

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL 1558

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, 1993; AND
11 FOR OTHER PURPOSES."

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

15 SECTION 1. REGULAR SALARIES. There is hereby established for the
16 Department of Arkansas State Police for the 1991-93 biennium, the following
17 maximum number of regular employees whose salaries shall be governed by the
18 provisions of the Uniform Classification and Compensation Act (Arkansas Code
19 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
20 Provided, however, that any position to which a specific maximum annual salary
21 is set out herein in dollars, shall be exempt from the provisions of said
22 Uniform Classification and Compensation Act. All persons occupying positions
23 authorized herein are hereby governed by the provisions of the Regular
24 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
25 successor.

Item	Class	No. of	Maximum Annual		
			Maximum	Salary Rate	
No.	Code	Title	Employees	1991-92	1992-93
31	(1) 9758	DIRECTOR STATE POLICE	1	\$ 54,143	\$56,850
32	(2) 617Z	ASST DIR STATE POLICE	1		GRADE 26
33	(3) L124	PSYCHOLOGIST	1		GRADE 25
34	637Z	STATE POLICE MAJOR	3		
35	(4) T007	STATE POLICE CAPTAIN	17		GRADE 23

1	622Z STATE POLICE FISCAL OFFICER	1	
2	(5) T011 STATE POLICE LIEUTENANT	28	GRADE 22
3	(6) A008 ACCOUNTING SUPV II	1	GRADE 21
4	T051 STATE POLICE SERGEANT	75	
5	T079 MGR DIVERSION INVESTIGATION UNIT	1	
6	(7) T033 STATE POLICE CORPORAL	259	GRADE 20
7	(8) D132 SYSTEMS COORDINATION ANALYST I	1	GRADE 19
8	T054 TROOPER 1ST CLASS	72	
9	(9) C006 COMMUNICATIONS SUPERVISOR	1	GRADE 18
10	E072 TRAINING INSTRUCTOR	1	
11	V034 PLANT WAREHOUSE FOREMAN	1	
12	T039 STATE POLICE TROOPER	37	
13	T069 DRUG DIVERSION INVESTIGATOR	4	
14	(10) C017 TELECOMMUNICATIONS SUPERVISOR	14	GRADE 17
15	Y003 AUTO/DIESEL MECHANIC	4	
16	Y053 JOURNEYMAN CARPENTER	1	
17	Y129 ELECTRONIC TECHNICIAN	4	
18	N355 PHOTOGRAPHER	1	
19	(11) R009 ADMINISTRATIVE ASSISTANT I	1	GRADE 15
20	A108 ACCOUNTING TECHNICIAN II	4	
21	A063 PAYROLL OFFICER	1	
22	K011 ADMIN SUPPORT SUPERVISOR	1	
23	(12) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14
24	W005 FINGERPRINT TECH	4	
25	X332 DRIVERS LICENSE EXAMINER	16	
26	(13) C015 TELECOMMUNICATIONS OPERATOR	57	GRADE 13
27	K153 SECRETARY II	26	
28	(14) K039 DOCUMENT EXAMINER II	6	GRADE 12
29	(15) Y001 APPRENTICE TRADESMAN	1	GRADE 11
30	K155 SECRETARY I	16	
31	(16) K037 DOCUMENT EXAMINER I	6	GRADE 10
32	K006 DATA ENTRY SPECIALIST	5	
33	(17) K103 REPRODUCTION EQUIPMENT OPERATOR	1	GRADE 09
34	(18) G075 HOUSEKEEPER	<u>1</u>	GRADE 04
35	MAX NO. OF EMPLOYEES	676	

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SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Department of Arkansas State Police, to be payable from the Department of Arkansas State Police Fund, for personal services and operating expenses of the Department of Arkansas State Police for the biennial period ending June 30, 1993, the following:

