

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 1287 of the Regular Session

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

As Engrossed: H3/21/07 H3/27/07

A Bill

HOUSE BILL 1394

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 CRIME INFORMATION CENTER FOR THE BIENNIAL PERIOD
12 ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS CRIME
16 INFORMATION CENTER APPROPRIATION FOR THE
17 2007-2009 BIENNIUM.
18
19

20
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 Arkansas
24 Crime Information Center for the 2007-2009 biennium, the following maximum
25 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
29 salary is set out herein in dollars, shall be exempt from the provisions of
30 said Uniform Classification and Compensation Act. All persons occupying
31 positions authorized herein are hereby governed by the provisions of the
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
33 or its successor.
34

35
Maximum Annual



Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate Fiscal Years 2007-2008	Salary Rate Fiscal Years 2008-2009
4	(1) 9702	ACIC DIRECTOR	1	\$91,632	\$93,464
5	(2) 037Z	INFORMATION SYSTEMS MANAGER	2	GRADE 25	
6	(3) 797Z	COMPUTER APPLICATIONS MANAGER	1	GRADE 25	
7	(4) 620Z	ACIC SYSTEMS ADMINISTRATOR	1	GRADE 24	
8	(5) D064	SR SYSTEMS PROGRAMMER	2	GRADE 24	
9	(6) R080	STATISTICAL ANALYSIS MANAGER	2	GRADE 24	
10	(7) D066	SYSTEMS COORDINATION ANALYST II	1	GRADE 22	
11	(8) D115	INFORMATION SYSTEMS PLANNER	1	GRADE 22	
12	(9) D124	LEAD PROGRAMMER/ANALYST	1	GRADE 22	
13	(10) A032	AGENCY FISCAL MANAGER	1	GRADE 22	
14	(11) D036	SR PROGRAMMER/ANALYST	1	GRADE 21	
15	(12) R298	AGENCY PROGRAM COORDINATOR	1	GRADE 21	
16	(13) X303	ACIC INFORMATION SYSTEM AGENT	19	GRADE 20	
17	(14) R150	RESEARCH PROJECT ANALYST	1	GRADE 19	
18	(15) D020	DP SUPERVISOR II	1	GRADE 19	
19	(16) D034	PROGRAMMER ANALYST	1	GRADE 18	
20	(17) D090	OPERATIONS ANALYST	6	GRADE 18	
21	(18) R134	PLANNING SPECIALIST II	4	GRADE 18	
22	(19) A108	ACCOUNTING TECHNICIAN II	1	GRADE 15	
23	(20) K030	ACIC TECHNICIAN	20	GRADE 14	
24	(21) K153	SECRETARY II	<u>3</u>	GRADE 13	
25		<i>MAX. NO. OF EMPLOYEES</i>	<i>71</i>		

SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Crime Information Center, to be payable from the Crime Information System Fund, for personal services and operating expenses of the Arkansas Crime Information Center - Operations for the biennial period ending June 30, 2009, the following:

ITEM NO.		FISCAL YEARS 2007-2008	FISCAL YEARS 2008-2009
35	(01) REGULAR SALARIES	\$ 2,442,939	\$ 2,491,666
36	(02) PERSONAL SERVICES MATCHING	790,086	800,019

1	(03) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	677,961	677,961
3	(B) CONF. & TRAVEL	38,000	38,000
4	(C) PROF. FEES	939,000	939,000
5	(D) CAP. OUTLAY	40,000	30,000
6	(E) DATA PROC.	817,000	817,000
7	(04) CONTINGENCY	1,100,000	1,100,000
8	(05) UPDATE/EXPAND/IMPROVE	<u>120,000</u>	<u>120,000</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$ 6,964,986</u>	<u>\$ 7,013,646</u>

10

11 SECTION 3. APPROPRIATION - CRIMINAL HISTORY IMPROVEMENT PROGRAM - FEDERAL.
 12 There is hereby appropriated, to the Arkansas Crime Information Center, to be
 13 payable from the federal funds as designated by the Chief Fiscal Officer of
 14 the State, for operating expenses of the Arkansas Crime Information Center -
 15 Criminal History Improvement Program for the biennial period ending June 30,
 16 2009, the following:

17

18	ITEM	FISCAL YEARS	
19	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
20	(01) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	\$ 0	\$ 0
22	(B) CONF. & TRAVEL	0	0
23	(C) PROF. FEES	234,073	234,073
24	(D) CAP. OUTLAY	0	0
25	(E) DATA PROC.	<u>0</u>	<u>0</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 234,073</u>	<u>\$ 234,073</u>

27

28 SECTION 4. APPROPRIATION - SYSTEMS CONFERENCE - CASH. There is hereby
 29 appropriated, to the Arkansas Crime Information Center, to be payable from
 30 the cash fund deposited in the State Treasury as determined by the Chief
 31 Fiscal Officer of the State, for operating expenses of the Arkansas Crime
 32 Information Center - Systems Conference for the biennial period ending June
 33 30, 2009, the following:

34

35	ITEM	FISCAL YEARS	
36	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>

1	(01) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	\$ 60,000	\$ 60,000
3	(B) CONF. & TRAVEL	0	0
4	(C) PROF. FEES	0	0
5	(D) CAP. OUTLAY	0	0
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 60,000</u>	<u>\$ 60,000</u>

8

9 SECTION 5. APPROPRIATION - SEX/CHILD OFFENDER REGISTRATION PROGRAM. There
 10 is hereby appropriated, to the Arkansas Crime Information Center, to be
 11 payable from the Sex and Child Offenders Registration Fund, for expenses of
 12 the Arkansas Crime Information Center - Sex/Child Offender Registration
 13 Program for the biennial period ending June 30, 2009, the following:

14

15	ITEM	FISCAL YEARS	
16	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
17	(01) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	\$ 50,000	\$ 50,000
19	(B) CONF. & TRAVEL	0	0
20	(C) PROF. FEES	0	0
21	(D) CAP. OUTLAY	0	0
22	(E) DATA PROC.	<u>0</u>	<u>0</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$ 50,000</u>	<u>\$ 50,000</u>

24

25 SECTION 6. APPROPRIATION - STATISTICAL ANALYSIS. There is hereby
 26 appropriated, to the Arkansas Crime Information Center, to be payable from
 27 the federal funds as designated by the Chief Fiscal Officer of the State, for
 28 operating and audit expenses of the Arkansas Crime Information Center -
 29 Statistical Analysis for the biennial period ending June 30, 2009, the
 30 following:

31

32	ITEM	FISCAL YEARS	
33	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
34	(01) MAINT. & GEN. OPERATION		
35	(A) OPER. EXPENSE	\$ 20,000	\$ 20,000
36	(B) CONF. & TRAVEL	10,000	10,000

1	(C) PROF. FEES	40,000	40,000
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	0	0
4	(02) AUDIT	<u>1,500</u>	<u>1,500</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 71,500</u>	<u>\$ 71,500</u>

6

7 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
 9 CONTINGENCY APPROPRIATION AND FUNDING. To the extent federal funding is not
 10 available to the Arkansas Crime Information Center during the ~~2005-2007~~ 2007-
 11 2009 biennium for the Computerized Criminal History Program or the
 12 JusticeXchange Program, the Contingency Appropriation authorized herein may
 13 be used for regular salaries, personal services matching and maintenance and
 14 general operation line item appropriations authorized for such programs in
 15 this Act. Funding for the Contingency Appropriation authorized herein may be
 16 transferred to the appropriate fund or fund account from such excess funds as
 17 the Director of the Arkansas Crime Information Center may determine are
 18 available from criminal background check fees deposited on behalf of the
 19 Arkansas Crime Information Center. Use of the contingency appropriation and
 20 funding authorized in this Act shall be approved by the Chief Fiscal Officer
 21 of the State and the Arkansas Legislative Council or Joint Budget Committee.

