

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.

Act 1393 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

As Engrossed: H3/8/05

A Bill

HOUSE BILL 1220

4
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 ARKANSAS
11 DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS DEPARTMENT OF
17 EMERGENCY MANAGEMENT APPROPRIATION FOR
18 THE 2005-2007 BIENNIUM.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas
25 Department of Emergency Management for the 2005-2007 biennium, the following
26 maximum number of regular employees whose salaries shall be governed by the
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
29 Provided, however, that any position to which a specific maximum annual
30 salary is set out herein in dollars, shall be exempt from the provisions of
31 said Uniform Classification and Compensation Act. All persons occupying
32 positions authorized herein are hereby governed by the provisions of the
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
34 or its successor.
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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2005-2006	2006-2007
(1)	9979	ADEM DIRECTOR	1	\$79,038	\$81,089
(2)	632Z	ADEM DEP DIR CHF FIELD OPNS	1	GRADE	25
(3)	920Z	ADEM ASSOCIATE DEPUTY DIRECTOR	1	GRADE	24
(4)	D124	LEAD PROGRAMMER/ANALYST	2	GRADE	22
(5)	909Z	PROGRAM SUPPORT MANAGER	6	GRADE	22
(6)	E008	ADEM TRAINING PROJECT MANAGER	1	GRADE	21
(7)	R193	ADEM PROGRAM OPERATIONS MANAGER	5	GRADE	21
(8)	R298	AGENCY PROGRAM COORDINATOR	10	GRADE	21
(9)	X337	ENGINEER	1	GRADE	20
(10)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE	20
(11)	R048	BUDGET SPECIALIST	2	GRADE	19
(12)	R064	EMERG SVCS AREA COORD	7	GRADE	19
(13)	E068	TRAINING & EDUCATION COORD EMER SVC	1	GRADE	19
(14)	E074	TRAINING REPRESENTATIVE	1	GRADE	19
(15)	E072	TRAINING INSTRUCTOR	1	GRADE	18
(16)	D034	PROGRAMMER ANALYST	1	GRADE	18
(17)	A111	ACCOUNTANT	2	GRADE	18
(18)	D128	P C SUPPORT SPECIALIST	1	GRADE	18
(19)	R134	PLANNING SPECIALIST II	7	GRADE	18
(20)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE	18
(21)	Y129	ELECTRONIC TECHNICIAN	5	GRADE	17
(22)	R430	ADMINISTRATIVE OFFICER	1	GRADE	17
(23)	C017	TELECOMMUNICATIONS SUPERVISOR	1	GRADE	17
(24)	R010	ADMINISTRATIVE ASSISTANT II	7	GRADE	17
(25)	G161	GENERAL MAINTENANCE REPAIRMAN	1	GRADE	17
(26)	C016	EMERG COMMUNICATION SPECIALIST	4	GRADE	16
(27)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE	14
(28)	K153	SECRETARY II	<u>4</u>	GRADE	13
		MAX. NO. OF EMPLOYEES	77		

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35 SECTION 2. EXTRA HELP - *STATE OPERATIONS*. There is hereby authorized, for
 36 the Arkansas Department of Emergency Management for the 2005-2007 biennium,

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

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 7 *SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,*
 8 *to the Arkansas Department of Emergency Management, to be payable from the*
 9 *Miscellaneous Agencies Fund Account, for personal services and operating*
 10 *expenses of the Arkansas Department of Emergency Management - State*
 11 *Operations for the biennial period ending June 30, 2007, the following:*

<i>ITEM</i>	<i>FISCAL YEARS</i>	
<u><i>NO.</i></u>	<u><i>2005-2006</i></u>	<u><i>2006-2007</i></u>
<i>(01) REGULAR SALARIES</i>	\$ 1,393,084	\$ 1,434,431
<i>(02) EXTRA HELP</i>	1,200	1,200
<i>(03) PERSONAL SERVICES MATCHING</i>	431,813	439,588
<i>(04) OVERTIME</i>	25,000	25,000
<i>(05) MAINT. & GEN. OPERATION</i>		
<i>(A) OPER. EXPENSE</i>	242,003	242,003
<i>(B) CONF. & TRAVEL</i>	14,400	14,400
<i>(C) PROF. FEES</i>	20,000	20,000
<i>(D) CAP. OUTLAY</i>	25,000	25,000
<i>(E) DATA PROC.</i>	<u>0</u>	<u>0</u>
<i>TOTAL AMOUNT APPROPRIATED</i>	<u>\$ 2,152,500</u>	<u>\$ 2,201,622</u>

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 27 *SECTION 4. EXTRA HELP - FEDERAL OPERATIONS. There is hereby authorized,*
 28 *for the Arkansas Department of Emergency Management - Federal Operations for*
 29 *the 2005-2007 biennium, the following maximum number of part-time or*
 30 *temporary employees, to be known as "Extra Help", payable from funds*
 31 *appropriated herein for such purposes: eight (8) temporary or part-time*
 32 *employees, when needed, at rates of pay not to exceed those provided in the*
 33 *Uniform Classification and Compensation Act, or its successor, or this act*
 34 *for the appropriate classification.*

