

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

*As Engrossed: H3/30/01*

# A Bill

Act 1422 of 2001  
HOUSE BILL 1727

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 AND OPERATING EXPENSES FOR THE DEPARTMENT OF ARKANSAS  
11 STATE POLICE FOR THE BIENNIAL PERIOD ENDING JUNE 30,  
12 2003; AND FOR OTHER PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE DEPARTMENT OF ARKANSAS  
16 STATE POLICE APPROPRIATION FOR THE  
17 2001-2003 BIENNIAL PERIOD.  
18  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. REGULAR SALARIES. There is hereby established for the  
24 Department of Arkansas State Police for the 2001-2003 biennium, the following  
25 maximum number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual salary  
29 is set out herein in dollars, shall be exempt from the provisions of said  
30 Uniform Classification and Compensation Act. All persons occupying positions  
31 authorized herein are hereby governed by the provisions of the Regular  
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
33 successor.  
34

35  
36  
Maximum Annual  
Maximum Salary Rate

| 1  | Item Class |          |  | No. of<br>Empl oyees | Fi scal Years |           |
|----|------------|----------|--|----------------------|---------------|-----------|
|    | 2          | No. Code | Ti tle                                 |                      | 2001-2002     | 2002-2003 |
| 3  | (1)        | 9758     | DI RECTOR STATE POLI CE                | 1                    | \$83, 871     | \$86, 051 |
| 4  | (2)        | 617Z     | STATE POLI CE DEP DIR/LT COL           | 2                    | GRADE 26      |           |
| 5  | (3)        | 637Z     | STATE POLI CE MAJOR                    | 4                    | GRADE 25      |           |
| 6  | (4)        | R170     | ATTORNEY SPECI ALI ST                  | 1                    | GRADE 25      |           |
| 7  | (5)        | T007     | STATE POLI CE CAPTAIN                  | 21                   | GRADE 24      |           |
| 8  | (6)        | 622Z     | STATE POLI CE FI SCAL OFFI CER         | 1                    | GRADE 24      |           |
| 9  | (7)        | D130     | I NFORMATI ON SYSTEMS ADMI NI STRATOR  | 1                    | GRADE 24      |           |
| 10 | (8)        | T011     | STATE POLI CE LI EUTENANT              | 31                   | GRADE 23      |           |
| 11 | (9)        | D100     | DP SENI OR PROJECT LEADER              | 1                    | GRADE 23      |           |
| 12 | (10)       | E051     | TRAI NI NG PROJECT MANAGER             | 1                    | GRADE 22      |           |
| 13 | (11)       | T051     | STATE POLI CE SERGEANT                 | 87                   | GRADE 22      |           |
| 14 | (12)       | D066     | SYSTEMS COORDI NATI ON ANALYST I I     | 1                    | GRADE 22      |           |
| 15 | (13)       | X327     | ASP/FPU I NVESTI GATOR ADMI NI STRATOR | 1                    | GRADE 22      |           |
| 16 | (14)       | X344     | ASP/FPU HOTLI NE ADMI NI STRATOR       | 1                    | GRADE 22      |           |
| 17 | (15)       | D124     | LEAD PROGRAMMER/ANALYST                | 1                    | GRADE 22      |           |
| 18 | (16)       | T033     | STATE POLI CE CORPORAL                 | 475                  | GRADE 21      |           |
| 19 | (17)       | X317     | ASP DL/CDL COORDI NATOR                | 1                    | GRADE 21      |           |
| 20 | (18)       | A008     | ACCOUNTI NG SUPERVI SOR I I            | 1                    | GRADE 21      |           |
| 21 | (19)       | T079     | MGR DI VERSI ON I NVESTI GATI ON UNI T | 1                    | GRADE 21      |           |
| 22 | (20)       | Y004     | ASP FLEET MANAGER                      | 1                    | GRADE 21      |           |
| 23 | (21)       | X320     | ASP/FPU I NVESTI GATOR SUPERVI SOR     | 9                    | GRADE 21      |           |
| 24 | (22)       | N333     | MEDI A SPECI ALI ST                    | 2                    | GRADE 20      |           |
| 25 | (23)       | G120     | PLANT MAI NTENANCE COORDI NATOR        | 1                    | GRADE 20      |           |
| 26 | (24)       | R266     | MANAGEMENT PROJECT ANALYST I I         | 1                    | GRADE 20      |           |
| 27 | (25)       | X347     | ASP/FPU SENI OR I NVESTI GATOR         | 61                   | GRADE 20      |           |
| 28 | (26)       | R030     | ASST PERSONNEL MANAGER                 | 1                    | GRADE 19      |           |
| 29 | (27)       | X321     | ASP/FPU I NVESTI GATOR                 | 2                    | GRADE 19      |           |
| 30 | (28)       | X334     | ASP/FPU HOTLI NE SUPERVI SOR           | 3                    | GRADE 19      |           |
| 31 | (29)       | C037     | ASP TELECOMMUNI CATI ONS SUPERVI SOR   | 13                   | GRADE 18      |           |
| 32 | (30)       | C006     | COMMUNI CATI ONS SUPERVI SOR           | 2                    | GRADE 18      |           |
| 33 | (31)       | E072     | TRAI NI NG I NSTRUCTOR                 | 1                    | GRADE 18      |           |
| 34 | (32)       | V034     | PLANT WAREHOUSE FOREMAN                | 1                    | GRADE 18      |           |
| 35 | (33)       | T069     | DRUG DI VERSI ON I NVESTI GATOR        | 3                    | GRADE 18      |           |
| 36 | (34)       | W030     | RECORDS MANAGEMENT ANALYST I I         | 5                    | GRADE 18      |           |

