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**(MEMBER AMENDMENTS)**

# ARKANSAS SENATE

88th General Assembly - Regular Session, 2011

Amendment Form

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Subtitle of House Bill No. 1311

AN ACT FOR THE DEPARTMENT OF ARKANSAS STATE POLICE APPROPRIATION  
FOR THE 2011-2012 FISCAL YEAR.

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Amendment No. \_\_\_ to House Bill No. 1311

Amend House Bill No. 1311 as originally introduced:

Insert an additional SECTION immediately following SECTION 12 to read as follows:

" SECTION 13. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 23-113-604(a), concerning the disposition of privilege fees collected under the Local Option Horse Racing and Greyhound Racing Electronic Games of Skill Act, is amended to read as follows:

(a)(1) All Except as provided in subdivision (a)(2) of this section, all privilege fees received by the Director of the Department of Finance and Administration under this chapter for the benefit of the state shall be deposited into the State Treasury as general revenues.

(2) Four hundred thousand dollars (\$400,000) per month of the privilege fees received by the Director of the Department of Finance and Administration under this chapter for the benefit of the state shall be deposited into the State Treasury to the credit of the State Police Retirement Fund."

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

**DRAFT**

The Amendment was read \_\_\_\_\_

By:

By: Senator J. Key

MAH/MAH - 03/16/11 12:07

MAH121

\_\_\_\_\_  
Chief Clerk

# Hall of the House of Representatives

88th General Assembly - Regular Session, 2011

## Amendment Form

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### Subtitle of House Bill No. 1401

AN ACT FOR THE DEPARTMENT OF CORRECTION APPROPRIATION FOR THE 2011-  
2012 FISCAL YEAR.

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### Amendment No. \_\_\_ to House Bill No. 1401

Amend House Bill No. 1401 as originally introduced:

Page 10, Insert the following new section immediately following SECTION 12 to read as follows:

" SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

(a) This section is intended to comply with § 21-5-205(a).

(b)(1) At the request of an employee of the Department of Correction, the Director of the Department of Correction or the director's designee may grant compensatory time instead of regular or overtime compensation under the Uniform Classification and Compensation Act, § 21-5-201 et seq.

(2) If a request for compensatory time is not made by an employee under this section, the director shall pay regular and overtime compensation at the time it is earned according to the employee's customary salary schedule.

(c) Except as provided in subsection (d) of this section, a department employee shall use compensatory time granted under this section within one (1) year from the date that the compensatory time was earned.

(d) The director may provide that a department employee who fails to use compensatory time within the time required by subsection (c) of this section shall:

(1) Receive payment for the department employee's unused compensatory time at the rate required by state and federal law at the time the compensatory time was earned; or

(2)(A) Forfeit the unused compensatory time unless the director determines that the failure to use the compensatory time is due to circumstances beyond the department employee's control.

(B) If the director determines that the failure to use the compensatory time is due to circumstances beyond the department employee's control, the director shall pay the compensatory time according to state and federal law at the time the compensatory time was earned.

(e) This section does not permit the director to fail to comply with state and federal law governing the payment of regular and overtime compensation."

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TCW094 - 03/08/11 02:22

Page 1 of 2

AND

Appropriately renumber subsequent sections.

The Amendment was read  
By: Representative Nickels  
TCW/TCW - 03/08/11 02:22  
TCW094

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Chief Clerk

# ARKANSAS SENATE

88th General Assembly - Regular Session, 2011

Amendment Form

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## Subtitle of Senate Bill No. 189

AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF  
DEVELOPMENTAL DISABILITIES SERVICES APPROPRIATION FOR THE 2011-2012  
FISCAL YEAR.

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## Amendment No. \_\_\_ to Senate Bill No. 189

Amend Senate Bill No. 189 as originally introduced:

Insert an additional SECTION immediately following SECTION 15 to read as follows:

" SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL PROVISIONS FOR SHIFT DIFFERENTIAL AND WEEKEND PAY FOR PERSONNEL AT HUMAN DEVELOPMENT CENTERS. SHIFT DIFFERENTIAL. (a) Personnel employed in areas providing critical support and care to Patient Units at the state operated human development centers during evening work shifts beginning not earlier than 2:30 p.m. shall receive additional compensation of six percent (6%) above the hourly rate paid as a shift differential.

(b) Personnel employed in areas providing critical support and care to Patient Units at the state operated human development centers during night work shifts beginning not earlier than 11:00 p.m. shall receive additional compensation of twelve percent (12%) above the hourly rate paid as a shift differential.

