



STATE OF ARKANSAS
MIKE BEEBE
GOVERNOR

January 15, 2014

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

Dear Co-Chairs:

I respectfully request the introduction of the attached supplemental appropriation bill for FY2014 for the Department of Arkansas State Police (ASP) as a Joint Budget Committee Bill. This bill provides supplemental appropriation and Special Language authority to allow the Department to pay overtime and matching to employees of the agency's Interdiction Team to improve enforcement against drug related activities. This is considered an allowable use of the federal portion of these funds by the U.S. Department of Justice.

This bill does not affect my recommendation for general revenue funding as it provides for appropriation only. I also respectfully request that these changes be made for the Department's FY2015 appropriation bill as well. I appreciate your consideration of these matters.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Beebe".

Mike Beebe

MB:brs:mpk

Attachment

2-1

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 89th General Assembly.

1 State of Arkansas
2 89th General Assembly
3 Fiscal Session, 2014
4

A Bill

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR CONFISCATED
9 FUNDS TRANSFER OF THE DEPARTMENT OF ARKANSAS STATE
10 POLICE WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION
11 TO THOSE FUNDS APPROPRIATED BY ACT 1205 OF 2013; AND
12 FOR OTHER PURPOSES.
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF ARKANSAS
15 STATE POLICE SUPPLEMENTAL APPROPRIATION.
16
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. APPROPRIATION - CONFISCATED FUNDS TRANSFER. There is hereby
22 appropriated, to the Department of Arkansas State Police, to be payable from
23 the Court Awards Fund, for fund transfers, refunds, and investments of the
24 Department of Arkansas State Police - Confiscated Funds Transfer which shall
25 be supplemental and in addition to those funds appropriated in Section 6 of
26 Act 1205 of 2013, the following:
27

28 ITEM	FISCAL YEAR
29 NO.	2013-2014
30 (01) REFUNDS-INVEST-TRANSFER	<u>\$ 150,000</u>

31
32 SECTION 2. Section 14 of Act 1205 of the Regular Session of 2013 is
33 hereby amended to read as follows:
34

35 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE
36 ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

1 COURT AWARDS FUND TRANSFER PROVISION. Monies deposited in the Court Awards
2 Fund each fiscal year may be used for motor vehicle purchases and associated
3 taxes and/or motor vehicle equipping and renovation costs, overtime,
4 personal services matching, agency operational needs and capital
5 improvements for the Department of Arkansas State Police. Provided however,
6 funds received from the Special State Assets Forfeiture Fund shall be
7 deposited into the Court Awards Fund to be used by the Department of
8 Arkansas State Police for law enforcement purposes consistent with governing
9 federal law. The Department of Arkansas State Police may also request a
10 fund transfer from the Court Awards Fund or the Department of Arkansas State
11 Police Fund to the Motor Vehicle Acquisition Revolving Fund. The provisions
12 of this section shall be subject to prior review and approval of the
13 Arkansas Legislative Council or Joint Budget Committee.

14 Determining the maximum number of employees and the maximum amount of
15 appropriation and general revenue funding for a state agency each fiscal
16 year is the prerogative of the General Assembly. This is usually
17 accomplished by delineating such maximums in the appropriation act(s) for a
18 state agency and the general revenue allocations authorized for each fund
19 and fund account by amendment to the Revenue Stabilization law. Further,
20 the General Assembly has determined that the Department of Arkansas State
21 Police may operate more efficiently if some flexibility is provided to the
22 Department of Arkansas State Police authorizing broad powers under this
23 Section. Therefore, it is both necessary and appropriate that the General
24 Assembly maintain oversight by requiring prior approval of the Legislative
25 Council or Joint Budget Committee as provided by this section. The
26 requirement of approval by the Legislative Council or Joint Budget Committee
27 is not a severable part of this section. If the requirement of approval by
28 the Legislative Council or Joint Budget Committee is ruled unconstitutional
29 by a court of competent jurisdiction, this entire section is void.

30 The provisions of this section shall be in effect only from July 1, 2013
31 through June 30, 2014.

32
33 SECTION 3. Section 15 of Act 1205 of the Regular Session of 2013 is
34 hereby amended to read as follows:

35
36 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE

1 ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
2 TRANSFER PROVISION. The Department of Arkansas State Police is hereby
3 authorized, after seeking the approval of the Chief Fiscal Officer of the
4 State, to request transfer from the appropriation made herein for
5 "Confiscated Funds Transfer" to the Overtime, Personal Services Matching,
6 and Maintenance and General Operations classifications established in the
7 operations appropriation of the Department of Arkansas State Police, and may
8 be used for motor vehicle purchases and associated taxes and/or motor
9 vehicle equipping/renovation costs, agency operational needs and capital
10 improvements for the Department of Arkansas State Police. Fund transfers
11 may be requested from the Court Awards Fund to the Department of Arkansas
12 State Police Fund in the same amount and for the same purposes as the
13 appropriation transfer requested und the provisions of this section. The
14 provisions of this section shall be subject to prior review and approval of
15 the Arkansas Legislative Council or Joint Budget Committee.

