

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H2/26/99 H3/5/99

A Bill

HOUSE BILL 1470

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE OFFICE OF EMERGENCY
11 SERVICES FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2001;
12 AND FOR OTHER PURPOSES. "

Subtitle

15 "AN ACT FOR THE OFFICE OF EMERGENCY
16 SERVICES APPROPRIATION FOR THE 1999-2001
17 BIENNIUM. "

18
19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the Office of
23 Emergency Services for the 1999-2001 biennium, the following maximum number of
24 regular employees whose salaries shall be governed by the provisions of the
25 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
26 seq.), or its successor, and all laws amendatory thereto. Provided, however,
27 that any position to which a specific maximum annual salary is set out herein
28 in dollars, shall be exempt from the provisions of said Uniform Classification
29 and Compensation Act. All persons occupying positions authorized herein are
30 hereby governed by the provisions of the Regular Salaries Procedures and
31 Restrictions Act (Arkansas Code §21-5-101), or its successor.
32

		Maximum Annual		
		Maximum	Salary Rate	
Item Class		No. of	Fiscal Years	
No.	Code Title	Employees	1999-2000	2000-2001

JKA063

0208990830. JKA063

1	(1)	9979	OES DIRECTOR	1	\$63,279	\$65,050
2	(2)	632Z	OES DEP DIR CHIEF FIELD OPNS	1	GRADE 25	
3	(3)	D124	LEAD PROGRAMMER/ANALYST	2	GRADE 22	
4	(4)	088Z	OES FIRE SERVICES ADMINISTRATOR	1	GRADE 22	
5	(5)	909Z	PROGRAM SUPPORT MANAGER	4	GRADE 22	
6	(6)	R298	AGENCY PROGRAM COORDINATOR	10	GRADE 21	
7	(7)	R193	OES PROGRAM OPERATIONS MANAGER	6	GRADE 21	
8	(8)	E008	OES TRAINING PROJECT MANAGER	1	GRADE 21	
9	(9)	X337	ENGINEER	1	GRADE 20	
10	(10)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
11	(11)	R048	BUDGET SPECIALIST	2	GRADE 19	
12	(12)	R064	EMERG SVCS AREA COORD	7	GRADE 19	
13	(13)	E068	TRAINING & EDUCATION COORD EMER SVC	1	GRADE 19	
14	(14)	E074	TRAINING REPRESENTATIVE	1	GRADE 19	
15	(15)	A111	ACCOUNTANT	2	GRADE 18	
16	(16)	C006	COMMUNICATIONS SUPERVISOR	1	GRADE 18	
17	(17)	D128	P C SUPPORT SPECIALIST	1	GRADE 18	
18	(18)	R134	PLANNING SPECIALIST II	7	GRADE 18	
19	(19)	D034	PROGRAMMER ANALYST	1	GRADE 18	
20	(20)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18	
21	(21)	E072	TRAINING INSTRUCTOR	1	GRADE 18	
22	(22)	R010	ADMINISTRATIVE ASSISTANT II	5	GRADE 17	
23	(23)	R430	ADMINISTRATIVE OFFICER	1	GRADE 17	
24	(24)	Y129	ELECTRONIC TECHNICIAN	2	GRADE 17	
25	(25)	G161	GENERAL MAINTENANCE REPAIRMAN	1	GRADE 17	
26	(26)	C017	TELECOMMUNICATIONS SUPERVISOR	1	GRADE 17	
27	(27)	C016	EMERG COMMUNICATION SPECIALIST	4	GRADE 16	
28	(28)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE 15	
29	(29)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
30	(30)	K153	SECRETARY II	4	GRADE 13	
31	(31)	K155	SECRETARY I	<u>1</u>	GRADE 11	
32			MAX. NO. OF EMPLOYEES	74		

33

34 SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for
 35 the Office of Emergency Services - State Operations for the 1999-2001
 36 biennium, the following maximum number of part-time or temporary employees, to

1 be known as "Extra Help", payable from funds appropriated herein for such
 2 purposes: one (1) temporary or part-time employees, when needed, at rates of
 3 pay not to exceed those provided in the Uniform Classification and
 4 Compensation Act, or its successor, or this act for the appropriate
 5 classification.