(c) Personnel required to provide critical and support care to client units during weekend hours that begin no earlier than 2:30 p.m. on Friday and end no later than 8:00 a.m. on the following Monday shall be eligible to receive up to twenty percent (20%) of the hourly rate paid as weekend differential.

d) When facilities use shifts other than traditional eight-hour shifts, shift differential shall be paid for those shifts exceeding the normal day shift of the facility. When shift and weekend differentials are provided to employees as herein described, the total compensation may exceed the maximum annual rate for the assigned pay grade for those positions included in this Act.

The Agency shall identify the shift(s) and job classifications applicable for the differential and the shift differential percentage for which each classification shall receive compensation within each shift. The shift schedule, job classification listing and the percentage of shift differential for which the job titles are eligible shall be submitted to the Office of Personnel Management (OPM) for approval by the Chief Fiscal Officer

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of the State. Subsequent changes to the shift schedule, job classifications and shift differential percentages on file with OPM must receive prior approval by the Chief Fiscal Officer of the State.

The provisions of this section shall be in effect only from July 1, 2011 through June 30, 2012."

AND

Appropriately renumber the SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Joint Budget Committee

By: Representative Nickels

MAH/MAH - 03/17/11 02:26

MAH119

\_\_\_\_\_  
Secretary

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# Hall of the House of Representatives

88th General Assembly - Regular Session, 2011

Amendment Form

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Subtitle of House Bill No. 1126

AN ACT FOR THE OFFICE OF ATTORNEY GENERAL APPROPRIATION FOR THE 2011-  
2012 FISCAL YEAR.

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Amendment No. \_\_\_ to House Bill No. 1126

Amend House Bill No. 1126 as originally introduced:

Page 9 immediately following Section 18 insert a new section to read as follows:

“ SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. QUARTERLY REPORTS. The Office of Attorney General shall on a quarterly basis provide to the Arkansas Legislative Council or Joint Budget Committee a report of cash funds received from court orders or settlement agreements. The report shall include the case name, the amount of funds received and a plan for distribution of the funds. If cash funds received from a court order or settlement agreement are expended for any purpose, including consumer education and enforcement activities, the report must itemize the specific activities funded. The quarterly reports shall be provided no later than the 15<sup>th</sup> day of the month immediately following the end of each quarter.

The provisions of this section shall be in effect only from July 1, 2011 through June 30, 2012.”

And

Appropriately renumber subsequent Sections of the bill.

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The Amendment was read \_\_\_\_\_  
By: Joint Budget Committee  
By: Representative Lea  
WLC/WLC - 03/22/11 04:28  
WLC136

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Chief Clerk

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# Hall of the House of Representatives

88th General Assembly - Regular Session, 2011

Amendment Form

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## Subtitle of House Bill No. 1064

AN ACT FOR THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION  
DEPARTMENT APPROPRIATION FOR THE 2011-2012 FISCAL YEAR.

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## Amendment No. \_\_\_ to House Bill No. 1064

Amend House Bill No. 1064 as originally introduced:

Following Section 9, add a new section,

" SECTION 10 . SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER PROVISION. Immediately upon the effective date of this section, the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of State the sum of ten million dollars (\$10,000,000), or so much thereof as is available, from the State Highway and Transportation Department Fund which was deposited pursuant to the provisions in subsection (a)(4) of Section 3 of Acts 1442 and 1443 of 2009 for the Arkansas State Highway and Transportation Department, for a transfer to the State Highway and Transportation Department Fund for construction, reconstruction, and improvements of roads, to the General Revenue Fund Account of the State Apportionment Fund to be distributed as all other general revenue during the 2011-12 fiscal year.

The funds transferred by this section to the General Revenue Fund Account shall only be distributed as all other general revenue during the fiscal year ending June 30, 2012 and in no event shall any of the funds be distributed during the fiscal year ending June 30, 2011."

AND

Delete Section 12 and insert therefor,

" SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2011 is essential to the operation of the agency for which the appropriations in this Act are provided, with the exception that Section 10 in this Act shall be in full force and effect from and after the date of its passage and approval, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2011 could work irreparable harm upon the proper administration and provision of essential governmental programs, with the



exception that Section 10 in this Act shall be in full force and effect from and after the date of its passage and approval. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2011, with the exception that Section 10 in this Act shall be in full force and effect from and after the date of its passage and approval."

AND

Appropriately renumber the Section numbers

The Amendment was read \_\_\_\_\_  
By: Joint Budget Committee  
By: Representative King  
TWV/TWV - 03/22/11 04:06  
TWV154

\_\_\_\_\_  
Chief Clerk