

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

SENATE BILL 245

4  
5 By: Joint Budget Committee

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
10 OPERATING EXPENSES FOR THE DEPARTMENT OF ARKANSAS STATE  
11 POLICE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND  
12 FOR OTHER PURPOSES."

## Subtitle

15 "AN ACT FOR THE DEPARTMENT OF ARKANSAS  
16 STATE POLICE APPROPRIATION FOR THE  
17 1997-99 BIENNIUM."

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

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21 SECTION 1. REGULAR SALARIES. There is hereby established for the  
22 Department of Arkansas State Police for the 1997-99 biennium, the following  
23 maximum number of regular employees whose salaries shall be governed by the  
24 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
25 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
26 Provided, however, that any position to which a specific maximum annual salary  
27 is set out herein in dollars, shall be exempt from the provisions of said  
28 Uniform Classification and Compensation Act. All persons occupying positions  
29 authorized herein are hereby governed by the provisions of the Regular  
30 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
31 successor.

| Item           | Class           | No. of           | Maximum Annual             |
|----------------|-----------------|------------------|----------------------------|
|                |                 | Employees        | Salary Rate                |
|                |                 |                  | Fiscal Years               |
| <del>No.</del> | <del>Code</del> | <del>Title</del> | <del>1997-98 1998-99</del> |

|    |      |   |     |           |           |
|----|------|---|-----|-----------|-----------|
| 1  | (1)  | 9758 DIRECTOR STATE POLICE              | 1   | \$ 73,532 | \$ 75,590 |
| 2  | (2)  | 617Z ASST DIRECTOR STATE POLICE         | 1   |           | GRADE 26  |
| 3  | (3)  | 637Z STATE POLICE MAJOR                 | 4   |           | GRADE 25  |
| 4  | (4)  | T007 STATE POLICE CAPTAIN               | 17  |           | GRADE 23  |
| 5  |      | 622Z STATE POLICE FISCAL OFFICER        | 1   |           |           |
| 6  | (5)  | T011 STATE POLICE LIEUTENANT            | 25  |           | GRADE 22  |
| 7  |      | X338 ENGINEER, PE                       | 1   |           |           |
| 8  | (6)  | A008 ACCOUNTING SUPERVISOR II           | 1   |           | GRADE 21  |
| 9  |      | T051 STATE POLICE SERGEANT              | 70  |           |           |
| 10 |      | T079 MGR DIVERSION INVESTIGATION UNIT   | 1   |           |           |
| 11 |      | D036 SR PROGRAMMER/ANALYST              | 2   |           |           |
| 12 | (7)  | T033 STATE POLICE CORPORAL              | 478 |           | GRADE 20  |
| 13 |      | N333 MEDIA SPECIALIST                   | 2   |           |           |
| 14 | (8)  | D132 SYSTEMS COORDINATION ANALYST I     | 1   |           | GRADE 19  |
| 15 | (9)  | C006 COMMUNICATIONS SUPERVISOR          | 1   |           | GRADE 18  |
| 16 |      | E072 TRAINING INSTRUCTOR                | 1   |           |           |
| 17 |      | V034 PLANT WAREHOUSE FOREMAN            | 1   |           |           |
| 18 |      | T069 DRUG DIVERSION INVESTIGATOR        | 3   |           |           |
| 19 |      | Y005 AUTO/DIESEL MECHANIC SUPERVISOR    | 1   |           |           |
| 20 |      | V040 PURCHASE AGENT II/PURCHASE AGENT   | 1   |           |           |
| 21 | (10) | C017 TELECOMMUNICATIONS SUPERVISOR      | 14  |           | GRADE 17  |
| 22 |      | Y039 HEATING & A/C MECHANIC             | 1   |           |           |
| 23 |      | Y003 AUTO/DIESEL MECHANIC               | 2   |           |           |
| 24 |      | Y129 ELECTRONIC TECHNICIAN              | 9   |           |           |
| 25 |      | Y053 JOURNEYMAN CARPENTER               | 1   |           |           |
| 26 |      | N355 PHOTOGRAPHER                       | 1   |           |           |
| 27 |      | W028 RECORDS MANAGEMENT ANALYST I       | 5   |           |           |
| 28 |      | R190 PERSONNEL OFFICER II               | 1   |           |           |
| 29 | (11) | R009 ADMINISTRATIVE ASSISTANT I         | 2   |           | GRADE 15  |
| 30 |      | A108 ACCOUNTING TECHNICIAN II           | 5   |           |           |
| 31 |      | A063 PAYROLL OFFICER                    | 1   |           |           |
| 32 |      | D005 COMPUTER OPERATOR II               | 1   |           |           |
| 33 | (12) | C015 TELECOMMUNICATIONS OPERATOR        | 69  |           | GRADE 14  |
| 34 |      | K041 EXECUTIVE SECY/ADMINISTRATIVE SECY | 1   |           |           |
| 35 |      | W005 FINGERPRINT TECH                   | 25  |           |           |

