

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 84th General Assembly  
3 Regular Session, 2003  
4

*As Engrossed: S3/12/03*  
**A Bill**

**Act 459 of 2003**  
SENATE BILL 276

5 By: Joint Budget Committee  
6  
7

**For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE STATE  
11 CRIME LABORATORY FOR THE BIENNIAL PERIOD ENDING  
12 JUNE 30, 2005; AND FOR OTHER PURPOSES.  
13  
14

**Subtitle**

15 AN ACT FOR THE STATE CRIME LABORATORY  
16 APPROPRIATION FOR THE 2003-2005  
17 BIENNIUM.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the State  
24 Crime Laboratory for the 2003-2005 biennium, the following maximum number of  
25 regular employees whose salaries shall be governed by the provisions of the  
26 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
27 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
28 that any position to which a specific maximum annual salary is set out herein  
29 in dollars, shall be exempt from the provisions of said Uniform  
30 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.  
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35 Maximum Annual  
36 Maximum Salary Rate



1	Item	Class		No. of	Fiscal Years	
2	No.	Code	Title	Employees	2003-2004	2004-2005
3	(1)	7148	CRIME LAB DIR MEDICAL EXAM DIV	1	\$172,808	\$176,077
4	(2)	7149	CRIME LAB ASSOC MEDICAL EXAMINER	3	\$155,613	\$158,642
5	(3)	7147	CRIME LAB EXECUTIVE DIRECTOR	1	\$80,181	\$82,104
6	(4)	7182	CRIME LAB ASSISTANT DIRECTOR	1	\$60,230	\$61,774
7	(5)	033Z	CRIME LAB SCIENTIFIC OPS MGR	1		GRADE 26
8	(6)	827Z	DP CENTER MANAGER	1		GRADE 26
9	(7)	R092	CODIS ADMINISTRATOR/DNA SUPERVISOR	1		GRADE 25
10	(8)	B044	CHIEF FORENSIC QUESTIONED DOC EXAM	1		GRADE 24
11	(9)	B046	CHIEF FORENSIC TOXICOLOGIST	1		GRADE 24
12	(10)	B048	CHIEF FORENSIC CHEMIST	1		GRADE 24
13	(11)	B050	CHIEF FORENSIC SEROLOGIST	1		GRADE 24
14	(12)	N339	CHIEF LATENT PRINTS EXAMINER	1		GRADE 24
15	(13)	T046	CRIME LAB CHIEF FIREARM/TOOL EXAM	1		GRADE 24
16	(14)	T053	CRIME LAB CHIEF CRIMINALIST	1		GRADE 24
17	(15)	B021	FORENSIC CHEMIST SUPERVISOR	1		GRADE 23
18	(16)	B053	FORENSIC BIOLOGIST	9		GRADE 22
19	(17)	B055	FORENSIC TOXICOLOGIST	7		GRADE 22
20	(18)	B057	FORENSIC CHEMIST	22		GRADE 22
21	(19)	B073	FORENSIC QUESTIONED DOC EXAMINER II	1		GRADE 22
22	(20)	N336	LATENT PRINTS EXAMINER	6		GRADE 22
23	(21)	T052	FORENSIC CRIMINALIST II	5		GRADE 22
24	(22)	T060	CRIME LAB FIREARMS/TOOLMARK EXAM	3		GRADE 22
25	(23)	Y023	CRIME LAB INSTRUMENTATION ENGINEER	1		GRADE 22
26	(24)	D123	APPLICATIONS & SYSTEMS ANALYST	1		GRADE 21
27	(25)	N340	CHIEF FORENSIC PHOTOGRAPHER	1		GRADE 21
28	(26)	V012	PURCHASING MANAGER	1		GRADE 21
29	(27)	B070	MEDICAL EXAMINER CASE COORDINATOR	1		GRADE 20
30	(28)	R266	MANAGEMENT PROJECT ANALYST II	1		GRADE 20
31	(29)	A087	BUDGET OFFICER	1		GRADE 19
32	(30)	B013	CRIME LAB AUTOPSY TECHNICIAN SUPV	1		GRADE 18
33	(31)	B065	CRIME LAB HISTOLOGY TECHNICIAN SUPV	1		GRADE 18
34	(32)	D128	P C SUPPORT SPECIALIST	1		GRADE 18
35	(33)	N342	FORENSIC PHOTOGRAPHER	4		GRADE 18
36	(34)	T044	CHIEF CRIME LAB FIELD INVESTIGATOR	1		GRADE 18

