

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

SENATE BILL 130

4  
5 By: Joint Budget Committee  
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## For An Act To Be Entitled

8  
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 AND OPERATING EXPENSES FOR THE ARKANSAS SENTENCING  
11 COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30,  
12 2003; AND FOR OTHER PURPOSES.  
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14

## Subtitle

15  
16 AN ACT FOR THE ARKANSAS SENTENCING  
17 COMMISSION APPROPRIATION FOR THE  
18 2001-2003 BIENNIAL PERIOD.  
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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 Sentencing Commission for the 2001-2003 biennium, the following maximum number  
25 of regular employees whose salaries shall be governed by the provisions of the  
26 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
27 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
28 that any position to which a specific maximum annual salary is set out herein  
29 in dollars, shall be exempt from the provisions of said Uniform Classification  
30 and Compensation Act. All persons occupying positions authorized herein are  
31 hereby governed by the provisions of the Regular Salaries Procedures and  
32 Restrictions Act (Arkansas Code §21-5-101), or its successor.  
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34			Maximum Annual
35		Maximum	Salary Rate
36	Item Class	No. of	Fiscal Years

No.	Code	Title	Employees	2001-2002	2002-2003
(1)	9001	ARK SENTENCING COMM DIRECTOR	1	\$66,713	\$68,447
(2)	R298	AGENCY PROGRAM COORDINATOR	2	GRADE 21	
(3)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
(4)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
		MAX. NO. OF EMPLOYEES	5		

SECTION 2. APPROPRIATION. There is hereby appropriated, to the Arkansas Sentencing Commission, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Arkansas Sentencing Commission for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 168,627	\$ 173,011
(02) PERSONAL SERV MATCHING	44,684	45,462
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	60,540	60,540
(B) CONF. & TRAVEL	11,000	11,000
(C) PROF. FEES	15,350	15,350
(D) CAP. OUTLAY	6,000	5,000
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	\$ 306,201	\$ 310,363

SECTION 3. 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

1 include the following:

2 1) a plan that clearly indicates the specific fiscal impact of such  
3 expenditures on the fund balance.

4 2) information clearly indicating and explaining what programs would be cut or  
5 any other measures to be taken by the agency to restore the fund balance.

6 3) the extent to which any of the planned expenditures are for one-time costs  
7 or one-time purchase of capitalized items.

8 4) a statement certifying that the expenditure of fund balances will not  
9 jeopardize the financial health of the agency, nor result in a permanent  
10 depletion of the fund balance.

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

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

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25 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
26 that any funds disbursed under the authority of the appropriations contained  
27 in this act shall be in compliance with the stated reasons for which this act  
28 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
29 and Legislative Recommendations contained in the budget manuals prepared by  
30 the Department of Finance and Administration, letters, or summarized oral  
31 testimony in the official minutes of the Arkansas Legislative Council or Joint  
32 Budget Committee which relate to its passage and adoption.

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34 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
35 Assembly, that the Constitution of the State of Arkansas prohibits the  
36 appropriation of funds for more than a two (2) year period; that the

1 effectiveness of this Act on July 1, 2001 is essential to the operation of the  
2 agency for which the appropriations in this Act are provided, and that in the  
3 event of an extension of the Regular Session, the delay in the effective date  
4 of this Act beyond July 1, 2001 could work irreparable harm upon the proper  
5 administration and provision of essential governmental programs. Therefore, an  
6 emergency is hereby declared to exist and this Act being necessary for the  
7 immediate preservation of the public peace, health and safety shall be in full  
8 force and effect from and after July 1, 2001.

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