|    |                                 |          |          |
|----|---------------------------------|----------|----------|
| 1  | X332 DRIVERS LICENSE EXAMINER   | 42       |          |
| 2  | (13) K153 SECRETARY II          | 38       | GRADE 13 |
| 3  | (14) K039 DOCUMENT EXAMINER II  | 4        | GRADE 12 |
| 4  | A106 ACCOUNTING TECHNICIAN I    | 1        |          |
| 5  | (15) Y001 APPRENTICE TRADESMAN  | 1        | GRADE 11 |
| 6  | K155 SECRETARY I                | 5        |          |
| 7  | V043 SHIPPING & RECEIVING CLERK | 1        |          |
| 8  | (16) K037 DOCUMENT EXAMINER I   | 4        | GRADE 10 |
| 9  | K103 REPROD EQUIPMENT OPERATOR  | 1        |          |
| 10 | K006 DATA ENTRY SPECIALIST      | 4        |          |
| 11 | (17) G075 HOUSEKEEPER           | <u>1</u> | GRADE 04 |
| 12 |                                 |          |          |
|    | MAX NO. OF EMPLOYEES            | 853      |          |

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14 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the  
 15 Department of Arkansas State Police, to be payable from the Department of  
 16 Arkansas State Police Fund, for personal services and operating expenses of  
 17 the Department of Arkansas State Police for the biennial period ending June  
 18 30, 1999, the following:

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| <del>ITEM</del> |                                | <del>FISCAL YEARS</del> |                      |
|-----------------|--------------------------------|-------------------------|----------------------|
| NO.             |                                | 1997-98                 | 1998-99              |
| 22              | (01) REGULAR SALARIES          | \$ 27,393,229           | \$ 28,139,103        |
| 23              | (02) PERSONAL SERV MATCHING    | 12,130,328              | 12,510,553           |
| 24              | (03) OVERTIME                  | 100,000                 | 100,000              |
| 25              | (04) MAINT. & GEN. OPERATION   |                         |                      |
| 26              | (A) OPER. EXPENSE              | 5,669,770               | 5,693,020            |
| 27              | (B) CONF. & TRVL.              | 148,550                 | 148,550              |
| 28              | (C) PROF. FEES                 | 174,900                 | 174,900              |
| 29              | (D) CAP. OUTLAY                | 329,063                 | 329,063              |
| 30              | (E) DATA PROC.                 | 0                       | 0                    |
| 31              | (05) UNIFORM ALLOWANCE         | 1,061,500               | 1,024,000            |
| 32              | (06) SPECIAL TRAVEL ALLOWANCE  | 1,218,000               | 1,218,000            |
| 33              | (07) COVERT OPERATIONS         | 250,000                 | 250,000              |
| 34              | (08) ANNUAL LEASE/PURCHASE PAY | <u>2,848,144</u>        | <u>2,848,144</u>     |
| 35              | TOTAL AMOUNT APPROPRIATED      | <u>\$ 51,323,484</u>    | <u>\$ 52,435,333</u> |