16 Determining the maximum number of employees and the maximum amount of
17 appropriation and general revenue funding for a state agency each fiscal
18 year is the prerogative of the General Assembly. This is usually
19 accomplished by delineating such maximums in the appropriation act(s) for a
20 state agency and the general revenue allocations authorized for each fund
21 and fund account by amendment to the Revenue Stabilization law. Further,
22 the General Assembly has determined that the Department of Arkansas State
23 Police may operate more efficiently if some flexibility is provided to the
24 Department of Arkansas State Police authorizing broad powers under this
25 Section. Therefore, it is both necessary and appropriate that the General
26 Assembly maintain oversight by requiring prior approval of the Legislative
27 Council or Joint Budget Committee as provided by this section. The
28 requirement of approval by the Legislative Council or Joint Budget Committee
29 is not a severable part of this section. If the requirement of approval by
30 the Legislative Council or Joint Budget Committee is ruled unconstitutional
31 by a court of competent jurisdiction, this entire section is void.

32 The provisions of this section shall b in effect only from July 1, 2013
33 through June 30, 2014.

34
35 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
36 by this act shall be limited to the appropriation for such agency and funds

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

9 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
10 that any funds disbursed under the authority of the appropriations contained
11 in this act shall be in compliance with the stated reasons for which this
12 act was adopted, as evidenced by the Agency Requests, Executive
13 Recommendations and Legislative Recommendations contained in the budget
14 manuals prepared by the Department of Finance and Administration, letters,
15 or summarized oral testimony in the official minutes of the Arkansas
16 Legislative Council or Joint Budget Committee which relate to its passage
17 and adoption.
18

19 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the Eighty-
20 Ninth General Assembly, that funds provided by the General Assembly for the
21 operations of the Department of Arkansas State Police are, due to unforeseen
22 circumstances, insufficient to continue to provide essential governmental
23 services; that the provisions of this act will provide the necessary monies
24 for the Department of Arkansas State Police to continue such services; and
25 that a delay in the effective date of this Act could work irreparable harm
26 upon the proper administration and provision of essential governmental
27 programs. Therefore, an emergency is hereby declared to exist and this Act
28 being necessary for the immediate preservation of the public peace, health,
29 and safety shall be in full force and effect from and after the date of its
30 passage and approval.

31 If this bill is neither approved nor vetoed by the Governor, it shall
32 become effective on the expiration of the period of time during which the
33 Governor may veto the bill. If the bill is vetoed by the Governor and the
34 veto is overridden, it shall become effective on the date the last house
35 overrides the veto.
36



STATE OF ARKANSAS
MIKE BEEBE
GOVERNOR

January 15, 2014

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

Dear Co-Chairs:

I respectfully request introduction of the attached supplemental appropriation bill for FY2014 for the Department of Veterans' Affairs as a Joint Budget Committee Bill. This bill will provide a cash appropriation to the Department of Veterans' Affairs for the new Veterans Home and will allow them to pay for future expenses towards the new home.

I would also respectfully request that this appropriation be included for Fiscal Year 2015 as well. I appreciate your consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Beebe".

Mike Beebe

MB:brs:wkt

Attachment

3-1

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 89th General Assembly.

1 State of Arkansas
2 89th General Assembly
3 Fiscal Session, 2014
4

A Bill

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR OPERATING
9 EXPENSES FOR THE DEPARTMENT OF VETERANS' AFFAIRS
10 WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE
11 FUNDS APPROPRIATED BY ACT 151 OF 2013.
12

Subtitle

14 AN ACT FOR THE DEPARTMENT OF VETERANS'
15 AFFAIRS SUPPLEMENTAL APPROPRIATION.
16
17

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

20 SECTION 1. APPROPRIATION - VETERANS' HOME TREASURY - CASH. There is
21 hereby appropriated, to the Department of Veterans' Affairs, to be payable
22 from the cash fund deposited in the State Treasury as determined by the
23 Chief Fiscal Officer of the State, for operating expenses of the Department
24 of Veterans' Affairs - Veterans' Home Treasury - Cash for the fiscal year
25 ending June 30, 2014, the following:
26

ITEM	FISCAL YEAR
NO.	2013-2014
(01) MAINT. & GEN. OPERATION	
TOTAL AMOUNT APPROPRIATED	<u>\$ 483,000</u>

31
32 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
33 by this act shall be limited to the appropriation for such agency and funds
34 made available by law for the support of such appropriations; and the
35 restrictions of the State Procurement Law, the General Accounting and
36 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

