

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 1470

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE STATE PLANT BOARD FOR
11 THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR
12 OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE STATE PLANT BOARD
16 APPROPRIATION FOR THE 2001-2003 BIENNIAL.
17

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19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES - ADMINISTRATION / PEST CONTROL. There is
23 hereby established for the State Plant Board for the 2001-2003 biennium, the
24 following maximum number of regular employees whose salaries shall be governed
25 by the provisions of the Uniform Classification and Compensation Act (Arkansas
26 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
27 Provided, however, that any position to which a specific maximum annual salary
28 is set out herein in dollars, shall be exempt from the provisions of said
29 Uniform Classification and Compensation Act. All persons occupying positions
30 authorized herein are hereby governed by the provisions of the Regular
31 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
32 successor.
33

			Maximum Annual
		Maximum	Salary Rate
36	Item Class	No. of	Fiscal Years

1	No.	Code	Tit le	Empl oyees	2001-2002	2002-2003
2	(1)	9915	PLANT BOARD DI RECTOR	1	\$78,061	\$80,090
3	(2)	047Z	PLANT BOARD ASSI STANT DI RECTOR	1	GRADE 25	
4	(3)	B012	CHEMI ST SUPERVI SOR	1	GRADE 23	
5	(4)	913Z	PLANT BOARD DI RECTOR FEED/SEED	3	GRADE 23	
6	(5)	050Z	PLANT BOARD DI RECTOR MARKETI NG	1	GRADE 23	
7	(6)	051Z	PLANT BOARD DI RECTOR PLANT IND	1	GRADE 23	
8	(7)	A032	AGENCY FI SCAL MANAGER	1	GRADE 22	
9	(8)	D066	SYSTEMS COORDI NATION ANALYST II	1	GRADE 22	
10	(9)	A008	ACCOUNTI NG SUPERVI SOR II	1	GRADE 21	
11	(10)	R298	AGENCY PROGRAM COORDI NATOR	1	GRADE 21	
12	(11)	R202	ASST DIR FEED, FERT, PEST	4	GRADE 21	
13	(12)	R286	PEST CONTROL MANAGER	1	GRADE 21	
14	(13)	B042	PLANT BOARD SEED LAB MANAGER	1	GRADE 21	
15	(14)	R214	SEED CERTI FI CATI ON MANAGER	1	GRADE 21	
16	(15)	D036	SR PROGRAMMER/ANALYST	1	GRADE 21	
17	(16)	A006	ACCOUNTI NG SUPERVI SOR I	1	GRADE 20	
18	(17)	B010	CHEMI ST II	8	GRADE 20	
19	(18)	Q096	PLANT BOARD FI ELD SUPV	4	GRADE 20	
20	(19)	B036	SEED ANALYST SUPERVI SOR	1	GRADE 20	
21	(20)	R030	ASST PERSONNEL MANAGER	1	GRADE 19	
22	(21)	Q054	PEST CONTROL I NSPECTOR SUPV	1	GRADE 19	
23	(22)	Q160	PLANT BOARD AGRI SPECI ALI ST II	21	GRADE 19	
24	(23)	A111	ACCOUNTANT	1	GRADE 18	
25	(24)	B025	SEED ANALYST III	6	GRADE 18	
26	(25)	R010	ADMI NI STRATI VE ASSI STANT II	2	GRADE 17	
27	(26)	Q052	PEST CONTROL I NSPECTOR II	5	GRADE 17	
28	(27)	B011	CHEMI ST I NTERN	1	GRADE 16	
29	(28)	B029	SEED ANALYST II	2	GRADE 16	
30	(29)	A108	ACCOUNTI NG TECHNI CI AN II	1	GRADE 15	
31	(30)	R009	ADMI NI STRATI VE ASSI STANT I	1	GRADE 15	
32	(31)	A063	PAYROLL OFFI CER	1	GRADE 15	
33	(32)	K105	REPROD EQUI PMENT OPERATOR SUPV	1	GRADE 15	
34	(33)	K041	EXECUTI VE SECY/ADMI NI STRATI VE SECY	2	GRADE 14	
35	(34)	B049	LABORATORY TECHNI CI AN II	1	GRADE 13	
36	(35)	K153	SECRETARY II	7	GRADE 13	

