

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 578 of the Regular Session

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

As Engrossed: S3/19/07

A Bill

SENATE BILL 138

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 LEGISLATIVE COUNCIL, THE BUREAU OF LEGISLATIVE
12 RESEARCH, AND THE INTERIM COMMITTEES OF THE
13 ARKANSAS GENERAL ASSEMBLY FOR THE BIENNIAL PERIOD
14 ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.
15

Subtitle

16
17
18 AN ACT FOR THE BUREAU OF LEGISLATIVE
19 RESEARCH AND THE LEGISLATIVE COUNCIL
20 APPROPRIATION FOR THE 2007-2009
21 BIENNIUM.
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
27 the Bureau of Legislative Research of the Legislative Council for the 2007-
28 2009 biennium, the following maximum number of regular employees, the grades
29 to be assigned to the respective positions, and the maximum annual salaries
30 for each such position. The maximum annual salary for the position assigned
31 to grades shall be determined in accordance with, but shall not exceed the
32 maximum annual amount for the grade assigned herein, as established in
33 Arkansas Code 21-5-209. Except for the purpose of determining the maximum
34 annual salary rate, which is to be applicable to each of the positions to
35 which a salary grade is assigned hereinafter, in accordance with the



1 provisions of Arkansas Code 21-5-209, all positions set forth herein shall be
 2 exempt from other provisions of the Uniform Classification and Compensation
 3 Act, or its successor, but shall not be exempt from the provisions of the
 4 Regular Salaries Procedures and Restrictions Act, or its successor.

				Maximum Annual		
				Maximum	Salary Rate	
				No. of	Fiscal Years	
Item	Class			Employees	2007-2008	2008-2009
No.	Code	Title				
10	(1)	9147	DIRECTOR, BUREAU OF LEGIS RESEARCH	1	\$135,576	\$138,287
11	(2)	9148	ASSISTANT DIRECTOR	3	\$130,954	\$133,573
12	(3)	9337	ADMIN, LEGIS INFORMATION TECHNOLOGY	1	\$106,009	\$108,129
13	(4)	9187	ADMIN LEGIS COMMITTEE STAFF	1	\$106,009	\$108,129
14	(5)	9153	ADMIN., STATUTORY AND REGULATORY RE	1	\$106,009	\$108,129
15	(6)	9152	ADMIN., PERSONNEL REVIEW	1	\$106,009	\$108,129
16	(7)	9151	ADMIN., RESEARCH AND POLICY ANALYSI	1	\$106,009	\$108,129
17	(8)	9150	ADMIN., LEGAL RESEARCH AND DRAFTING	1	\$106,009	\$108,129
18	(9)	9149	ADMIN., BUDGET & FISCAL REVIEW	1	\$106,009	\$108,129
19	(10)	9826	CODE REVISOR	1	\$91,094	\$92,916
20	(11)	9422	CHIEF COUNSEL	1	\$90,209	\$92,013
21	(12)	9267	APPLICATIONS DEVELOPMENT MGR.	1	\$90,209	\$92,013
22	(13)	9158	NETWORK PLANNING COORDINATOR	1	\$90,209	\$92,013
23	(14)	9334	LEGISLATIVE ATTORNEY III	4	GRADE 26	
24	(15)	9477	SENIOR RESEARCH SPECIALIST	3	GRADE 26	
25	(16)	9338	LEGISLATIVE DATABASE ADMINISTRATOR	1	GRADE 25	
26	(17)	9159	LEGISLATIVE ATTORNEY II	16	GRADE 25	
27	(18)	9828	SENIOR LEGISLATIVE ANALYST II	3	GRADE 25	
28	(19)	9829	LEGISLATIVE ATTORNEY I	1	GRADE 24	
29	(20)	9157	SENIOR LEGISLATIVE ANALYST	8	GRADE 24	
30	(21)	9336	SENIOR PC SUPPORT SPECIALIST	3	GRADE 24	
31	(22)	9170	BUREAU FISCAL OFFICER	1	GRADE 22	
32	(23)	9162	SPECIAL PROJECTS ANALYST	1	GRADE 22	
33	(24)	9163	ADMINISTRATIVE COORDINATOR	1	GRADE 22	
34	(25)	9164	DIRECTOR'S EXECUTIVE ASSISTANT	1	GRADE 22	
35	(26)	9165	LEGISLATIVE ANALYST	22	GRADE 22	
36	(27)	9166	PC SUPPORT SPECIALIST	5	GRADE 22	