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SECTION 3. REGULAR SALARIES - FEDERAL HIGHWAY SAFETY. There is hereby established for the Department of Arkansas State Police - Federal Highway Safety for the 1997-99 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

| Item | Class                      | No. of Employees | Maximum Annual Salary Rate |         |
|------|----------------------------|------------------|----------------------------|---------|
|      |                            |                  | 1997-98                    | 1998-99 |
| (1)  | T033 STATE POLICE CORPORAL | <u>8</u>         | GRADE 20                   |         |
|      | MAX NO. OF EMPLOYEES       | 8                |                            |         |

SECTION 4. APPROPRIATIONS - FEDERAL HIGHWAY SAFETY. There is hereby appropriated, to the Department of Arkansas State Police, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Arkansas State Police - Federal Highway Safety for the biennial period ending June 30, 1999, the following:

| ITEM NO. |                           | FISCAL YEARS      |                   |
|----------|---------------------------|-------------------|-------------------|
|          |                           | 1997-98           | 1998-99           |
| (01)     | REGULAR SALARIES          | \$ 314,481        | \$ 323,195        |
| (02)     | PERSONAL SERV MATCHING    | 131,508           | 135,594           |
| (03)     | UNIFORM ALLOWANCE         | 12,000            | 12,000            |
| (04)     | SPECIAL TRAVEL ALLOWANCE  | <u>16,000</u>     | <u>16,000</u>     |
|          | TOTAL AMOUNT APPROPRIATED | <u>\$ 473,989</u> | <u>\$ 486,789</u> |

1 SECTION 5. APPROPRIATIONS - STING OPERATION. There is hereby  
 2 appropriated, to the Department of Arkansas State Police, to be payable from  
 3 the federal funds as designated by the Chief Fiscal Officer of the State, for  
 4 operating expenses of the Department of Arkansas State Police - Sting  
 5 ~~Operation for the biennial period ending June 30, 1999, the following:~~

| 7 ITEM                         | FISCAL YEARS      |                   |
|--------------------------------|-------------------|-------------------|
| 8 NO.                          | 1997-98           | 1998-99           |
| 9 (01) MAINT. & GEN. OPERATION |                   |                   |
| 10 (A) OPER. EXPENSE           | \$ 60,000         | \$ 60,000         |
| 11 (B) CONF. & TRVL.           | 50,000            | 50,000            |
| 12 (C) PROF. FEES              | 25,000            | 25,000            |
| 13 (D) CAP. OUTLAY             | 150,000           | 150,000           |
| 14 (E) DATA PROC.              | 0                 | 0                 |
| 15 (02) COVERT OPERATIONS      | <u>50,000</u>     | <u>50,000</u>     |
| 16 TOTAL AMOUNT APPROPRIATED   | <u>\$ 335,000</u> | <u>\$ 335,000</u> |

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 18 SECTION 6. APPROPRIATIONS - CONFISCATED FUNDS TRANSFER. There is hereby  
 19 appropriated, to the Department of Arkansas State Police, to be payable from  
 20 the Court Awards Fund, for transfer to the various line items authorized in  
 21 Section 2 of this Act for the operations of the Department of Arkansas State  
 22 ~~Police for the biennial period ending June 30, 1999, the following:~~

| 24 ITEM                               | FISCAL YEARS        |                     |
|---------------------------------------|---------------------|---------------------|
| 25 NO.                                | 1997-98             | 1998-99             |
| 26 (01) FUND TRANS/REFUND/INVESTMENTS | <u>\$ 3,000,000</u> | <u>\$ 3,000,000</u> |

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 28 SECTION 7. APPROPRIATIONS - FEDERAL TASK FORCE OVERTIME. There is  
 29 hereby appropriated, to the Department of Arkansas State Police, to be payable  
 30 from the federal funds as designated by the Chief Fiscal Officer of the State,  
 31 for personal services of the Department of Arkansas State Police - Federal  
 32 Task Force Overtime for the biennial period ending June 30, 1999, the  
 33 following:

34  
 35 ITEM FISCAL YEARS

|   |                             |    |                |                   |
|---|-----------------------------|----|----------------|-------------------|
| 1 | NO.                         |    | 1997-98        | 1998-99           |
| 2 | (01) PERSONAL SERV MATCHING | \$ | 30,370         | \$ 30,370         |
| 3 | (02) OVERTIME               |    | <u>100,000</u> | <u>100,000</u>    |
| 4 | TOTAL AMOUNT APPROPRIATED   | \$ | <u>130,370</u> | <u>\$ 130,370</u> |

