

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: S3/22/01*  
**A Bill**

SENATE BILL 290

4  
5 By: Joint Budget Committee  
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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 LABOR FOR  
11 THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR  
12 OTHER PURPOSES.  
13

14  
15 **Subtitle**

16 AN ACT FOR THE DEPARTMENT OF LABOR  
17 APPROPRIATION FOR THE 2001-2003 BIENNIAL PERIOD.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Department of Labor for the 2001-2003 biennium, the following maximum number  
24 of regular employees whose salaries shall be governed by the provisions of the  
25 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
26 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
27 that any position to which a specific maximum annual salary is set out herein  
28 in dollars, shall be exempt from the provisions of said Uniform Classification  
29 and Compensation Act. All persons occupying positions authorized herein are  
30 hereby governed by the provisions of the Regular Salaries Procedures and  
31 Restrictions Act (Arkansas Code §21-5-101), or its successor.  
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		Maximum Annual		
		Maximum	Salary Rate	
Item	Class	No. of	Fiscal Years	
No.	Code Title	Employees	2001-2002	2002-2003

1	(1)	9963	LABOR DI RECTOR	1	\$95,442	\$97,923
2	(2)	7343	LABOR DEPUTY DI RECTOR	1	\$65,057	\$66,748
3	(3)	R038	ATTORNEY SUPERVI SOR	1	GRADE 26	
4	(4)	R170	ATTORNEY SPECI ALI ST	1	GRADE 25	
5	(5)	037Z	INFORMATI ON SYSTEMS MANAGER	1	GRADE 25	
6	(6)	973Z	LABOR SAFETY ADMI NI STRATOR	1	GRADE 24	
7	(7)	410Z	LABOR FINANCE & PERSONNEL MANAGER	1	GRADE 23	
8	(8)	409Z	LABOR STANDARDS ADMR	1	GRADE 23	
9	(8.5)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22	
10	(9)	0092	LABOR CHI EF BOI LER I NSPECTOR	1	GRADE 22	
11	(10)	0004	OCCUPATI ONAL HYGI ENI ST SUPERVI SOR	1	GRADE 22	
12	(10.5)	R356	INDUSTRI AL CONSULTANT	6	GRADE 21	
13	(11)	A008	ACCOUNTI NG SUPERVI SOR I I	1	GRADE 21	
14	(12)	R298	AGENCY PROGRAM COORDI NATOR	1	GRADE 21	
15	(13)	Y010	LABOR ELECTRI CAL ADMI NI STRATOR	1	GRADE 21	
16	(14)	R065	LABOR MEDI ATOR	1	GRADE 21	
17	(15)	417Z	LABOR SAFETY COORDI NATOR	1	GRADE 21	
18	(16)	D122	USER SUPPORT SUPERVI SOR	1	GRADE 21	
19	(17)	0064	BLASTI NG I NSPECTOR SUPV	1	GRADE 20	
20	(18)	0008	LABOR SAFETY CONSULTANT SUPERVI SOR	2	GRADE 20	
21	(19)	R266	MANAGEMENT PROJECT ANALYST I I	2	GRADE 20	
22	(20)	D121	USER SUPPORT ANALYST	1	GRADE 20	
23	(21)	0013	BOI LER I NSPECTOR	6	GRADE 19	
24	(22)	0036	CHI EF ELEVATOR I NSPECTOR	1	GRADE 19	
25	(23)	0015	LABOR OSHA COMPLI ANCE SUPERVI SOR	2	GRADE 19	
26	(24)	0090	STATE ELECTRI CAL I NSPECTOR	4	GRADE 19	
27	(25)	A111	ACCOUNTANT	1	GRADE 18	
28	(26)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18	
29	(27)	D128	P C SUPPORT SPECI ALI ST	2	GRADE 18	
30	(28)	V040	PURCHASE AGENT I I /PURCHASE AGENT	1	GRADE 18	
31	(29)	0073	SAFETY I NSPECTOR	11	GRADE 18	
32	(30)	E072	TRAI NI NG I NSTRUCTOR	6	GRADE 18	
33	(31)	R010	ADMI NI STRATI VE ASSI STANT I I	13	GRADE 17	
34	(32)	R061	ELECTRI CI AN LI CENSI NG COORDI NATOR	1	GRADE 17	
35	(33)	X345	LABOR STANDARDS I NVESTI GATOR	6	GRADE 17	
36	(34)	X370	OCCUPATI ONAL HYGI ENI ST I I	5	GRADE 17	

1	(35) R162 STATISTICIAN/STATISTICIAN II	2	GRADE 17
2	(35.5) R009 ADMINISTRATIVE ASSISTANT I	1	GRADE 15
3	(36) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14
4	(37) K117 MEDICAL OR LEGAL SECRETARY	1	GRADE 14
5	(38) K153 SECRETARY II	<u>11</u>	GRADE 13
6	MAX. NO. OF EMPLOYEES	105	

SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Labor, to be payable from the Department of Labor Fund Account, for personal services and operating expenses of the Department of Labor for the biennial period ending June 30, 2003, the following:

13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
15	(01) REGULAR SALARIES	\$ 2,179,377	\$ 2,236,037
16	(02) PERSONAL SERV MATCHING	581,695	592,073
17	(03) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	485,133	490,905
19	(B) CONF. & TRAVEL	32,750	32,750
20	(C) PROF. FEES	3,000	3,000
21	(D) CAP. OUTLAY	72,900	34,300
22	(E) DATA PROC.	<u>2,400</u>	<u>2,400</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,357,255</u>	<u>\$ 3,391,465</u>

