

1 State of Arkansas  
2 88th General Assembly  
3 Fiscal Session, 2012  
4

# A Bill

SENATE BILL 80

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
10 TOBACCO CONTROL BOARD FOR THE FISCAL YEAR ENDING  
11 JUNE 30, 2013; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE ARKANSAS TOBACCO CONTROL  
15 BOARD APPROPRIATION FOR THE 2012-2013  
16 FISCAL YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Arkansas Tobacco Control Board for the 2012-2013 fiscal year, the following  
24 maximum number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2012-2013
30	(1) N113N	ATC DIRECTOR	1	GRADE N905
31	(2) G073C	ATTORNEY	1	GRADE C124
32	(3) X057C	ATC DEPUTY DIRECTOR	2	GRADE C120
33	(4) X074C	ATC AUDITOR/INVESTIGATOR	2	GRADE C119
34	(5) X062C	QUALITY ASSURANCE COORDINATOR	1	GRADE C119
35	(6) R027C	BUDGET SPECIALIST	1	GRADE C117
36	(7) X131C	ATC ENFORCEMENT AGENT	14	GRADE C116



1	(8) C037C ADMINISTRATIVE ANALYST	2	GRADE C115
2	(9) C056C ADMINISTRATIVE SPECIALIST III	<u>4</u>	GRADE C112
3	MAX. NO. OF EMPLOYEES	28	

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5 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 6 to the Arkansas Tobacco Control Board, to be payable from the Miscellaneous  
 7 Agencies Fund Account, for personal services and operating expenses of the  
 8 Arkansas Tobacco Control Board for the fiscal year ending June 30, 2013, the  
 9 following:

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11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2012-2013</u>
13	(01) REGULAR SALARIES	\$388,433
14	(02) PERSONAL SERVICES MATCHING	120,024
15	(03) MAINT. & GEN. OPERATION	
16	(A) OPER. EXPENSE	358,141
17	(B) CONF. & TRAVEL	10,000
18	(C) PROF. FEES	10,000
19	(D) CAP. OUTLAY	2,000
20	(E) DATA PROC.	<u>0</u>
21	TOTAL AMOUNT APPROPRIATED	<u><u>\$888,598</u></u>

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23 SECTION 3. APPROPRIATION - SALES TO MINORS ENFORCEMENT. There is  
 24 hereby appropriated, to the Arkansas Tobacco Control Board, to be payable  
 25 from the cash fund deposited in the State Treasury as determined by the Chief  
 26 Fiscal Officer of the State, for personal services and operating expenses of  
 27 the Arkansas Tobacco Control Board - Sales to Minors Enforcement for the  
 28 fiscal year ending June 30, 2013, the following:

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30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2012-2013</u>
32	(01) REGULAR SALARIES	\$533,491
33	(02) PERSONAL SERVICES MATCHING	167,558
34	(03) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	244,285
36	(B) CONF. & TRAVEL	8,005

1	(C) PROF. FEES	37,500
2	(D) CAP. OUTLAY	86,000
3	(E) DATA PROC.	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,076,839</u></u>

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6 SECTION 4. APPROPRIATION - TOBACCO INSPECTION PROGRAM - FEDERAL. There  
7 is hereby appropriated, to the Arkansas Tobacco Control Board, to be payable  
8 from the federal funds as designated by the Chief Fiscal Officer of the  
9 State, for personal services and operating expenses of the Arkansas Tobacco  
10 Control Board – Tobacco Inspection Program for the fiscal year ending June  
11 30, 2013, the following:

12	ITEM	FISCAL YEAR
13	NO.	2012-2013
14	(01) REGULAR SALARIES	\$277,025
15	(02) PERSONAL SERVICES MATCHING	78,267
16	(03) MAINT. & GEN. OPERATION	
17	(A) OPER. EXPENSE	87,304
18	(B) CONF. & TRAVEL	0
19	(C) PROF. FEES	31,242
20	(D) CAP. OUTLAY	0
21	(E) DATA PROC.	<u>0</u>
22	TOTAL AMOUNT APPROPRIATED	<u><u>\$473,838</u></u>

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25 SECTION 5. APPROPRIATION - ATC CIGARETTE FIRE SAFETY AND PREVENTION.  
26 There is hereby appropriated, to the Arkansas Tobacco Control Board, to be  
27 payable from the Cigarette Fire Safety Standard Fund, for personal services  
28 and operating expenses to support fire safety and prevention programs of the  
29 Arkansas Tobacco Control Board for the fiscal year ending June 30, 2013, the  
30 following:

31	ITEM	FISCAL YEAR
32	NO.	2012-2013
33	(01) FIRE SAFETY & PREVENTION	<u><u>\$50,000</u></u>

34 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
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1 authorized by this act shall be limited to the appropriation for such agency  
2 and funds made available by law for the support of such appropriations; and  
3 the 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 7. LEGISLATIVE INTENT. It is the intent of the General  
11 Assembly that any funds disbursed under the authority of the appropriations  
12 contained in this act shall be in compliance with the stated reasons for  
13 which this act was adopted, as evidenced by the Agency Requests, Executive  
14 Recommendations and Legislative Recommendations contained in the budget  
15 manuals prepared by the Department of Finance and Administration, letters, or  
16 summarized oral testimony in the official minutes of the Arkansas Legislative  
17 Council or Joint Budget Committee which relate to its passage and adoption.

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19 SECTION 8. 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, 2012 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 legislative session, the delay in the  
25 effective date of this Act beyond July 1, 2012 could work irreparable harm  
26 upon the proper administration and provision of essential governmental  
27 programs. Therefore, an emergency is hereby declared to exist and this Act  
28 being necessary for the immediate preservation of the public peace, health  
29 and safety shall be in full force and effect from and after July 1, 2012.