



STATE OF ARKANSAS
ASA HUTCHINSON
GOVERNOR

April 13, 2016

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Joint Budget Committee
Arkansas General Assembly
State Capitol Building
Little Rock, AR 72201

Dear Co-Chairs:

In order to adjust salaries in accordance with A.C.A. §12-61-105 for the State Military Department, I am asking for two supplemental positions with associated appropriation for the remainder of this fiscal year in the amount of \$145,576. This appropriation will be used to increase the line item salary amount for the positions of Adjutant General and Deputy Adjutant General and shall be supplemental and in addition to the positions and appropriation provided in Sections 1 and 3 of Act 716 of 2015.

I am also requesting supplemental appropriation of \$17,000 for Court Martial Expenses. This appropriation will be used to allow the Adjutant General to perform additional court martials and shall be supplemental and in addition to the appropriation provided in Sections 6 of Act 716 of 2015.

I respectfully ask that the attached bill be introduced as a Joint Budget Committee Bill.

Sincerely,

A handwritten signature in black ink, appearing to read "Asa Hutchinson".

Asa Hutchinson

AH:db:mpk

Attachment

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 90th General Assembly.

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4 By: Joint Budget Committee
5

A Bill

For An Act To Be Entitled

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

Subtitle

14 AN ACT FOR THE STATE MILITARY DEPARTMENT -
15 PERSONAL SERVICES AND OPERATING EXPENSES
16 SUPPLEMENTAL APPROPRIATION.
17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
19

20 SECTION 1. REGULAR SALARIES. There is hereby established for the State
21 Military Department for the 2015-2016 fiscal year, which shall be supplemental
22 an in addition to the maximum number of regular employees established in
23 Section 1 of Act 716 of 2015.
24

			Maximum Annual
			Salary Rate
			Fiscal Year
Item	Class		2015-2016
No.	Code	Title	Employees
29	(1)	U131U ARK ADJUTANT GENERAL	1
30	(2)	U132U ARK DEPUTY ADJUTANT GENERAL	<u>1</u>
31		MAX. NO. OF EMPLOYEES	2

32
33 SECTION 2. APPROPRIATION - GENERAL OPERATIONS. There is hereby
34 appropriated, to the State Military Department, to be payable from the State
35 Military Department Fund Account, for personal services of the State Military

1 Department, which shall be supplemental and in addition to those funds
2 appropriated in Section 3 of Act 716 of 2015, the following:

3

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

9

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

15

16 ITEM	FISCAL YEAR
17 NO.	<u>2015-2016</u>
18 (01) COURT MARTIAL EXPENSES	<u>\$17,000</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$17,000</u>

20

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

30

31 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
32 by this act shall be limited to the appropriation for such agency and funds
33 made available by law for the support of such appropriations; and the
34 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 control
3 laws of this State, where applicable, and regulations promulgated by the
4 Department of Finance and Administration, as authorized by law, shall be
5 strictly complied with in disbursement of said funds.
6

7 SECTION 6. 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 Joint
14 Budget Committee which relate to its passage and adoption.
15

16 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the
17 Ninetieth General Assembly, that funds provided by the General Assembly for
18 the operations of the State Military Department are, due to unforeseen
19 circumstances, insufficient to continue to provide essential governmental
20 services; that the provisions of this act will provide the necessary monies
21 for the State Military Department to continue such services; and that a delay
22 in the effective date of this Act could work irreparable harm upon the proper
23 administration and provision of essential governmental programs. Therefore,
24 an emergency is hereby declared to exist and this Act being necessary for the
25 immediate preservation of the public peace, health, and safety shall be in
26 full force and effect from and after the date of its passage and approval.
27 If this bill is neither approved nor vetoed by the Governor, it shall become
28 effective on the expiration of the period of time during which the Governor
29 may veto the bill. If the bill is vetoed by the Governor and the veto is
30 overridden, it shall become effective on the date the last house overrides the
31 veto.
32