

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

A Bill

HOUSE BILL 1269

4
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 DEVELOPMENT
11 FINANCE AUTHORITY FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 2003; AND FOR OTHER PURPOSES.
13

Subtitle

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15 AN ACT FOR THE ARKANSAS DEVELOPMENT
16 FINANCE AUTHORITY APPROPRIATION FOR
17 THE 2001-2003 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. There is hereby established for the Arkansas
24 Development Finance Authority for the 2001-2003 biennium, the following
25 maximum number of regular employees whose salaries shall be governed by the
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code
27 §§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
Maximum Salary Rate

Item	Class	No. of	Fiscal Years			
No.	Code	Title	Employees	2001-2002	2002-2003	
3	(1)	9969	ADFA EXECUTIVE DIRECTOR	1	\$106,428	\$109,195
4	(2)	7479	ADFA DEP DIR ECONOMIC DEVELOPMENT	1	\$86,454	\$88,701
5	(3)	9973	ADFA DEPUTY DIRECTOR	2	\$80,560	\$82,654
6	(4)	9611	ADFA DEPUTY DIRECTOR OF AGRI	1	\$80,560	\$82,654
7	(5)	9961	ADFA DEPUTY DIR - AQUA CULTURAL	1	\$80,325	\$82,413
8	(6)	8700	GENERAL COUNSEL	1	\$75,833	\$77,804
9	(7)	8819	ADFA PROGRAM OFFICER	5	\$67,620	\$69,378
10	(8)	9727	ADFA MULTI FAMILY HOUSING SUPV	1	\$54,364	\$55,777
11	(9)	7481	ADFA EXPORT FINANCE OFFICER	1	\$54,364	\$55,777
12	(10)	7480	ADFA ECONOMIC DEVELOPMENT OFFICER	1	\$54,364	\$55,777
13	(11)	8034	ADFA ASST DIR OF AQUACULTURE	1	\$35,779	\$36,709
14	(12)	827Z	DP CENTER MANAGER	1		GRADE 26
15	(13)	400Z	ADFA FISCAL MANAGER	2		GRADE 24
16	(14)	N330	LICENSED ARCHITECT	1		GRADE 23
17	(15)	R498	ADFA FINANCE PROGRAM COORDINATOR	5		GRADE 22
18	(16)	D124	LEAD PROGRAMMER/ANALYST	1		GRADE 22
19	(17)	A008	ACCOUNTING SUPERVISOR II	2		GRADE 21
20	(18)	R298	AGENCY PROGRAM COORDINATOR	2		GRADE 21
21	(19)	A006	ACCOUNTING SUPERVISOR I	1		GRADE 20
22	(20)	A099	FINANCE AUTHORITY SPECIALIST SUPV	6		GRADE 20
23	(21)	R266	MANAGEMENT PROJECT ANALYST II	2		GRADE 20
24	(22)	X306	CHIEF CONSTRUCTION INSPECTOR	1		GRADE 19
25	(23)	A111	ACCOUNTANT	4		GRADE 18
26	(24)	A096	FINANCE AUTHORITY SPECIALIST	10		GRADE 18
27	(25)	R134	PLANNING SPECIALIST II	1		GRADE 18
28	(26)	R196	PROPERTY DISPOSITION COORD	1		GRADE 18
29	(27)	R010	ADMINISTRATIVE ASSISTANT II	3		GRADE 17
30	(28)	R009	ADMINISTRATIVE ASSISTANT I	1		GRADE 15
31			MAX. NO. OF EMPLOYEES	60		

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33 SECTION 2. APPROPRIATIONS - CASH OPERATIONS. There is hereby appropriated,
 34 to the Arkansas Development Finance Authority, to be payable from cash funds
 35 as defined by Arkansas Code 19-4-801 of the Arkansas Development Finance
 36 Authority, for personal services and operating expenses of the Arkansas

1 Development Finance Authority for the biennial period ending June 30, 2003,
 2 the following:

4 ITEM	FISCAL YEARS	
5 NO.	2001-2002	2002-2003
6 (01) REGULAR SALARIES	\$ 2,756,968	\$ 2,828,645
7 (02) PERSONAL SERV MATCHING	697,780	711,536
8 (03) MAINT. & GEN. OPERATION		
9 (A) OPER. EXPENSE	567,858	567,858
10 (B) CONF. & TRVL.	102,315	102,315
11 (C) PROF. FEES	112,300	112,300
12 (D) CAP. OUTLAY	28,500	6,500
13 (E) DATA PROC.	0	0
14 (04) HOUSING RENTAL ASSISTANCE	6,600,000	6,600,000
15 (05) HOME EQUITY LOAN PROGRAM	7,422	7,422
16 (06) DATA PROCESSING SERVICES	553,046	264,512
17 (07) HUD HOME PROGRAM	<u>11,203,000</u>	<u>11,203,000</u>
18 TOTAL AMOUNT APPROPRIATED	\$ <u>22,629,189</u>	\$ <u>22,404,088</u>

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 20 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 21 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUD HOME
 22 PROGRAM DISBURSEMENTS. The disbursement of funds appropriated in Item (07) of
 23 Section 2 of this Act shall be in accordance with the State of Arkansas
 24 Comprehensive Housing Affordability Strategy developed and administered by the
 25 Arkansas Development Finance Authority and shall be in accordance with project
 26 requirements and regulations of the U.S. Department of Housing and Urban
 27 Development HOME Program. The provisions of this section shall be in effect
 28 only from July 1, 2001 through June 30, 2003.

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 30 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 31 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD.
 32 Any unexpended balance of the appropriation authorized in Item (07) of
 33 Section 2 of this Act which remains at the close of the fiscal year ending
 34 June 30, ~~2000~~ 2002 shall be carried forward and made available for the same
 35 purpose for the fiscal year ended June 30, ~~2001~~ 2003. The provisions of this
 36 section shall be in effect only from July 1, 2001 through June 30, 2003.

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SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING REQUIREMENTS. The Arkansas Development Finance Authority shall report quarterly to the Arkansas Legislative Council the total expenditures in the Arkansas Home Equity Loan Program, Farmer MAC Guaranteed Loan Program, and Agricultural Loan Mediation and Development Program. The provisions of this section shall be in effect only from July 1, 2001 through June 30, 2003.

SECTION 6. 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 7. 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 8. 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 9. 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.