1	(28)	9168	ASSISTANT TO ASSISTANT DIRECTOR	3	GRADE 21
2	(29)	9830	SENIOR LEGAL EDITOR	1	GRADE 21
3	(30)	9340	PROOFING SUPERVISOR	1	GRADE 21
4	(31)	9827	LEGAL EDITOR	2	GRADE 20
5	(32)	9167	LEGISLATIVE ADMIN ASSISTANT	7	GRADE 20
6	(33)	9173	OFFICE SERVICES SUPERVISOR	1	GRADE 20
7	(34)	9339	BUREAU ASSISTANT FISCAL OFFICER	1	GRADE 20
8	(35)	9171	REFERENCE ANALYST	1	GRADE 18
9	(36)	9172	ADMINISTRATIVE ASSISTANT II	12	GRADE 18
10	(37)	9176	LEGISLATIVE COMMITTEE SECRETARY	11	GRADE 18
11	(38)	9174	LEGIS MICRO/ PHOTO SUPERVISOR	1	GRADE 17
12	(39)	9478	HELP DESK COORDINATOR	1	GRADE 17
13	(40)	9177	COMMUNICATIONS SYSTEM MGR	1	GRADE 14
14			**SENIOR CAREER SERVICE POSITIONS**		
15	(41)	9335	SR LEGISLATIVE ANALYST-SR CAREER SE	1	GRADE 26
16			*****CONTIGENCY POSITIONS*****		
17	(42)	9189	NETWORK CONTROL TECHNICIAN CONTINGE	1	GRADE 22
18	(43)	9190	APPLICATIONS/TEXT PROGRAMMER CONTIN	<u>2</u>	GRADE 22
19			MAX. NO. OF EMPLOYEES	132	

20

21 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 22 Bureau of Legislative Research of the Legislative Council for the 2007-2009
 23 biennium, the following maximum number of part-time or temporary employees,
 24 to be known as "Extra Help", payable from funds appropriated herein for such
 25 purposes: thirty-one (31) temporary or part-time employees, when needed, at
 26 rates of pay not to exceed those provided in the Uniform Classification and
 27 Compensation Act, or its successor, or this act for the appropriate
 28 classification.

29

30 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 31 the Bureau of Legislative Research of the Legislative Council, to be payable
 32 from the State Central Services Fund, for personal services and operating
 33 expenses of the Bureau of Legislative Research and the Legislative Council
 34 for the biennial period ending June 30, 2009, the following:

35

36 ITEM FISCAL YEARS

1	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
2	(01) REGULAR SALARIES	\$ 8,819,504	\$ 8,978,148
3	(02) EXTRA HELP	80,000	80,000
4	(03) PERSONAL SERVICES MATCHING	2,335,495	2,369,378
5	(04) MAINT. & GEN. OPERATION		
6	(A) OPER. EXPENSE	1,160,784	773,115
7	(B) CONF. & TRAVEL	198,190	198,190
8	(C) PROF. FEES	429,495	429,495
9	(D) CAP. OUTLAY	400,000	400,000
10	(E) DATA PROC.	262,012	262,012
11	(05) CONTINGENCY	1,563,480	1,563,480
12	(06) COMMITTEE ROOMS	<u>105,063</u>	<u>105,063</u>
13	TOTAL AMOUNT APPROPRIATED	<u>\$ 15,354,023</u>	<u>\$ 15,158,881</u>