ITEM NO.	FISCAL YEARS	
	1991-92	1992-93
(01) REGULAR SALARIES	\$ 18,762,525	\$ 19,710,374
(02) PERSONAL SERV MATCHING	8,546,838	8,984,478
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 3,719,850	\$ 3,769,850
(B) CONF. & TRAVEL	23,000	23,000
(C) PROF. FEES	54,800	54,800
(D) CAPITAL OUTLAY	763,341	679,775
(E) DATA PROCESSING	<u>15,000</u>	<u>15,000</u>
TOTAL MAINT. & GEN. OPER.	4,575,991	4,542,425
(04) UNIFORM ALLOWANCE	835,040	834,040
(05) FIRE PREVENTION COMM EXP	600	600
(06) SPECIAL TRAVEL ALLOWANCE	1,004,000	1,004,000
(07) COVERT OPERATIONS	<u>250,000</u>	<u>250,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 33,974,994</u>	<u>\$ 35,325,917</u>

SECTION 3. REGULAR SALARIES - FEDERAL HIGHWAY SAFETY. There is hereby established for the Department of Arkansas State Police for the 1991-93 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

			Maximum Annual	
			Maximum	Salary Rate
Item Class	No. of	Fiscal Years		
No. Code Title	Employees	1991-92	1992-93	
(1) T033 STATE POLICE CORPORAL	<u>8</u>	GRADE 20		
	MAX NO. OF EMPLOYEES	8		

SECTION 4. APPROPRIATIONS - FEDERAL HIGHWAY SAFETY. There is hereby appropriated, to the Department of Arkansas State Police - Federal Highway Safety, to be payable from the Arkansas State Police Federal Fund, for personal services and operating expenses of the Department of Arkansas State Police - Federal Highway Safety for the biennial period ending June 30, 1993, the following:

ITEM NO.		FISCAL YEARS	
		1991-92	1992-93
(01)	REGULAR SALARIES	\$ 211,874	\$ 223,203
(02)	PERSONAL SERV MATCHING	98,392	103,682
(03)	UNIFORM ALLOWANCE	12,000	12,000
(04)	SPECIAL TRAVEL ALLOWANCE	<u>16,000</u>	<u>16,000</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 338,266</u>	<u>\$ 354,885</u>

SECTION 5. REGULAR SALARIES - DRIVER'S LICENSE TESTING. There is hereby established for the Department of Arkansas State Police for the 1991-93 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Maximum Annual

1		Maximum	Salary Rate
2	Item Class	No. of	Fiscal Years
3	No. Code Title	Employees	1991-92 1992-93
4	(1) X332 DRIVERS LICENSE EXAMINER	<u>24</u>	GRADE 14
5	MAX NO. OF EMPLOYEES	24	

7 SECTION 6. APPROPRIATIONS - DRIVER'S LICENSE TESTING. There is hereby
 8 appropriated, to the Department of Arkansas State Police - Driver's License
 9 Testing, to be payable from the Department of Arkansas State Police Fund, for
 10 personal services and operating expenses of the Department of Arkansas State
 11 Police - Driver's License Testing for the biennial period ending June 30,
 12 ~~1993, the following:~~

14	ITEM	FISCAL YEARS	
15	NO.	1991-92	1992-93
16	(01) REGULAR SALARIES	\$ 398,188	\$ 418,341
17	(02) PERSONAL SERV MATCHING	165,189	173,642
18	(03) UNIFORM ALLOWANCE	<u>24,000</u>	<u>24,000</u>
19	TOTAL AMOUNT APPROPRIATED	<u>\$ 587,377</u>	<u>\$ 615,983</u>

21 SECTION 7. APPROPRIATIONS - STING OPERATION. There is hereby
 22 appropriated, to the Department of Arkansas State Police - Sting Operation, to
 23 be payable from the Department of Finance and Administration Federal Grants
 24 Fund, for operating expenses of the Department of Arkansas State Police -
 25 ~~Sting Operation for the biennial period ending June 30, 1993, the following:~~

27	ITEM	FISCAL YEARS	
28	NO.	1991-92	1992-93
29	(01) MAINT. & GEN. OPERATION		
30	(A) OPER. EXPENSES	\$ 40,000	\$ 40,000
31	(B) CONF. & TRAVEL	25,800	25,800
32	(C) PROF. FEES	0	0
33	(D) CAPITAL OUTLAY	126,000	126,000
34	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
35	TOTAL MAINT. & GEN. OPER.	\$ 191,800	\$ 191,800