35
 36 *SECTION 5. APPROPRIATION - FEDERAL OPERATIONS. There is hereby*

1 appropriated, to the Arkansas Department of Emergency Management, to be
 2 payable from the federal funds as designated by the Chief Fiscal Officer of
 3 the State, for personal services and operating expenses of the Arkansas
 4 Department of Emergency Management - Federal Operations for the biennial
 5 period ending June 30, 2007, the following:

7 ITEM	FISCAL YEARS	
8 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
9 (01) REGULAR SALARIES	\$ 682,438	\$ 700,538
10 (02) EXTRA HELP	10,000	10,000
11 (03) PERSONAL SERVICES MATCHING	215,881	219,281
12 (04) OVERTIME	25,000	25,000
13 (05) MAINT. & GEN. OPERATION		
14 (A) OPER. EXPENSE	631,508	631,508
15 (B) CONF. & TRAVEL	158,832	158,832
16 (C) PROF. FEES	598,060	598,060
17 (D) CAP. OUTLAY	2,185,000	2,185,000
18 (E) DATA PROC.	0	0
19 (06) GRANTS/AID - FIRST RESPONDER & HOMELAND		
20 SECURITY	<u>42,775,395</u>	<u>42,775,395</u>
21 TOTAL AMOUNT APPROPRIATED	<u>\$ 47,282,114</u>	<u>\$ 47,303,614</u>

22
 23 SECTION 6. EXTRA HELP - DISASTER RELIEF GRANTS. There is hereby
 24 authorized, for the Arkansas Department of Emergency Management - Disaster
 25 Relief Grants for the 2005-2007 biennium, the following maximum number of
 26 part-time or temporary employees, to be known as "Extra Help", payable from
 27 funds appropriated herein for such purposes: ten (10) temporary or part-time
 28 employees, when needed, at rates of pay not to exceed those provided in the
 29 Uniform Classification and Compensation Act, or its successor, or this act
 30 for the appropriate classification.

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 32 SECTION 7. APPROPRIATION - DISASTER RELIEF GRANTS. There is hereby
 33 appropriated, to the Arkansas Department of Emergency Management, to be
 34 payable from the federal funds as designated by the Chief Fiscal Officer of
 35 the State, for personal services and operating expenses of the Arkansas
 36 Department of Emergency Management - Disaster Relief Grants for the biennial

1 period ending June 30, 2007, the following:

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3 ITEM FISCAL YEARS

4 NO. 2005-2006 2006-2007

5 (01) REGULAR SALARIES \$ 191,956 \$ 197,712

6 (02) EXTRA HELP 25,000 25,000

7 (03) PERSONAL SERVICES MATCHING 65,760 66,840

8 (04) OVERTIME 25,000 25,000

9 (05) MAINT. & GEN. OPERATION

10 (A) OPER. EXPENSE 45,348 45,348

11 (B) CONF. & TRAVEL 26,500 26,500

12 (C) PROF. FEES 20,000 20,000

13 (D) CAP. OUTLAY 0 0

14 (E) DATA PROC. 0 0

15 (06) GRANTS/AID - DISASTER RELIEF 102,655,889 102,655,889

16 TOTAL AMOUNT APPROPRIATED \$ 103,055,453 \$ 103,062,289

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18 SECTION 8. EXTRA HELP - HAZARDOUS MATERIALS. There is hereby authorized,
 19 for the Arkansas Department of Emergency Management - Hazardous Materials for
 20 the 2005-2007 biennium, the following maximum number of part-time or
 21 temporary employees, to be known as "Extra Help", payable from funds
 22 appropriated herein for such purposes: two (2) temporary or part-time
 23 employees, when needed, at rates of pay not to exceed those provided in the
 24 Uniform Classification and Compensation Act, or its successor, or this act
 25 for the appropriate classification.

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27 SECTION 9. APPROPRIATION - HAZARDOUS MATERIALS. There is hereby
 28 appropriated, to the Arkansas Department of Emergency Management, to be
 29 payable from the Office of Hazardous Materials Emergency Management Revolving
 30 Fund, for personal services and operating expenses of the Arkansas Department
 31 of Emergency Management - Hazardous Materials for the biennial period ending
 32 June 30, 2007, the following:

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34 ITEM FISCAL YEARS

35 NO. 2005-2006 2006-2007

36 (01) REGULAR SALARIES \$ 91,680 \$ 94,458

1	(02) EXTRA HELP	4,000	4,000
2	(03) PERSONAL SERVICES MATCHING	33,658	34,177
3	(04) OVERTIME	4,000	4,000
4	(05) MAINT. & GEN. OPERATION		
5	(A) OPER. EXPENSE	100,000	100,000
6	(B) CONF. & TRAVEL	30,000	30,000
7	(C) PROF. FEES	30,000	30,000
8	(D) CAP. OUTLAY	20,000	20,000
9	(E) DATA PROC.	0	0
10	(06) GRANTS/AID - HAZARDOUS MATERIAL		
11	MANAGEMENT	<u>10,000</u>	<u>10,000</u>
12	TOTAL AMOUNT APPROPRIATED	<u>\$ 323,338</u>	<u>\$ 326,635</u>

