

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 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 1139

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 DEVELOPMENT FINANCE AUTHORITY FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS DEVELOPMENT
17 FINANCE AUTHORITY APPROPRIATION FOR THE
18 2007-2009 BIENNIUM.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas
25 Development Finance Authority for the 2007-2009 biennium, the following
26 maximum number of regular employees whose salaries shall be governed by the
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
29 Provided, however, that any position to which a specific maximum annual
30 salary is set out herein in dollars, shall be exempt from the provisions of
31 said Uniform Classification and Compensation Act. All persons occupying
32 positions authorized herein are hereby governed by the provisions of the
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
34 or its successor.
35

36 Maximum Annual



| Item No. | Class Code | Title | Maximum No. of Employees | Salary Rate Fiscal Years | 2007-2008 | 2008-2009 |
|----------|------------|-----------------------------------|--------------------------|--------------------------|-----------|-----------|
| 4 | (1) 9969 | ADFA EXECUTIVE DIRECTOR | 1 | | \$121,648 | \$124,080 |
| 5 | (2) 7479 | ADFA DEP DIR ECONOMIC DEVELOPMENT | 1 | | \$99,499 | \$101,488 |
| 6 | (3) 9973 | ADFA DEPUTY DIRECTOR | 3 | | \$92,886 | \$94,743 |
| 7 | (4) 9611 | ADFA DEPUTY DIRECTOR OF AGRI | 1 | | \$92,886 | \$94,743 |
| 8 | (5) 9961 | ADFA DEPUTY DIR - AQUACULTURE | 1 | | \$92,621 | \$94,473 |
| 9 | (6) 8700 | GENERAL COUNSEL | 1 | | \$87,552 | \$89,303 |
| 10 | (7) 8819 | ADFA PROGRAM OFFICER | 5 | | \$78,285 | \$79,850 |
| 11 | (8) 9727 | ADFA MULTI FAMILY HOUSING SUPV | 1 | | \$63,327 | \$64,593 |
| 12 | (9) 7481 | ADFA EXPORT FINANCE OFFICER | 1 | | \$63,327 | \$64,593 |
| 13 | (10) 7480 | ADFA ECONOMIC DEVELOPMENT OFFICER | 1 | | \$63,327 | \$64,593 |
| 14 | (11) 8034 | ADFA ASST DIR OF AQUACULTURE | 1 | | \$41,896 | \$42,733 |
| 15 | (12) 827Z | DP CENTER MANAGER | 1 | | GRADE 26 | |
| 16 | (13) 400Z | ADFA FISCAL MANAGER | 2 | | GRADE 24 | |
| 17 | (14) N330 | LICENSED ARCHITECT | 1 | | GRADE 23 | |
| 18 | (15) D124 | LEAD PROGRAMMER/ANALYST | 1 | | GRADE 22 | |
| 19 | (16) R498 | ADFA FINANCE PROGRAM COORDINATOR | 7 | | GRADE 22 | |
| 20 | (17) R298 | AGENCY PROGRAM COORDINATOR | 2 | | GRADE 21 | |
| 21 | (18) A008 | ACCOUNTING SUPERVISOR II | 2 | | GRADE 21 | |
| 22 | (19) A099 | FINANCE AUTHORITY SPECIALIST SUPV | 8 | | GRADE 20 | |
| 23 | (20) R266 | MANAGEMENT PROJECT ANALYST II | 3 | | GRADE 20 | |
| 24 | (21) D121 | USER SUPPORT ANALYST | 1 | | GRADE 20 | |
| 25 | (22) X306 | CHIEF CONSTRUCTION INSPECTOR | 1 | | GRADE 19 | |
| 26 | (23) A110 | ACCOUNTANT II | 4 | | GRADE 19 | |
| 27 | (24) A096 | FINANCE AUTHORITY SPECIALIST | 10 | | GRADE 18 | |
| 28 | (25) R134 | PLANNING SPECIALIST II | 1 | | GRADE 18 | |
| 29 | (26) R196 | PROPERTY DISPOSITION COORD | 1 | | GRADE 18 | |
| 30 | (27) R010 | ADMINISTRATIVE ASSISTANT II | <u>2</u> | | GRADE 17 | |
| 31 | | MAX. NO. OF EMPLOYEES | 64 | | | |

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Development Finance Authority for the 2007-2009 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: five (5)