|    |      |      |                                    |          |          |
|----|------|------|------------------------------------|----------|----------|
| 1  | (35) | V040 | PURCHASE AGENT II/PURCHASE AGENT   | 1        | GRADE 18 |
| 2  | (36) | A111 | ACCOUNTANT                         | 2        | GRADE 18 |
| 3  | (37) | Y129 | ELECTRONIC TECHNICIAN              | 15       | GRADE 17 |
| 4  | (38) | R010 | ADMINISTRATIVE ASSISTANT II        | 2        | GRADE 17 |
| 5  | (39) | Y039 | HEATING & A/C MECHANIC             | 1        | GRADE 17 |
| 6  | (40) | Y003 | AUTO/DIESEL MECHANIC               | 3        | GRADE 17 |
| 7  | (41) | Y053 | JOURNEYMAN CARPENTER               | 1        | GRADE 17 |
| 8  | (42) | N355 | PHOTOGRAPHER                       | 1        | GRADE 17 |
| 9  | (43) | R430 | ADMINISTRATIVE OFFICER             | 1        | GRADE 17 |
| 10 | (44) | X343 | ASP/FPU HOTLINE OPERATOR           | 26       | GRADE 17 |
| 11 | (45) | C035 | ASP TELECOMMUNICATIONS OPERATOR    | 69       | GRADE 16 |
| 12 | (46) | W001 | ASP AFS TECHNICIAN                 | 18       | GRADE 16 |
| 13 | (47) | A108 | ACCOUNTING TECHNICIAN II           | 6        | GRADE 15 |
| 14 | (48) | A063 | PAYROLL OFFICER                    | 2        | GRADE 15 |
| 15 | (49) | D005 | COMPUTER OPERATOR II               | 1        | GRADE 15 |
| 16 | (50) | X382 | ASP DRIVERS LICENSE EXAMINER       | 41       | GRADE 15 |
| 17 | (51) | R009 | ADMINISTRATIVE ASSISTANT I         | 1        | GRADE 15 |
| 18 | (52) | K011 | ADMINISTRATIVE OFFICE SUPERVISOR   | 1        | GRADE 15 |
| 19 | (53) | K041 | EXECUTIVE SECY/ADMINISTRATIVE SECY | 1        | GRADE 14 |
| 20 | (54) | W005 | FINGERPRINT TECH                   | 7        | GRADE 14 |
| 21 | (55) | K117 | MEDICAL OR LEGAL SECRETARY         | 3        | GRADE 14 |
| 22 | (56) | K153 | SECRETARY II                       | 50       | GRADE 13 |
| 23 | (57) | K039 | DOCUMENT EXAMINER II               | 19       | GRADE 12 |
| 24 | (58) | K155 | SECRETARY I                        | 5        | GRADE 11 |
| 25 | (59) | Y001 | APPRENTICE TRADESMAN               | 1        | GRADE 11 |
| 26 | (60) | V043 | SHIPPING & RECEIVING CLERK         | 1        | GRADE 11 |
| 27 | (61) | K103 | REPROD EQUIPMENT OPERATOR          | <u>1</u> | GRADE 10 |
| 28 |      |      | MAX. NO. OF EMPLOYEES              | 1,019    |          |

