

State of Arkansas  
83rd General Assembly  
Regular Session, 2001

## A Bill

SENATE BILL 129

By: Joint Budget Committee

### For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE LIQUEFIED PETROLEUM GAS  
BOARD FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003;  
AND FOR OTHER PURPOSES.

### Subtitle

AN ACT FOR THE LIQUEFIED PETROLEUM  
GAS BOARD APPROPRIATION FOR THE 2001-2003  
BIENNIAL PERIOD.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Liquefied Petroleum Gas Board 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	Class	No. of	Maximum Annual Salary Rate	Fiscal Years
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No.	Code	Title	Employees	2001-2002	2002-2003
(1)	9913	LP GAS BOARD DIRECTOR	1	\$57,959	\$59,465
(2)	Q033	LIQUEFIED PETROLEUM GAS INSPECTOR	4	GRADE 18	
(3)	R444	BUSINESS CONTROLLER I	1	GRADE 15	
(4)	K153	SECRETARY II	1	GRADE 13	
		MAX. NO. OF EMPLOYEES	7		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Liquefied Petroleum Gas Board for the 2001-2003 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 employees, 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. APPROPRIATION. There is hereby appropriated, to the Liquefied Petroleum Gas Board, to be payable from the Liquefied Petroleum Gas Fund, for personal services and operating expenses of the Liquefied Petroleum Gas Board for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
NO.	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 218,243	\$ 223,916
(02) EXTRA HELP	8,300	8,300
(03) PERSONAL SERV MATCHING	60,034	61,037
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	118,684	118,684
(B) CONF. & TRAVEL	6,000	6,000
(C) PROF. FEES	38,650	38,650
(D) CAP. OUTLAY	39,000	39,000
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	\$ 488,911	\$ 495,587

SECTION 4. 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 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

1 and Legislative Recommendations contained in the budget manuals prepared by  
2 the Department of Finance and Administration, letters, or summarized oral  
3 testimony in the official minutes of the Arkansas Legislative Council or Joint  
4 Budget Committee which relate to its passage and adoption.

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6 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
7 Assembly, that the Constitution of the State of Arkansas prohibits the  
8 appropriation of funds for more than a two (2) year period; that the  
9 effectiveness of this Act on July 1, 2001 is essential to the operation of the  
10 agency for which the appropriations in this Act are provided, and that in the  
11 event of an extension of the Regular Session, the delay in the effective date  
12 of this Act beyond July 1, 2001 could work irreparable harm upon the proper  
13 administration and provision of essential governmental programs. Therefore, an  
14 emergency is hereby declared to exist and this Act being necessary for the  
15 immediate preservation of the public peace, health and safety shall be in full  
16 force and effect from and after July 1, 2001.