filled for the remainder of the unexpired portion of term thereof, by appointment by the Governor, in the manner aforementioned. Members of the Commission shall serve without pay but shall be entitled to a per diem of \$50.00 for each day spent attending commission meetings or performing commission duties, which per diem shall be in lieu of reimbursement for expenses for meals, lodging and other expenses incurred in attending commission meetings, or in performing commission business, plus mileage allowance equal to the rate designated for state employees for each mile in traveling from their home and return."

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 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 6. 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 7. CONTRACT RESTRICTIONS. The agency, board, commission, department or institution to whom funds are appropriated by this Act shall not enter into any contract for any professional or consultant services which shall extend for more than twenty (20) actual working days or the total compensation exceeds five thousand dollars (\$5,000) during any one fiscal year without first seeking the advice of the Arkansas Legislative Council. Provided further, that all contracts for professional or consultant services shall be submitted monthly to the Chief Fiscal Officer of the State for reporting to the Legislative Council.

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/ Howell