22

23 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 25 FORWARD. At the close of each fiscal year, the Director of the Arkansas
 26 Crime Information Center shall certify to the Chief Fiscal Officer of the
 27 State the amount, if any, of unexpended monies and appropriation in the Crime
 28 Information Center Fund, or its successor, resulting from the reimbursement
 29 to the Arkansas Crime Information Center by municipal, county, state or
 30 federal governments for teleprocessing services. Any balance of such monies
 31 and appropriation shall be carried forward and made available for the
 32 maintenance, operation, improvement and other necessary expenditures in
 33 providing teleprocessing services to such municipal, county, state, and
 34 federal agencies served by the Arkansas Crime Information Center. The total
 35 amount which is carried forward under the provisions of this section shall be
 36 reported in the Budget Manuals which are presented to the Arkansas

1 Legislative Council/Joint Budget Committee during the pre-session budget
2 hearings which are held in the fall of each even numbered year.

3 Any carry forward of unexpended balance of appropriation and/or funding as
4 authorized herein, may be carried forward under the following conditions:

5 (1) Prior to June 30, 2008 the Agency shall by written statement set forth
6 its reason(s) for the need to carry forward said appropriation and/or funding
7 to the Department of Finance and Administration Office of Budget;

8 (2) The Department of Finance and Administration Office of Budget shall
9 report to the Arkansas Legislative Council all amounts carried forward from
10 the first fiscal year of the biennium to the second fiscal year of the
11 biennium by the September Arkansas Legislative Council or Joint Budget
12 Committee meeting in the second fiscal year of the biennial period which
13 report shall include the name of the Agency, Board, Commission or Institution
14 and the amount of the appropriation and/or funding carried forward from the
15 first fiscal year to the second fiscal year, the program name or line item,
16 the funding source of that appropriation and a copy of the written request
17 set forth in (1) above;

18 (3) Each Agency, Board, Commission or Institution shall provide a written
19 report to the Arkansas Legislative Council or Joint Budget Committee
20 containing all information set forth in item (2) above, along with a written
21 statement as to the current status of the project, contract, purpose etc. for
22 which the carry forward was originally requested no later than thirty (30)
23 days prior to the time the Agency, Board, Commission or Institution presents
24 its budget request to the Arkansas Legislative Council/Joint Budget
25 Committee; and

26 (4) Thereupon, the Department of Finance and Administration shall include
27 all information obtained in item (3) above in the biennial budget manuals
28 and/or a statement of non-compliance by the Agency, Board, Commission or
29 Institution.

30 The provisions of this section shall be in effect only from July 1, 2005
31 2007 through June 30, ~~2007~~ 2009.

32
33 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
34 by this act shall be limited to the appropriation for such agency and funds
35 made available by law for the support of such appropriations; and the
36 restrictions of the State Procurement Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
2 Procedures and Restrictions Act, or their successors, and other fiscal
3 control laws of this State, where applicable, and regulations promulgated by
4 the Department of Finance and Administration, as authorized by law, shall be
5 strictly complied with in disbursement of said funds.

6
7 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly
8 that any funds disbursed under the authority of the appropriations contained
9 in this act shall be in compliance with the stated reasons for which this act
10 was adopted, as evidenced by the Agency Requests, Executive Recommendations
11 and Legislative Recommendations contained in the budget manuals prepared by
12 the Department of Finance and Administration, letters, or summarized oral
13 testimony in the official minutes of the Arkansas Legislative Council or
14 Joint Budget Committee which relate to its passage and adoption.

15
16 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General
17 Assembly, that the Constitution of the State of Arkansas prohibits the
18 appropriation of funds for more than a two (2) year period; that the
19 effectiveness of this Act on July 1, 2007 is essential to the operation of
20 the agency for which the appropriations in this Act are provided, and that in
21 the event of an extension of the Regular Session, the delay in the effective
22 date of this Act beyond July 1, 2007 could work irreparable harm upon the
23 proper administration and provision of essential governmental programs.
24 Therefore, an emergency is hereby declared to exist and this Act being
25 necessary for the immediate preservation of the public peace, health and
26 safety shall be in full force and effect from and after July 1, 2007.

27
28 /s/ Joint Budget Committee

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30 APPROVED: 4/5/2007