

State of Arkansas  
85th General Assembly  
Regular Session, 2005

# A Bill

SENATE BILL 86

By: Joint Budget Committee

## For An Act To Be Entitled

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

## Subtitle

AN ACT FOR THE DEPARTMENT OF FINANCE  
AND ADMINISTRATION - ALCOHOLIC BEVERAGE  
CONTROL ENFORCEMENT DIVISION  
APPROPRIATION FOR THE 2005-2007  
BIENNIUM.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES. There is hereby established for the  
Department of Finance and Administration - Alcoholic Beverage Control  
Enforcement Division for the 2005-2007 biennium, the following maximum number  
of regular employees whose salaries shall be governed by the provisions of  
the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
seq.), or its successor, and all laws amendatory thereto. Provided, however,  
that any position to which a specific maximum annual salary is set out herein  
in dollars, shall be exempt from the provisions of said Uniform  
Classification and Compensation Act. All persons occupying positions  
authorized herein are hereby governed by the provisions of the Regular



Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years
No.	Code Title		2005-2006 2006-2007
(1)	9981 DIRECTOR ABC ENFORCEMENT	1	\$60,354 \$62,050
(2)	R079 ASST DIR ABC	1	GRADE 22
(3)	X304 ABC SR ENFORCEMENT OFFICER	17	GRADE 20
(4)	K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14
	MAX. NO. OF EMPLOYEES	20	

SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Finance and Administration - Alcoholic Beverage Control Enforcement Division, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Department of Finance and Administration - Alcoholic Beverage Control Enforcement Division for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS
	2005-2006 2006-2007
(01) REGULAR SALARIES	\$ 705,576 \$ 726,640
(02) PERSONAL SERVICES MATCHING	209,446 213,409
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	85,700 85,700
(B) CONF. & TRAVEL	0 0
(C) PROF. FEES	0 0
(D) CAP. OUTLAY	5,000 5,000
(E) DATA PROC.	<u>0</u> <u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,005,722</u> <u>\$ 1,030,749</u>

SECTION 3. APPROPRIATION - FEDERAL OPERATIONS. There is hereby appropriated, to the Department of Finance and Administration - Alcoholic Beverage Control Enforcement Division, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services

and operating expenses of the Department of Finance and Administration -  
 Alcoholic Beverage Control Enforcement Division for the biennial period  
 ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
NO.	2005-2006	2006-2007
(01) PERSONAL SERVICES MATCHING	\$ 7,520	\$ 7,520
(02) OVERTIME	40,000	40,000
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	52,654	52,654
(B) CONF. & TRAVEL	10,000	10,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) GRANTS AND AID -- COMBAT		
UNDERAGE DRINKING	<u>374,000</u>	<u>374,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 484,174</u>	<u>\$ 484,174</u>

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

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

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