SECTION 3. APPROPRIATION - BOILER INSPECTION. There is hereby appropriated, to the Department of Labor, to be payable from the Department of Labor Boiler Inspection Fund, for personal services and operating expenses of the Department of Labor - Boiler Inspection for the biennial period ending June 30, 2003, the following:

31	ITEM	FISCAL YEARS	
32	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
33	(01) REGULAR SALARIES	\$ 440,345	\$ 451,795
34	(02) PERSONAL SERV MATCHING	121,508	123,588
35	(03) MAINT. & GEN. OPERATION		
36	(A) OPER. EXPENSE	101,667	102,854

1	(B) CONF. & TRAVEL	9,499	9,499
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	28,400	14,200
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 701,419</u>	<u>\$ 701,936</u>

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 7 SECTION 4. APPROPRIATION - BOARD OF ELECTRICAL EXAMINERS. There is hereby  
 8 appropriated, to the Department of Labor, to be payable from the Board of  
 9 Electrical Examiners Fund, for personal services and operating expenses of the  
 10 Department of Labor - Board of Electrical Examiners for the biennial period  
 11 ending June 30, 2003, the following:

13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
15	(01) REGULAR SALARIES	\$ 257,465	\$ 264,159
16	(02) PERSONAL SERV MATCHING	73,455	74,676
17	(03) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	104,228	105,166
19	(B) CONF. & TRAVEL	3,430	3,430
20	(C) PROF. FEES	0	0
21	(D) CAP. OUTLAY	29,400	13,400
22	(E) DATA PROC.	<u>0</u>	<u>0</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$ 467,978</u>	<u>\$ 460,831</u>

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 25 SECTION 5. APPROPRIATION - FEDERAL PROGRAMS. There is hereby appropriated,  
 26 to the Department of Labor, to be payable from the federal funds as designated  
 27 by the Chief Fiscal Officer of the State, for personal services and operating  
 28 expenses of the Department of Labor for the biennial period ending June 30,  
 29 2003, the following:

31	ITEM	FISCAL YEARS	
32	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
33	(01) REGULAR SALARIES	\$ 644,370	\$ 661,123
34	(02) PERSONAL SERV MATCHING	176,363	179,405
35	(03) MAINT. & GEN. OPERATION		
36	(A) OPER. EXPENSE	258,091	260,709

1	(B) CONF. & TRAVEL	58,450	58,450
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	90,700	32,000
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,227,974</u>	<u>\$ 1,191,687</u>

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 7 SECTION 6. APPROPRIATIONS - WAGE AND HOUR - CASH. There is hereby  
 8 appropriated, to the Department of Labor, to be payable from cash funds as  
 9 defined by Arkansas Code 19-4-801 of the Department of Labor, for the  
 10 distribution of wages due employees from employers in Arkansas by the  
 11 Department of Labor for the biennial period ending June 30, 2003, the  
 12 following:

14	ITEM	FISCAL YEARS	
15	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
16	(01) WAGES DUE	<u>\$ 47,500</u>	<u>\$ 47,500</u>

17  
 18 SECTION 7. APPROPRIATIONS - SEMINAR AND CONFERENCE EXPENSES - CASH. There  
 19 is hereby appropriated, to the Department of Labor, to be payable from cash  
 20 funds as defined by Arkansas Code 19-4-801 of the Department of Labor, for  
 21 operating expenses from the deposit of registration fees collected for  
 22 seminars and conferences by the Department of Labor for the biennial period  
 23 ending June 30, 2003, the following:

25	ITEM	FISCAL YEARS	
26	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
27	(01) MAINT. & GEN. OPERATION		
28	(A) OPER. EXPENSE	39,869	39,869
29	(B) CONF. & TRAVEL	3,000	3,000
30	(C) PROF. FEES	0	0
31	(D) CAP. OUTLAY	0	0
32	(E) DATA PROC.	<u>0</u>	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 42,869</u>	<u>\$ 42,869</u>

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 35 SECTION 8. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
 36 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all

1 appropriations as provided in this Act, the agency disbursing officer shall  
2 monitor the level of fund balances in relation to expenditures on a monthly  
3 basis. If any proposed expenditures would cause a fund balance to decline to  
4 less than fifty percent (50%) of the balance available on July 1, 2001, the  
5 disbursing officer shall immediately notify the executive head of the agency.

6 Prior to any obligations being made under these circumstances, the agency  
7 head shall file written documentation with the Chief Fiscal Officer of the  
8 State requesting approval of the expenditures. Such documentation shall  
9 provide sufficient financial data to justify the expenditures and shall  
10 include the following:

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

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

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

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

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

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24 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by  
25 this act shall be limited to the appropriation for such agency and funds made  
26 available by law for the support of such appropriations; and the restrictions  
27 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
28 Law, the Revenue Stabilization Law, the Regular Salary Procedures and  
29 Restrictions Act, or their successors, and other fiscal control laws of this  
30 State, where applicable, and regulations promulgated by the Department of  
31 Finance and Administration, as authorized by law, shall be strictly complied  
32 with in disbursement of said funds.

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34 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly  
35 that any funds disbursed under the authority of the appropriations contained  
36 in this act shall be in compliance with the stated reasons for which this act

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

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

18 */s/ Joint Budget Committee*