1	(02) COVERT OPERATIONS	<u>50,000</u>	<u>50,000</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 241,800</u>	<u>\$ 241,800</u>

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4 SECTION 8. APPROPRIATIONS - CONFISCATED FUNDS. There is hereby
 5 appropriated, to the Department of Arkansas State Police, to be payable from
 6 the Court Awards Fund, for transfer to the various line items authorized in
 7 ~~Section 2 of this Act for the operations of the Arkansas State Police for the~~
 8 biennial period ending June 30, 1993, the following:

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10	ITEM	FISCAL YEARS	
11	NO.	1991-92	1992-93
12	(01) CONFISCATED FUND TRANSFER	<u>\$ 3,000,000</u>	<u>\$ 3,000,000</u>

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14 SECTION 9. APPROPRIATIONS - FEDERAL TASK FORCE OVERTIME. There is
 15 hereby appropriated, to the Department of Arkansas State Police - Federal Task
 16 Force Overtime, to be payable from the Arkansas State Police Federal Funds,
 17 for personal services matching and overtime of the Department of Arkansas
 18 ~~State Police - Federal Task Force Overtime for the biennial period ending June~~
 19 30, 1993, the following:

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21	ITEM	FISCAL YEARS	
22	NO.	1991-92	1992-93
23	(01) PERSONAL SERV MATCHING	\$ 15,000	\$ 15,000
24	(02) OVERTIME	<u>50,000</u>	<u>50,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 65,000</u>	<u>\$ 65,000</u>

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27 SECTION 10. The Department of Arkansas State Police is hereby
 28 authorized, after seeking the approval of the Chief Fiscal Officer of the
 29 State and prior review by the Arkansas Legislative Council, to request
 30 transfer from the appropriation made herein for "Confiscated Funds Transfer"
 31 to the various line items contained in the operations appropriation of the
 32 Department of Arkansas State Police; and to request fund transfers from the
 33 Court Awards Fund to the Department of Arkansas State Police Fund in the same
 34 amount as the appropriation transfer requested under the provisions of this
 35 section. Further provided, the Department of Arkansas State Police is hereby

1 authorized to request a fund transfer from the Court Awards Fund to the Motor
2 Vehicle Acquisition Revolving Fund.

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4 SECTION 11. The Department of Arkansas State Police is hereby
5 authorized to make overtime payments from such funds and appropriations
6 provided for overtime payments to those officers or other employees that are
7 currently assigned or may be assigned by the Director of the Department of
8 Arkansas State Police to Special Law Enforcement Task Forces. All such
9 overtime payments shall be processed through the State Accounting System and
10 shall be in addition to the Regular Salaries and benefits accruing to the
11 employee.

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13 SECTION 12. Arkansas Code 12-8-102 (i) is hereby amended to read as
14 follows:

15 "(i) Members of the commission shall be entitled to twenty-five
16 dollars (\$25.00) per day for each day they are in attendance at a
17 meeting of the commission, and reimbursement for mileage, meals,
18 lodging, and other travel related expenses in accordance with rates
19 provided by state travel regulations for state employees. Commission
20 members shall submit itemized statements for all reimbursable expenses
21 in accordance with state travel regulations."

22

23 SECTION 13. The Department of Arkansas State Police may, at its
24 discretion, replace any of its motor vehicles that indicate an odometer
25 reading of less than fifty thousand (50,000) miles.

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27 SECTION 14. At least fifty percent (50%) of the general revenues
28 deposited each fiscal year into the Motor Vehicle Acquisition Revolving Fund
29 shall be used for motor vehicle purchases for the Department of Arkansas State
30 Police.

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32 SECTION 15. A sum equal to fifty percent (50%), of the first four
33 million dollars (\$4,000,000) or so much thereof as is available in the Court
34 Awards Fund each fiscal year shall be used exclusively for motor vehicle
35 purchases and associated taxes for the Department of Arkansas State Police.

