

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 85th General Assembly  
3 Regular Session, 2005

# A Bill

HOUSE BILL 1094

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

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9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
11 WATERWAYS COMMISSION FOR THE BIENNIAL PERIOD  
12 ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES.  
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14

## Subtitle

15  
16 AN ACT FOR THE ARKANSAS WATERWAYS  
17 COMMISSION APPROPRIATION FOR THE  
18 2005-2007 BIENNIUM.  
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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 Waterways Commission for the 2005-2007 biennium, the following maximum number  
25 of regular employees whose salaries shall be governed by the provisions of  
26 the 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  
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.  
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35  
36  
Maximum Annual  
Maximum Salary Rate



Item Class	No. of	Fiscal Years
No. Code Title	Employees	2005-2006 2006-2007
(1) 9990 DIRECTOR WATERWAYS COMMISSION	1	\$65,720 \$67,518
(2) R013 WATERWAYS ASST DIR COMMUNICATIONS	1	GRADE 20
(3) R010 ADMINISTRATIVE ASSISTANT II	<u>1</u>	GRADE 17
MAX. NO. OF EMPLOYEES	3	

SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Waterways Commission, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Arkansas Waterways Commission for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 135,055	\$ 138,932
(02) PERSONAL SERVICES MATCHING	36,980	37,709
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	30,964	30,782
(B) CONF. & TRAVEL	2,876	2,876
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) STATE'S CONTRIBUTIONS	<u>2,600</u>	<u>2,600</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 208,475</u>	<u>\$ 212,899</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ASSOCIATION DUES. Of the amounts appropriated for regional contributions by item (04) in Section 2 of this Act, three thousand dollars (\$3,000.00), or three-sevenths (3/7) of the appropriated or funded amount, each fiscal year shall be allocated for membership dues for the lower Mississippi Valley Flood Control Association and one thousand dollars (\$1,000.00), or one-seventh (1/7) of the appropriated or funded amount, each fiscal year shall be allocated for membership dues for each of the following associations: Ouachita River Valley Association, Red River Valley Association, Arkansas

1 Basin Association, and White River Valley Coalition.

2 The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005  
3 through June 30, ~~2005~~ 2007.

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5 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
6 by this act shall be limited to the appropriation for such agency and funds  
7 made available by law for the support of such appropriations; and the  
8 restrictions of the State Procurement Law, the General Accounting and  
9 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
10 Procedures and Restrictions Act, or their successors, and other fiscal  
11 control laws of this State, where applicable, and regulations promulgated by  
12 the Department of Finance and Administration, as authorized by law, shall be  
13 strictly complied with in disbursement of said funds.

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

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24 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
25 Assembly, that the Constitution of the State of Arkansas prohibits the  
26 appropriation of funds for more than a two (2) year period; that the  
27 effectiveness of this Act on July 1, 2005 is essential to the operation of  
28 the agency for which the appropriations in this Act are provided, and that in  
29 the event of an extension of the Regular Session, the delay in the effective  
30 date of this Act beyond July 1, 2005 could work irreparable harm upon the  
31 proper administration and provision of essential governmental programs.  
32 Therefore, an emergency is hereby declared to exist and this Act being  
33 necessary for the immediate preservation of the public peace, health and  
34 safety shall be in full force and effect from and after July 1, 2005.