

1 State of Arkansas  
2 90th General Assembly  
3 Fiscal Session, 2016  
4

# A Bill

HOUSE BILL 1104

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE ARKANSAS CRIME  
10 INFORMATION CENTER FOR THE FISCAL YEAR ENDING JUNE  
11 30, 2017; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE ARKANSAS CRIME INFORMATION  
15 CENTER APPROPRIATION FOR THE 2016-2017  
16 FISCAL YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Arkansas Crime Information Center for the 2016-2017 fiscal year, the  
24 following maximum number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
30	(1) U069U	ACIC DIRECTOR	1	\$107,856
31	(2) G052C	ACIC DIVISION MANAGER	3	GRADE C126
32	(3) G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
33	(4) D030C	INFORMATION SYSTEMS COORDINATOR	2	GRADE C124
34	(5) D052C	SOFTWARE SUPPORT ANALYST	3	GRADE C121
35	(6) G158C	ACIC PROGRAM MANAGER	5	GRADE C119
36	(7) A074C	FISCAL SUPPORT SUPERVISOR	1	GRADE C118



1	(8)	D065C	NETWORK SUPPORT ANALYST	2	GRADE C118
2	(9)	D073C	ACIC FIELD AGENT	8	GRADE C117
3	(10)	G192C	ACIC PROGRAM ANALYST	8	GRADE C117
4	(11)	D072C	ACIC SYSTEMS SUPERVISOR	1	GRADE C117
5	(12)	E045C	ACIC TRAINING COORDINATOR	1	GRADE C117
6	(13)	D080C	ACIC SYSTEMS SPECIALIST	7	GRADE C115
7	(14)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
8	(15)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
9	(16)	C056C	ADMINISTRATIVE SPECIALIST III	2	GRADE C112
10	(17)	A098C	FISCAL SUPPORT SPECIALIST	1	GRADE C112
11	(18)	C073C	ADMINISTRATIVE SPECIALIST II	<u>25</u>	GRADE C109
12			MAX. NO. OF EMPLOYEES	75	

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 14 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 15 to the Arkansas Crime Information Center, to be payable from the Crime  
 16 Information System Fund, for personal services and operating expenses of the  
 17 Arkansas Crime Information Center - Operations for the fiscal year ending  
 18 June 30, 2017, the following:

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2016-2017</u>
22	(01) REGULAR SALARIES	\$2,676,550
23	(02) PERSONAL SERVICES MATCHING	986,267
24	(03) MAINT. & GEN. OPERATION	
25	(A) OPER. EXPENSE	1,970,041
26	(B) CONF. & TRAVEL	40,000
27	(C) PROF. FEES	450,692
28	(D) CAP. OUTLAY	50,000
29	(E) DATA PROC.	0
30	(04) CONTINGENCY	500,000
31	(05) DATA PROCESSING	1,201,035
32	(06) UPDATE/EXPAND	<u>120,000</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$7,994,585</u>

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 35 SECTION 3. APPROPRIATION - CRIMINAL HISTORY IMPROVEMENT PROGRAM -  
 36 FEDERAL. There is hereby appropriated, to the Arkansas Crime Information

Center, 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 Crime Information Center - Criminal History Improvement Program for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$43,654
(02) PERSONAL SERVICES MATCHING	20,260
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	10,984
(B) CONF. & TRAVEL	0
(C) PROF. FEES	60,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$134,898</u></u>

SECTION 4. APPROPRIATION - SYSTEMS CONFERENCE. There is hereby appropriated, to the Arkansas Crime Information Center, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Crime Information Center - Systems Conference for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$50,000
(B) CONF. & TRAVEL	10,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$60,000</u></u>

SECTION 5. APPROPRIATION - SEX/CHILD OFFENDER REGISTRATION PROGRAM. There is hereby appropriated, to the Arkansas Crime Information Center, to be

1 payable from the Sex and Child Offenders Registration Fund, for operating  
 2 expenses of the Arkansas Crime Information Center - Sex/Child Offender  
 3 Registration Program for the fiscal year ending June 30, 2017, the following:  
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5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2016-2017</u>
7 (01) MAINT. & GEN. OPERATION	
8 (A) OPER. EXPENSE	\$150,000
9 (B) CONF. & TRAVEL	0
10 (C) PROF. FEES	0
11 (D) CAP. OUTLAY	0
12 (E) DATA PROC.	<u>0</u>
13 TOTAL AMOUNT APPROPRIATED	<u><u>\$150,000</u></u>

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 15 SECTION 6. APPROPRIATION - ARKANSAS REAL-TIME ELECTRONIC LOGBOOK.

