

.As Engrossed: 2/5/91, 2/21/91, 3/27/91

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

A BILL ACT 1055 OF 1991
SENATE BILL 284

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE ARKANSAS LEGISLATIVE COUNCIL,
10 THE BUREAU OF LEGISLATIVE RESEARCH, AND THE JOINT INTERIM
11 COMMITTEES OF THE ARKANSAS GENERAL ASSEMBLY FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 1993; AND FOR OTHER
13 PURPOSES."

14
15 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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17 SECTION 1. REGULAR SALARIES. There is hereby established for the
18 Bureau of Legislative Research of the Arkansas Legislative Council for the
19 1991-93 biennium, the following maximum number of regular employees, the
20 grades to be assigned to the respective positions, and the maximum annual
21 salaries for each such position. The maximum annual salary for the position
22 assigned to grades shall be determined in accordance with, but shall not
23 exceed the maximum annual amount for the grade assigned herein, as established
24 in Arkansas Code §§21-5-209 and 21-5-215. The maximum annual salary of the
25 Director, Assistant Directors, Special Assistant for Budget, Senior Staff
26 Attorney, Tax Research Administrator, and State Personnel Review Administrator
27 of said agency shall not exceed the maximum set forth herein. Except for the
28 purpose of determining the maximum annual salary rate, which is to be
29 applicable to each of the positions to which a salary grade is assigned
30 hereinafter, in accordance with the provisions of Arkansas Code §§21-5-209 and
31 21-5-215, all positions set forth herein shall be exempt from other provisions
32 of the Uniform Classification and Compensation Act, or its successor, but
33 shall not be exempt from the provisions of the Regular Salaries Procedures and
34 Restrictions Act, or its successor.

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36

Maximum Annual

1			Maximum	Salary Rate		
2	Item Class		No. of	Fiscal Years		
3	No.	Code	Title	Employees	1991-92	1992-93
4	(01)		DIRECTOR BUREAU OF LEGIS RSCH	1	\$ 80,269	\$ 84,282
5	(02)		ASSISTANT DIRECTOR	2	78,387	82,306
6	(03)		SPECIAL ASST/BUDGET	1	66,114	69,420
7	(04)		SENIOR STAFF ATTORNEY	1	59,934	62,931
8	(05)		TAX RESEARCH ADMINISTRATOR	1	57,832	60,724
9	(06)		STATE PERSONNEL REVIEW ADMIN	1	55,788	58,577
10	(07)		LEGIS AUTOMATED SYSTEM COORD	1		GRADE 26
11	(08)		LEGISLATIVE ATTORNEY	6		GRADE 25
12			LEGISLATIVE ANALYST	2		
13	(09)		PROGRAM ANALYST	1		GRADE 24
14	(10)		SPECIAL PROJECTS ANALYST	1		GRADE 22
15			ADMINISTRATIVE COORDINATOR	1		
16			DIRECTOR'S EXEC ASSISTANT	1		
17			LEGISLATIVE ANALYST	22		
18			LEG. ANALYST, ED. COMM. - ED.			
19			OVERSIGHT COMM.	1		
20	(11)		MANAGEMENT PROJECT ANALYST II	1		GRADE 19
21	(12)		ASST TO ASST DIRECTOR	2		GRADE 18
22			LEGIS ADMINISTRATIVE ASSISTANT	5		
23	(13)		BUREAU FISCAL OFFICER	1		GRADE 17
24			ADMINISTRATIVE ASST II	4		
25	(14)		LEGIS MICRO/PHOTO SUPV	1		GRADE 16
26	(15)		OFFICE SERVICES SUPV	1		GRADE 15
27	(16)		LEGISLATIVE COMMITTEE SECRETARY	11		GRADE 14
28	(17)		REFERENCE ANALYST	1		GRADE 13
29			COMMUNICATIONS SYSTEM MANAGER	1		
30	(18)		LEGISLATIVE CLERICAL SPECIALIST	1		GRADE 11
31	(19)		FACILITIES COORDINATOR	<u>1</u>		GRADE 10
32			MAXIMUM NO. OF EMPLOYEES	72		

34 SECTION 2. EXTRA HELP. There is hereby authorized, for the Bureau
 35 of Legislative Research of the Arkansas Legislative Council for the 1991-93

1 biennium, the following maximum number of part-time or temporary employees, to
 2 be known as "Extra Help", payable from funds appropriated herein for such
 3 purposes: Twenty (20) temporary or part-time employees, when needed, at rates
 4 of pay not to exceed those provided in the Uniform Classification and
 5 Compensation Act, or its successor, or this act for the appropriate
 6 classification.

