

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

State of Arkansas As Engrossed: H3/19/19 H3/29/19 H4/2/19

92nd General Assembly

# A Bill

Regular Session, 2019

HOUSE BILL 1122

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2020; AND FOR OTHER PURPOSES.

### Subtitle

AN ACT FOR THE ARKANSAS DEPARTMENT OF EMERGENCY MANAGEMENT APPROPRIATION FOR THE 2019-2020 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas Department of Emergency Management for the 2019-2020 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2019-2020
(1)	U013U	ADEM DIRECTOR	1	GRADE SE01
(2)	D043C	ADEM INFO TECHNOLOGY DIVISION DIRECTOR	1	GRADE IT08
(3)	D016C	SENIOR TECHNOLOGY ANALYST	1	GRADE IT06
(4)	D068C	INFORMATION SYSTEMS ANALYST	2	GRADE IT04
(5)	G055C	ADEM DEPUTY DIRECTOR	1	GRADE GS12
(6)	C108C	ADEM DIVISION DIRECTOR	3	GRADE GS09
(7)	G140C	ADEM PROGRAM MANAGER	12	GRADE GS08



1	(8)	V002C FEDERAL SURPLUS PROPERTY MANAGER	1	GRADE GS08
2	(9)	R014C PERSONNEL MANAGER	1	GRADE GS08
3	(10)	A089C ACCOUNTANT I	1	GRADE GS07
4	(11)	G157C ADEM AREA COORDINATOR	4	GRADE GS07
5	(12)	R024C ASSISTANT PERSONNEL MANAGER	1	GRADE GS07
6	(13)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
7	(14)	A075C FINANCIAL ANALYST I	1	GRADE GS07
8	(15)	P013C PUBLIC INFORMATION COORDINATOR	1	GRADE GS07
9	(16)	A063C RESEARCH & STATISTICS SUPERVISOR	1	GRADE GS07
10	(17)	G175C ADEM PROGRAM COORDINATOR	8	GRADE GS06
11	(18)	G208C EMERGENCY PLANNER	5	GRADE GS06
12	(19)	G180C GRANTS ANALYST	7	GRADE GS06
13	(20)	G214C GRANTS SPECIALIST	1	GRADE GS06
14	(21)	G204C PLANNING SPECIALIST	2	GRADE GS06
15	(22)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
16	(23)	T061C SENIOR INTELLIGENCE ANALYST	2	GRADE GS06
17	(24)	D074C TELECOMMUNICATIONS SUPERVISOR	1	GRADE GS06
18	(25)	E046C TRAINING INSTRUCTOR	2	GRADE GS06
19	(26)	C038C ADEM EMERGENCY MANAGEMENT DUTY OFFICER	9	GRADE GS05
20	(27)	V014C BUYER	1	GRADE GS05
21	(28)	V013C CENTRAL WAREHOUSE OPERATIONS MGR	1	GRADE GS05
22	(29)	V012C FEDERAL SURPLUS PROPERTY SUPERVISOR	1	GRADE GS05
23	(30)	A091C FISCAL SUPPORT ANALYST	3	GRADE GS05
24	(31)	S034C INTERSTATE TRUCK DRIVER	3	GRADE GS05
25	(32)	D081C TELECOMMUNICATIONS SPECIALIST	1	GRADE GS05
26	(33)	C056C ADMINISTRATIVE SPECIALIST III	8	GRADE GS04
27	(34)	A098C FISCAL SUPPORT SPECIALIST	2	GRADE GS04
28	(35)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
29	(36)	S046C MAINTENANCE TECHNICIAN	2	GRADE GS04
30	(37)	V021C SURPLUS PROPERTY AGENT	4	GRADE GS04
31	(38)	V019C SURPLUS PROPERTY SPECIALIST	1	GRADE GS04
32	(39)	C073C ADMINISTRATIVE SPECIALIST II	1	GRADE GS03
33	(40)	S050C MAINTENANCE SPECIALIST	<u>1</u>	GRADE GS03
34		MAX. NO. OF EMPLOYEES	101	

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36 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas

1 Department of Emergency Management for the 2019-2020 fiscal year, the  
 2 following maximum number of part-time or temporary employees, to be known as  
 3 "Extra Help", payable from funds appropriated herein for such purposes:  
 4 twenty-eight (28) temporary or part-time employees, when needed, at rates of  
 5 pay not to exceed those provided in the Uniform Classification and  
 6 Compensation Act, or its successor, or this act for the appropriate  
 7 classification.

