

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

SENATE BILL 65

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE ARKANSAS TOBACCO  
10 CONTROL FOR THE FISCAL YEAR ENDING JUNE 30, 2018; AND  
11 FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE ARKANSAS TOBACCO CONTROL  
15 APPROPRIATION FOR THE 2017-2018 FISCAL  
16 YEAR.  
17  
18  
19

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

22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Arkansas Tobacco Control for the 2017-2018 fiscal year, the following maximum  
24 number of regular employees.  
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
30	(1) N113N	ATC DIRECTOR	1	GRADE N905
31	(2) G025C	ATTORNEY SUPERVISOR	1	GRADE C127
32	(3) G047C	ATTORNEY SPECIALIST	1	GRADE C126
33	(4) G246C	ATC BRANCH MANAGER	2	GRADE C123
34	(5) X074C	ATC AUDITOR/INVESTIGATOR	2	GRADE C119
35	(6) X196C	ATC SENIOR ENFORCEMENT AGENT	3	GRADE C118
36	(7) R027C	BUDGET SPECIALIST	1	GRADE C117



1	(8)	X131C	ATC ENFORCEMENT AGENT	14	GRADE C116
2	(9)	E046C	TRAINING INSTRUCTOR	1	GRADE C116
3	(10)	C037C	ADMINISTRATIVE ANALYST	2	GRADE C115
4	(11)	C056C	ADMINISTRATIVE SPECIALIST III	<u>3</u>	GRADE C112
5			MAX. NO. OF EMPLOYEES	31	

7 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 8 to the Arkansas Tobacco Control, to be payable from the Miscellaneous  
 9 Agencies Fund Account, for personal services and operating expenses of the  
 10 Arkansas Tobacco Control - Operations for the fiscal year ending June 30,  
 11 2018, the following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2017-2018</u>
15	(01) REGULAR SALARIES	\$445,852
16	(02) PERSONAL SERVICES MATCHING	150,830
17	(03) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	197,965
19	(B) CONF. & TRAVEL	5,000
20	(C) PROF. FEES	5,000
21	(D) CAP. OUTLAY	0
22	(E) DATA PROC.	<u>0</u>
23	TOTAL AMOUNT APPROPRIATED	<u><u>\$804,647</u></u>

25 SECTION 3. APPROPRIATION - SALES TO MINORS ENFORCEMENT - CASH. There  
 26 is hereby appropriated, to the Arkansas Tobacco Control, to be payable from  
 27 the cash fund deposited in the State Treasury as determined by the Chief  
 28 Fiscal Officer of the State, for personal services, operating expenses, and  
 29 the purchase of promotional items of the Arkansas Tobacco Control - Sales to  
 30 Minors Enforcement - Cash for the fiscal year ending June 30, 2018, the  
 31 following:

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2017-2018</u>
35	(01) REGULAR SALARIES	\$560,902
36	(02) PERSONAL SERVICES MATCHING	192,956

1	(03) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	232,072
3	(B) CONF. & TRAVEL	0
4	(C) PROF. FEES	1,700
5	(D) CAP. OUTLAY	0
6	(E) DATA PROC.	0
7	(04) PROMOTIONAL ITEMS	<u>5,000</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$992,630</u></u>

9

10 SECTION 4. APPROPRIATION - TOBACCO INSPECTION PROGRAM - FEDERAL. There

11 is hereby appropriated, to the Arkansas Tobacco Control, to be payable from

12 the federal funds as designated by the Chief Fiscal Officer of the State, for

13 personal services and operating expenses of the Arkansas Tobacco Control -

14 Tobacco Inspection Program - Federal for the fiscal year ending June 30,

15 2018, the following:

16		
17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2017-2018</u>
19	(01) REGULAR SALARIES	\$346,690
20	(02) PERSONAL SERVICES MATCHING	122,960
21	(03) OVERTIME	17,041
22	(04) MAINT. & GEN. OPERATION	
23	(A) OPER. EXPENSE	345,583
24	(B) CONF. & TRAVEL	5,000
25	(C) PROF. FEES	31,242
26	(D) CAP. OUTLAY	0
27	(E) DATA PROC.	<u>0</u>
28	TOTAL AMOUNT APPROPRIATED	<u><u>\$868,516</u></u>

29

30 SECTION 5. APPROPRIATION - ATC CIGARETTE FIRE SAFETY AND PREVENTION.

31 There is hereby appropriated, to the Arkansas Tobacco Control, to be payable

32 from the Cigarette Fire Safety Standard Fund, for personal services and

33 operating expenses to support fire safety and prevention programs of the

34 Arkansas Tobacco Control - Arkansas Tobacco Control Cigarette Fire Safety and

35 Prevention for the fiscal year ending June 30, 2018, the following:

36

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) FIRE SAFETY & PREVENTION	<u>\$50,000</u>

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5 SECTION 6. APPROPRIATION - ATC REVENUE ENFORCEMENT. There is hereby  
 6 appropriated, to the Arkansas Tobacco Control, to be payable from the  
 7 Arkansas Tobacco Control Revenue Fund, for operating expenses related to  
 8 carrying out the purposes authorized in § 19-6-831 for the fiscal year ending  
 9 June 30, 2018, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$15,770
(B) CONF. & TRAVEL	0
(C) PROF. FEES	500
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$16,270</u>

20

21 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 23 PROMOTIONAL ITEMS. Arkansas Tobacco Control is hereby authorized to purchase  
 24 from Maintenance & General Operations Classifications in the Operations  
 25 Appropriation ~~and Sales to Minor Enforcement~~ Cash Fund Center 2EH -  
 26 Arkansas Tobacco Control - Enforcement Division provided by this Act, up to  
 27 an amount not to exceed \$5,000 each fiscal year for promotional items,  
 28 authorized by the Director of the Agency to meet Arkansas Tobacco Control  
 29 Merchant Education needs.

30 The provisions of this section shall be in effect only from July 1, ~~2016~~  
 31 2017 through June 30, ~~2017~~ 2018.

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33 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 34 authorized by this act shall be limited to the appropriation for such agency  
 35 and funds made available by law for the support of such appropriations; and  
 36 the restrictions of the State Procurement Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
2 Procedures and Restrictions Act, or their successors, and other fiscal  
3 control laws of this State, where applicable, and regulations promulgated by  
4 the Department of Finance and Administration, as authorized by law, shall be  
5 strictly complied with in disbursement of said funds.

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

15  
16 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the  
17 General Assembly, that the Constitution of the State of Arkansas prohibits  
18 the appropriation of funds for more than a one (1) year period; that the  
19 effectiveness of this Act on July 1, 2017 is essential to the operation of  
20 the agency for which the appropriations in this Act are provided, and that in  
21 the event of an extension of the legislative session, the delay in the  
22 effective date of this Act beyond July 1, 2017 could work irreparable harm  
23 upon the proper administration and provision of essential governmental  
24 programs. Therefore, an emergency is hereby declared to exist and this Act  
25 being necessary for the immediate preservation of the public peace, health  
26 and safety shall be in full force and effect from and after July 1, 2017.