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6 SECTION 8. APPROPRIATIONS - AFIS. There is hereby appropriated, to the  
 7 Department of Arkansas State Police, to be payable from the State Police  
 8 ~~Equipment Fund, for the operation, maintenance and enhancement of the~~  
 9 Automated Fingerprint Identification System for the biennial period ending  
 10 June 30, 1999, the following:

|    |                              |    |                  |                     |
|----|------------------------------|----|------------------|---------------------|
| 11 |                              |    |                  |                     |
| 12 | ITEM                         |    | FISCAL YEARS     |                     |
| 13 | NO.                          |    | 1997-98          | 1998-99             |
| 14 | (01) MAINT. & GEN. OPERATION |    |                  |                     |
| 15 | (A) OPER. EXPENSE            | \$ | 750,000          | \$ 750,000          |
| 16 | (B) CONF. & TRVL.            |    | 50,000           | 50,000              |
| 17 | (C) PROF. FEES               |    | 100,000          | 100,000             |
| 18 | (D) CAP. OUTLAY              |    | 750,000          | 750,000             |
| 19 | (E) DATA PROC.               |    | <u>100,000</u>   | <u>100,000</u>      |
| 20 | TOTAL AMOUNT APPROPRIATED    | \$ | <u>1,750,000</u> | <u>\$ 1,750,000</u> |

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22 SECTION 9. APPROPRIATIONS - VARIOUS FEDERAL PROGRAMS. There is hereby  
 23 appropriated, to the Department of Arkansas State Police, to be payable from  
 24 the federal funds as designated by the Chief Fiscal Officer of the State, for  
 25 ~~the operations of various federal special enforcement and one-time programs of~~  
 26 the Department of Arkansas State Police for the biennial period ending June  
 27 30, 1999, the following:

|    |                                  |    |                   |                   |
|----|----------------------------------|----|-------------------|-------------------|
| 28 |                                  |    |                   |                   |
| 29 | ITEM                             |    | FISCAL YEARS      |                   |
| 30 | NO.                              |    | 1997-98           | 1998-99           |
| 31 | (01) MAINT. & GEN. OPERATION     |    |                   |                   |
| 32 | (A) OPER. EXPENSE                | \$ | 75,000            | \$ 75,000         |
| 33 | <del>(B) CONF. &amp; TRVL.</del> |    | <del>25,000</del> | <del>25,000</del> |
| 34 | (C) PROF. FEES                   |    | 25,000            | 25,000            |
| 35 | (D) CAP. OUTLAY                  |    | 150,000           | 150,000           |

|   |                           |                   |                   |
|---|---------------------------|-------------------|-------------------|
| 1 | (E) DATA PROC.            | 10,000            | 10,000            |
| 2 | (02) COVERT OPERATIONS    | <u>50,000</u>     | <u>50,000</u>     |
| 3 | TOTAL AMOUNT APPROPRIATED | <u>\$ 335,000</u> | <u>\$ 335,000</u> |

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5 SECTION 10. SPECIAL LANGUAGE. The Department of Arkansas State Police  
6 is hereby authorized, after seeking the approval of the Chief Fiscal Officer  
7 of the State and prior review by the Arkansas Legislative Council or Joint  
8 Budget Committee, to request transfer from the appropriation made herein for  
9 "Confiscated Funds Transfer" to the various line items contained in the  
10 operations appropriation of the Department of Arkansas State Police; and to  
11 request fund transfers from the Court Awards Fund to the Department of  
12 Arkansas State Police Fund in the same amount as the appropriation transfer  
13 requested under the provisions of this section. Further provided, the  
14 Department of Arkansas State Police is hereby authorized to request a fund  
15 transfer from the Court Awards Fund to the Motor Vehicle Acquisition Revolving  
16 Fund. Fund transfers to the Motor Vehicle Acquisition Revolving Fund shall be  
17 reported to the Arkansas Legislative Council, but do not require prior review.

