

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Joint Budget Committee**

A Bill

ACT 508 OF 1993
SENATE BILL 328

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE DEPARTMENT OF ARKANSAS STATE
10 POLICE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1995; AND
11 FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE DEPARTMENT OF ARKANSAS STATE POLICE
15 APPROPRIATION."

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

19 SECTION 1. REGULAR SALARIES. There is hereby established for the
20 Department of Arkansas State Police for the 1993-95 biennium, the following
21 maximum number of regular employees whose salaries shall be governed by the
22 provisions of the Uniform Classification and Compensation Act (Arkansas Code
23 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
24 Provided, however, that any position to which a specific maximum annual salary
25 is set out herein in dollars, shall be exempt from the provisions of said
26 Uniform Classification and Compensation Act. All persons occupying positions
27 authorized herein are hereby governed by the provisions of the Regular
28 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
29 successor.

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				1993-94	1994-95
35	(1)	9758 DIRECTOR STATE POLICE	1	\$ 62,859	\$ 65,059
36	(2)	617Z ASST DIR STATE POLICE	1	GRADE 26	

1	(3)	637Z STATE POLICE MAJOR	3	GRADE 25
2		L124 PSYCHOLOGIST	1	
3	(4)	T007 STATE POLICE CAPTAIN	17	GRADE 23
4		622Z STATE POLICE FISCAL OFFICER	1	
5	(5)	T011 STATE POLICE LIEUTENANT	25	GRADE 22
6	(6)	D036 SR PROGRAMMER/ANALYST	1	GRADE 21
7		A008 ACCOUNTING SUPV II	1	
8		T051 STATE POLICE SERGEANT	69	
9		T079 MGR DIVERSION INVESTIGATION UNIT	1	
10	(7)	T033 STATE POLICE CORPORAL	387	GRADE 20
11	(8)	D132 SYSTEMS COORDINATION ANALYST I	1	GRADE 19
12	(9)	C006 COMMUNICATIONS SUPERVISOR	1	GRADE 18
13		E072 TRAINING INSTRUCTOR	1	
14		V034 PLANT WAREHOUSE FOREMAN	1	
15		T069 DRUG DIVERSION INVESTIGATOR	3	
16		Y005 AUTO/DIESEL MECHANIC SUPERVISOR	1	
17	(10)	C017 TELECOMMUNICATIONS SUPERVISOR	14	GRADE 17
18		Y003 AUTO/DIESEL MECHANIC	3	
19		Y129 ELECTRONIC TECHNICIAN	5	
20		Y053 JOURNEYMAN CARPENTER	1	
21		N355 PHOTOGRAPHER	1	
22	(11)	R009 ADMINISTRATIVE ASSISTANT I	1	GRADE 15
23		A108 ACCOUNTING TECHNICIAN II	4	
24		A063 PAYROLL OFFICER	1	
25		K011 ADMIN SUPPORT SUPERVISOR	1	
26	(12)	C015 TELECOMMUNICATIONS OPERATOR	57	GRADE 14
27		K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	
28		W005 FINGERPRINT TECH	6	
29		X332 DRIVERS LICENSE EXAMINER	37	
30	(13)	K153 SECRETARY II	35	GRADE 13
31	(14)	K039 DOCUMENT EXAMINER II	4	GRADE 12
32	(15)	Y001 APPRENTICE TRADESMAN	1	GRADE 11
33		K155 SECRETARY I	8	
34	(16)	K037 DOCUMENT EXAMINER I	6	GRADE 10
35		K006 DATA ENTRY SPECIALIST	5	

1	(17) K103 REPRODUCTION EQUIPMENT OPERATOR	1	GRADE 09
2	(18) G075 HOUSEKEEPER	<u>1</u>	GRADE 04
3	MAX NO. OF EMPLOYEES	709	

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5 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the

6 Department of Arkansas State Police, to be payable from the Department of

7 Arkansas State Police Fund, for personal services and operating expenses of

8 the Department of Arkansas State Police for the biennial period ending June

9 30, 1995, the following:

11	<u>ITEM</u>	<u>FISCAL YEARS</u>	
12	NO.	1993-94	1994-95
13	(01) REGULAR SALARIES	\$ 21,241,718	\$ 22,112,298
14	(02) PERSONAL SERV MATCHING	9,671,518	9,965,014
15	(03) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSE	\$ 5,302,579	\$ 5,273,646
17	(B) CONF. & TRVL.	50,000	50,000
18	(C) PROF. FEES	61,000	61,000
19	(D) CAP. OUTLAY	110,000	110,000
20	(E) DATA PROC.	<u>0</u>	<u>0</u>
21	TOTAL MAINT. & GEN. OPER.	5,523,579	5,494,646
22	(04) UNIFORM ALLOWANCE	868,500	876,000
23	(05) SPECIAL TRAVEL ALLOWANCE	1,016,000	1,026,000
24	(06) COVERT OPERATIONS	<u>250,000</u>	<u>250,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 38,571,315</u>	<u>\$ 39,723,958</u>

26

27 SECTION 3. REGULAR SALARIES - FEDERAL HIGHWAY SAFETY. There is hereby

28 established for the Department of Arkansas State Police - Federal Highway

29 Safety for the 1993-95 biennium, the following maximum number of regular

30 employees whose salaries shall be governed by the provisions of the Uniform

31 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its

32 successor, and all laws amendatory thereto. Provided, however, that any

33 position to which a specific maximum annual salary is set out herein in

34 dollars, shall be exempt from the provisions of said Uniform Classification

35 and Compensation Act. All persons occupying positions authorized herein are

1 hereby governed by the provisions of the Regular Salaries Procedures and
2 Restrictions Act (Arkansas Code §21-5-101), or its successor.

3

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1993-94	1994-95
8	(1)	T033 STATE POLICE CORPORAL	<u>8</u>	GRADE 20	
9		MAX NO. OF EMPLOYEES	8		

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11 SECTION 4. APPROPRIATIONS - FEDERAL HIGHWAY SAFETY. There is hereby
12 appropriated, to the Department of Arkansas State Police, to be payable from
13 the federal funds as designated by the Chief Fiscal Officer of the State, for
14 personal services and operating expenses of the Department of Arkansas State
15 Police - Federal Highway Safety for the biennial period ending June 30, 1995,
16 ~~the following:~~

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ITEM	FISCAL YEARS		
NO.		1993-94	1994-95
20	(01) REGULAR SALARIES	\$ 212,092	\$ 221,011
21	(02) PERSONAL SERV MATCHING	108,620	119,706
22	(03) UNIFORM ALLOWANCE	12,000	12,000
23	(04) SPECIAL TRAVEL ALLOWANCE	<u>16,000</u>	<u>16,000</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 348,712</u>	<u>\$ 368,717</u>

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26 SECTION 5. APPROPRIATIONS - FEDERAL PROGRAMS. There is hereby
27 appropriated, to the Department of Arkansas State Police, to be payable from
28 the federal funds as designated by the Chief Fiscal Officer of the State, for
29 operating expenses and covert operations of the Department of Arkansas State
30 Police - Federal Programs for the biennial period ending June 30, 1995, the
31 ~~following:~~

32

ITEM	FISCAL YEARS		
NO.		1993-94	1994-95
35	(01) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE	\$ 60,000	\$ 60,000
2	(B) CONF. & TRVL.	50,000	50,000
3	(C) PROF. FEES	25,000	25,000
4	(D) CAP. OUTLAY	150,000	150,000
5	(E) DATA PROC.	<u>0</u>	<u>0</u>
6	TOTAL MAINT. & GEN. OPER.	285,000	285,000
7	(02) COVERT OPERATIONS	\$ <u>50,000</u>	\$ <u>50,000</u>
8	TOTAL AMOUNT APPROPRIATED	\$ <u>335,000</u>	\$ <u>335,000</u>

10 SECTION 6. APPROPRIATIONS - CONFISCATED FUNDS TRANSFER. There is hereby
 11 appropriated, to the Department of Arkansas State Police, to be payable from
 12 the Court Awards Fund, for transfer to the various line items authorized in
 13 ~~Section 2 of this Act for the operations of the Arkansas State Police for the~~
 14 biennial period ending June 30, 1995, the following:

