

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 1166

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 WAR  
11 MEMORIAL STADIUM COMMISSION FOR THE BIENNIAL  
12 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER  
13 PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE WAR MEMORIAL STADIUM  
17 COMMISSION APPROPRIATION FOR THE  
18 2007-2009 BIENNIUM.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for  
25 the War Memorial Stadium Commission 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.  
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36 Maximum Annual



Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate Fiscal Years 2007-2008	Salary Rate Fiscal Years 2008-2009
1	(1)	7140 STADIUM COMM STADIUM MANAGER	1	\$82,554	\$84,205
2	(2)	7141 STADIUM COMM ASST MANAGER/ADMR	1	\$62,661	\$63,914
3	(3)	7142 STADIUM COMM OFFICE MANAGER	1	\$51,871	\$52,908
4	(4)	7199 STADIUM COMM ADMIN ASST	1	\$48,318	\$49,284
5	(5)	7145 STADIUM COMM BUILDING MAINT SUPT	1	\$46,352	\$47,279
6	(6)	9343 STADIUM COMM ACCOUNTANT/BOOKKEEPER	1	\$37,593	\$38,344
7	(7)	7146 STADIUM COMM CUSTODIAN	<u>1</u>	\$24,644	\$25,136
8	MAX. NO. OF EMPLOYEES		7		

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13 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the  
 14 War Memorial Stadium Commission for the 2007-2009 biennium, the following  
 15 maximum number of part-time or temporary employees, to be known as "Extra  
 16 Help", payable from funds appropriated herein for such purposes: one hundred  
 17 fifty (150) temporary or part-time employees, when needed, at rates of pay  
 18 not to exceed those provided in the Uniform Classification and Compensation  
 19 Act, or its successor, or this act for the appropriate classification.

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21 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,  
 22 to the War Memorial Stadium Commission, to be payable from the Miscellaneous  
 23 Agencies Fund Account, for personal services, operating expenses, major  
 24 maintenance, renovation of facilities and scoreboards, and repairs of the War  
 25 Memorial Stadium Commission for the biennial period ending June 30, 2009, the  
 26 following:

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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
28 (01) REGULAR SALARIES	\$ 316,400	\$ 322,726
29 (02) EXTRA HELP	40,000	40,000
30 (03) PERSONAL SERVICES MATCHING	92,657	93,941
31 (04) OVERTIME	1,500	1,500
32 (05) MAINT. & GEN. OPERATION		
33 (A) OPER. EXPENSE	400,000	450,000
34 (B) CONF. & TRAVEL	0	0

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1	(C) PROF. FEES	0	0
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 850,557</u>	<u>\$ 908,167</u>

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6 SECTION 4. APPROPRIATIONS - CASH OPERATIONS. There is hereby  
7 appropriated, to the War Memorial Stadium Commission, to be payable from cash  
8 funds as defined by Arkansas Code 19-4-801 of the War Memorial Stadium  
9 Commission, for personal services and operating expenses of the War Memorial  
10 Stadium Commission for the biennial period ending June 30, 2009, the  
11 following:

13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
15	(01) REGULAR SALARIES	\$ 37,593	\$ 38,344
16	(02) EXTRA HELP	65,000	65,000
17	(03) PERSONAL SERVICES MATCHING	18,242	18,393
18	(04) OVERTIME	7,000	7,000
19	(05) MAINT. & GEN. OPERATION		
20	(A) OPER. EXPENSE	572,555	572,555
21	(B) CONF. & TRAVEL	2,000	2,000
22	(C) PROF. FEES	54,538	54,538
23	(D) CAP. OUTLAY	30,000	30,000
24	(E) DATA PROC.	0	0
25	(06) CONSTRUCTION	4,000,000	4,000,000
26	(07) RESALE AND GAME EXPENSE	449,383	449,383
27	(08) REFUNDS/REIMBURSEMENTS	130,000	130,000
28	(09) CONTINGENCY	<u>30,000</u>	<u>30,000</u>
29	TOTAL AMOUNT APPROPRIATED	<u>\$ 5,396,311</u>	<u>\$ 5,397,213</u>

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31 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
33 APPROPRIATION RESTRICTIONS - LAND ACQUISITION. In no event shall any funds  
34 appropriated to the War Memorial Stadium Commission be used for the  
35 acquisition of real estate without the prior review and approval of the  
36 Arkansas Legislative Council or Joint Budget Committee.

1 Determining the maximum number of employees and the maximum amount of  
 2 appropriation and general revenue funding for a state agency each fiscal year  
 3 is the function of the General Assembly. This is usually accomplished by  
 4 delineating such maximums as the appropriation in the appropriation act(s)  
 5 for a state agency and the general revenue allocations authorized for each  
 6 fund and fund account by amendment to the Revenue Stabilization law.  
 7 Therefore, it is both necessary and appropriate that the General Assembly  
 8 maintain oversight be requiring prior approval of the Legislative Council or  
 9 Joint Budget Committee as provided by this section. The requirement of  
 10 approval be the Legislative Council or Joint Budget Committee is not a  
 11 severable part of this section. If the requirement of approval be the  
 12 Legislative Council or Joint Budget Committee is ruled unconstitutional by a  
 13 court of competent jurisdiction, then the authority of the Commission to  
 14 acquire real estate is void.

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

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 18 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 20 APPROPRIATION RESTRICTIONS - LOBBYISTS. The War Memorial Stadium Commission  
 21 shall not utilize any appropriation contained within this act for the purpose  
 22 of employing or compensating any person who is defined or designated as a  
 23 registered lobbyist under §21-8-402(11) and §21-8-601 et. seq., and as  
 24 recorded on the books of the Secretary of State.

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 26 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 27 by this act shall be limited to the appropriation for such agency and funds  
 28 made available by law for the support of such appropriations; and the  
 29 restrictions of the State Procurement Law, the General Accounting and  
 30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 31 Procedures and Restrictions Act, or their successors, and other fiscal  
 32 control laws of this State, where applicable, and regulations promulgated by  
 33 the Department of Finance and Administration, as authorized by law, shall be  
 34 strictly complied with in disbursement of said funds.

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 36 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly

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

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9 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General  
10 Assembly, that the Constitution of the State of Arkansas prohibits the  
11 appropriation of funds for more than a two (2) year period; that the  
12 effectiveness of this Act on July 1, 2007 is essential to the operation of  
13 the agency for which the appropriations in this Act are provided, and that in  
14 the event of an extension of the Regular Session, the delay in the effective  
15 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
16 proper administration and provision of essential governmental programs.  
17 Therefore, an emergency is hereby declared to exist and this Act being  
18 necessary for the immediate preservation of the public peace, health and  
19 safety shall be in full force and effect from and after July 1, 2007.

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