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Department of Arkansas State Police - Operations for the 2001-2003 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: twenty (20) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

1

2 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the  
3 Department of Arkansas State Police, to be payable from the Department of  
4 Arkansas State Police Fund, for personal services and operating expenses of  
5 the Department of Arkansas State Police - Operations for the biennial period  
6 ending June 30, 2003, the following:

7

| 8  | ITEM                          | FISCAL YEARS         |                      |
|----|-------------------------------|----------------------|----------------------|
| 9  | NO.                           | 2001-2002            | 2002-2003            |
| 10 | (01) REGULAR SALARIES         | \$ 34,207,347        | \$ 35,096,709        |
| 11 | (02) EXTRA HELP               | 150,000              | 150,000              |
| 12 | (03) PERSONAL SERV MATCHING   | 16,171,220           | 17,319,856           |
| 13 | (04) OVERTIME                 | 294,750              | 294,750              |
| 14 | (05) MAINT. & GEN. OPERATION  |                      |                      |
| 15 | (A) OPER. EXPENSE             | 6,850,030            | 6,854,830            |
| 16 | (B) CONF. & TRAVEL            | 388,000              | 388,000              |
| 17 | (C) PROF. FEES                | 284,900              | 284,900              |
| 18 | (D) CAP. OUTLAY               | 212,000              | 212,000              |
| 19 | (E) DATA PROC.                | 75,000               | 75,000               |
| 20 | (06) UNIFORM ALLOWANCE        | 1,042,000            | 1,042,000            |
| 21 | (07) SPECIAL TRAVEL ALLOWANCE | 1,224,000            | 1,224,000            |
| 22 | (08) COVERT OPERATIONS        | <u>250,000</u>       | <u>250,000</u>       |
| 23 | TOTAL AMOUNT APPROPRIATED     | <u>\$ 61,149,247</u> | <u>\$ 63,192,045</u> |

24

25 SECTION 4. APPROPRIATION - VARIOUS FEDERAL PROGRAMS. There is hereby  
26 appropriated, to the Department of Arkansas State Police, to be payable from  
27 the federal funds as designated by the Chief Fiscal Officer of the State, for  
28 operating expenses and covert operations of the Department of Arkansas State  
29 Police - Various Federal Programs for the biennial period ending June 30,  
30 2003, the following:

31

| 32 | ITEM                         | FISCAL YEARS |           |
|----|------------------------------|--------------|-----------|
| 32 | NO.                          | 2001-2002    | 2002-2003 |
| 33 | (01) MAINT. & GEN. OPERATION |              |           |
| 34 | (A) OPER. EXPENSE            | 425,000      | 425,000   |
| 35 | (B) CONF. & TRAVEL           | 50,000       | 50,000    |
| 36 | (C) PROF. FEES               | 100,000      | 100,000   |

|   |                           |                     |                     |
|---|---------------------------|---------------------|---------------------|
| 1 | (D) CAP. OUTLAY           | 750,000             | 750,000             |
| 2 | (E) DATA PROC.            | 10,000              | 10,000              |
| 3 | (02) COVERT OPERATIONS    | <u>75,000</u>       | <u>75,000</u>       |
| 4 | TOTAL AMOUNT APPROPRIATED | <u>\$ 1,410,000</u> | <u>\$ 1,410,000</u> |