6
 7 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,
 8 to the Office of Emergency Services, to be payable from the State General
 9 Services Fund Account, for personal services and operating expenses of the
 10 Office of Emergency Services - State Operations for the biennial period ending
 11 June 30, 2001, the following:

13 ITEM	14 FISCAL YEARS	
	15 NO.	16
17 (01) REGULAR SALARIES	\$ 1,177,326	\$ 1,210,286
18 (02) EXTRA HELP	2,400	2,400
19 (03) PERSONAL SERV MATCHING	342,595	348,561
20 (04) OVERTIME	25,000	25,000
21 (05) MAINT. & GEN. OPERATION		
22 (A) OPER. EXPENSE	184,615	184,615
23 (B) CONF. & TRAVEL	37,342	37,342
24 (C) PROF. FEES	0	0
25 (D) CAP. OUTLAY	0	0
26 (E) DATA PROC.	<u>0</u>	<u>0</u>
27 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,769,278</u>	<u>\$ 1,808,204</u>

28 SECTION 4. EXTRA HELP - FEDERAL OPERATIONS. There is hereby authorized,
 29 for the Office of Emergency Services - Federal Operations for the 1999-2001
 30 biennium, the following maximum number of part-time or temporary employees, to
 31 be known as "Extra Help", payable from funds appropriated herein for such
 32 purposes: eleven (11) temporary or part-time employees, when needed, at rates
 33 of pay not to exceed those provided in the Uniform Classification and
 34 Compensation Act, or its successor, or this act for the appropriate
 35 classification.

36 SECTION 5. APPROPRIATION - FEDERAL OPERATIONS. There is hereby

1 appropriated, to the Office of Emergency Services, to be payable from the
 2 federal funds as designated by the Chief Fiscal Officer of the State, for
 3 personal services and operating expenses of the Office of Emergency Services -
 4 Federal Operations for the biennial period ending June 30, 2001, the
 5 following:

ITEM	FISCAL YEARS	
NO.	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 707,217	\$ 727,019
(02) EXTRA HELP	10,000	10,000
(03) PERSONAL SERV MATCHING	211,824	215,409
(04) OVERTIME	30,000	30,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	592,246	592,246
(B) CONF. & TRAVEL	282,300	292,300
(C) PROF. FEES	178,706	178,706
(D) CAP. OUTLAY	1,452,500	1,452,500
(E) DATA PROC.	0	0
(06) CHEMICAL DISPOSAL GRANTS AND AID	2,763,000	2,763,000
(07) SEMINAR CONTRACTS	<u>140,000</u>	<u>140,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 6,367,793</u>	<u>\$ 6,401,180</u>

23 SECTION 6. EXTRA HELP - DISASTER RELIEF GRANTS. There is hereby
 24 authorized, for the Office of Emergency Services for the 1999-2001 biennium,
 25 the following maximum number of part-time or temporary employees, to be known
 26 as "Extra Help", payable from funds appropriated herein for such purposes:
 27 nine (9) temporary or part-time employees, when needed, at rates of pay not to
 28 exceed those provided in the Uniform Classification and Compensation Act, or
 29 its successor, or this act for the appropriate classification.

31 SECTION 7. APPROPRIATION - DISASTER RELIEF GRANTS - FEDERAL. There is
 32 hereby appropriated, to the Office of Emergency Services, to be payable from
 33 the federal funds as designated by the Chief Fiscal Officer of the State, for
 34 personal services, operating expenses and grants and aid of the Office of
 35 Emergency Services for the biennial period ending June 30, 2001, the
 36 following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 214,082	\$ 220,077
(02) EXTRA HELP	29,000	29,000
(03) PERSONAL SERV MATCHING	75,896	76,978
(04) OVERTIME	50,000	50,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	132,800	132,800
(B) CONF. & TRAVEL	26,500	26,500
(C) PROF. FEES	20,000	20,000
(D) CAP. OUTLAY	95,000	95,000
(E) DATA PROC.	0	0
(06) DISASTER ASSISTANCE GRANTS	<u>12,080,000</u>	<u>12,080,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 12,723,278</u>	<u>\$ 12,730,355</u>

16

17 SECTION 8. APPROPRIATION - FIRE PROTECTION SERVICES - STATE. There is
 18 hereby appropriated, to the Office of Emergency Services, to be payable from
 19 the State General Services Fund Account, for personal services and operating
 20 expenses of the Office of Emergency Services - Fire Protection Services for
 21 the biennial period ending June 30, 2001, the following:

22

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 76,982	\$ 79,138
(02) PERSONAL SERV MATCHING	24,721	25,111
(03) OVERTIME	6,000	6,000
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	33,867	33,867
(B) CONF. & TRAVEL	6,000	6,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	2,000	2,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 149,570</u>	<u>\$ 152,116</u>