1 (36) K155 SECRETARY I 2 GRADE 11
 2 MAX. NO. OF EMPLOYEES 90

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 4 SECTION 2. EXTRA HELP - ADMINISTRATION / PEST CONTROL. There is hereby
 5 authorized, for the State Plant Board for the 2001-2003 biennium, the
 6 following maximum number of part-time or temporary employees, to be known as
 7 "Extra Help", payable from funds appropriated herein for such purposes:
 8 twenty five (25) temporary or part-time employees, when needed, at rates of
 9 pay not to exceed those provided in the Uniform Classification and
 10 Compensation Act, or its successor, or this act for the appropriate
 11 classification.

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 13 SECTION 3. APPROPRIATION - ADMINISTRATION / PEST CONTROL. There is hereby
 14 appropriated, to the State Plant Board, to be payable from the Plant Board
 15 Fund, for personal services and operating expenses of the State Plant Board
 16 for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
NO.	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 2,950,253	\$ 3,026,963
(02) EXTRA HELP	65,000	65,000
(03) PERSONAL SERV MATCHING	795,537	809,106
(04) OVERTIME	9,000	9,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	1,239,410	1,239,410
(B) CONF. & TRAVEL	58,805	58,805
(C) PROF. FEES	243,510	243,510
(D) CAP. OUTLAY	629,900	553,500
(E) DATA PROC.	0	0
(06) PEST ERADICATION PROGRAM	<u>1,000,000</u>	<u>1,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 6,991,415</u>	<u>\$ 7,005,294</u>

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 33 SECTION 4. REGULAR SALARIES - BUREAU OF STANDARDS. There is hereby
 34 established for the State Plant Board - Bureau of Standards for the 2001-2003
 35 biennium, the following maximum number of regular employees whose salaries
 36 shall be governed by the provisions of the Uniform Classification and

1 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
 2 laws amendatory thereto. Provided, however, that any position to which a
 3 specific maximum annual salary is set out herein in dollars, shall be exempt
 4 from the provisions of said Uniform Classification and Compensation Act. All
 5 persons occupying positions authorized herein are hereby governed by the
 6 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
 7 Code §21-5-101), or its successor.

				Maximum Annual		
				Maximum	Salary Rate	
				No. of	Fiscal Years	
Item	Class			Employees	2001-2002	2002-2003
No.	Code	Title				
12	(1)	7137	ARKANSAS BUREAU OF STANDARDS DIR	1	\$72,401	\$74,283
13	(2)	B012	CHEMIST SUPERVISOR	1	GRADE 23	
14	(3)	B094	BUREAU OF STANDARDS LAB SUPV	1	GRADE 21	
15	(4)	B010	CHEMIST II	5	GRADE 20	
16	(5)	B063	METROLOGIST	1	GRADE 18	
17	(6)	B071	MOISTURE METER LABORATORY TECH	1	GRADE 18	
18	(7)	X412	WEIGHTS & MEASURES INVEST SUPV	1	GRADE 18	
19	(8)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
20	(9)	Q035	LIQUIFIED PETROLEUM GAS TECHNICIAN	2	GRADE 16	
21	(10)	Q112	PETROLEUM PROD TEST TECHNICIAN	1	GRADE 16	
22	(11)	X411	WEIGHTS & MEASURES INVEST II	18	GRADE 16	
23	(12)	Q049	MOISTURE METER INSPECTOR	1	GRADE 15	
24	(13)	K153	SECRETARY II	<u>2</u>	GRADE 13	
25	MAX. NO. OF EMPLOYEES			36		

27 SECTION 5. APPROPRIATION - BUREAU OF STANDARDS. There is hereby
 28 appropriated, to the State Plant Board, to be payable from the Plant Board
 29 Fund, for personal services and operating expenses of the State Plant Board -
 30 Bureau of Standards for the biennial period ending June 30, 2003, the
 31 following:

ITEM		FISCAL YEARS	
NO.		2001-2002	2002-2003
35	(01) REGULAR SALARIES	\$ 1,074,976	\$ 1,102,922
36	(02) PERSONAL SERV MATCHING	296,977	301,917