16	ITEM	FISCAL YEARS	
17	NO.	1993-94	1994-95
18	(01) FUND TRANS/REFUND/INVESTMENT	\$ <u>3,000,000</u>	\$ <u>3,000,000</u>

20 SECTION 7. APPROPRIATIONS - FEDERAL TASK FORCE OVERTIME. There is
 21 hereby appropriated, to the Department of Arkansas State Police, to be payable
 22 from the federal funds as designated by the Chief Fiscal Officer of the State,
 23 for personal services matching and overtime of the Department of Arkansas
 24 ~~State Police Federal Task Force Overtime for the biennial period ending June~~
 25 30, 1995, the following:

27	ITEM	FISCAL YEARS	
28	NO.	1993-94	1994-95
29	(01) PERSONAL SERV MATCHING	\$ 15,000	\$ 15,000
30	(02) OVERTIME	<u>50,000</u>	<u>50,000</u>
31	TOTAL AMOUNT APPROPRIATED	\$ <u>65,000</u>	\$ <u>65,000</u>

33 SECTION 8. The Department of Arkansas State Police is hereby
 34 authorized, after seeking the approval of the Chief Fiscal Officer of the
 35 State and prior review by the Arkansas Legislative Council, to request

1 transfer from the appropriation made herein for "Confiscated Funds Transfer"
2 to the various line items contained in the operations appropriation of the
3 Department of Arkansas State Police; and to request fund transfers from the
4 Court Awards Fund to the Department of Arkansas State Police Fund in the same
5 amount as the appropriation transfer requested under the provisions of this
6 section. Further provided, the Department of Arkansas State Police is hereby
7 authorized to request a fund transfer from the Court Awards Fund to the Motor
8 Vehicle Acquisition Revolving Fund. Fund transfers to the Motor Vehicle
9 Acquisition Revolving Fund shall be reported to the Arkansas Legislative
10 Council, but do not require prior review.

11

12 SECTION 9. The Department of Arkansas State Police is hereby
13 authorized to make overtime payments from such funds and appropriations
14 provided for overtime payments to those officers or other employees that are
15 currently assigned or may be assigned by the Director of the Department of
16 Arkansas State Police to Special Law Enforcement Task Forces. All such
17 overtime payments shall be processed through the State Accounting System and
18 shall be in addition to the Regular Salaries and benefits accruing to the
19 employee.

20

21 SECTION 10. The Department of Arkansas State Police is hereby
22 authorized to purchase motor vehicles from the appropriations authorized for
23 capital outlay in Section 2 of this Act.

24

25 SECTION 11. The Department of Arkansas State Police may, at its
26 discretion, replace any of its motor vehicles that indicate an odometer
27 reading of less than seventy-five thousand (75,000) miles.

28

29 SECTION 12. At least fifty percent (50%) of the general revenues
30 deposited each fiscal year into the Motor Vehicle Acquisition Revolving Fund
31 shall be used for motor vehicle purchases and/or motor vehicle renovation
32 costs for the Department of Arkansas State Police.

33

34 SECTION 13. A sum equal to fifty percent (50%), of the first three
35 million dollars (\$3,000,000) or so much thereof as is available in the Court

1 Awards Fund each fiscal year shall be used exclusively for motor vehicle
2 purchases and associated taxes and/or motor vehicle renovation costs for the
3 Department of Arkansas State Police.

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5 SECTION 14. BACKGROUND INVESTIGATIONS. The Arkansas State Police
6 Commission is hereby authorized to develop the necessary rules and regulations
7 to establish and charge a fee not to exceed twenty dollars (\$20.00), for each
8 background investigation requested of and conducted by the Department of
9 Arkansas State Police. The Background Investigation Fee shall be collected by
10 the Department of Arkansas State Police and deposited into the State Treasury
11 as special revenue to the credit of the Department of Arkansas State Police
12 Fund.