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SECTION 16. The Department of Arkansas State Police is hereby authorized to purchase motor vehicles from the appropriations authorized for capital outlay in Section 2 of this Act.

SECTION 17. Arkansas Code 12-8-209 (b) is hereby amended to read as follows:

"(b) (1) The amounts payable for uniform allowance shall not exceed one thousand five hundred dollars (\$1,500) per annum for each state police colonel, lieutenant colonel, major, captain, lieutenant, sergeant, corporal, trooper first class, drug diversion manager, drug diversion investigator, and trooper. However, each state police trooper in his first year of service may receive up to, but not to exceed, two thousand dollars (\$2,000) for uniform allowance during the first year.

(2) Each telecommunications supervisor, telecommunications operator, and drivers license examiner may receive up to, but shall not exceed, one thousand dollars (\$1,000) per annum for uniform allowance."

SECTION 18. The Director of the State Police may, where circumstances warrant, request a special rate of compensation up to the maximum for the grade for the following classifications, based on prevailing wage rates for surrounding states:

637Z STATE POLICE MAJOR	GRADE 25
T007 STATE POLICE CAPTAIN	GRADE 23
T011 STATE POLICE LIEUTENANT	GRADE 22
T051 STATE POLICE SERGEANT	GRADE 21
T033 STATE POLICE CORPORAL	GRADE 20
T054 TROOPER 1ST CLASS	GRADE 19
T039 STATE POLICE TROOPER	GRADE 18

SECTION 19. Effective with the fiscal year beginning on July 1, 1991, and continuing through the 1991-93 biennium, the Arkansas State Police shall be limited to a maximum of seventeen (17) T007 State Police Captain positions. It is further intended that no other classification title be created, crossgraded or downgraded during the biennium for the purpose of exceeding

1 *this limit.*

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3 SECTION 20. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
4 authorized by this Act shall be limited to the appropriation for such agency
5 and funds made available by law for the support of such appropriations; and
6 the restrictions of the State Purchasing Law, the General Accounting and
7 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
8 Procedures and Restrictions Act, or their successors, and other fiscal control
9 laws of this State, where applicable, and regulations promulgated by the
10 Department of Finance and Administration, as authorized by law, shall be
11 strictly complied with in disbursement of said funds.

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13 SECTION 21. LEGISLATIVE INTENT. It is the intent of the General
14 Assembly that any funds disbursed under the authority of the appropriations
15 contained in this Act shall be in compliance with the stated reasons for which
16 this Act was adopted, as evidenced by the Agency Requests, Executive
17 Recommendations and Legislative Recommendations contained in the budget
18 manuals prepared by the Department of Finance and Administration, letters, or
19 summarized oral testimony in the official minutes of the Arkansas Legislative
20 Council or Joint Budget Committee which relate to its passage and adoption.

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22 SECTION 22. CODE. All provisions of this Act of a general and
23 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
24 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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26 SECTION 23. SEVERABILITY. If any provision of this Act or the
27 application thereof to any person or circumstance is held invalid, such
28 invalidity shall not affect other provisions or applications of the Act which
29 can be given effect without the invalid provision or application, and to this
30 end the provisions of this Act are declared to be severable.

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32 SECTION 24. GENERAL REPEALER. All laws and parts of laws in conflict
33 with this Act are hereby repealed.

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35 SECTION 25. EMERGENCY CLAUSE. It is hereby found and determined by the

1 Seventy-Eighth General Assembly, that the Constitution of the State of
2 Arkansas prohibits the appropriation of funds for more than a two (2) year
3 period; that the effectiveness of this Act on July 1, 1991 is essential to the
4 operation of the agency for which the appropriations in this Act are provided,
5 and that in the event of an extension of the Regular Session, the delay in the
6 effective date of this Act beyond July 1, 1991 could work irreparable harm
7 upon the proper administration and provision of essential governmental
8 programs. Therefore, an emergency is hereby declared to exist and this Act
9 being necessary for the immediate preservation of the public peace, health and
10 safety shall be in full force and effect from and after July 1, 1991.

11 */s/ John E. Miller*

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Amended 3/26/07

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