

State of Arkansas  
88th General Assembly  
Fiscal Session, 2012

# A Bill

SENATE BILL 80

By: Joint Budget Committee

## For An Act To Be Entitled

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

## Subtitle

AN ACT FOR THE ARKANSAS TOBACCO CONTROL BOARD APPROPRIATION FOR THE 2012-2013 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas Tobacco Control Board for the 2012-2013 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2012-2013
(1)	N113N	ATC DIRECTOR	1	GRADE N905
(2)	G073C	ATTORNEY	1	GRADE C124
(3)	X057C	ATC DEPUTY DIRECTOR	2	GRADE C120
(4)	X074C	ATC AUDITOR/INVESTIGATOR	2	GRADE C119
(5)	X062C	QUALITY ASSURANCE COORDINATOR	1	GRADE C119
(6)	R027C	BUDGET SPECIALIST	1	GRADE C117
(7)	X131C	ATC ENFORCEMENT AGENT	14	GRADE C116



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

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

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

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

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

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

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

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

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

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

SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds

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

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

SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2012 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2012 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2012.