

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: H2/10/05 H2/11/05

A Bill

HOUSE BILL 1218

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

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE
11 DEPARTMENT OF FINANCE AND ADMINISTRATION -
12 ALCOHOLIC BEVERAGE CONTROL DIVISION FOR THE
13 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
14 OTHER PURPOSES.

Subtitle

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18 AN ACT FOR THE DEPARTMENT OF FINANCE
19 AND ADMINISTRATION - ALCOHOLIC BEVERAGE
20 CONTROL DIVISION APPROPRIATION FOR THE
21 2005-2007 BIENNIUM.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. REGULAR SALARIES - ABC ADMINISTRATION. There is hereby
27 established for the Department of Finance and Administration - Alcoholic
28 Beverage Control Division for the 2005-2007 biennium, the following maximum
29 number of regular employees whose salaries shall be governed by the
30 provisions of the Uniform Classification and Compensation Act (Arkansas Code
31 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
32 Provided, however, that any position to which a specific maximum annual
33 salary is set out herein in dollars, shall be exempt from the provisions of
34 said Uniform Classification and Compensation Act. All persons occupying
35 positions authorized herein are hereby governed by the provisions of the
36 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),



1 or its successor.

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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				Fiscal Years 2005-2006	Fiscal Years 2006-2007
(1)	9939	DFA DIRECTOR ABC	1	\$80,346	\$82,422
(2)	R170	ATTORNEY SPECIALIST	2	GRADE 25	
(3)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
(4)	KO48	LEGAL SECRETARY II	4	GRADE 16	
(5)	K153	SECRETARY II	<u>2</u>	GRADE 13	
MAX. NO. OF EMPLOYEES			10		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Finance and Administration - Alcoholic Beverage Control Division for the 2005-2007 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: one (1) 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 - ABC ADMINISTRATION - CASH OPERATIONS. There is hereby appropriated, to the Department of Finance and Administration - Alcoholic Beverage Control Division, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of Finance and Administration - Alcoholic Beverage Control Division for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 10,964	\$ 10,964
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0

1	(D) CAP. OUTLAY	0	0
2	(E) DATA PROC.	<u>0</u>	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 10,964</u>	<u>\$ 10,964</u>

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5 SECTION 4. APPROPRIATION - ABC ADMINISTRATION - STATE OPERATIONS. There is
 6 hereby appropriated, to the Department of Finance and Administration -
 7 Alcoholic Beverage Control Division, to be payable from the Miscellaneous
 8 Agencies Fund Account, for personal services and operating expenses of the
 9 Department of Finance and Administration - Alcoholic Beverage Control
 10 Division for the biennial period ending June 30, 2007, the following:

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12	ITEM	FISCAL YEARS	
13	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
14	(01) REGULAR SALARIES	\$ 432,355	\$ 444,615
15	(02) EXTRA HELP	2,600	2,600
16	(03) PERSONAL SERVICES MATCHING	119,884	122,189
17	(04) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	88,100	88,100
19	(B) CONF. & TRAVEL	4,986	4,986
20	(C) PROF. FEES	0	0
21	(D) CAP. OUTLAY	0	0
22	(E) DATA PROC.	<u>0</u>	<u>0</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$ 647,925</u>	<u>\$ 662,490</u>

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

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35 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
 36 that any funds disbursed under the authority of the appropriations contained

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

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

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20 /s/ Joint Budget Committee
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