5  
 6 SECTION 5. APPROPRIATION - AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM  
 7 (AFIS). There is hereby appropriated, to the Department of Arkansas State  
 8 Police, to be payable from the State Police Equipment Fund, for operating  
 9 expenses of the Department of Arkansas State Police - Automated Fingerprint  
 10 Identification System for the biennial period ending June 30, 2003, the  
 11 following:

| 12 | ITEM                         | FISCAL YEARS        |                     |
|----|------------------------------|---------------------|---------------------|
| 13 | <u>NO.</u>                   | <u>2001-2002</u>    | <u>2002-2003</u>    |
| 14 | (01) MAINT. & GEN. OPERATION |                     |                     |
| 15 | (A) OPER. EXPENSE            | 756,000             | 756,000             |
| 16 | (B) CONF. & TRAVEL           | 38,000              | 38,000              |
| 17 | (C) PROF. FEES               | 60,000              | 60,000              |
| 18 | (D) CAP. OUTLAY              | 996,000             | 1,039,200           |
| 19 | (E) DATA PROC.               | <u>60,000</u>       | <u>60,000</u>       |
| 20 | TOTAL AMOUNT APPROPRIATED    | <u>\$ 1,910,000</u> | <u>\$ 1,953,200</u> |

21  
 22 SECTION 6. APPROPRIATION - CONFISCATED FUNDS TRANSFER. There is hereby  
 23 appropriated, to the Department of Arkansas State Police, to be payable from  
 24 the Court Awards Fund, for fund transfers, refunds and investments of the  
 25 Department of Arkansas State Police - Confiscated Funds Transfer for the  
 26 biennial period ending June 30, 2003, the following:

| 27 | ITEM                                    | FISCAL YEARS        |                     |
|----|---|---------------------|---------------------|
| 28 | <u>NO.</u>                              | <u>2001-2002</u>    | <u>2002-2003</u>    |
| 29 | (01) FUND TRANSFERS/REFUNDS/INVESTMENTS | <u>\$ 3,000,000</u> | <u>\$ 3,000,000</u> |

30  
 31 SECTION 7. APPROPRIATION - CRIMINAL BACKGROUND CHECKS. There is hereby  
 32 appropriated, to the Department of Arkansas State Police, to be payable from  
 33 the State Police Equipment Fund, for personal services of the Department of  
 34 Arkansas State Police - Criminal Background Checks for the biennial period  
 35 ending June 30, 2003, the following:

| 36 | ITEM | FISCAL YEARS |  |
|----|------|--------------|--|
|----|------|--------------|--|

| NO.                         | 2001-2002         | 2002-2003         |
|-----------------------------|-------------------|-------------------|
| (01) REGULAR SALARIES       | \$ 201,979        | \$ 207,229        |
| (02) PERSONAL SERV MATCHING | <u>124,221</u>    | <u>135,422</u>    |
| TOTAL AMOUNT APPROPRIATED   | <u>\$ 326,200</u> | <u>\$ 342,651</u> |

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COURT AWARDS FUND – MOTOR VEHICLE PURCHASES/RENOVATION. A sum equal to fifty percent (50%) of the first three million dollars (\$3,000,000) or so much thereof as is available in the Court Awards Fund each fiscal year shall be used exclusively for motor vehicle purchases and associated taxes and/or motor vehicle renovation costs for the Department of Arkansas State Police.

The provisions of this section shall be in effect only from July 1, 2001 through June 30, 2003.

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MOTOR VEHICLE ACQUISITION REVOLVING FUND - MOTOR VEHICLE PURCHASES/RENOVATION. At least fifty percent (50%) of the general revenues deposited each fiscal year into the Motor Vehicle Acquisition Revolving Fund shall be used for motor vehicle purchases and or motor vehicle renovation costs for the Department of Arkansas State Police.

The provisions of this section shall be in effect only from July 1, 2001 through June 30, 2003.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. The Department of Arkansas State Police is hereby authorized, after seeking the approval of the Chief Fiscal Officer of the State and prior review by the Arkansas Legislative Council or Joint Budget Committee, to request transfer from the appropriation made herein for "Confiscated Funds Transfer" to the various line items contained in the operations appropriation of the Department of Arkansas State Police; and to request fund transfers from the Court Awards Fund to the Department of Arkansas State Police Fund in the same

1 amount as the appropriation transfer requested under the provisions of this  
2 section. Further provided, the Department of Arkansas State Police is hereby  
3 authorized to request a fund transfer from the Court Awards Fund to the Motor  
4 Vehicle Acquisition Revolving Fund. Fund transfers to the Motor Vehicle  
5 Acquisition Revolving Fund shall be reported to the Arkansas Legislative  
6 Council, but do not require prior review.