14

15 SECTION 4. APPROPRIATION - INTERIM COMMITTEE STUDY EXPENSES. There is
 16 hereby appropriated, to the Bureau of Legislative Research of the Legislative
 17 Council Disbursing Officer, to be payable from the State Central Services
 18 Fund, for study expenses of the Ad Interim Committees of the Arkansas General
 19 Assembly for the biennial period ending June 30, 2009, the following:

20

21	ITEM	FISCAL YEARS	
22	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
23	(01) INTERIM COMMITTEE STUDY EXPENSES	<u>\$ 271,060</u>	<u>\$ 271,060</u>

24

25 SECTION 5. APPROPRIATION - INTERIM COMMITTEE EXPENSES. There is hereby
 26 appropriated, to the Bureau of Legislative Research of the Legislative
 27 Council Disbursing Officer, to be payable from the State Central Services
 28 Fund, for paying per diem, expenses and mileage to members of the Arkansas
 29 General Assembly attending regular and special meetings and other committee
 30 related activities of the Ad Interim Committees of the Arkansas General
 31 Assembly, and for out-of-state travel expenses for committee staff as
 32 approved by the appropriate committee for the biennial period ending June 30,
 33 2009, the following:

34

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

1	(01) PER DIEM, EXPENSES, AND MILEAGE FOR		
2	MEMBERS OF THE ARKANSAS GENERAL		
3	ASSEMBLY AD INTERIM COMMITTEES	\$ 1,419,199	\$ 1,419,199
4	(02) OUT-OF-STATE TRAVEL OF INTERIM		
5	COMMITTEE MEMBERS AND COMMITTEE STAFF		
6	WHO ARE AUTHORIZED BY THE APPROPRIATE		
7	COMMITTEE	<u>277,197</u>	<u>277,197</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,696,396</u>	<u>\$ 1,696,396</u>

9

10 SECTION 6. APPROPRIATION - ENERGY COUNCIL. There is hereby appropriated,
 11 to the Bureau of Legislative Research of the Legislative Council Disbursing
 12 Officer, to be payable from the State Central Services Fund, for paying
 13 expenses of members of the Arkansas General Assembly attending meetings of
 14 the Energy Council and for other associated expenses for the biennial period
 15 ending June 30, 2009, the following:

16			
17	ITEM	FISCAL YEARS	
18	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
19	(01) PAYMENT OF EXPENSES OF MEMBERS		
20	AND OTHER EXPENSES	<u>\$ 65,806</u>	<u>\$ 65,806</u>
21			

22 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 24 PROVISION. Any unexpended balance of any appropriation provided in this Act
 25 *which remains at the close of the fiscal year ending June 30, ~~2006~~ 2008*
 26 *shall be transferred forward and made available for the same purpose for the*
 27 *fiscal year ending June 30, ~~2007~~ 2009. In the event that unforeseen*
 28 *circumstances arise during the fiscal year ending June 30, ~~2006~~ 2008 such*
 29 *that any appropriations made available for that year are insufficient, the*
 30 *Director of the Bureau of Legislative Research of the Legislative Council*
 31 *shall certify the amount thereof to the Chief Fiscal Officer of the State,*
 32 *who upon receipt of the certification, shall transfer the amount so certified*
 33 *from the appropriation authorized for the fiscal year ending June 30, ~~2007~~*
 34 *2009 to the appropriate appropriations for the fiscal year ending June 30,*
 35 *~~2006~~ 2008. The provisions of this section shall be in effect only from July*
 36 *1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.*

1
2 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
4 *PROVISION - LINE ITEMS. The Director of the Bureau of Legislative Research*
5 *is hereby authorized to direct the Chief Fiscal Officer of the State to*
6 transfer appropriation between line items within appropriations and also
7 between the appropriations made by this Act in such amounts as determined
8 necessary in either fiscal year of the ~~2005-07~~ 2007-09 biennium. The
9 provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
10 through June 30, ~~2007~~ 2009.

