

Stricken language would be deleted from present law. Underlined language would be added to present law.

As Engrossed: S1/30/97

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

SENATE BILL 150

4
5 By: Joint Budget Committee

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
10 OPERATING EXPENSES FOR THE DEPARTMENT OF FINANCE AND
11 ADMINISTRATION - ALCOHOLIC BEVERAGE CONTROL DIVISION FOR
12 THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND FOR OTHER
13 PURPOSES."

Subtitle

14
15 "AN ACT FOR THE DEPARTMENT OF FINANCE
16 AND ADMINISTRATION - ALCOHOLIC BEVERAGE
17 CONTROL DIVISION APPROPRIATION FOR THE
18 1997-99 BIENNIUM."
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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 - ADMINISTRATION. There is hereby
24 established for the Department of Finance and Administration - Alcoholic
25 Beverage Control Division for the 1997-99 biennium, the following maximum
26 number of regular employees whose salaries shall be governed by the provisions
27 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
28 et seq.), or its successor, and all laws amendatory thereto. Provided,
29 however, that any position to which a specific maximum annual salary is set
30 out herein in dollars, shall be exempt from the provisions of said Uniform
31 Classification and Compensation Act. All persons occupying positions
32 authorized herein are hereby governed by the provisions of the Regular
33 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
34 successor.

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Maximum Annual

Item Class	Maximum No. of Employees	Salary Rate	Fiscal Years
(1) 9939 DFA DIRECTOR ABC	1	\$ 63,779	\$ 65,564
(2) R170 ATTORNEY SPECIALIST	2	GRADE 25	
(3) R264 MANAGEMENT PROJECT ANALYST I	1	GRADE 18	
(4) K117 MEDICAL OR LEGAL SECRETARY	4	GRADE 14	
(5) K155 SECRETARY I	<u>2</u>	GRADE 11	
MAX NO. OF EMPLOYEES			10

SECTION 2. EXTRA HELP - ADMINISTRATION. There is hereby authorized, for the Department of Finance and Administration - Alcoholic Beverage Control Division for the 1997-99 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: one (1) temporary or part-time employee, 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. APPROPRIATIONS - ADMINISTRATION. There is hereby appropriated, to the Department of Finance and Administration - Alcoholic Beverage Control Division, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Department of Finance and Administration - Alcoholic Beverage Control Division for the biennial period ending June 30, 1999, the following:

ITEM	FISCAL YEARS	
NO.	1997 98	1998 99
(01) REGULAR SALARIES	\$ 325,491	\$ 334,365
(02) EXTRA HELP	2,600	2,600
(03) PERSONAL SERV MATCHING	87,967	89,538
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	90,632	90,632
(B) CONF. & TRVL.	6,986	6,986
(C) PROF. FEES	0	0

1	(D) CAP. OUTLAY	2,000	2,000
2	(E) DATA PROC.	<u>0</u>	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 515,676</u>	<u>\$ 526,121</u>

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5 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the

6 Department of Finance and Administration - Alcoholic Beverage Control

7 Division, to be payable from cash funds as defined by Arkansas Code 19-4-801

8 of the Department of Finance and Administration - Alcoholic Beverage Control

9 Division, for operating expenses of the Department of Finance and

10 Administration - Alcoholic Beverage Control Division for the biennial period

11 ending June 30, 1999, the following:

13	ITEM	FISCAL YEARS	
14	NO.	1997-98	1998-99
15	(01) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSE	11,188	11,188
17	(B) CONF. & TRVL.	0	0
18	(C) PROF. FEES	0	0
19	(D) CAP. OUTLAY	0	0
20	(E) DATA PROC.	<u>0</u>	<u>0</u>
21	TOTAL AMOUNT APPROPRIATED	<u>\$ 11,188</u>	<u>\$ 11,188</u>

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23 SECTION 5. REGULAR SALARIES - ENFORCEMENT. There is hereby established

24 for the Department of Finance and Administration - Alcoholic Beverage

25 Enforcement Division for the 1997-99 biennium, the following maximum number of

26 regular employees whose salaries shall be governed by the provisions of the

27 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et

28 seq.), or its successor, and all laws amendatory thereto. Provided, however,

29 that any position to which a specific maximum annual salary is set out herein

30 in dollars, shall be exempt from the provisions of said Uniform Classification

31 and Compensation Act. All persons occupying positions authorized herein are

32 hereby governed by the provisions of the Regular Salaries Procedures and

33 Restrictions Act (Arkansas Code §21-5-101), or its successor.

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Maximum Annual

Item	Class	No. of Employees	Maximum Salary Rate	
			1997-98	1998-99
(1)	9981 DIRECTOR ABC ENFORCEMENT	1	\$ 47,634	\$ 48,967
(2)	R079 ASSISTANT DIRECTOR ABC	1	GRADE 22	
(3)	X304 ABC SR ENFORCEMENT OFFICER	3	GRADE 20	
(4)	X316 ABC ENFORCEMENT OFFICER	13	GRADE 17	
(5)	K153 SECRETARY II	1	GRADE 13	
(6)	A106 ACCOUNTING TECHNICIAN I	1	GRADE 12	
MAX NO. OF EMPLOYEES		20		

SECTION 6. APPROPRIATIONS - ENFORCEMENT. There is hereby appropriated, to the Department of Finance and Administration - Alcoholic Beverage Enforcement Division, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Department of Finance and Administration - Alcoholic Beverage Enforcement Division for the biennial period ending June 30, 1999, the following:

ITEM NO.	FISCAL YEARS	
	1997-98	1998-99
(01) REGULAR SALARIES	\$ 529,239	\$ 543,620
(02) PERSONAL SERV MATCHING	153,966	156,509
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	100,844	100,844
(B) CONF. & TRVL.	2,000	2,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	6,000	6,000
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 792,049</u>	<u>\$ 808,973</u>

SECTION 7. 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

1 Procedures and Restrictions Act, or their successors, and other fiscal control
2 laws of this State, where applicable, and regulations promulgated by the
3 Department of Finance and Administration, as authorized by law, shall be
4 strictly complied with in disbursement of said funds.

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6 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
7 Assembly that any funds disbursed under the authority of the appropriations
8 contained in this Act shall be in compliance with the stated reasons for which
9 this Act was adopted, as evidenced by the Agency Requests, Executive
10 Recommendations and Legislative Recommendations contained in the budget
11 manuals prepared by the Department of Finance and Administration, letters, or
12 summarized oral testimony in the official minutes of the Arkansas Legislative
13 Council or Joint Budget Committee which relate to its passage and adoption.

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

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19 SECTION 10. SEVERABILITY. If any provision of this Act or the
20 application thereof to any person or circumstance is held invalid, such
21 invalidity shall not affect other provisions or applications of the Act which
22 can be given effect without the invalid provision or application, and to this
23 end the provisions of this Act are declared to be severable.

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25 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict
26 with this Act are hereby repealed.

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28 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the
29 Eighty-First General Assembly, that the Constitution of the State of Arkansas
30 prohibits the appropriation of funds for more than a two (2) year period; that
31 the effectiveness of this Act on July 1, 1997 is essential to the operation of
32 the agency for which the appropriations in this Act are provided, and that in
33 the event of an extension of the Regular Session, the delay in the effective
34 date of this Act beyond July 1, 1997 could work irreparable harm upon the
35 proper administration and provision of essential governmental programs.

1 Therefore, an emergency is hereby declared to exist and this Act being
2 necessary for the immediate preservation of the public peace, health and
3 safety shall be in full force and effect from and after July 1, 1997.

4 */s/Russ et al*