35

36 SECTION 9. APPROPRIATION - HAZARDOUS MATERIALS EMERGENCY MANAGEMENT -

1 SPECIAL. There is hereby appropriated, to the Office of Emergency Services, to
 2 be payable from the Office of Hazardous Materials Emergency Management
 3 Revolving Fund, for personal services and operating expenses of the Office of
 4 Emergency Services for the biennial period ending June 30, 2001, the
 5 following:

7 ITEM	8 FISCAL YEARS		
	9 NO.	10 1999-2000	11 2000-2001
12 (01) REGULAR SALARIES	\$	86,741	\$ 89,170
13 (02) PERSONAL SERV MATCHING		30,442	30,881
14 (03) OVERTIME		10,000	10,000
15 (04) MAINT. & GEN. OPERATION			
16 (A) OPER. EXPENSE		45,100	45,100
17 (B) CONF. & TRAVEL		9,700	9,700
18 (C) PROF. FEES		5,000	5,000
19 (D) CAP. OUTLAY		10,000	10,000
20 (E) DATA PROC.		0	0
21 (05) DATA PROCESSING SERVICES		<u>60,000</u>	<u>60,000</u>
22 TOTAL AMOUNT APPROPRIATED	\$	<u>256,983</u>	\$ <u>259,851</u>

23 SECTION 10. APPROPRIATION - AID TO POLITICAL SUBDIVISIONS - FEDERAL. There
 24 is hereby appropriated, to the Office of Emergency Services, to be payable
 25 from federal funds as designated by the Chief Fiscal Officer of the State, for
 26 assistance to counties and cities for maintenance and operations of emergency
 27 services offices by the Office of Emergency Services for the biennial period
 28 ending June 30, 2001, the following:

28 ITEM	29 FISCAL YEARS		
	30 NO.	31 1999-2000	32 2000-2001
33 (01) POLITICAL SUBDIVISION GRANTS AND			
34 AID	\$	<u>500,000</u>	\$ <u>500,000</u>

35 SECTION 11. APPROPRIATION - EARTHQUAKE PREPAREDNESS PROGRAM - STATE. There
 36 is hereby appropriated, to the Office of Emergency Services, to be payable
 from the State General Services Fund Account, for earthquake preparedness
 grants and aid by the Office of Emergency Services for the biennial period

1 ending June 30, 2001, the following:

2

3 ITEM	4 FISCAL YEARS	
	1999-2000	2000-2001
5 (01) EARTHQUAKE PREPAREDNESS GRANTS		
6 AND AID	\$ <u>125,000</u>	\$ <u>125,000</u>

7

8 SECTION 12. APPROPRIATION - EARTHQUAKE PREPAREDNESS PROGRAM - FEDERAL.

9 There is hereby appropriated, to the Office of Emergency Services, to be
 10 payable from the federal funds as designated by the Chief Fiscal Officer of
 11 the State, for earthquake preparedness grants and aid by the Office of
 12 Emergency Services for the biennial period ending June 30, 2001, the
 13 following:

14

15 ITEM	16 FISCAL YEARS	
	1999-2000	2000-2001
17 (01) EARTHQUAKE PREPAREDNESS GRANTS		
18 AND AID	\$ <u>125,000</u>	\$ <u>125,000</u>

19

20 SECTION 13. APPROPRIATIONS - RADIOLOGICAL EMERGENCY RESPONSE PLANS - CASH.

21 There is hereby appropriated, to the Office of Emergency Services, to be
 22 payable from cash funds as defined by Arkansas Code 19-4-801 of the Office of
 23 Emergency Services, for operating expenses for program costs to protect from
 24 accidental releases of radioactive elements by the Office of Emergency
 25 Services for the biennial period ending June 30, 2001, the following:

26

27 ITEM	28 FISCAL YEARS	
	1999-2000	2000-2001
29 (01) MAINT. & GEN. OPERATION		
30 (A) OPER. EXPENSE	7,000	8,000
31 (B) CONF. & TRAVEL	9,000	9,000
32 (C) PROF. FEES	0	0
33 (D) CAP. OUTLAY	0	0
34 (E) DATA PROC.	<u>0</u>	<u>0</u>
35 TOTAL AMOUNT APPROPRIATED	\$ <u>16,000</u>	\$ <u>17,000</u>

36

1 SECTION 14. REGULAR SALARIES - MOBILE EMERGENCY COMMAND CENTER. There is
 2 hereby established for the Office of Emergency Services - Mobile Emergency
 3 Command Center for the 1999-2001 biennium, the following maximum number of
 4 regular employees whose salaries shall be governed by the provisions of the
 5 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
 6 seq.), or its successor, and all laws amendatory thereto. Provided, however,
 7 that any position to which a specific maximum annual salary is set out herein
 8 in dollars, shall be exempt from the provisions of said Uniform Classification
 9 and Compensation Act. All persons occupying positions authorized herein are
 10 hereby governed by the provisions of the Regular Salaries Procedures and
 11 Restrictions Act (Arkansas Code §21-5-101), or its successor.