11
12 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
14 CONTINGENCY POSITIONS - RESTRICTIONS. The positions authorized as
15 Contingency in this Act shall be filled only in the event that programs are
16 required to be implemented that were not contemplated at the time of the
17 submission by the Bureau of Legislative Research of its ~~2005-07~~ 2007-09
18 biennial budget request to the Arkansas Legislative Council.
19 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
20 through June 30, ~~2007~~ 2009.

21
22 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR
24 CAREER SERVICE POSITIONS. The positions authorized in this Act as "Senior
25 Career Service Positions" shall be utilized only for those incumbents ~~on June~~
26 ~~30, 1997~~ who would otherwise be unable to obtain the pay increases approved
27 by the Director of the Bureau of Legislative Research due to the exceptional
28 tenure and circumstances of the incumbents. In the event that the employee
29 being paid from a "Senior Career Service Position" is no longer employed by
30 the Bureau of Legislative Research, the position shall remain vacant. As
31 long as any "Senior Career Service Position" is filled, a position with the
32 same title authorized as a regular employee in Section 1 shall not be filled.

33
34 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COST OF
36 LIVING INCREASES. Employees of the Bureau of Legislative Research assigned

1 to positions having a labor grade shall be eligible for cost-of-living
2 increases on July 1, ~~2005~~ 2007 and July 1, ~~2006~~ 2008 in an amount equal to
3 that granted to all other state agency, board, commission or institution of
4 higher education employees on those dates. Any additional adjustments in
5 annual salary rates for Bureau employees, labor market adjustments, merit pay
6 adjustments or employee retention or recruitment requirements shall be made
7 *at the discretion of the Director of the Bureau. Salary payments shall not*
8 *be restricted to maximum amounts authorized by law, if the salary adjustments*
9 *exceed the maximum line item amount authorized by law for a position, the*
10 *amount shall be paid to the employee as a lump-sum payment.* The provisions
11 of this section shall be in effect only from July 1, ~~2005~~ 2007 through June
12 30, ~~2007~~ 2009.

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14 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
16 DISBURSING OFFICER. The Director of the Bureau of Legislative Research of the
17 Legislative Council shall be the disbursing officer for the funds
18 appropriated by this Act, including the Interim Committee Study Expenses. The
19 Director shall appoint a designee who shall serve as the disbursing officer
20 in his/her absence. In the event there is no Director, the Co-Chairs of the
21 Arkansas Legislative Council can appoint a disbursing officer. ~~and all~~ All
22 expenditures from the appropriations provided by this Act shall be in
23 accordance with procedures established by the Legislative Council and in
24 accordance with appropriate law.
25 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
26 through June 30, ~~2007~~ 2009.

27

28 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
30 PERFORMANCE REWARDS. The Director of the Bureau of Legislative Research may
31 implement a program to reward employees of the bureau for exceptional service
32 similar to the state Career Ladder Incentive Plan bonus program authorized by
33 Arkansas Code 21-5-1101. The plan shall be approved by the Legislative
34 Council prior to its implementation.
35 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
36 through June 30, ~~2007~~ 2009.

1
2 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
3 by this act shall be limited to the appropriation for such agency and funds
4 made available by law for the support of such appropriations; and the
5 restrictions of the State Procurement Law, the General Accounting and
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
7 Procedures and Restrictions Act, or their successors, and other fiscal
8 control laws of this State, where applicable, and regulations promulgated by
9 the Department of Finance and Administration, as authorized by law, shall be
10 strictly complied with in disbursement of said funds.

11
12 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General Assembly
13 that any funds disbursed under the authority of the appropriations contained
14 in this act shall be in compliance with the stated reasons for which this act
15 was adopted, as evidenced by the Agency Requests, Executive Recommendations
16 and Legislative Recommendations contained in the budget manuals prepared by
17 the Department of Finance and Administration, letters, or summarized oral
18 testimony in the official minutes of the Arkansas Legislative Council or
19 Joint Budget Committee which relate to its passage and adoption.

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

32
33 /s/ Joint Budget Committee

34
35 APPROVED: 3/28/2007