1	(35)	R010	ADMINISTRATIVE ASSISTANT II	2	GRADE 17
2	(36)	V027	EVIDENCE SUPERVISOR	1	GRADE 17
3	(37)	B059	CRIME LAB AUTOPSY TECHNICIAN	5	GRADE 16
4	(38)	B061	CRIME LAB HISTOLOGY TECHNICIAN	1	GRADE 16
5	(39)	T048	CRIME LAB FIELD INVESTIGATOR	5	GRADE 16
6	(40)	V028	CRIME LAB EVIDENCE TECHNICIAN	7	GRADE 16
7	(41)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	2	GRADE 15
8	(42)	K027	SUBPOENA COORDINATOR	3	GRADE 15
9	(43)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE 15
10	(44)	K117	MEDICAL OR LEGAL SECRETARY	10	GRADE 14
11	(45)	B049	LABORATORY TECHNICIAN II	1	GRADE 13
12	(46)	K039	DOCUMENT EXAMINER II	<u>1</u>	GRADE 12
13			MAX. NO. OF EMPLOYEES	124	

15 SECTION 2. APPROPRIATION – STATE OPERATIONS. There is hereby appropriated,  
 16 to the State Crime Laboratory, to be payable from the State General Services  
 17 Fund Account, for personal services and operating expenses of the State Crime  
 18 Laboratory – State Operations for the biennial period ending June 30, 2005,  
 19 the following:

21	ITEM	FISCAL YEARS	
22	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
23	(01) REGULAR SALARIES	\$ 4,458,093	\$ 4,578,462
24	(02) PERSONAL SERV MATCH	1,141,877	1,162,849
25	(03) MAINT. & GEN. OPERATION		
26	(A) OPER. EXPENSE	1,347,421	1,348,791
27	(B) CONF. & TRAVEL	38,100	38,100
28	(C) PROF. FEES	27,000	47,000
29	(D) CAP. OUTLAY	41,450	0
30	(E) DATA PROC.	<u>0</u>	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 7,053,941</u>	<u>\$ 7,175,203</u>

33 SECTION 3. APPROPRIATION - WESTERN ARKANSAS SATELLITE. There is hereby  
 34 appropriated, to the State Crime Laboratory, to be payable from the State  
 35 General Services Fund Account, for personal services and operating expenses  
 36 of the State Crime Laboratory - Western Arkansas Satellite for the biennial

1 period ending June 30, 2005, the following:

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3 ITEM	FISCAL YEARS	
	2003-2004	2004-2005
4 <u>NO.</u>		
5 (01) REGULAR SALARIES	\$ 34,163	\$ 35,086
6 (02) PERSONAL SERV MATCH	9,410	9,574
7 (03) MAINT. & GEN. OPERATION		
8 (A) OPER. EXPENSE	30,240	30,240
9 (B) CONF. & TRAVEL	0	0
10 (C) PROF. FEES	0	0
11 (D) CAP. OUTLAY	0	0
12 (E) DATA PROC.	<u>0</u>	<u>0</u>
13 TOTAL AMOUNT APPROPRIATED	<u>\$ 73,813</u>	<u>\$ 74,899</u>

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15 SECTION 4. APPROPRIATION - DNA SECTION - SPECIAL. There is hereby  
 16 appropriated, to the State Crime Laboratory, to be payable from the DNA  
 17 Detection fund, for personal services and operating expenses of the State  
 18 Crime Laboratory - DNA Section for the biennial period ending June 30, 2005,  
 19 the following:

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21 ITEM	FISCAL YEARS	
	2003-2004	2004-2005
22 <u>NO.</u>		
23 (01) REGULAR SALARIES	\$ 31,440	\$ 32,289
24 (02) PERSONAL SERV MATCH	8,928	9,078
25 (03) MAINT. & GEN. OPERATION		
26 (A) OPER. EXPENSE	70,251	70,251
27 (B) CONF. & TRAVEL	8,500	8,500
28 (C) PROF. FEES	0	0
29 (D) CAP. OUTLAY	0	0
30 (E) DATA PROC.	<u>0</u>	<u>0</u>
31 TOTAL AMOUNT APPROPRIATED	<u>\$ 119,119</u>	<u>\$ 120,118</u>

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33 SECTION 5. APPROPRIATION - FEDERAL - CLANDESTINE LABS. There is hereby  
 34 appropriated, to the State Crime Laboratory, to be payable from the federal  
 35 funds as designated by the Chief Fiscal Officer of the State, for personal  
 36 services and operating expenses of the State Crime Laboratory - Clandestine

1 Labs for the biennial period ending June 30, 2005, the following:

2

3 ITEM	FISCAL YEARS	
4 NO.	2003-2004	2004-2005
5 (01) REGULAR SALARIES	\$ 233,492	\$ 239,796
6 (02) PERSONAL SERV MATCH	61,511	62,628
7 (03) MAINT. & GEN. OPERATION		
8 (A) OPER. EXPENSE	5,124	5,124
9 (B) CONF. & TRAVEL	5,752	5,752
10 (C) PROF. FEES	0	0
11 (D) CAP. OUTLAY	0	0
12 (E) DATA PROC.	<u>0</u>	<u>0</u>
13 TOTAL AMOUNT APPROPRIATED	<u>\$ 305,879</u>	<u>\$ 313,300</u>

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15 SECTION 6. APPROPRIATION - CRIME LAB EQUIPMENT - SPECIAL. There is hereby  
 16 appropriated, to the State Crime Laboratory, to be payable from the Crime Lab  
 17 Equipment Fund, for the purchase and replacement of crime lab equipment of  
 18 the State Crime Laboratory for the biennial period ending June 30, 2005, the  
 19 following:

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21 ITEM	FISCAL YEARS	
22 NO.	2003-2004	2004-2005
23 (01) CRIME LAB EQUIP/PUR/REPLACE	<u>\$ 650,000</u>	<u>\$ 650,000</u>

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25 SECTION 7. APPROPRIATION - HOPE DRUG LAB OPERATIONS. There is hereby  
 26 appropriated, to the State Crime Laboratory, to be payable from the State  
 27 Central Services Fund, for personal services and operating expenses of the  
 28 State Crime Laboratory - Hope Drug Lab for the biennial period ending June  
 29 30, 2005, the following:

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32 ITEM	FISCAL YEARS	
33 NO.	2003-2004	2004-2005
34 (01) REGULAR SALARIES	\$ 105,441	\$ 108,288
35 (02) PERSONAL SERV MATCH	32,114	32,618
36 (03) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE	81,273	81,273
2	(B) CONF. & TRAVEL	2,500	2,500
3	(C) PROF. FEES	0	0
4	(D) CAP. OUTLAY	0	0
5	(E) DATA PROC.	<u>0</u>	<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 221,328</u>	<u>\$ 224,679</u>

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 8 SECTION 8. APPROPRIATION - HOPE DRUG LAB CONSTRUCTION AND EQUIPMENT. There  
 9 is hereby appropriated, to the State Crime Laboratory, to be payable from the  
 10 Crime Lab Equipment Fund, for constructing and equipping a regional drug  
 11 laboratory in Hope of the State Crime Laboratory - Hope Drug Lab for the  
 12 biennial period ending June 30, 2005, the following:

15	ITEM	FISCAL YEARS	
16	<u>NO.</u>	2003-2004	2004-2005
17	(01) CONST/EQUIP HOPE DRUG LAB	<u>\$ 600,000</u>	<u>\$ 0</u>

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 19 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOPE DRUG  
 21 LABORATORY OPERATIONS - STATE CENTRAL SERVICES FUND CARRY FORWARD. Any  
 22 unexpended balance of funds remaining on June 30th of any fiscal year  
 23 resulting from monies transferred to the State Central Services Fund for the  
 24 personal services and operating expenses of the Hope Drug Laboratory shall be  
 25 carried forward and made available solely for the same purpose.

