

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

A Bill

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.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1993-94	1994-95
35	(1) 9758	DIRECTOR STATE POLICE	1	\$ 62,859	\$ 65,059

1	(2)	617Z ASST DIR STATE POLICE	1	GRADE 26
2	(3)	637Z STATE POLICE MAJOR	3	GRADE 25
3		L124 PSYCHOLOGIST	1	
4	(4)	T007 STATE POLICE CAPTAIN	17	GRADE 23
5		622Z STATE POLICE FISCAL OFFICER	1	
6	(5)	T011 STATE POLICE LIEUTENANT	25	GRADE 22
7	(6)	D036 SR PROGRAMMER/ANALYST	1	GRADE 21
8		A008 ACCOUNTING SUPV II	1	
9		T051 STATE POLICE SERGEANT	69	
10		T079 MGR DIVERSION INVESTIGATION UNIT	1	
11	(7)	T033 STATE POLICE CORPORAL	387	GRADE 20
12	(8)	D132 SYSTEMS COORDINATION ANALYST I	1	GRADE 19
13	(9)	C006 COMMUNICATIONS SUPERVISOR	1	GRADE 18
14		E072 TRAINING INSTRUCTOR	1	
15		V034 PLANT WAREHOUSE FOREMAN	1	
16		T069 DRUG DIVERSION INVESTIGATOR	3	
17		Y005 AUTO/DIESEL MECHANIC SUPERVISOR	1	
18	(10)	C017 TELECOMMUNICATIONS SUPERVISOR	14	GRADE 17
19		Y003 AUTO/DIESEL MECHANIC	3	
20		Y129 ELECTRONIC TECHNICIAN	5	
21		Y053 JOURNEYMAN CARPENTER	1	
22		N355 PHOTOGRAPHER	1	
23	(11)	R009 ADMINISTRATIVE ASSISTANT I	1	GRADE 15
24		A108 ACCOUNTING TECHNICIAN II	4	
25		A063 PAYROLL OFFICER	1	
26		K011 ADMIN SUPPORT SUPERVISOR	1	
27	(12)	C015 TELECOMMUNICATIONS OPERATOR	57	GRADE 14
28		K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	
29		W005 FINGERPRINT TECH	6	
30		X332 DRIVERS LICENSE EXAMINER	37	
31	(13)	K153 SECRETARY II	35	GRADE 13
32	(14)	K039 DOCUMENT EXAMINER II	4	GRADE 12
33	(15)	Y001 APPRENTICE TRADESMAN	1	GRADE 11
34		K155 SECRETARY I	8	
35	(16)	K037 DOCUMENT EXAMINER I	6	GRADE 10

1	K006 DATA ENTRY SPECIALIST	5	
2	(17) K103 REPRODUCTION EQUIPMENT OPERATOR	1	GRADE 09
3	(18) G075 HOUSEKEEPER	<u>1</u>	GRADE 04
4	MAX NO. OF EMPLOYEES	709	

5
6 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the
7 Department of Arkansas State Police, to be payable from the Department of
8 Arkansas State Police Fund, for personal services and operating expenses of
9 the Department of Arkansas State Police for the biennial period ending June
10 30, 1995, the following:

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

27
28 SECTION 3. REGULAR SALARIES - FEDERAL HIGHWAY SAFETY. There is hereby
29 established for the Department of Arkansas State Police - Federal Highway
30 Safety for the 1993-95 biennium, the following maximum number of regular
31 employees whose salaries shall be governed by the provisions of the Uniform
32 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its
33 successor, and all laws amendatory thereto. Provided, however, that any
34 position to which a specific maximum annual salary is set out herein in
35 dollars, shall be exempt from the provisions of said Uniform Classification

1 and Compensation Act. All persons occupying positions authorized herein are
2 hereby governed by the provisions of the Regular Salaries Procedures and
3 Restrictions Act (Arkansas Code §21-5-101), or its successor.

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

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

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

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

ITEM	FISCAL YEARS	
NO.	1993-94	1994-95

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

10

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

16

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

20

21 SECTION 7. APPROPRIATIONS - FEDERAL TASK FORCE OVERTIME. There is
 22 hereby appropriated, to the Department of Arkansas State Police, to be payable
 23 from the federal funds as designated by the Chief Fiscal Officer of the State,
 24 ~~for personal services matching and overtime of the Department of Arkansas~~
 25 State Police - Federal Task Force Overtime for the biennial period ending June
 26 30, 1995, the following:

27

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

33

34 SECTION 8. The Department of Arkansas State Police is hereby
 35 authorized, after seeking the approval of the Chief Fiscal Officer of the

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

12

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

21

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

25

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

29

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

34

35 SECTION 13. A sum equal to fifty percent (50%), of the first three

1 million dollars (\$3,000,000) or so much thereof as is available in the Court
2 Awards Fund each fiscal year shall be used exclusively for motor vehicle
3 purchases and associated taxes and/or motor vehicle renovation costs for the
4 Department of Arkansas State Police.

5

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

14

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

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

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

- | | | | |
|----|------------------------------|---|------------------|
| 27 | I. General Certificate | - | \$300 annually |
| 28 | II. Intermediate Certificate | - | \$600 annually |
| 29 | III. Advanced Certificate | - | \$900 annually |
| 30 | IV. Senior Certificate | - | \$1,200 annually |

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

- | | |
|----|---------------------------------------|
| 34 | 1. Director of the State Police |
| 35 | 2. Assistant Director of State Police |

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

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

16

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

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

25

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

35

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

9

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

13

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

19

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

22

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

34

/s/ Senator Russ

35

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9