7  
8 The provisions of this section shall be in effect only from July 1, 2001  
9 through June 30, 2003.

10  
11 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. OVERTIME.  
13 The Department of Arkansas State Police is hereby authorized to make overtime  
14 payments from such funds and appropriations provided for overtime payments to  
15 those officers or other employees that are currently assigned or may be  
16 assigned by the Director of the Department of Arkansas State Police to Special  
17 Law Enforcement Task Forces. All such overtime payments shall be processed  
18 through the State Accounting System and shall be in addition to the Regular  
19 Salaries and benefits accruing to the employee.

20  
21 The provisions of this section shall be in effect only from July 1, 2001  
22 through June 30, 2003.

23  
24 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MOTOR  
26 VEHICLE PURCHASE. The Department of Arkansas State Police is hereby authorized  
27 to purchase motor vehicles from the appropriations authorized for Capital  
28 Outlay in the State Police Operations appropriation in this Act.

29  
30 The provisions of this section shall be in effect only from July 1, 2001  
31 through June 30, 2003.

32  
33 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MOTOR  
35 VEHICLE REPLACEMENT. The Department of Arkansas State Police may, at its  
36 discretion, replace any of its motor vehicles that indicate an odometer

1 reading of ~~less than seventy five~~ fifty thousand ~~(75,000)~~ (50,000) miles or  
2 more.

3  
4 The provisions of this section shall be in effect only from July 1, 2001  
5 through June 30, 2003.

6  
7 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UNIFORM  
9 ALLOWANCE. Each telecommunications supervisor, telecommunications operator,  
10 driver's license examiner, and driver's license/commercial driver's license  
11 coordinator may receive up to, but shall not exceed, one thousand dollars  
12 (\$1,000) per annum for uniform allowance.

13  
14 The provisions of this section shall be in effect only from July 1, 2001  
15 through June 30, 2003.

16  
17 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FIREARMS  
19 INVESTIGATIVE UNIT/FIREARMS TRACING AND IDENTIFICATION. The Department of  
20 Arkansas State Police and the Arkansas State Crime Laboratory shall enter into  
21 an interagency agreement for the implementation and operation of each agencies  
22 respective component and functions involving a joint program regarding  
23 Firearms Investigation and Firearms Tracing and Identification. The Department  
24 of Arkansas State police shall be responsible for the operations of the  
25 Firearms Investigative component and the Arkansas State Crime Laboratory shall  
26 be responsible for the operations of the Firearms Tracing and Identification  
27 component of the program.

28  
29 ~~Of the total number of positions authorized in Section 15 and of the total~~  
30 ~~amount appropriated by Section 16 herein, the Department of Arkansas State~~  
31 ~~Police shall act only as the Disbursing Officer for the Arkansas State Crime~~  
32 ~~Laboratory for the appropriation and funds to support two (2) Regular Salary~~  
33 ~~positions consisting of the "Management Project Analyst I" and "Document~~  
34 ~~Examiner", and appropriation and funds totaling \$87,115 in fiscal year 1999-00~~  
35 ~~and \$55,718 in fiscal year 2000-01 that is provided for the salaries and~~  
36 ~~operational support of the Firearms Tracing and Investigation portion of the~~

1 ~~total. Further, the Arkansas State Crime Laboratory shall have full authority~~  
2 ~~and discretion regarding the employment and termination of the Management~~  
3 ~~Project Analyst I and the Document Examiner position's authorized in Section~~  
4 ~~15, and full authority and discretion regarding the budgeting and expenditure~~  
5 ~~of that portion of the total appropriation and funds provided in Section 16~~  
6 ~~herein for the operations of the Firearms Tracing and Identification component~~  
7 ~~of the program.~~

8  
9 The provisions of this section shall be in effect only from July 1, 2001  
10 through June 30, 2003.