13
 14 SECTION 10. APPROPRIATION - DISASTER RELIEF TRUST. There is hereby
 15 appropriated, to the Arkansas Department of Emergency Management, to be
 16 payable from the Arkansas Disaster Relief Program Trust Fund, for assistance
 17 to victims of state or federally declared disasters of the Arkansas
 18 Department of Emergency Management for the biennial period ending June 30,
 19 2007, the following:

21	ITEM	FISCAL YEARS	
22	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
23	(01) GRANTS/AID - DISASTER RELIEF	<u>\$ 220,000</u>	<u>\$ 220,000</u>

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 25 SECTION 11. APPROPRIATION - RADIOLOGICAL EMERGENCY RESPONSE GRANTS. There
 26 is hereby appropriated, to the Arkansas Department of Emergency Management,
 27 to be payable from the cash fund deposited in the State Treasury as
 28 determined by the Chief Fiscal Officer of the State, for operating expenses
 29 of the Arkansas Department of Emergency Management - Radiological Emergency
 30 Response Grants for the biennial period ending June 30, 2007, the following:

32	ITEM	FISCAL YEARS	
33	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
34	(01) MAINT. & GEN. OPERATION		
35	(A) OPER. EXPENSE	\$ 8,000	\$ 8,000
36	(B) CONF. & TRAVEL	9,000	9,000

1	(C) PROF. FEES	0	0
2	(D) CAP. OUTLAY	10,000	10,000
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 27,000</u>	<u>\$ 27,000</u>

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6 SECTION 12. EXTRA HELP - HOMELAND SECURITY. There is hereby authorized,
 7 for the Arkansas Department of Emergency Management - Homeland Security for
 8 the 2005-2007 biennium, the following maximum number of part-time or
 9 temporary employees, to be known as "Extra Help", payable from funds
 10 appropriated herein for such purposes: one (1) temporary or part-time
 11 employees, when needed, at rates of pay not to exceed those provided in the
 12 Uniform Classification and Compensation Act, or its successor, or this act
 13 for the appropriate classification.

14

15 SECTION 13. APPROPRIATION - HOMELAND SECURITY. There is hereby
 16 appropriated, to the Arkansas Department of Emergency Management, to be
 17 payable from the Miscellaneous Agencies Fund Account, for personal services
 18 and operating expenses of the Arkansas Department of Emergency Management -
 19 Homeland Security for the biennial period ending June 30, 2007, the
 20 following:

22	ITEM	FISCAL YEARS	
23	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
24	(01) REGULAR SALARIES	\$ 112,130	\$ 115,538
25	(02) EXTRA HELP	10,000	10,000
26	(03) PERSONAL SERVICES MATCHING	41,616	42,255
27	(04) OVERTIME	3,000	3,000
28	(05) MAINT. & GEN. OPERATION		
29	(A) OPER. EXPENSE	257,920	257,920
30	(B) CONF. & TRAVEL	83,200	83,200
31	(C) PROF. FEES	50,000	50,000
32	(D) CAP. OUTLAY	0	0
33	(E) DATA PROC.	0	0
34	(06) GRANTS AND AID - LOCAL GOVERNMENT		
35	COORDINATION GRANT	<u>75,000</u>	<u>75,000</u>
36	TOTAL AMOUNT APPROPRIATED	<u>\$ 632,866</u>	<u>\$ 636,913</u>

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2 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION
4 TRANSFER. Upon approval of the Chief Fiscal Officer, the Arkansas Department
5 of Emergency Management is hereby authorized to transfer positions between
6 appropriations as may be required should a disaster occur which results in a
7 Presidential Disaster Proclamation and/or when an employee occupies one
8 position which is to be paid from two or more appropriations during a single
9 fiscal year. The provisions of this section shall be in effect only from
10 July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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

21
22 SECTION 16. LEGISLATIVE INTENT. It is the intent of the General Assembly
23 that any funds disbursed under the authority of the appropriations contained
24 in this act shall be in compliance with the stated reasons for which this act
25 was adopted, as evidenced by the Agency Requests, Executive Recommendations
26 and Legislative Recommendations contained in the budget manuals prepared by
27 the Department of Finance and Administration, letters, or summarized oral
28 testimony in the official minutes of the Arkansas Legislative Council or
29 Joint Budget Committee which relate to its passage and adoption.

30
31 SECTION 17. EMERGENCY CLAUSE. It is found and determined by the General
32 Assembly, that the Constitution of the State of Arkansas prohibits the
33 appropriation of funds for more than a two (2) year period; that the
34 effectiveness of this Act on July 1, 2005 is essential to the operation of
35 the agency for which the appropriations in this Act are provided, and that in
36 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 2005 could work irreparable harm upon the
2 proper administration and provision of essential governmental programs.
3 Therefore, an emergency is hereby declared to exist and this Act being
4 necessary for the immediate preservation of the public peace, health and
5 safety shall be in full force and effect from and after July 1, 2005.

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/s/ Joint Budget Committee

APPROVED: 3/30/2005

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