

1 State of Arkansas  
2 90th General Assembly  
3 Fiscal Session, 2016  
4

# A Bill

HOUSE BILL 1137

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE STATE MILITARY  
10 DEPARTMENT WHICH SHALL BE SUPPLEMENTAL AND IN  
11 ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 716 OF  
12 2015; AND FOR OTHER PURPOSES.  
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14

## Subtitle

15 AN ACT FOR THE STATE MILITARY DEPARTMENT  
16 SUPPLEMENTAL APPROPRIATION.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the State  
23 Military Department, for the 2015-2016 fiscal year, the following maximum  
24 number of regular employees which shall be supplemental and in addition to  
25 those positions authorized in Section 1 of Act 716 of 2015.  
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Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2015-2016
31	(1)	U131U ARK ADJUTANT GENERAL	1	\$172,062
32	(2)	U132U ARK DEPUTY ADJUTANT GENERAL	<u>1</u>	\$148,172
33		MAX. NO. OF EMPLOYEES	2	

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35 SECTION 2. APPROPRIATION - GENERAL OPERATIONS. There is hereby  
36 appropriated, to the State Military Department, to be payable from the State



1 Military Department Fund Account, for personal services of the State Military  
 2 Department which shall be supplemental and in addition to those funds  
 3 appropriated in Section 3 of Act 716 of 2015, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) REGULAR SALARIES	\$117,694
(02) PERSONAL SERVICES MATCHING	<u>27,882</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$145,576</u></u>

11 SECTION 3. APPROPRIATION - MILITARY CALL-UP AND COURT MARTIAL. There  
 12 is hereby appropriated, to the State Military Department, to be payable from  
 13 the State Military Department Fund Account, for emergency Military Court  
 14 Martial expenses of the State Military Department which shall be supplemental  
 15 and in addition to those funds appropriated in Section 6 of Act 716 of 2015,  
 16 the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) COURT MARTIAL EXPENSES	<u><u>\$17,000</u></u>

22 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GENERALS  
 24 SALARY. The line item maximums for the State of Arkansas Adjutant General and  
 25 Deputy Adjutant General are based on the salary grid by the United States  
 26 Department of Defense. Incumbents in these positions shall be compensated in  
 27 accordance with the Department of Defense Advisory Service Pay Plan and are  
 28 not guaranteed placement at the maximum level. The line item maximum  
 29 salaries may be adjusted on July 1 of each fiscal year to incorporate salary  
 30 rate changes that have been implemented by the U.S. Department of Defense.

31 The provisions of this section shall be in effect only from July 1, 2015  
 32 through June 30, 2016.

34 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 35 authorized by this act shall be limited to the appropriation for such agency  
 36 and funds made available by law for the support of such appropriations; and

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

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

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 17 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
 18 Assembly, that funds provided by the General Assembly for the operations of  
 19 the State Military Department are, due to unforeseen circumstances,  
 20 insufficient for the State Military Department to continue to provide  
 21 essential governmental services; that the provisions of this act will provide  
 22 the necessary monies for the State Military Department to continue such  
 23 services; and that a delay in the effective date of this Act could work  
 24 irreparable harm upon the proper administration and provision of essential  
 25 governmental programs. Therefore, an emergency is hereby declared to exist  
 26 and this Act being necessary for the immediate preservation of the public  
 27 peace, health and safety shall be in full force and effect from and after the  
 28 date of its passage and approval.

29 If the bill is neither approved nor vetoed by the Governor, it shall  
 30 become effective on the expiration of the period of time during which the  
 31 Governor may veto the bill. If the bill is vetoed by the Governor and the  
 32 veto is overridden, it shall become effective on the date the last house  
 33 overrides the veto.

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 35 APPROVED: 05/04/2016  
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