



State of Arkansas

SPECIAL LANGUAGE

2023–2025 Biennium for the Arkansas
Department of
Transportation

Prepared for the 94th GENERAL ASSEMBLY



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2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0090 ARKANSAS DEPARTMENT OF TRANSPORTATION

ACT#: 89

SECTION#: 1

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

REGULAR SALARIES. There is hereby established for the Arkansas Department of Transportation for the ~~2022~~ 2023-2023 2024 fiscal year, the following maximum number of regular employees and the maximum annual salary for such employees; and no greater salary than that established herein shall be paid to any employee from appropriations hereinafter made for said department. The annual salaries to be paid to each employee authorized herein shall be determined by the Arkansas Highway Commission within the limitations as set out in this Section and the funds and the appropriations made available for such purposes. All positions established herein shall be exempt from the provisions of the Uniform Personnel Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, but shall not be exempt from the provisions of the Regular Salaries Procedures and Restrictions Act. Provided further that the salaries for the pay period beginning June ~~2022~~ 2023 and ending July ~~2022~~ 2023 can be paid from the salaries and overtime authorized for the fiscal year ending June 30, ~~2023~~ 2024.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0090 ARKANSAS DEPARTMENT OF TRANSPORTATION

ACT#: 89

SECTION#: 14

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE — CODE AMENDMENT. Arkansas Code § 19-4-1612, concerning overtime pay disbursement, is amended to codify special language in appropriation act to add an additional subsection to read as follows:

(e)(1) The State Highway Commission:

(A) For the purpose of paying overtime, may transfer a portion of the appropriation for overtime in the operative appropriation act for the Arkansas Department of Transportation to the appropriation for regular salaries in the operative appropriation act for the Arkansas Department of Transportation; and

(B) Shall notify the Auditor of State and Secretary of the Department of Finance and Administration of a transfer authorized under this subdivision (e)(1).

(2) If the commission makes a transfer under subdivision (e)(1) of this section:

(A) The overtime applicable to any salaries may be paid from the appropriation for regular salaries in the operative appropriation act for the Arkansas Department of Transportation; and

(B) One (1) state warrant may be issued to each employee for the total of the regular salary and overtime earned.

(3) The amount appropriated for salaries in the operative appropriation act for the Arkansas Department of Transportation may be exceeded for an employee eligible for overtime to the extent of the overtime paid to the employee.

(4) The overtime paid shall be identifiable for each employee, and in total for all employees, on the voucher or other record that is submitted to support the issuance of a state warrant.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0090 ARKANSAS DEPARTMENT OF TRANSPORTATION

ACT#: 89

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFERS AUTHORIZED. Any savings in the amount appropriated in the Operations appropriation section for the Regular Salaries line item, Overtime line item, Personal Services Matching line item, or any sub-item of the Maintenance and General Operation line item, may be transferred by the Director of the Arkansas Department of Transportation to any sub-item of the Maintenance and General Operation line item, upon review by the Arkansas Legislative Council or Joint Budget Committee and by notifying the Director of Finance and Administration and the Auditor of State to transfer said savings to a specific sub-item of the Maintenance and General Operation line item and make it available for said purpose during the then current fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0090 ARKANSAS DEPARTMENT OF TRANSPORTATION

ACT#: 89

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PERSONAL SERVICES MATCHING TRANSFER. Provided that in the event amounts appropriated in the Personal Services Matching line item of the Operations appropriation section are insufficient in the fiscal year to pay the amounts at the rates stipulated by law to be paid for each of these items, an additional amount as determined and requested by the Director of the Arkansas Department of Transportation, and upon review by the Arkansas Legislative Council or Joint Budget Committee, will be transferred by the Director of Finance and Administration and the Auditor of State from the Maintenance and General Operation line items to the Personal Services Matching line item of the Operations appropriation section to enable the Arkansas Department of Transportation to pay the required matching funds. The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.