1	(03) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	273,658	273,658
3	(B) CONF. & TRAVEL	14,746	14,746
4	(C) PROF. FEES	3,500	3,500
5	(D) CAP. OUTLAY	58,000	64,500
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,721,857</u>	<u>\$ 1,761,243</u>

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9 SECTION 6. REGULAR SALARIES - SURVEY AND QUARANTINE. There is hereby

10 established for the State Plant Board - Survey and Quarantine for the 2001-

11 2003 biennium, the following maximum number of regular employees whose

12 salaries shall be governed by the provisions of the Uniform Classification and

13 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all

14 laws amendatory thereto. Provided, however, that any position to which a

15 specific maximum annual salary is set out herein in dollars, shall be exempt

16 from the provisions of said Uniform Classification and Compensation Act. All

17 persons occupying positions authorized herein are hereby governed by the

18 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas

19 Code §21-5-101), or its successor.

20			Maximum Annual
21		Maximum	Salary Rate
22	Item Class	No. of	Fiscal Years
23	No. Code Title	Employees	2001-2002 2002-2003
24	(1) Q098 PLANT BOARD INSPECTION MANAGER	1	GRADE 21
25	(2) Q160 PLANT BOARD AGRICULTURAL SPECIALIST II	6	GRADE 19
26	(3) B029 SEED ANALYST II	1	GRADE 16
27	(4) K153 SECRETARY II	1	GRADE 13
28	(5) K155 SECRETARY I	<u>1</u>	GRADE 11
29	MAX. NO. OF EMPLOYEES	10	

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31 SECTION 7. APPROPRIATION - SURVEY AND QUARANTINE. There is hereby

32 appropriated, to the State Plant Board, to be payable from the Plant Board

33 Fund, for personal services and operating expenses of the State Plant Board -

34 Survey and Quarantine for the biennial period ending June 30, 2003, the

35 following:

36 ITEM FISCAL YEARS

NO.		2001-2002	2002-2003
(01)	REGULAR SALARIES	\$ 292,965	\$ 300,583
(02)	PERSONAL SERV MATCHING	81,495	82,842
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	172,499	172,499
(B)	CONF. & TRAVEL	800	800
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	0	0
(04)	BOLL WEEVIL PROGRAM	<u>30,000</u>	<u>30,000</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 577,759</u>	<u>\$ 586,724</u>

SECTION 8. REGULAR SALARIES - PUBLIC GRAIN WAREHOUSE INSPECTION PROGRAM.

There is hereby established for the State Plant Board - Public Grain Warehouse Inspection Program for the 2001-2003 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), 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 (Arkansas Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Salary Rate Fiscal Years
(1)	Q110	MGR GRAIN WRHSE & CATFISH PROC SECT	1	GRADE 21
(2)	A118	GRAIN FIELD AUDITOR	3	GRADE 18
(3)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14
		MAX. NO. OF EMPLOYEES	5	

SECTION 9. APPROPRIATION - PUBLIC GRAIN WAREHOUSE INSPECTION PROGRAM. There is hereby appropriated, to the State Plant Board, to be payable from the Plant Board Fund, for personal services and operating expenses of the State Plant Board - Public Grain Warehouse Inspection Program for the biennial period

1 ending June 30, 2003, the following:

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3 ITEM	4 FISCAL YEARS	
	5 NO.	6
7 (01) REGULAR SALARIES	\$ 138,051	\$ 141,640
8 (02) PERSONAL SERV MATCHING	39,258	39,891
9 (03) MAINT. & GEN. OPERATION		
10 (A) OPER. EXPENSE	67,935	67,935
11 (B) CONF. & TRAVEL	4,613	4,613
12 (C) PROF. FEES	1,200	1,200
13 (D) CAP. OUTLAY	2,900	2,900
14 (E) DATA PROC.	<u>0</u>	<u>0</u>
15 TOTAL AMOUNT APPROPRIATED	<u>\$ 253,957</u>	<u>\$ 258,179</u>

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15 SECTION 10. REGULAR SALARIES - PESTICIDE SURVEILLANCE. There is hereby
 16 established for the State Plant Board - Pesticide Surveillance for the 2001-
 17 2003 biennium, the following maximum number of regular employees whose
 18 salaries shall be governed by the provisions of the Uniform Classification and
 19 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
 20 laws amendatory thereto. Provided, however, that any position to which a
 21 specific maximum annual salary is set out herein in dollars, shall be exempt
 22 from the provisions of said Uniform Classification and Compensation Act. All
 23 persons occupying positions authorized herein are hereby governed by the
 24 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
 25 Code §21-5-101), or its successor.