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 9 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby  
 10 appropriated, to the Arkansas Department of Emergency Management, to be  
 11 payable from the Miscellaneous Agencies Fund Account, for personal services  
 12 and operating expenses of the Arkansas Department of Emergency Management -  
 13 State Operations for the fiscal year ending June 30, 2020, the following:

15 ITEM	FISCAL YEAR
16 <u>NO.</u>	<u>2019-2020</u>
17 (01) REGULAR SALARIES	\$2,589,799
18 (02) PERSONAL SERVICES MATCHING	931,559
19 (03) OVERTIME	25,000
20 (04) MAINT. & GEN. OPERATION	
21 (A) OPER. EXPENSE	490,306
22 (B) CONF. & TRAVEL	0
23 (C) PROF. FEES	0
24 (D) CAP. OUTLAY	0
25 (E) DATA PROC.	<u>0</u>
26 TOTAL AMOUNT APPROPRIATED	<u><u>\$4,036,664</u></u>

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 28 SECTION 4. APPROPRIATION - FEDERAL OPERATIONS. There is hereby  
 29 appropriated, to the Arkansas Department of Emergency Management, to be  
 30 payable from the federal funds as designated by the Chief Fiscal Officer of  
 31 the State, for personal services, operating expenses and First Responder and  
 32 Homeland Security Grants and Aid of the Arkansas Department of Emergency  
 33 Management - Federal Operations for the fiscal year ending June 30, 2020, the  
 34 following:

36 ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2019-2020</u>
2	(01) REGULAR SALARIES	\$386,718
3	(02) EXTRA HELP	156,438
4	(03) PERSONAL SERVICES MATCHING	153,660
5	(04) OVERTIME	15,000
6	(05) MAINT. & GEN. OPERATION	
7	(A) OPER. EXPENSE	1,155,207
8	(B) CONF. & TRAVEL	100,000
9	(C) PROF. FEES	100,000
10	(D) CAP. OUTLAY	425,000
11	(E) DATA PROC.	0
12	(06) GRANTS / AID - FIRST RESPONDER &	
13	HOMELAND SECURITY	<u>10,000,000</u>
14	TOTAL AMOUNT APPROPRIATED	<u>\$12,492,023</u>

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16 SECTION 5. APPROPRIATION - DISASTER RELIEF GRANTS. There is hereby  
 17 appropriated, to the Arkansas Department of Emergency Management, to be  
 18 payable from the federal funds as designated by the Chief Fiscal Officer of  
 19 the State, for personal services, operating expenses and Disaster Relief  
 20 Grants and Aid of the Arkansas Department of Emergency Management - Disaster  
 21 Relief Grants for the fiscal year ending June 30, 2020, the following:

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23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2019-2020</u>
25	(01) REGULAR SALARIES	\$276,202
26	(02) EXTRA HELP	625,751
27	(03) PERSONAL SERVICES MATCHING	188,494
28	(04) OVERTIME	175,000
29	(05) MAINT. & GEN. OPERATION	
30	(A) OPER. EXPENSE	120,850
31	(B) CONF. & TRAVEL	30,000
32	(C) PROF. FEES	234,500
33	(D) CAP. OUTLAY	10,000
34	(E) DATA PROC.	0
35	(06) GRANTS/AID DISASTER RELIEF	<u>102,347,245</u>
36	TOTAL AMOUNT APPROPRIATED	<u>\$104,008,042</u>

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SECTION 6. APPROPRIATION - HAZARDOUS MATERIALS. There is hereby appropriated, to the Arkansas Department of Emergency Management, to be payable from the Office of Hazardous Materials Emergency Management Revolving Fund, for personal services, operating expenses and Hazardous Materials Management Grants and Aid of the Arkansas Department of Emergency Management - Hazardous Materials for the fiscal year ending June 30, 2020, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2019-2020</u>
(01) REGULAR SALARIES	\$183,821
(02) EXTRA HELP	32,176
(03) PERSONAL SERVICES MATCHING	66,758
(04) OVERTIME	15,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	280,438
(B) CONF. & TRAVEL	82,792
(C) PROF. FEES	25,000
(D) CAP. OUTLAY	60,000
(E) DATA PROC.	0
(06) GRANTS/AID - HAZARDOUS MATERIALS MANAGEMENT	<u>10,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$755,985</u></u>

SECTION 7. APPROPRIATION - DISASTER RELIEF TRUST. There is hereby appropriated, to the Arkansas Department of Emergency Management, to be payable from the Arkansas Disaster Relief Program Trust Fund, for assistance to victims of state or federally declared disasters of the Arkansas Department of Emergency Management - Disaster Relief Trust for the fiscal year ending June 30, 2020, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2019-2020</u>
(01) GRANTS/AID - DISASTER RELIEF	<u><u>\$515,000</u></u>