7

8 SECTION 3. APPROPRIATIONS - OPERATIONS. There is hereby appropriated,
 9 to the Bureau of Legislative Research of the Arkansas Legislative Council, to
 10 be payable from the State Central Services Fund, for personal services and
 11 operating expenses of the Bureau of Legislative Research of the Arkansas
 12 Legislative Council for the biennial period ending June 30, 1993, the
 13 following:

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ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) REGULAR SALARIES	\$2,769,341	\$2,913,383
(02) EXTRA HELP	21,000	21,000
(03) PERSONAL SERVICES MATCHING	528,745	558,633
(04) MAINTENANCE & GENERAL OPERATIONS		
(A) OPER. EXPENSES	\$470,613	\$551,883
(B) CONF. & TRAVEL	102,359	143,420
(C) PROF. FEES	40,625	60,688
(D) CAPITAL OUTLAY	87,501	94,849
(E) DATA PROCESSING	<u>37,320</u>	<u>55,980</u>
TOTAL MAINT. & GEN. OPERATIONS	738,418	906,820
(05) COMMITTEE ROOMS	<u>100,000</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$4,157,504</u>	<u>\$4,399,836</u>

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30 SECTION 4. APPROPRIATIONS - INTERIM COMMITTEE STUDY EXPENSES. There is
 31 hereby appropriated, to be payable from the State Central Services Fund, for
 32 study expenses of the Joint Ad Interim Committees of the Arkansas General
 33 Assembly for the biennial period ending June 30, 1993, the following:

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35 ITEM FISCAL YEARS

1	NO.	1991-92	1992-93
2	(01) STUDY EXPENSES	<u>\$ 172,961</u>	<u>\$ 258,492</u>

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4 SECTION 5. APPROPRIATIONS - INTERIM COMMITTEE EXPENSES. There is hereby
 5 appropriated, to be payable from the State Central Services Fund, for paying
 6 per diem, expenses, and mileage to members of the General Assembly attending
 7 regular and special meetings and other committee related activities of the
 8 Joint Ad Interim Committees of the Arkansas General Assembly for the biennial
 9 ~~period ending June 30, 1993, the following:~~

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11	ITEM	FISCAL YEARS	
12	NO.	1991-92	1992-93
13	(01) PER DIEM, EXPENSES AND MILEAGE FOR		
14	MEMBERS OF THE ARKANSAS GENERAL		
15	ASSEMBLY WHO ATTEND MEETINGS OF JOINT		
16	AD INTERIM COMMITTEES	\$675,000	\$849,193
17	(02) OUT OF STATE TRAVEL OF INTERIM		
18	COMMITTEE MEMBERS WHO ARE AUTHORIZED BY		
19	APPROPRIATE COMMITTEES	<u>52,000</u>	<u>73,477</u>
20	TOTAL AMOUNT APPROPRIATED	<u>\$727,000</u>	<u>\$922,670</u>

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22 SECTION 6. APPROPRIATIONS - SOUTH/WEST ENERGY COUNCIL. There is hereby
 23 appropriated, to be payable from the State Central Services Fund, for paying
 24 the State's contribution to the South/West Energy Council, paying expenses of
 25 members of the Arkansas General Assembly attending meetings of the South/West
 26 Energy Council, and for other associated expenses for the biennial period
 27 ~~ending June 30, 1993, the following:~~

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29	ITEM	FISCAL YEARS	
30	NO.	1991-92	1992-93
31	(01) PAYMENT OF STATE'S CONTRIBUTION, EXPENSES		
32	OF MEMBERS, AND OTHER EXPENSES	<u>\$ 75,000</u>	<u>\$ 87,749</u>