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14 SECTION 15. *In the event that sufficient revenues, in the judgment of*
15 *the Department Director, exist, the Department of Arkansas State Police is*
16 *hereby authorized to make additional salary payments from such funds to those*
17 *employees who have attained law enforcement certification above the basic*
18 *certificate level, as defined by the Arkansas Commission on Law Enforcement*
19 *Standards.*

20 *It is the intent of this Section that such payment shall be optional, at*
21 *the discretion of the Director, dependent on sufficient revenues and shall not*
22 *be implemented using funds specifically set aside for other programs within*
23 *the Department.*

24 *Employees shall be eligible for all or a portion of additional salary*
25 *payments scheduled as follows:*

- | | | | |
|----|------------------------------|---|------------------|
| 26 | I. General Certificate | - | \$300 annually |
| 27 | II. Intermediate Certificate | - | \$600 annually |
| 28 | III. Advanced Certificate | - | \$900 annually |
| 29 | IV. Senior Certificate | - | \$1,200 annually |

30 *Payment of such funds may be made monthly, quarterly, semiannually or*
31 *annually depending upon the availability of revenues and shall be restricted*
32 *to the following classifications:*

- 33 1. *Director of the State Police*
- 34 2. *Assistant Director of State Police*
- 35 3. *State Police Major*

- 1 4. State Police Captain
- 2 5. State Police Lieutenant
- 3 6. State Police Sergeant
- 4 7. State Police Corporal
- 5 8. State Police Trooper First Class
- 6 9. State Police Trooper
- 7 10. Manager, Diversion Investigation Unit
- 8 11. Drug Diversion Investigator

9 Payments made under this Section shall be considered part of the
10 employee's regular income and subject to all applicable withholding required
11 by law. In no event may the employee's annual rate of compensation, when
12 combined with payments provided for in this Section, exceed the maximum
13 provided for the grade assigned to the employee's classification or the line
14 item maximum assigned to the position by law.

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16 SECTION 16. REAPPROPRIATION. There is hereby appropriated, to the
17 Department of Arkansas State Police, to be payable from the Department of
18 Arkansas State Police Fund, from monies transferred therein from the Court
19 Awards Fund, the following:

20 (A) Effective July 1, 1993, the balance of the appropriations and funds
21 provided for Capital Outlay in Section 2 of Act 1099 of 1991, not to exceed
22 six hundred thousand dollars (\$600,00), for completing construction of State
23 Police headquarters located at Clarksville and Jonesboro.

24

25 SECTION 17. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
26 authorized by this Act shall be limited to the appropriation for such agency
27 and funds made available by law for the support of such appropriations; and
28 the restrictions of the State Purchasing Law, the General Accounting and
29 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
30 Procedures and Restrictions Act, or their successors, and other fiscal control
31 laws of this State, where applicable, and regulations promulgated by the
32 Department of Finance and Administration, as authorized by law, shall be
33 strictly complied with in disbursement of said funds.

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35 SECTION 18. LEGISLATIVE INTENT. It is the intent of the General

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

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9 SECTION 19. CODE. All provisions of this Act of a general and
10 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the
11 Arkansas Code Revision Commission shall incorporate the same in the Code.

12

13 SECTION 20. SEVERABILITY. If any provision of this Act or the
14 application thereof to any person or circumstance is held invalid, such
15 invalidity shall not affect other provisions or applications of the Act which
16 can be given effect without the invalid provision or application, and to this
17 end the provisions of this Act are declared to be severable.

18

19 SECTION 21. GENERAL REPEALER. All laws and parts of laws in conflict
20 with this Act are hereby repealed.

21

22 SECTION 22. EMERGENCY CLAUSE. It is hereby found and determined by the
23 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
24 prohibits the appropriation of funds for more than a two (2) year period; that
25 the effectiveness of this Act on July 1, 1993 is essential to the operation of
26 the agency for which the appropriations in this Act are provided, and that in
27 the event of an extension of the Regular Session, the delay in the effective
28 date of this Act beyond July 1, 1993 could work irreparable harm upon the
29 proper administration and provision of essential governmental programs.
30 Therefore, an emergency is hereby declared to exist and this Act being
31 necessary for the immediate preservation of the public peace, health and
32 safety shall be in full force and effect from and after July 1, 1993.

33

/s/ Senator Russ

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APPROVED: 03/15/93

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