

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

SENATE BILL 89

4
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 DEPARTMENT OF AERONAUTICS FOR THE BIENNIAL PERIOD
12 ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS DEPARTMENT OF
16 AERONAUTICS APPROPRIATION FOR THE
17 2005-2007 BIENNIUM.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas
24 Department of Aeronautics for the 2005-2007 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.
34

35 Maximum Annual
36 Maximum Salary Rate



Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	2005-2006	2006-2007
(1)	9967	AERONAUTICS DIRECTOR	1	\$77,217	\$79,234
(2)	R151	AERONAUTICS ASSISTANT DIRECTOR	1	GRADE 23	
(3)	X338	ENGINEER, PE	1	GRADE 22	
(4)	R266	MANAGEMENT PROJECT ANALYST II	<u>1</u>	GRADE 20	
		MAX. NO. OF EMPLOYEES	4		

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

ITEM	FISCAL YEARS	
NO.	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 231,205	\$ 237,794
(02) PERSONAL SERVICES MATCHING	58,826	60,064
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	157,529	160,029
(B) CONF. & TRAVEL	9,000	9,000
(C) PROF. FEES	12,000	12,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) GRANTS TO CITIES AND COUNTIES	<u>5,000,000</u>	<u>5,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 5,468,560</u>	<u>\$ 5,478,887</u>

SECTION 3. APPROPRIATION - FEDERAL GRANTS. There is hereby appropriated, to the Arkansas Department of Aeronautics, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for grants to cities and counties by the Arkansas Department of Aeronautics for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
NO.	2005-2006	2006-2007
(01) GRANTS TO CITIES AND COUNTIES	<u>\$ 12,000,000</u>	<u>\$ 12,000,000</u>

1
2 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
4 BALANCES - DEPARTMENT OF AERONAUTICS FUND. (A) For all appropriations as
5 provided in this Act, the agency disbursing officer shall monitor the level
6 of fund balances in relation to expenditures on a monthly basis. If any
7 proposed expenditures would cause the Department of Aeronautics Fund to
8 decline below ~~four million two hundred ten thousand one hundred and six~~
9 ~~dollars (\$4,210,106)~~ two million one hundred thousand dollars (\$2,100,000),
10 the disbursing officer shall immediately notify the executive head of the
11 agency. Prior to any obligations being made under these circumstances, the
12 agency head shall file written documentation with the Chief Fiscal Officer of
13 the State requesting approval of the expenditures. Such documentation shall
14 provide sufficient financial data to justify the expenditures and shall
15 include the following:

- 16 1) a plan that clearly indicates the specific fiscal impact of such
17 expenditures on the fund balance.
18 2) information clearly indicating and explaining what programs would be cut
19 or any other measures to be taken by the agency to restore the fund balance.
20 3) the extent to which any of the planned expenditures are for one-time costs
21 or one-time purchase of capitalized items.
22 4) a statement certifying that the expenditure of fund balances will not
23 jeopardize the financial health of the agency, nor result in a permanent
24 depletion of the fund balance.

25 (B) The Chief Fiscal Officer of the State shall review the request and
26 approve or disapprove all or any part of the request, after having sought
27 prior review by the Legislative Council.

28 The provisions of this section shall be in effect only from July 1, ~~2003~~
29 2005 through June 30, ~~2005~~ 2007.

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31 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
32 by this act shall be limited to the appropriation for such agency and funds
33 made available by law for the support of such appropriations; and the
34 restrictions of the State Procurement Law, the General Accounting and
35 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
36 Procedures and Restrictions Act, or their successors, and other fiscal

1 control laws of this State, where applicable, and regulations promulgated by
 2 the Department of Finance and Administration, as authorized by law, shall be
 3 strictly complied with in disbursement of said funds.

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

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