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34 SECTION 7. APPROPRIATIONS - COMMUNICATIONS STUDY COMMITTEE. There is
 35 ~~hereby appropriated, to be payable from the State Central Services Fund, for~~

1 professional services required to determine the overall statewide radio,
2 ~~telecommunications and automated information systems needs of the State of~~
3 Arkansas for the biennial period ending June 30, 1993, the following:

5 ITEM	FISCAL YEARS	
6 NO.	1991-92	1992-93
7 (01) PROFESSIONAL FEES AND SERVICES	<u>\$ 100,000</u>	<u>\$ 0</u>

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9 SECTION 8. TRANSFER PROVISION. Any unexpended balance of any
10 appropriation provided in this Act which remains at the close of the fiscal
11 year ending June 30, 1992, shall be transferred forward and made available for
12 the same purpose for the fiscal year ending June 30, 1993. In the event that
13 unforeseen circumstances arise during the fiscal year ending June 30, 1992
14 such that any appropriations made available for that year are insufficient,
15 the Director of the Bureau of Legislative Research of the Arkansas Legislative
16 Council shall certify the amount thereof to the Chief Fiscal Officer of the
17 State, who upon receipt of the certification, shall transfer the amount so
18 certified from the appropriation authorized for the fiscal year ending June
19 30, 1993 to the appropriate appropriations for the fiscal year ending June 30,
20 1992.

21
22 SECTION 9. The Director of the Bureau of Legislative Research is hereby
23 authorized to direct the Chief Fiscal Officer of the State to transfer
24 appropriation between the appropriations made by this Act in such amounts as
25 determined necessary in either fiscal year of the 1991-93 biennium. In no
26 event, however, shall the Regular Salaries line item in Section 3 be increased
27 or decreased by such transfers authorized herein.

28
29 SECTION 10. DISBURSING OFFICER. The Director of the Bureau of
30 Legislative Research of the Arkansas Legislative Council shall be the
31 disbursing officer for the funds appropriated by this Act, including the
32 Interim Committee Study Expenses and all expenditures from the appropriations
33 provided by this Act shall be in accordance with procedures established by the
34 Legislative Council and in accordance with appropriate law.

35

1 SECTION 11. There is hereby appropriated, to the Arkansas Senate, to be
2 payable from the State Central Services Fund, for a study on the feasibility
3 of computerizing the legislative process of the Arkansas Senate and the
4 purchase of equipment, for the biennial period ending June 30, 1993, the sum
5 of \$150,000.

7 SECTION 12. There is hereby appropriated, to the House of
8 Representatives, to be payable from the State Central Services Fund, for a
9 study on the feasibility of computerizing the legislative process of the House
10 of Representatives and the purchase of equipment, for the biennial period
11 ending June 30, 1993, the sum of \$150,000.

13 SECTION 13. The Legislative Council Subcommittees on Review,
14 Administrative Rules and Regulations, and Performance Evaluation and
15 Expenditure Review shall meet monthly on a date approximately two (2) weeks
16 preceding the date on which regular meetings of the joint interim committees
17 are held. At such meetings, the respective subcommittees shall screen the
18 various matters required by law to be submitted to the Legislative Council by
19 the state agencies and which have heretofore been referred to the respective
20 subcommittees by the Legislative Council and shall determine which of such
21 matters need further review and which are routine and need no further review
22 or both. Those matters which the respective subcommittees determine need
23 further review shall be referred to the respective subject matter joint
24 interim committee, which such committee referral shall be made by the
25 subcommittee after taking into consideration the committee which is usually
26 assigned such matters by the respective houses as well as the workload of the
27 various joint interim committees, it being the intent to allow as much
28 meaningful participation by the members in as many committees as possible.

30 SECTION 14. (A) At the next regular meeting of a joint interim
31 committee, all matters referred to the committee by the Legislative Council or
32 appropriate subcommittee of the Council shall be placed on the agenda for
33 review by the committee.