26  
 27 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING  
 29 TRANSFER. ~~Immediately upon the effective date of this act,~~ Effective July 1,  
 30 2003, the Chief Fiscal Officer of the State shall transfer on his books and  
 31 those of the State Treasurer the sum of ~~five hundred forty thousand six~~  
 32 ~~hundred sixty four dollars (\$540,664)~~ one hundred three thousand nine hundred  
 33 sixty-four dollars (\$103,964) from the Special State Assets Forfeiture Fund  
 34 to the State Central Services Fund as a direct revenue to provide funds  
 35 solely for the appropriations authorized herein for the regular salaries,  
 36 personal services matching and maintenance and general operation of the Hope

1 Drug Lab for the biennial period ending ~~June 30, 2003~~ June 30, 2005.

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3 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
5 FORWARD. Any balance of funds or appropriation, as authorized in Item (3) of  
6 Section 3 herein, which remain at the close of business on ~~June 30, 2002~~ June  
7 30, 2004, shall be carried forward and made available for the same purpose in  
8 the fiscal year ending ~~June 30, 2003~~ June 30, 2005.

9 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
10 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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12 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOPE DRUG  
14 LAB CONSTRUCTION AND EQUIPMENT CARRY FORWARD. Any balance of funds and  
15 appropriation, as authorized in Section 8 of this act for constructing and  
16 equipping the Hope Drug Laboratory which remain at the close of business on  
17 June 30, 2004, shall be carried forward and made available for the same  
18 purpose in the fiscal year ending June 30, 2005.

19 The provisions of this section shall be in effect only from July 1, 2003  
20 through June 30, 2005.

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22 SECTION 13. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
23 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES - DNA  
24 DETECTION FUND. (A) For all appropriations as provided in this Act, the  
25 agency disbursing officer shall monitor the level of fund balances in  
26 relation to expenditures on a monthly basis. If any proposed expenditures  
27 would cause the DNA Detection fund to decline below six thousand one hundred  
28 twenty seven dollars (\$6,127) a fund balance to decline to less than fifty  
29 percent (50%) of the balance available on July 1, 2001, the disbursing  
30 officer shall immediately notify the executive head of the agency. Prior to  
31 any obligations being made under these circumstances, the agency head shall  
32 file written documentation with the Chief Fiscal Officer of the State  
33 requesting approval of the expenditures. Such documentation shall provide  
34 sufficient financial data to justify the expenditures and shall include the  
35 following:

36 1) a plan that clearly indicates the specific fiscal impact of such

1 expenditures on the fund balance.

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

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

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

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

12 The provisions of this section shall be in effect only from July 1, 2003  
13 through June 30, 2005.

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15 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
16 by this act shall be limited to the appropriation for such agency and funds  
17 made available by law for the support of such appropriations; and the  
18 restrictions of the State Purchasing Law, the General Accounting and  
19 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
20 Procedures and Restrictions Act, or their successors, and other fiscal  
21 control laws of this State, where applicable, and regulations promulgated by  
22 the Department of Finance and Administration, as authorized by law, shall be  
23 strictly complied with in disbursement of said funds.

24

25 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General Assembly  
26 that any funds disbursed under the authority of the appropriations contained  
27 in this act shall be in compliance with the stated reasons for which this act  
28 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
29 and Legislative Recommendations contained in the budget manuals prepared by  
30 the Department of Finance and Administration, letters, or summarized oral  
31 testimony in the official minutes of the Arkansas Legislative Council or  
32 Joint Budget Committee which relate to its passage and adoption.

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34 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the General  
35 Assembly, that the Constitution of the State of Arkansas prohibits the  
36 appropriation of funds for more than a two (2) year period; that the



1 effectiveness of this Act on July 1, 2003 is essential to the operation of  
2 the agency for which the appropriations in this Act are provided, and that in  
3 the event of an extension of the Regular Session, the delay in the effective  
4 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
5 proper administration and provision of essential governmental programs.  
6 Therefore, an emergency is hereby declared to exist and this Act being  
7 necessary for the immediate preservation of the public peace, health and  
8 safety shall be in full force and effect from and after July 1, 2003.

9  
10 */s/ Joint Budget Committee*

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13 *APPROVED: 3/18/2003*  
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