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. APPROPRIATIONS - CASH OPERATIONS. There is hereby appropriated, to the Arkansas Development Finance Authority, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Development Finance Authority, for personal services and operating expenses of the Arkansas Development Finance Authority for the biennial period ending June 30, 2009, the following:

| ITEM NO. | FISCAL YEARS | |
|---|----------------------|----------------------|
| | 2007-2008 | 2008-2009 |
| (01) REGULAR SALARIES | \$ 3,420,271 | \$ 3,488,420 |
| (02) EXTRA HELP | 40,000 | 40,000 |
| (03) PERSONAL SERVICES MATCHING | 961,606 | 975,555 |
| (04) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSE | 558,858 | 558,858 |
| (B) CONF. & TRAVEL | 102,315 | 102,315 |
| (C) PROF. FEES | 112,300 | 112,300 |
| (D) CAP. OUTLAY | 23,000 | 23,000 |
| (E) DATA PROC. | 0 | 0 |
| (05) GRANTS/AID-HOUSING RENTAL ASSISTANCE | 6,600,000 | 6,600,000 |
| (06) DATA PROCESSING SERVICES | 264,512 | 264,512 |
| (07) HUD HOME PROGRAM | <u>14,261,800</u> | <u>14,261,800</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$ 26,344,662</u> | <u>\$ 26,426,760</u> |

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD. Any unexpended balance of the appropriation authorized in the HUD Home Program of this Act which remains at the close of the fiscal year ending June 30, ~~2006~~ 2008 shall be carried forward and made available for the same purpose for the fiscal year ended June 30, ~~2007~~ 2009.

Any carry forward of unexpended balance of appropriation and/or funding as authorized herein, may be carried forward under the following conditions:

1 (1) Prior to June 30, 2008 the Agency shall by written statement set forth
 2 its reason(s) for the need to carry forward said appropriation and/or funding
 3 to the Department of Finance and Administration Office of Budget;

4 (2) The Department of Finance and Administration Office of Budget shall
 5 report to the Arkansas Legislative Council all amounts carried forward from
 6 the first fiscal year of the biennium to the second fiscal year of the
 7 biennium by the September Arkansas Legislative Council or Joint Budget
 8 Committee meeting in the second fiscal year of the biennial period which
 9 report shall include the name of the Agency, Board, Commission or Institution
 10 and the amount of the appropriation and/or funding carried forward from the
 11 first fiscal year to the second fiscal year, the program name or line item,
 12 the funding source of that appropriation and a copy of the written request
 13 set forth in (1) above;

14 (3) Each Agency, Board, Commission or Institution shall provide a written
 15 report to the Arkansas Legislative Council or Joint Budget Committee
 16 containing all information set forth in item (2) above, along with a written
 17 statement as to the current status of the project, contract, purpose etc. for
 18 which the carry forward was originally requested no later than thirty (30)
 19 days prior to the time the Agency, Board, Commission or Institution presents
 20 its budget request to the Arkansas Legislative Council/Joint Budget
 21 Committee; and

22 (4) Thereupon, the Department of Finance and Administration shall include
 23 all information obtained in item (3) above in the biennial budget manuals
 24 and/or a statement of non-compliance by the Agency, Board, Commission or
 25 Institution.

26 The provisions of this section shall be in effect only from July 1, 2005
 27 2007 through June 30, ~~2007~~ 2009.

28
 29 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUD HOME
 31 PROGRAM DISBURSEMENTS. The disbursement of funds appropriated in the HUD Home
 32 Program of this Act shall be in accordance with the State of Arkansas
 33 Consolidated Plan developed and administered in part by the Arkansas
 34 Development Finance Authority and shall be in accordance with project
 35 requirements and regulations of the U.S. Department of Housing and Urban
 36 Development HOME Program.

1 The provisions of this section shall be in effect only from July 1, 2005
 2 2007 through June 30, ~~2007~~ 2009.

3
 4 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 5 by this act shall be limited to the appropriation for such agency and funds
 6 made available by law for the support of such appropriations; and the
 7 restrictions of the State Procurement Law, the General Accounting and
 8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 9 Procedures and Restrictions Act, or their successors, and other fiscal
 10 control laws of this State, where applicable, and regulations promulgated by
 11 the Department of Finance and Administration, as authorized by law, shall be
 12 strictly complied with in disbursement of said funds.

13
 14 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General Assembly
 15 that any funds disbursed under the authority of the appropriations contained
 16 in this act shall be in compliance with the stated reasons for which this act
 17 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 18 and Legislative Recommendations contained in the budget manuals prepared by
 19 the Department of Finance and Administration, letters, or summarized oral
 20 testimony in the official minutes of the Arkansas Legislative Council or
 21 Joint Budget Committee which relate to its passage and adoption.

22
 23 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
 24 Assembly, that the Constitution of the State of Arkansas prohibits the
 25 appropriation of funds for more than a two (2) year period; that the
 26 effectiveness of this Act on July 1, 2007 is essential to the operation of
 27 the agency for which the appropriations in this Act are provided, and that in
 28 the event of an extension of the Regular Session, the delay in the effective
 29 date of this Act beyond July 1, 2007 could work irreparable harm upon the
 30 proper administration and provision of essential governmental programs.
 31 Therefore, an emergency is hereby declared to exist and this Act being
 32 necessary for the immediate preservation of the public peace, health and
 33 safety shall be in full force and effect from and after July 1, 2007.