34 (B) Notice that such item is being placed on the meeting agenda of said
35 joint interim committee may be furnished to the various state agencies

1 involved upon direction of the co-chairmen of the joint interim committee in
2 order that the agency may be represented at such joint interim committee
3 meeting to explain the item and to answer questions in regard thereto if
4 raised by the committee.

5 (C) Upon conclusion of the committee's consideration of an item the
6 committee or designated subcommittee thereof shall notify the state agency
7 that it has completed its review of the item.

8 (D) The purpose of this section is to enable appropriate joint interim
9 committees of the General Assembly and the various state agencies to jointly
10 discuss the various matters referred to the respective committees in order to
11 enable the committees to perform a legislative oversight function of keeping
12 the General Assembly informed with respect to activities of the various
13 agencies and to enable state agencies to receive the benefit of
14 recommendations and comments of the respective joint interim committees
15 concerning various actions or proposed actions of the agencies.

16

17 SECTION 15. The respective joint interim committees of the General
18 Assembly are hereby authorized to adopt appropriate procedures and practices,
19 including the utilization of subcommittees, to enable the committee to carry
20 out its responsibilities under the provisions of this act.

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22 SECTION 16. Act 480 of 1991 and Act 481 of 1991 are hereby repealed.

23

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

33

34 SECTION 18. LEGISLATIVE INTENT. It is the intent of the General
35 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this Act shall be in compliance with the stated reasons for which
2 this Act was adopted, as evidenced by the Agency Requests, Executive
3 Recommendations and Legislative Recommendations contained in the budget
4 manuals prepared by the Department of Finance and Administration, letters, or
5 summarized oral testimony in the official minutes of the Arkansas Legislative
6 Council or Joint Budget Committee which relate to its passage and adoption.

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8 SECTION 19. *When any member of the Arkansas General Assembly submits
9 any proposal or issue to the Legislative Council for legislative study or
10 review or input, the Legislative Council shall refer the matter as follows:*

11 a) *If the proposal states a preference on referral, the proposal shall
12 be referred to the committee of preference unless the proposal is clearly not
13 germane to that committee as determined by the Legislative Council;*

14 b) *If the proposal was initiated by the Legislative Council or by a
15 member of the Legislative Council, the Legislative Council may appoint a
16 subcommittee to conduct such study;*

17 c) *All other proposals shall be assigned to the appropriate joint ad
18 interim committee.*

19
20 SECTION 20. CODE. All provisions of this Act of a general and
21 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
22 the Arkansas Code Revision Commission shall incorporate the same in the Code.

23
24 SECTION 21. SEVERABILITY. If any provision of this Act or the
25 application thereof to any person or circumstance is held invalid, such
26 invalidity shall not affect other provisions or applications of the Act which
27 can be given effect without the invalid provision or application, and to this
28 end the provisions of this Act are declared to be severable.

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30 SECTION 22. GENERAL REPEALER. All laws and parts of laws in conflict
31 with this Act are hereby repealed.

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33 SECTION 23. HEALTH PREMIUMS. The Bureau of Legislative Research of the
34 Arkansas Legislative Council shall not, during the 1992-93 fiscal year, spend
35 more for health insurance per employee than the amount being contributed to

1 the State Employees Health Insurance Program.

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3 SECTION 24. EMERGENCY CLAUSE. It is hereby found and determined by the
4 Seventy-Eighth General Assembly, that the Constitution of the State of
5 Arkansas prohibits the appropriation of funds for more than a two (2) year
6 period; that the effectiveness of this Act on July 1, 1991 is essential to the
7 operation of the agency for which the appropriations in this Act are provided,
8 and that in the event of an extension of the Regular Session, the delay in the
9 effective date of this Act beyond July 1, 1991 could work irreparable harm
10 upon the proper administration and provision of essential governmental
11 programs. Therefore, an emergency is hereby declared to exist and this Act
12 being necessary for the immediate preservation of the public peace, health and
13 safety shall be in full force and effect from and after July 1, 1991.

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/s/Joint Budget Committee

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APPROVED: 4-9-91

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