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

6 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly
7 that any funds disbursed under the authority of the appropriations contained
8 in this act shall be in compliance with the stated reasons for which this
9 act was adopted, as evidenced by the Agency Requests, Executive
10 Recommendations and Legislative Recommendations contained in the budget
11 manuals prepared by the Department of Finance and Administration, letters,
12 or summarized oral testimony in the official minutes of the Arkansas
13 Legislative Council or Joint Budget Committee which relate to its passage
14 and adoption.
15

16 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the
17 Eighty-Ninth General Assembly, that funds provided by the General Assembly
18 for the operations of the Department of Veterans' Affairs are, due to
19 unforeseen circumstances, insufficient to continue to provide essential
20 governmental services; that the provisions of this act will provide the
21 necessary monies for the Department of Veterans' Affairs to continue such
22 services; and that a delay in the effective date of this Act could work
23 irreparable harm upon the proper administration and provision of essential
24 governmental programs. Therefore, an emergency is hereby declared to exist
25 and this Act being necessary for the immediate preservation of the public
26 peace, health, and safety shall be in full force and effect from and after
27 the date of its passage and approval.

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



STATE OF ARKANSAS
MIKE BEEBE
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January 15, 2014

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

Dear Co-Chairs:

I forward for your consideration for introduction the attached supplemental appropriation bill for FY2014 for the Arkansas Highway and Transportation Department (AHTD) as a Joint Budget Committee Bill.

This bill provides appropriation for the Commercial Truck Safety and Education Fund established by the provisions mandated in Act 1176 of 2013. This will allow AHTD to advance state interests in roadway safety by proposing to improve the safety of the commercial truck industry through cooperative public/private programs that focus on increased enforcement, regulatory compliance, industry training, and educational programs to ensure the safe movement of goods on Arkansas highways.

The Department requests that these changes be made for their FY2015 appropriation bill as well. I appreciate your consideration of this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "MB", with a long, sweeping underline that extends to the right.

Mike Beebe

MB:brs:jkd

Attachment

4-1

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 89th General Assembly.

1 State of Arkansas
2 89th General Assembly
3 Fiscal Session, 2014
4

A Bill

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR THE COMMERCIAL
9 TRUCK SAFETY AND EDUCATION PROGRAM FOR THE ARKANSAS
10 HIGHWAY AND TRANSPORTATION DEPARTMENT WHICH SHALL BE
11 SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
12 APPROPRIATED BY ACT 222 of 2013.
13

Subtitle

14 AN ACT FOR THE ARKANSAS HIGHWAY AND
15 TRANSPORTATION DEPARTMENT - COMMERCIAL
16 TRUCK SAFETY AND EDUCATION SUPPLEMENTAL
17 APPROPRIATION.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. APPROPRIATION - COMMERCIAL TRUCK SAFETY AND EDUCATION
24 PROGRAM. There is hereby appropriated, to the Arkansas Highway and
25 Transportation Department, to be payable from the Commercial Truck Safety and
26 Education Fund Account, for improving the safety of the commercial truck
27 industry through cooperative public-private programs focusing on increased
28 enforcement, regulatory compliance, industry training, and educational
29 programs to ensure the safe movement of goods on state highways for the
30 Commercial Truck Safety and Education Program, the following:
31

ITEM	FISCAL YEAR
NO.	2013-2014
(01) COMMERCIAL TRUCK SAFETY AND EDUCATION PROGRAM	\$ <u>3,000,000</u>

35

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

10

11 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly
12 that any funds disbursed under the authority of the appropriations contained
13 in this act shall be in compliance with the stated reasons for which this act
14 was adopted, as evidenced by the Agency Requests, Executive Recommendations
15 and Legislative Recommendations contained in the budget manuals prepared by
16 the Department of Finance and Administration, letters, or summarized oral
17 testimony in the official minutes of the Arkansas Legislative Council or
18 Joint Budget Committee which relate to its passage and adoption.

19

20 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the Eighty-
21 Ninth General Assembly, that the Constitution of the State of Arkansas
22 prohibits the appropriation of funds for more than a one (1) year period;
23 that the effectiveness of this Act on the date of its passage and approval is
24 essential to the operation of the agency for which the appropriations in this
25 Act are provided, and that in the event of an extension of the legislative
26 session, the delay in the effective date of this Act beyond the date of its
27 passage and approval could work irreparable harm upon the proper
28 administration and provision of essential governmental programs. Therefore an
29 emergency is hereby declared to exist and this Act being necessary for the
30 immediate preservation of the public peace, health and safety shall be in
31 full force and effect from and after the date of its passage and approval.

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