

**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  
4

*As Engrossed: S4/4/01 S4/10/01*

# A Bill

SENATE BILL 681

5 By: *Joint Budget Committee*  
6  
7

## For An Act To Be Entitled

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

## Subtitle

14 AN ACT FOR THE ARKANSAS FAIR HOUSING  
15 COMMISSION APPROPRIATION FOR THE  
16 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 Fair Housing Commission for the 2001-2003 biennium, the following maximum  
25 number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
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35 Maximum Annual  
36 Maximum Salary Rate

Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	2001-2002	2002-2003
(1)	7103	FAIR HOUSING DIRECTOR	1	\$50,000	\$51,300
(2)	R039	AFHC CHIEF INVESTIGATOR	1	GRADE 20	
(3)	R002	AFHC INVESTIGATOR	1	GRADE 19	
(4)	K041	EXECUTIVE SECTY/ADMINISTRATIVE SECY	1	GRADE 14	
		MAX. NO. OF EMPLOYEES	4		

SECTION 2. APPROPRIATION. There is hereby appropriated, to the Arkansas Fair Housing Commission, to be payable from the *General Improvement Fund or its successor fund or fund accounts*, for personal services and operating expenses of the Arkansas Fair Housing Commission for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
NO.	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 140,749	\$ 144,409
(02) PERSONAL SERV MATCHING	35,203	36,117
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	40,000	40,000
(B) CONF. & TRAVEL	25,000	25,000
(C) PROF. FEES	18,000	18,000
(D) CAP. OUTLAY	20,000	10,000
(E) DATA PROC.	0	0
(04) PUBLIC EDUCATION	<u>20,000</u>	<u>30,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 298,952</u>	<u>\$ 303,526</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF PUBLIC EDUCATION APPROPRIATION. The appropriation provided herein for "PUBLIC EDUCATION" may be used to fund all expenses incurred in conducting educational seminars and other forms of educational projects for use and benefit generally of the public, including the production and distribution of information literature of an educational nature.

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

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2 SECTION 4. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
3 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all  
4 appropriations as provided in this Act, the agency disbursing officer shall  
5 monitor the level of fund balances in relation to expenditures on a monthly  
6 basis. If any proposed expenditures would cause a fund balance to decline to  
7 less than fifty percent (50%) of the balance available on July 1, 2001, the  
8 disbursing officer shall immediately notify the executive head of the agency.  
9 Prior to any obligations being made under these circumstances, the agency  
10 head shall file written documentation with the Chief Fiscal Officer of the  
11 State requesting approval of the expenditures. Such documentation shall  
12 provide sufficient financial data to justify the expenditures and shall  
13 include the following:  
14 1) a plan that clearly indicates the specific fiscal impact of such  
15 expenditures on the fund balance.  
16 2) information clearly indicating and explaining what programs would be cut  
17 or any other measures to be taken by the agency to restore the fund balance.  
18 3) the extent to which any of the planned expenditures are for one-time costs  
19 or one-time purchase of capitalized items.  
20 4) a statement certifying that the expenditure of fund balances will not  
21 jeopardize the financial health of the agency, nor result in a permanent  
22 depletion of the fund balance.  
23 (B) The Chief Fiscal Officer of the State shall review the request and  
24 approve or disapprove all or any part of the request , after having sought  
25 prior review by the Legislative Council.

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27 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
28 by this act shall be limited to the appropriation for such agency and funds  
29 made available by law for the support of such appropriations; and the  
30 restrictions of the State Purchasing Law, the General Accounting and  
31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
32 Procedures and Restrictions Act, or their successors, and other fiscal  
33 control laws of this State, where applicable, and regulations promulgated by  
34 the Department of Finance and Administration, as authorized by law, shall be  
35 strictly complied with in disbursement of said funds.

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1 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly  
2 that any funds disbursed under the authority of the appropriations contained  
3 in this act shall be in compliance with the stated reasons for which this act  
4 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
5 and Legislative Recommendations contained in the budget manuals prepared by  
6 the Department of Finance and Administration, letters, or summarized oral  
7 testimony in the official minutes of the Arkansas Legislative Council or  
8 Joint Budget Committee which relate to its passage and adoption.

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

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22 */s/ Joint Budget Committee*  
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