

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 87th General Assembly  
3 Regular Session, 2009  
4

*As Engrossed: H1/29/09*  
**A Bill**

HOUSE BILL 1196

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  
11 DEPARTMENT OF FINANCE AND ADMINISTRATION -  
12 DIVISION OF RACING FOR THE FISCAL YEAR ENDING  
13 JUNE 30, 2010; AND FOR OTHER PURPOSES.  
14

**Subtitle**

15  
16 AN ACT FOR THE DEPARTMENT OF FINANCE  
17 AND ADMINISTRATION - DIVISION OF RACING  
18 APPROPRIATION FOR THE 2009-2010 FISCAL  
19 YEAR.  
20  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. REGULAR SALARIES. There is hereby established for the  
26 Department of Finance and Administration - Division of Racing for the 2009-  
27 2010 fiscal year, the following maximum number of regular employees whose  
28 salaries shall be governed by the provisions of the Uniform Classification  
29 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,  
30 and all laws amendatory thereto. Provided, however, that any position to  
31 which a specific maximum annual salary is set out herein in dollars, shall be  
32 exempt from the provisions of said Uniform Classification and Compensation  
33 Act. All persons occupying positions authorized herein are hereby governed  
34 by the provisions of the Regular Salaries Procedures and Restrictions Act  
35 (Arkansas Code §21-5-101), or its successor.  
36



Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2009-2010
(1)	B009N	DFA DOG RACING VETERINARIAN	1	GRADE N905
(2)	G228C	DFA RACING COMMISSION MANAGER	1	GRADE C126
(3)	X069C	DFA HORSE RACING SUPERVISOR	1	GRADE C119
(4)	X084C	DFA DOG RACING SUPERVISOR	2	GRADE C118
(5)	C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116
(6)	X142C	DFA RACING COMMISSION JUDGE	2	GRADE C115
(7)	A104C	DFA RACING COMMISSION OFC AUDITOR	1	GRADE C114
(8)	B110C	VETERINARIAN ASSISTANT	<u>4</u>	GRADE C111
MAX. NO. OF EMPLOYEES			13	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Finance and Administration - Division of Racing for the 2009-2010 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: twenty-seven (27) 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. There is hereby appropriated, to the Department of Finance and Administration - Division of Racing, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Department of Finance and Administration - Division of Racing for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 575,190
(02) EXTRA HELP	210,000
(03) PERSONAL SERVICES MATCHING	217,164
(04) OVERTIME	30,000
(05) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	223,496
2	(B) CONF. & TRAVEL	5,950
3	(C) PROF. FEES	18,801
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,280,601</u>

7  
 8 SECTION 4. APPROPRIATION - LICENSE APPLICATIONS. There is hereby  
 9 appropriated, to the Department of Finance and Administration - Division of  
 10 Racing, to be payable from the cash fund deposited in the State Treasury as  
 11 determined by the Chief Fiscal Officer of the State, for operating expenses  
 12 associated with license applications for employees at Oaklawn and Southland  
 13 Parks of the Department of Finance and Administration - Division of Racing  
 14 for the fiscal year ending June 30, 2010, the following:

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2009-2010</u>
18	(01) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	\$ 100,000
20	(B) CONF. & TRAVEL	0
21	(C) PROF. FEES	0
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	0
24	(02) REFUND/REIMBURSEMENTS	<u>5,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 105,000</u>

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 27 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
 29 HELP - HORSE RACING. There is hereby authorized, for the Department of  
 30 Finance and Administration - Division of Racing - Horse Racing, for the ~~2007-~~  
 31 ~~2009~~ 2009-2010 fiscal year ~~biennium~~, the following maximum number of part-  
 32 time or temporary employees, to be known as "Extra Help", payable from funds  
 33 appropriated herein for such purposes, such employees shall be authorized to  
 34 work over 1,000 hours per year:

35	Item	Number	Hourly
36	No. Title	Required	Rate

1			<del>FY07-08</del>
2			<u>FY09-10</u>
3	(01) VETERINARIAN	1	<del>57.41</del> <u>60.49</u>
4	(02) <del>GENERAL VET. ASST.</del> <u>VETERINARIAN ASSISTANT</u>	2	<del>17.35</del> <u>18.29</u>
5	(03) STEWARD	1	<del>39.00</del> <u>41.10</u>
6	(04) INVESTIGATOR	1	<del>22.58</del> <u>23.80</u>
7	(05) ASST. SUPERVISOR	1	<del>17.35</del> <u>18.29</u>
8	(06) LICENSING CLERK	3	<del>11.29</del> <u>11.90</u>
9	(07) SECURITY GATEMAN	1	<del>8.67</del> <u>9.14</u>
10	(08) COLLECTORS	3	<del>11.49</del> <u>12.12</u>
11	(09) WALKERS	4	<del>8.67</del> <u>9.14</u>
12	(10) EXTRA HELP	4	<del>10.41</del> <u>10.97</u>
13	(11) JUDGE	1	<del>16.41</del> <u>17.29</u>

14 The provisions of this section shall be in effect only from July 1,  
 15 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

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17 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
 19 HELP - DOG RACING. There is hereby authorized, for the Department of Finance  
 20 and Administration - Division of Racing - Dog Racing, for the ~~2007-2009~~ 2009-  
 21 2010 fiscal year biennium, the maximum number of five (5) part-time or  
 22 temporary employees, to be known as "Extra Help", payable from funds  
 23 appropriated herein for such purposes, such employees shall be authorized to  
 24 work over 1,000 hours per year.

25 The provisions of this section shall be in effect only from July 1, ~~2007~~  
 26 2009 through June 30, ~~2009~~ 2010.

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28 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RACING  
 30 PASS RESTRICTIONS. The Director of the Department of Finance and  
 31 Administration shall set a maximum number of racing passes to be printed and  
 32 issued annually and it shall not be less than the number printed in 1990.

33 The provisions of this section shall be in effect only from July 1,  
 34 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

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36 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

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

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

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19 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General  
20 Assembly, that the Constitution of the State of Arkansas prohibits the  
21 appropriation of funds for more than a one (1) year period; that the  
22 effectiveness of this Act on July 1, 2009 is essential to the operation of  
23 the agency for which the appropriations in this Act are provided, and that in  
24 the event of an extension of the Regular Session, the delay in the effective  
25 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
26 proper administration and provision of essential governmental programs.  
27 Therefore, an emergency is hereby declared to exist and this Act being  
28 necessary for the immediate preservation of the public peace, health and  
29 safety shall be in full force and effect from and after July 1, 2009.

30  
31 /s/ Joint Budget Committee  
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