

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
4

As Engrossed: H3/2/05
A Bill

HOUSE BILL 1124

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

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

Subtitle

15
16 AN ACT FOR THE ARKANSAS MANUFACTURED
17 HOME COMMISSION APPROPRIATION FOR THE
18 2005-2007 BIENNIUM.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
25 the Arkansas Manufactured Home Commission for the 2005-2007 biennium, the
26 following maximum number of regular employees whose salaries shall be
27 governed by the provisions of the Uniform Classification and Compensation Act
28 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
29 thereto. Provided, however, that any position to which a specific maximum
30 annual salary is set out herein in dollars, shall be exempt from the
31 provisions of said Uniform Classification and Compensation Act. All persons
32 occupying positions authorized herein are hereby governed by the provisions
33 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
34 101), or its successor.
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36 Maximum Annual



Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate Fiscal Years	
				2005-2006	2006-2007
1	(1)	408Z MANUFACTURED HOME COMM DIRCTR	1	GRADE 24	
2	(2)	Q048 MANUFACTURED HOUSING SPEC SUPV	1	GRADE 20	
3	(3)	Q047 MANUFACTURED HOUSING SPEC	3	GRADE 18	
4	(4)	R440 BUSINESS CONTROLLER II	1	GRADE 16	
5	(5)	K153 SECRETARY II	1	GRADE 13	
6		<i>MAX. NO. OF EMPLOYEES</i>	<u>7</u>		

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11 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 12 the Arkansas Manufactured Home Commission, to be payable from the
 13 Manufactured Home Standards Fund, for personal services and operating
 14 expenses of the Arkansas Manufactured Home Commission for the biennial period
 15 ending June 30, 2007, the following:

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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
17 (01) REGULAR SALARIES	\$ 218,897	\$ 225,434
18 (02) PERSONAL SERVICES MATCHING	69,283	70,547
19 (03) MAINT. & GEN. OPERATION		
20 (A) OPER. EXPENSE	63,538	63,538
21 (B) CONF. & TRAVEL	7,500	7,500
22 (C) PROF. FEES	3,050	3,050
23 (D) CAP. OUTLAY	0	0
24 (E) DATA PROC.	<u>2,500</u>	<u>2,500</u>
25 TOTAL AMOUNT APPROPRIATED	<u>\$ 364,768</u>	<u>\$ 372,569</u>

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27 SECTION 3. APPROPRIATION - INVESTMENTS AND CLAIMS. There is hereby
 28 appropriated, to the Arkansas Manufactured Home Commission, to be payable
 29 from the Manufactured Housing Recovery Fund, for payment of investments and
 30 claims by the Arkansas Manufactured Home Commission for the biennial period
 31 ending June 30, 2007, the following:

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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 15,000	\$ 15,000
(B) CONF. & TRAVEL	15,000	15,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	5,000	5,000
(E) DATA PROC.	0	0
(02) REFUNDS/REIMBURSEMENTS	50,000	50,000
(03) CLAIMS	<u>135,000</u>	<u>135,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 220,000</u>	<u>\$ 220,000</u>

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13 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
 15 BALANCES - MANUFACTURED HOME STANDARDS FUND. (A) For all appropriations as
 16 provided in this Act, the agency disbursing officer shall monitor the level
 17 of fund balances in relation to expenditures on a monthly basis. If any
 18 proposed expenditures would cause the Manufactured Home Standards Fund to
 19 decline below one hundred thousand dollars (\$100,000)~~one hundred thirty three~~
 20 ~~thousand eight hundred thirty three dollars (\$133,833)~~, the disbursing
 21 officer shall immediately notify the executive head of the agency. Prior to
 22 any obligations being made under these circumstances, the agency head shall
 23 file written documentation with the Chief Fiscal Officer of the State
 24 requesting approval of the expenditures. Such documentation shall provide
 25 sufficient financial data to justify the expenditures and shall include the
 26 following:

- 27 1) a plan that clearly indicates the specific fiscal impact of such
- 28 expenditures on the fund balance.
- 29 2) information clearly indicating and explaining what programs would be cut
- 30 or any other measures to be taken by the agency to restore the fund balance.
- 31 3) the extent to which any of the planned expenditures are for one-time costs
- 32 or one-time purchase of capitalized items.
- 33 4) a statement certifying that the expenditure of fund balances will not
- 34 jeopardize the financial health of the agency, nor result in a permanent
- 35 depletion of the fund balance.

36 (B) The Chief Fiscal Officer of the State shall review the request and

1 approve or disapprove all or any part of the request, after having sought
2 prior review by the Legislative Council.

3 The provisions of this section shall be in effect only from July 1, 2003
4 2005 through June 30, ~~2005~~ 2007.

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

15
16 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
17 that any funds disbursed under the authority of the appropriations contained
18 in this act shall be in compliance with the stated reasons for which this act
19 was adopted, as evidenced by the Agency Requests, Executive Recommendations
20 and Legislative Recommendations contained in the budget manuals prepared by
21 the Department of Finance and Administration, letters, or summarized oral
22 testimony in the official minutes of the Arkansas Legislative Council or
23 Joint Budget Committee which relate to its passage and adoption.

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25 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
26 Assembly, that the Constitution of the State of Arkansas prohibits the
27 appropriation of funds for more than a two (2) year period; that the
28 effectiveness of this Act on July 1, 2005 is essential to the operation of
29 the agency for which the appropriations in this Act are provided, and that in
30 the event of an extension of the Regular Session, the delay in the effective
31 date of this Act beyond July 1, 2005 could work irreparable harm upon the
32 proper administration and provision of essential governmental programs.
33 Therefore, an emergency is hereby declared to exist and this Act being
34 necessary for the immediate preservation of the public peace, health and
35 safety shall be in full force and effect from and after July 1, 2005.

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/s/ Joint Budget Committee

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