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Item	Class	No. of	Maximum Annual		
			Fiscal Years	Salary Rate	
No.	Code	Title	Employees	2001-2002	2002-2003
(1)	Q160	PLANT BOARD AGRI SPECIALIST II	<u>5</u>		GRADE 19
		MAX. NO. OF EMPLOYEES	5		

SECTION 11. APPROPRIATION - PESTICIDE SURVEILLANCE. There is hereby
 appropriated, to the State Plant Board, to be payable from the Plant Board
 Fund, for personal services and operating expenses of the State Plant Board -
 Pesticide Surveillance for the biennial period ending June 30, 2003, the

1 fol lowi ng:

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3 I T E M

F I S C A L Y E A R S

4	NO.		2001-2002	2002-2003
5	(01)	REGULAR SALARIES	\$ 162,207	\$ 166,425
6	(02)	PERSONAL SERV MATCHING	43,531	44,277
7	(03)	MAINT. & GEN. OPERATION		
8	(A)	OPER. EXPENSE	50,966	50,966
9	(B)	CONF. & TRAVEL	6,000	6,000
10	(C)	PROF. FEES	0	0
11	(D)	CAP. OUTLAY	0	0
12	(E)	DATA PROC.	<u>0</u>	<u>0</u>
13		TOTAL AMOUNT APPROPRIATED	<u>\$ 262,704</u>	<u>\$ 267,668</u>

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15 SECTION 12. REGULAR SALARIES - APIARY. There is hereby established for the
 16 State Plant Board - Apiary for the 2001-2003 biennium, the following maximum
 17 number of regular employees whose salaries shall be governed by the provisions
 18 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
 19 et seq.), or its successor, and all laws amendatory thereto. Provided,
 20 however, that any position to which a specific maximum annual salary is set
 21 out herein in dollars, shall be exempt from the provisions of said Uniform
 22 Classification and Compensation Act. All persons occupying positions
 23 authorized herein are hereby governed by the provisions of the Regular
 24 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
 25 successor.

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Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Empl oyees	Fiscal Years
				2001-2002
				2002-2003
(1)	Q098	PLANT BOARD INSPECTION MANAGER	1	GRADE 21
(2)	Q031	APIARY INSPECTOR	2	GRADE 16
(3)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14
		MAX. NO. OF EMPLOYEES	4	

SECTION 13. EXTRA HELP - APIARY. There is hereby authorized, for the State
 Plant Board - Apiary for the 2001-2003 biennium, the following maximum number

1 of part-time or temporary employees, to be known as "Extra Help", payable from
2 funds appropriated herein for such purposes: eight (8) temporary or part-time
3 employees, when needed, at rates of pay not to exceed those provided in the
4 Uni form Cl assi fi ca ti on and Com pen sa ti on Act, or its successor, or this act for
5 the appropria te cl assi fi ca ti on.

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7 SECTION 14. APPROPRIATION - APIARY. There is hereby appropriated, to the
8 State Plant Board, to be payable from the Plant Board Fund, for personal
9 services and operating expenses of the State Plant Board - Apiary for the
10 bienni al period ending June 30, 2003, the followi ng:

11

12 ITEM	13 FISCAL YEARS	
	2001-2002	2002-2003
14 (01) REGULAR SALARIES	\$ 100,139	\$ 102,743
15 (02) EXTRA HELP	12,000	12,000
16 (03) PERSONAL SERV MATCHING	30,498	30,962
17 (04) MAINT. & GEN. OPERATION		
18 (A) OPER. EXPENSE	50,119	50,119
19 (B) CONF. & TRAVEL	2,400	2,400
20 (C) PROF. FEES	0	0
21 (D) CAP. OUTLAY	0	0
22 (E) DATA PROC.	<u>0</u>	<u>0</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$ 195,156</u>	<u>\$ 198,224</u>

