

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

As Engrossed: S4/6/01
A Bill

SENATE BILL 222

4
5 By: Joint Budget Committee
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7

8 **For An Act To Be Entitled**

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

14
15 **Subtitle**

16 AN ACT FOR THE DEPARTMENT OF RURAL
17 SERVICES APPROPRIATION FOR THE 2001-2003
18 BIENNIAL PERIOD.
19

20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES. There is hereby established for the
24 Department of Rural Services for the 2001-2003 biennium, the following maximum
25 number of regular employees whose salaries shall be governed by the provisions
26 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
27 et seq.), or its successor, and all laws amendatory thereto. Provided,
28 however, that any position to which a specific maximum annual salary is set
29 out herein in dollars, shall be exempt from the provisions of said Uniform
30 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.
34

35
36
Maximum Annual
Maximum Salary Rate

Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	2001-2002	2002-2003
(1)	7077	DIRECTOR OF RURAL SERVICES	1	\$66,156	\$67,876
(2)	R199	ASST DIR OF RURAL SERVICES	1	GRADE 22	
(3)	R168	GRANTS COORDINATOR II	2	GRADE 19	
(4)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
		MAX. NO. OF EMPLOYEES	5		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Rural Services 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: two (2) 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 - STATE OPERATIONS. There is hereby appropriated, to the Department of Rural Services, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Department of Rural Services for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
NO.	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 167,657	\$ 172,017
(02) EXTRA HELP	5,400	5,400
(03) PERSONAL SERV MATCHING	48,884	49,759
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	78,483	78,483
(B) CONF. & TRAVEL	10,100	10,100
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) RURAL COMMUNITY PROJECT GRANTS	400,000	400,000
(06) RURAL FIRE PROTECTION GRANTS	400,000	400,000
(07) COUNTY FAIR IMPROVEMENT GRANTS	<u>300,000</u>	<u>300,000</u>

1 TOTAL AMOUNT APPROPRIATED \$ 1,410,524 \$ 1,415,759

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3 SECTION 4. APPROPRIATIONS - CASH OPERATIONS. There is hereby appropriated,
4 to the Department of Rural Services, to be payable from cash funds as defined
5 by Arkansas Code 19-4-801 of the Department of Rural Services, for conference
6 expenses of the Department of Rural Services for the biennial period ending
7 June 30, 2003, the following:

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9	ITEM	FISCAL YEARS	
10	<u>NO.</u>	2001-2002	2002-2003
11	(01) CONFERENCE EXPENSES	\$ 50,000	\$ 50,000

12

13 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
14 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT AWARD
15 CRITERIA. ~~The Office of Rural Advocacy~~ Department of Rural Services shall
16 promulgate regulations establishing the criteria to be utilized in determining
17 to whom grants will be made under this Act. Subject to the approval of the
18 Governor, and after prior review by the Arkansas Legislative Council or the
19 Joint Budget Committee, ~~the Office of Rural Advocacy~~ Department of Rural
20 Services shall distribute the grants. The provisions of this section shall be
21 in effect only from July 1, 2001 through June 30, 2003.

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23 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
24 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY FAIR
25 GRANTS. The Department of Rural Services shall develop the necessary rules and
26 regulations for the disbursement of matching fund grants to county fairs for
27 the construction of new or replacement buildings. The grants shall be matched
28 on a 50/50 basis. The match may be cash or in-kind. No county fair shall
29 receive more than \$30,000 for the biennium.

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31 SECTION 7. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
32 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all
33 appropriations as provided in this Act, the agency disbursing officer shall
34 monitor the level of fund balances in relation to expenditures on a monthly
35 basis. If any proposed expenditures would cause a fund balance to decline to
36 less than fifty percent (50%) of the balance available on July 1, 2001, the

1 disbursing officer shall immediately notify the executive head of the agency.
2 Prior to any obligations being made under these circumstances, the agency
3 head shall file written documentation with the Chief Fiscal Officer of the
4 State requesting approval of the expenditures. Such documentation shall
5 provide sufficient financial data to justify the expenditures and shall
6 include the following:

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

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

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

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

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

19
20 *SECTION 8. COMPLIANCE WITH OTHER LAWS.* Disbursement of funds authorized by
21 this act shall be limited to the appropriation for such agency and funds made
22 available by law for the support of such appropriations; and the restrictions
23 of the State Purchasing Law, the General Accounting and Budgetary Procedures
24 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
25 Restrictions Act, or their successors, and other fiscal control laws of this
26 State, where applicable, and regulations promulgated by the Department of
27 Finance and Administration, as authorized by law, shall be strictly complied
28 with in disbursement of said funds.

29
30 *SECTION 9. LEGISLATIVE INTENT.* It is the intent of the General Assembly
31 that any funds disbursed under the authority of the appropriations contained
32 in this act shall be in compliance with the stated reasons for which this act
33 was adopted, as evidenced by the Agency Requests, Executive Recommendations
34 and Legislative Recommendations contained in the budget manuals prepared by
35 the Department of Finance and Administration, letters, or summarized oral
36 testimony in the official minutes of the Arkansas Legislative Council or Joint

1 Budget Committee which relate to its passage and adoption.

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

14 */s/ Joint Budget Committee*