1 SECTION 8. APPROPRIATION - RADIOLOGICAL EMERGENCY RESPONSE GRANTS.  
 2 There is hereby appropriated, to the Arkansas Department of Emergency  
 3 Management, to be payable from the cash fund deposited in the State Treasury  
 4 as determined by the Chief Fiscal Officer of the State, for operating  
 5 expenses of the Arkansas Department of Emergency Management - Radiological  
 6 Emergency Response Grants for the fiscal year ending June 30, 2020, the  
 7 following:

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2019-2020</u>
11 (01) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	\$20,500
13 (B) CONF. & TRAVEL	19,500
14 (C) PROF. FEES	0
15 (D) CAP. OUTLAY	0
16 (E) DATA PROC.	<u>0</u>
17 TOTAL AMOUNT APPROPRIATED	<u><u>\$40,000</u></u>

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 19 SECTION 9. APPROPRIATION - EMERGENCY OPERATIONS CENTER - CASH. There  
 20 is hereby appropriated, to the Arkansas Department of Emergency Management,  
 21 to be payable from the cash fund deposited in the State Treasury as  
 22 determined by the Chief Fiscal Officer of the State, for operating expenses  
 23 of the Arkansas Department of Emergency Management - Emergency Operations  
 24 Center - Cash for the fiscal year ending June 30, 2020, the following:

26 ITEM	FISCAL YEAR
27 <u>NO.</u>	<u>2019-2020</u>
28 (01) EOC EXPENSES	<u><u>\$185,533</u></u>

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 30 SECTION 10. APPROPRIATION - FEDERAL SURPLUS PROPERTY PROGRAM. There is  
 31 hereby appropriated, to the Arkansas Department of Emergency Management, to  
 32 be payable from the Federal Surplus Property Fund, for personal services and  
 33 operating expenses of the Arkansas Department of Emergency Management -  
 34 Federal Surplus Property Program for the fiscal year ending June 30, 2020,  
 35 the following:

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1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2019-2020</u>
3	(01) REGULAR SALARIES	\$637,691
4	(02) EXTRA HELP	6,000
5	(03) PERSONAL SERVICES MATCHING	246,472
6	(04) OVERTIME	40,000
7	(05) MAINT. & GEN. OPERATION	
8	(A) OPER. EXPENSE	1,092,031
9	(B) CONF. & TRAVEL	15,000
10	(C) PROF. FEES	15,263
11	(D) CAP. OUTLAY	270,000
12	(E) DATA PROC.	<u>0</u>
13	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,322,457</u></u>

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15 SECTION 11. APPROPRIATION - ARKANSAS 911 RURAL ENHANCEMENT PROGRAM.

16 There is hereby appropriated, to the Arkansas Department of Emergency  
 17 Management, to be payable from the cash fund deposited in the State Treasury  
 18 as determined by the Chief Fiscal Officer of the State, for personal  
 19 services, operating expenses and Enhancement Grants and Aid of the Arkansas  
 20 Department of Emergency Management - Arkansas 911 Rural Enhancement Program  
 21 for the fiscal year ending June 30, 2020, the following:

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23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2019-2020</u>
25	(01) REGULAR SALARIES	\$36,155
26	(02) PERSONAL SERVICES MATCHING	13,499
27	(03) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	937,636
29	(B) CONF. & TRAVEL	10,000
30	(C) PROF. FEES	0
31	(D) CAP. OUTLAY	0
32	(E) DATA PROC.	0
33	(04) ENHANCEMENT GRANTS	<u>2,000,000</u>
34	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,997,290</u></u>

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36 SECTION 12. APPROPRIATION - IMMEDIATE DISASTER RESPONSE. There is

1 hereby appropriated, to the Arkansas Department of Emergency Management, to  
 2 be payable from the Immediate Disaster Response Fund, for immediate expenses  
 3 related to disaster response requests for the fiscal year ending June 30,  
 4 2020, the following:

<i>ITEM</i>	<i>FISCAL YEAR</i>
<u><i>NO.</i></u>	<u><i>2019-2020</i></u>
<i>(01) IMMEDIATE DISASTER RESPONSE</i>	<u><u><i>200,000</i></u></u>

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 10 *SECTION 13. APPROPRIATION. ARKANSAS PUBLIC SAFETY TRUST FUND. There*  
 11 *is hereby appropriated, to the Arkansas Department of Emergency Management,*  
 12 *to be payable from the Arkansas Public Safety Trust Fund, for disbursements*  
 13 *related to costs that enhance, operate, and maintain 911 services in the*  
 14 *State of Arkansas, for the fiscal year ending June 30, 2020, the following:*