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25 SECTION 15. APPROPRIATIONS - REFUNDS / TRANSFERS. There is hereby
26 appropriated, to the State Plant Board, to be payable from cash funds as
27 defined by Arkansas Code 19-4-801 of the State Plant Board, for refunds and
28 transfers to the State Treasury by the State Plant Board for the bienni al
29 period ending June 30, 2003, the followi ng:

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31 ITEM	32 FISCAL YEARS	
	2001-2002	2002-2003
33 (01) REFUNDS/TRANSFERS TO STATE TREASURY	<u>\$ 6,765,100</u>	<u>\$ 6,765,100</u>

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35 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

1 PROVISION - PEST ERADICATION. During either fiscal year of the ~~1999-2001~~
 2 2001-2003 Biennium, if the State Plant Board determines that the demands of
 3 pest eradication efforts require additional personnel expenses, with the
 4 approval of the Chief Fiscal Officer of the State and review by the
 5 Legislative Council, appropriations may be transferred from the Pest
 6 Eradication Program special line item to the line items for Regular Salaries,
 7 Extra Help, Overtime, and Personal Services Matching.

8
 9 The provisions of this section shall be in effect only from July 1, 2001
 10 through June 30, 2003.

11
 12 SECTION 17. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 13 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all
 14 appropriations as provided in this Act, the agency disbursing officer shall
 15 monitor the level of fund balances in relation to expenditures on a monthly
 16 basis. If any proposed expenditures would cause a fund balance to decline to
 17 less than fifty percent (50%) of the balance available on July 1, 2001, the
 18 disbursing officer shall immediately notify the executive head of the agency.

19 Prior to any obligations being made under these circumstances, the agency
 20 head shall file written documentation with the Chief Fiscal Officer of the
 21 State requesting approval of the expenditures. Such documentation shall
 22 provide sufficient financial data to justify the expenditures and shall
 23 include the following:

- 24 1) a plan that clearly indicates the specific fiscal impact of such
 25 expenditures on the fund balance.
- 26 2) information clearly indicating and explaining what programs would be cut or
 27 any other measures to be taken by the agency to restore the fund balance.
- 28 3) the extent to which any of the planned expenditures are for one-time costs
 29 or one-time purchase of capitalized items.
- 30 4) a statement certifying that the expenditure of fund balances will not
 31 jeopardize the financial health of the agency, nor result in a permanent
 32 depletion of the fund balance.

33 (B) The Chief Fiscal Officer of the State shall review the request and
 34 approve or disapprove all or any part of the request, after having sought
 35 prior review by the Legislative Council.

1 SECTION 18. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
2 by this act shall be limited to the appropriation for such agency and funds
3 made available by law for the support of such appropriations; and the
4 restrictions of the State Purchasing Law, the General Accounting and Budgetary
5 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
6 and Restrictions Act, or their successors, and other fiscal control laws of
7 this State, where applicable, and regulations promulgated by the Department of
8 Finance and Administration, as authorized by law, shall be strictly complied
9 with in disbursement of said funds.

10
11 SECTION 19. LEGISLATIVE INTENT. It is the intent of the General Assembly
12 that any funds disbursed under the authority of the appropriations contained
13 in this act shall be in compliance with the stated reasons for which this act
14 was adopted, as evidenced by the Agency Requests, Executive Recommendations
15 and Legislative Recommendations contained in the budget manuals prepared by
16 the Department of Finance and Administration, letters, or summarized oral
17 testimony in the official minutes of the Arkansas Legislative Council or Joint
18 Budget Committee which relate to its passage and adoption.

19
20 SECTION 20. EMERGENCY CLAUSE. It is found and determined by the General
21 Assembly, that the Constitution of the State of Arkansas prohibits the
22 appropriation of funds for more than a two (2) year period; that the
23 effectiveness of this Act on July 1, 2001 is essential to the operation of the
24 agency for which the appropriations in this Act are provided, and that in the
25 event of an extension of the Regular Session, the delay in the effective date
26 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
27 administration and provision of essential governmental programs. Therefore, an
28 emergency is hereby declared to exist and this Act being necessary for the
29 immediate preservation of the public peace, health and safety shall be in full
30 force and effect from and after July 1, 2001.

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