

Stricken language will be deleted and underlined language will be added.

State of Arkansas  
91st General Assembly  
Regular Session, 2017

As Engrossed: H3/27/17  
**A Bill**

HOUSE BILL 1679

By: Representative House

**For An Act To Be Entitled**

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE *DEPARTMENT OF FINANCE AND ADMINISTRATION - MEDICAL MARIJUANA* COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2018; AND FOR OTHER PURPOSES.

**Subtitle**

AN ACT FOR THE *DEPARTMENT OF FINANCE AND ADMINISTRATION - MEDICAL MARIJUANA* COMMISSION APPROPRIATION FOR THE 2017-2018 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - *DEPARTMENT OF FINANCE AND ADMINISTRATION - MEDICAL MARIJUANA COMMISSION*. There is hereby established for the *DEPARTMENT OF FINANCE AND ADMINISTRATION - MEDICAL MARIJUANA COMMISSION* for the 2017-2018 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
(1)	N208N	MEDICAL MARIJUANA COMM. DIRECTOR	1	GRADE GS13
(2)	G047C	ATTORNEY SPECIALIST	1	GRADE GS11
(3)	C037C	ADMINISTRATIVE ANALYST	1	GRADE GS06
(4)	C056C	ADMINISTRATIVE SPECIALIST III	<u>2</u>	GRADE GS04



MAX. NO. OF EMPLOYEES

5

SECTION 2. EXTRA HELP - *DEPARTMENT OF FINANCE AND ADMINISTRATION - MEDICAL MARIJUANA COMMISSION*. There is hereby authorized, for the *DEPARTMENT OF FINANCE AND ADMINISTRATION - MEDICAL MARIJUANA COMMISSION* for the 2017-2018 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: two (2) 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 - *DEPARTMENT OF FINANCE AND ADMINISTRATION - MEDICAL MARIJUANA COMMISSION - STATE OPERATIONS*. There is hereby appropriated, to the Department of Finance and Administration - Medical Marijuana Commission, to be payable from the Medical Marijuana Commission Fund, for personal services and operating expenses, refunds and reimbursements, and contingency of the Medical Marijuana Commission for the fiscal year ending June 30, 2018, the following:

<i>ITEM NO.</i>	<i>FISCAL YEAR 2017-2018</i>
<i>(1) Regular Salaries</i>	<i>\$287,433</i>
<i>(2) Extra Help</i>	<i>10,000</i>
<i>(3) Personal Services Matching</i>	<i>80,481</i>
<i>(4) Maint. &amp; Gen. Operation</i>	
<i>(A) OPER. EXPENSE</i>	<i>100,000</i>
<i>(B) CONF. &amp; TRAVEL</i>	<i>30,000</i>
<i>(C) PROF. FEES</i>	<i>0</i>
<i>(D) CAP. OUTLAY</i>	<i>10,000</i>
<i>(E) DATA PROC.</i>	<i>0</i>
<i>(05) Refunds/Reimbursements</i>	<i>1,500,000</i>
<i>(06) Contingency</i>	<u><i>2,000,000</i></u>
<i>TOTAL AMOUNT APPROPRIATED</i>	<u><u><i>\$4,017,914</i></u></u>

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

*CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.*  
*CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. The Chief Fiscal Officer of the State shall transfer appropriation as needed from the Contingency Appropriation authorized in this Act to the Alcoholic Beverage Control Division of the Department of Finance and Administration, the Department of Health and/or any other state agency incurring expenses for the implementation, administration, or enforcement of the Arkansas Medical Marijuana Amendment of 2016, to pay for personal services, operating expenses, professional fees, equipment, monitoring, auditing, and other miscellaneous expenses.*

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

*SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.* *FUND TRANSFER AUTHORITY. From time to time, the Chief Fiscal Officer of the State may transfer on his or her books and those of the Treasurer of State and the Auditor of State from the Arkansas Medical Marijuana Commission Fund to various state agencies' fund the amounts necessary to fund the expenses for the implementation, administration, and/or enforcement of the Arkansas Medical Marijuana Amendment of 2016.*

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

*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, 2017 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, 2017 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, 2017.

*/s/House*