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19 SECTION 11. SPECIAL LANGUAGE. The Department of Arkansas State Police  
20 is hereby authorized to make overtime payments from such funds and  
21 appropriations provided for overtime payments to those officers or other  
22 employees that are currently assigned or may be assigned by the Director of  
23 the Department of Arkansas State Police to Special Law Enforcement Task  
24 Forces. All such overtime payments shall be processed through the State  
25 Accounting System and shall be in addition to the Regular Salaries and  
26 benefits accruing to the employee.

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28 SECTION 12. SPECIAL LANGUAGE. The Department of Arkansas State Police  
29 is hereby authorized to purchase motor vehicles from the appropriations  
30 authorized for capital outlay in Section 2 of this Act.

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32 SECTION 13. SPECIAL LANGUAGE. The Department of Arkansas State Police  
33 may, at its discretion, replace any of its motor vehicles that indicate an  
34 odometer reading of less than seventy-five thousand (75,000) miles.

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1           SECTION 14. SPECIAL LANGUAGE. TRANSFER OF FUNDS. The director of the  
 2 Department of Arkansas State Police may, after receiving the approval of the  
 3 Chief Fiscal Officer of the State and after prior review by the Arkansas  
 4 Legislative Council or Joint Budget Committee, request a transfer of  
 5 unobligated funds as may be available from the Department of Arkansas State  
 6 Police Fund to the Arkansas Teacher Retirement System for additional payments  
 7 on the principal amounts as established in the lease/purchase agreement. Such  
 8 transfers shall in no event exceed \$1,000,000 during each fiscal year.

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10           SECTION 15. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 11 authorized by this Act shall be limited to the appropriation for such agency  
 12 and funds made available by law for the support of such appropriations; and  
 13 the restrictions of the State Purchasing Law, the General Accounting and  
 14 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 15 Procedures and Restrictions Act, or their successors, and other fiscal control  
 16 laws of this State, where applicable, and regulations promulgated by the  
 17 Department of Finance and Administration, as authorized by law, shall be  
 18 strictly complied with in disbursement of said funds.

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20           SECTION 16. LEGISLATIVE INTENT. It is the intent of the General  
 21 Assembly that any funds disbursed under the authority of the appropriations  
 22 contained in this Act shall be in compliance with the stated reasons for which  
 23 this Act was adopted, as evidenced by the Agency Requests, Executive  
 24 Recommendations and Legislative Recommendations contained in the budget  
 25 manuals prepared by the Department of Finance and Administration, letters, or  
 26 summarized oral testimony in the official minutes of the Arkansas Legislative  
 27 Council or Joint Budget Committee which relate to its passage and adoption.

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29           SECTION 17. CODE. All provisions of this Act of a general and  
 30 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the  
 31 Arkansas Code Revision Commission shall incorporate the same in the Code.

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33           SECTION 18. SEVERABILITY. If any provision of this Act or the  
 34 application thereof to any person or circumstance is held invalid, such  
 35 invalidity shall not affect other provisions or applications of the Act which



1 can be given effect without the invalid provision or application, and to this  
2 end the provisions of this Act are declared to be severable.

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4 SECTION 19. GENERAL REPEALER. All laws and parts of laws in conflict  
5 with this Act are hereby repealed.

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7 SECTION 20. EMERGENCY CLAUSE. It is hereby found and determined by the  
8 Eighty-First General Assembly, that the Constitution of the State of Arkansas  
9 prohibits the appropriation of funds for more than a two (2) year period; that  
10 the effectiveness of this Act on July 1, 1997 is essential to the operation of  
11 the agency for which the appropriations in this Act are provided, and that in  
12 the event of an extension of the Regular Session, the delay in the effective  
13 date of this Act beyond July 1, 1997 could work irreparable harm upon the  
14 proper administration and provision of essential governmental programs.  
15 Therefore, an emergency is hereby declared to exist and this Act being  
16 necessary for the immediate preservation of the public peace, health and  
17 safety shall be in full force and effect from and after July 1, 1997.

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