11  
12 SECTION 16. SPECIAL LANGUAGE. Arkansas Code 12-8-124 is hereby repealed.  
13 ~~The Department of Arkansas State Police may, at its discretion, replace any~~  
14 ~~of its motor vehicles that indicate an odometer reading of less than seventy-~~  
15 ~~five thousand (75,000) miles.~~

16  
17 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UNI FORM  
19 EMPLOYEE HEALTH INSURANCE PROGRAM REPORTING. The Department of Arkansas State  
20 Police shall report monthly to the Governor, the Chief Fiscal Officer of the  
21 State and to the Arkansas Legislative Council or Joint Budget Committee  
22 regarding the activity and condition for the uniformed employee health  
23 insurance plan. The report shall include, but not limited to, the beginning  
24 reserve fund balance, contributions made during the month, claims paid, and  
25 the ending fund balance of the month. In the event it is determined that the  
26 cost to adequately maintain the uniform employee health insurance plan is not  
27 feasible within the existing resources available to the department, the 84<sup>th</sup>  
28 General Assembly shall study the feasibility and desirability of discontinuing  
29 the self-insurance program and instead provide medical and hospital insurance  
30 to uniform employees through the public employees insurance program.

31  
32 SECTION 18. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
33 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all  
34 appropriations as provided in this Act, the agency disbursing officer shall  
35 monitor the level of fund balances in relation to expenditures on a monthly  
36 basis. If any proposed expenditures would cause a fund balance to decline to

1 less than fifty percent (50%) of the balance available on July 1, 2001, the  
2 disbursing officer shall immediately notify the executive head of the agency.

3 Prior to any obligations being made under these circumstances, the agency  
4 head shall file written documentation with the Chief Fiscal Officer of the  
5 State requesting approval of the expenditures. Such documentation shall  
6 provide sufficient financial data to justify the expenditures and shall  
7 include the following:

8 1) a plan that clearly indicates the specific fiscal impact of such  
9 expenditures on the fund balance.

10 2) information clearly indicating and explaining what programs would be cut or  
11 any other measures to be taken by the agency to restore the fund balance.

12 3) the extent to which any of the planned expenditures are for one-time costs  
13 or one-time purchase of capitalized items.

14 4) a statement certifying that the expenditure of fund balances will not  
15 jeopardize the financial health of the agency, nor result in a permanent  
16 depletion of the fund balance.

17 (B) The Chief Fiscal Officer of the State shall review the request and  
18 approve or disapprove all or any part of the request, after having sought  
19 prior review by the Legislative Council.

20  
21 SECTION 19. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
22 by this act shall be limited to the appropriation for such agency and funds  
23 made available by law for the support of such appropriations; and the  
24 restrictions of the State Purchasing Law, the General Accounting and Budgetary  
25 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures  
26 and Restrictions Act, or their successors, and other fiscal control laws of  
27 this State, where applicable, and regulations promulgated by the Department of  
28 Finance and Administration, as authorized by law, shall be strictly complied  
29 with in disbursement of said funds.

30  
31 SECTION 20. LEGISLATIVE INTENT. It is the intent of the General Assembly  
32 that any funds disbursed under the authority of the appropriations contained  
33 in this act shall be in compliance with the stated reasons for which this act  
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
35 and Legislative Recommendations contained in the budget manuals prepared by  
36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or Joint  
2 Budget Committee which relate to its passage and adoption.

3  
4 SECTION 27. EMERGENCY CLAUSE. It is found and determined by the General  
5 Assembly, that the Constitution of the State of Arkansas prohibits the  
6 appropriation of funds for more than a two (2) year period; that the  
7 effectiveness of this Act on July 1, 2001 is essential to the operation of the  
8 agency for which the appropriations in this Act are provided, and that in the  
9 event of an extension of the Regular Session, the delay in the effective date  
10 of this Act beyond July 1, 2001 could work irreparable harm upon the proper  
11 administration and provision of essential governmental programs. Therefore, an  
12 emergency is hereby declared to exist and this Act being necessary for the  
13 immediate preservation of the public peace, health and safety shall be in full  
14 force and effect from and after July 1, 2001.

15 */s/ Joint Budget Committee*

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18 APPROVED: 4/9/2001  
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