<i>ITEM</i>	<i>FISCAL YEAR</i>
<u><i>NO.</i></u>	<u><i>2019-2020</i></u>
<i>(01) REFUNDS - INVESTMENTS - TRANSFERS</i>	<u><u><i>\$75,000,000</i></u></u>

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 20 *SECTION 14. APPROPRIATION. ARKANSAS PUBLIC SAFETY TRUST FUND*  
 21 *ADMINISTRATION. There is hereby appropriated, to the Arkansas Department of*  
 22 *Emergency Management, to be payable from the cash fund deposited in the State*  
 23 *Treasury as determined by the Chief Fiscal officer of the state, for*  
 24 *administrative expenses of the Arkansas Public Safety Trust Fund, for the*  
 25 *fiscal year ending June 30, 2020, the following:*

<i>ITEM</i>	<i>FISCAL YEAR</i>
<u><i>NO.</i></u>	<u><i>2019-2020</i></u>
<i>(01) ARKANSAS PUBLIC SAFETY TRUST FUND</i> <i>ADMINISTRATION EXPENSES</i>	<u><u><i>\$180,000</i></u></u>

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 32 *SECTION 15. APPROPRIATION. ARKANSAS WIRELESS INFORMATION NETWORK -*  
 33 *CASH. There is hereby appropriated, to the Arkansas Department of Emergency*  
 34 *Management, to be payable from the cash fund deposited in the State Treasury*  
 35 *as determined by the Chief Fiscal officer of the state, for expenses of the*  
 36 *Arkansas Wireless Information Network, for the fiscal year ending June 30,*



1 2020, the following:

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3	<i>ITEM</i>	<i>FISCAL YEAR</i>
4	<u>NO.</u>	<u>2019-2020</u>

5	<i>(01) ARKANSAS WIRELESS INFORMATION</i>	
6	<i>NETWORK EXPENSES</i>	<u><u>\$10,000,000</u></u>

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8 SECTION 16. SPECIAL LANGUAGE. CODE AMENDMENT. Arkansas Code Title 19,  
9 Chapter 5, Subchapter 12 is amended to add the following section:

10 §19-5-1264. Immediate Disaster Response Fund.

11 (a) There is created on the books of the Treasurer of State, the Auditor  
12 of State, and the Chief Fiscal Officer of the State a miscellaneous  
13 revolving fund to be known as the "Immediate Disaster Response Fund".

14 (b) Reimbursements received from any federal, state or local government  
15 agency or other states shall be deposited in the State Treasury to  
16 the fund as a refund to expenditure.

17 (c) The fund shall consist of such revenue as may be authorized by law.

18 (d) The fund shall be used by the Arkansas Department of Emergency  
19 Management for immediate costs of disasters within the State and to assist  
20 other states in disaster response request.

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

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32 SECTION 18. LEGISLATIVE INTENT. It is the intent of the General  
33 Assembly that any funds disbursed under the authority of the appropriations  
34 contained in this act shall be in compliance with the stated reasons for  
35 which this act was adopted, as evidenced by the Agency Requests, Executive  
36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or  
2 summarized oral testimony in the official minutes of the Arkansas Legislative  
3 Council or Joint Budget Committee which relate to its passage and adoption.  
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5 SECTION 19. EMERGENCY CLAUSE. It is found and determined by the  
6 General Assembly, that the Constitution of the State of Arkansas prohibits  
7 the appropriation of funds for more than a one (1) year period; that the  
8 effectiveness of this Act on July 1, 2019 is essential to the operation of  
9 the agency for which the appropriations in this Act are provided; with the  
10 exception that Section 16 in this Act shall be in full force and effect from  
11 and after the date of its passage and approval, and that in the event of an  
12 extension of the Legislative Session, the delay in the effective date of this  
13 Act beyond July 1, 2019, with the exception that Section 16 in this Act shall  
14 be in full force and effect from and after the date of its passage and  
15 approval, could work irreparable harm upon the proper administration and  
16 provision of essential governmental programs. Therefore, an emergency is  
17 hereby declared to exist and this Act being necessary for the immediate  
18 preservation of the public peace, health and safety shall be in full force  
19 and effect from and after July 1, 2019; with the exception that Section 16 in  
20 this Act shall be in full force and effect from and after the date of its  
21 passage and approval.

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23 /s/Joint Budget Committee  
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