16 There is hereby appropriated, to the Arkansas Crime Information Center, to be  
 17 payable from the Crime Information System Fund, for personal services and  
 18 operating expenses of the Arkansas Crime Information Center - Arkansas Real-  
 19 Time Electronic Logbook for the fiscal year ending June 30, 2017, the  
 20 following:  
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22 ITEM	FISCAL YEAR
23 <u>NO.</u>	<u>2016-2017</u>
24 (01) REGULAR SALARIES	\$33,222
25 (02) PERSONAL SERVICES MATCHING	12,787
26 (03) MAINT. & GEN. OPERATION	
27 (A) OPER. EXPENSE	350,000
28 (B) CONF. & TRAVEL	0
29 (C) PROF. FEES	0
30 (D) CAP. OUTLAY	0
31 (E) DATA PROC.	<u>0</u>
32 TOTAL AMOUNT APPROPRIATED	<u><u>\$396,009</u></u>

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 34 SECTION 7. APPROPRIATION - ARKANSAS REAL-TIME SCRAP METAL LOGBOOK.

35 There is hereby appropriated, to the Arkansas Crime Information Center, to be  
 36 payable from the Crime Information System Fund, for maintenance and operating

1 expenses of the Arkansas Crime Information Center - Arkansas Real-Time Scrap  
 2 Metal Logbook for the fiscal year ending June 30, 2017, the following:

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4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2016-2017</u>
6 (01) SCRAP METAL LOGBOOK	<u>\$150,000</u>

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8 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF  
 10 CONTINGENCY APPROPRIATION AND FUNDING. In the event additional appropriation  
 11 becomes necessary that is not authorized or contemplated in Section 2 of this  
 12 Act and circumstances make it necessary for the Arkansas Crime Information  
 13 Center to request additional appropriation to carry out the objectives of the  
 14 Agency, the Contingency Appropriation authorized herein may be used for  
 15 regular salaries, personal services matching and maintenance and general  
 16 operation line item appropriations authorized for such programs in this Act.  
 17 Funding for the Contingency Appropriation authorized herein may be  
 18 transferred to the appropriate fund or fund account from such excess funds as  
 19 the Director of the Arkansas Crime Information Center may determine are  
 20 available from criminal background check fees deposited on behalf of the  
 21 Arkansas Crime Information Center. Use of the contingency appropriation and  
 22 funding authorized in this Act shall be approved by the Chief Fiscal Officer  
 23 of the State and the Arkansas Legislative Council or Joint Budget Committee.

24 Determining the maximum number of employees and the maximum amount of  
 25 appropriation and general revenue funding for a state agency each fiscal year  
 26 is the prerogative of the General Assembly. This is usually accomplished by  
 27 delineating such maximums in the appropriation act(s) for a state agency and  
 28 the general revenue allocations authorized for each fund and fund account by  
 29 amendment to the Revenue Stabilization law. Further, the General Assembly  
 30 has determined that the Arkansas Crime Information Center may operate more  
 31 efficiently if some flexibility is provided to the Arkansas Crime Information  
 32 Center authorizing broad powers under this Section. Therefore, it is both  
 33 necessary and appropriate that the General Assembly maintain oversight by  
 34 requiring prior approval of the Legislative Council or Joint Budget Committee  
 35 as provided by this section. The requirement of approval by the Legislative  
 36 Council or Joint Budget Committee is not a severable part of this section.

1 If the requirement of approval by the Legislative Council or Joint Budget  
2 Committee is ruled unconstitutional by a court of competent jurisdiction,  
3 this entire section is void.

4 The provisions of this section shall be in effect only from July 1, ~~2015~~  
5 2016 through June 30, ~~2016~~ 2017.

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

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17 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General  
18 Assembly that any funds disbursed under the authority of the appropriations  
19 contained in this act shall be in compliance with the stated reasons for  
20 which this act was adopted, as evidenced by the Agency Requests, Executive  
21 Recommendations and Legislative Recommendations contained in the budget  
22 manuals prepared by the Department of Finance and Administration, letters, or  
23 summarized oral testimony in the official minutes of the Arkansas Legislative  
24 Council or Joint Budget Committee which relate to its passage and adoption.

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26 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the  
27 General Assembly, that the Constitution of the State of Arkansas prohibits  
28 the appropriation of funds for more than a one (1) year period; that the  
29 effectiveness of this Act on July 1, 2016 is essential to the operation of  
30 the agency for which the appropriations in this Act are provided, and that in  
31 the event of an extension of the legislative session, the delay in the  
32 effective date of this Act beyond July 1, 2016 could work irreparable harm  
33 upon the proper administration and provision of essential governmental  
34 programs. Therefore, an emergency is hereby declared to exist and this Act  
35 being necessary for the immediate preservation of the public peace, health  
36 and safety shall be in full force and effect from and after July 1, 2016.