			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class		Employees	1999-2000	2000-2001
No.	Code	Title			
(1)	Y129	ELECTRONIC TECHNICIANS	<u>3</u>	GRADE 17	
		MAX. NO. OF EMPLOYEES	3		

19
 20 SECTION 15. APPROPRIATION - MOBILE EMERGENCY COMMAND CENTER. There is
 21 hereby appropriated, to the Office of Emergency Services, to be payable from
 22 the State General Services Fund Account, for personal services and operating
 23 expenses of the Office of Emergency Services - Mobile Emergency Command Center
 24 for the biennial period ending June 30, 2001, the following:

ITEM		FISCAL YEARS	
NO.		1999-2000	2000-2001
(01)	REGULAR SALARIES	\$ 59,727	\$ 61,399
(02)	PERSONAL SERV MATCHING	16,724	17,192
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	49,500	49,500
(B)	CONF. & TRAVEL	13,000	13,000
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	0	0
(04)	EMERGENCY RESPONSE POOL	3,000	3,000

1	(05) CONTINGENCIES	10,000	10,000
2	TOTAL AMOUNT APPROPRIATED	\$ 151,951	\$ 154,091;

3

4 SECTION 16. SPECIAL LANGUAGE. POSITION TRANSFER. Upon approval of the
 5 Chief Fiscal Officer, the State Office of Emergency Services is hereby
 6 authorized to transfer positions between appropriations as may be required
 7 should a disaster occur which results in a Presidential Disaster Proclamation
 8 and/or when an employee occupies one position which is to be paid from two or
 9 more appropriations during a single fiscal year.

10

11 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
 13 2025 COMMISSION. (a) It is hereby found and determined by the General
 14 Assembly that the city of Arkadelphia and its surrounding area was one of the
 15 most tragically devastated areas in the recent tornado disaster and that the
 16 extent of destruction in that area requires the establishment of an entity to
 17 coordinate the efforts of rebuilding and revitalizing the Arkadelphia area.
 18 This act therefore creates the Arkansas 2025 Commission to accomplish that
 19 purpose and this act is to be construed and interpreted in its broadest sense
 20 in order to provide maximum assistance to the residents of the Arkadelphia
 21 area in recovering from the disaster.

22 (b) There is hereby created the Arkadelphia 2025 Commission to be composed of
 23 the Mayor, City Manager, and Chairman of the City Planning Commission of
 24 Arkadelphia, the Superintendent of the Arkadelphia Public School District, the
 25 member of the Arkansas House of Representatives representing the Arkadelphia
 26 area, the member of the Arkansas Senate representing the Arkadelphia area, the
 27 County Judge of Clark County, the Presidents of Ouachita Baptist University
 28 and Henderson State University, the President and Executive Secretary of the
 29 Arkadelphia Chamber of Commerce, and at least an equal number of citizens of
 30 the Arkadelphia area to be appointed by the members just named. The
 31 Commission shall be as broadly based as possible to represent all the diverse
 32 interests and to represent every race, gender, income level, and geographic
 33 area.

34 (c) The Commission shall have the following powers and duties:

- 35 (1) Determine the immediate needs of Arkadelphia and its surrounding area;
- 36 (2) Determine the long-range needs and opportunities of the Arkadelphia

1 area;

2 (3) Seek and expend funds from all sources, both public and private;

3 (4) Coordinate the activities of the various federal, state, and local
4 agencies as well as the private sector in providing for the economic, social,
5 and physical needs of the area;

6 (5) To serve as the lead agency in the rebuilding and revitalization of
7 the Arkadelphia area;

8 (6) Adopt bylaws and establish goals; and

9 (7) Perform all other powers and functions necessary to fulfill its
10 duties.

11 (d) The Commission shall be subject to audit by the Division of Legislative
12 Audit.

13

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

23

24 SECTION 19. LEGISLATIVE INTENT. It is the intent of the General Assembly
25 that any funds disbursed under the authority of the appropriations contained
26 in this act shall be in compliance with the stated reasons for which this act
27 was adopted, as evidenced by the Agency Requests, Executive Recommendations
28 and Legislative Recommendations contained in the budget manuals prepared by
29 the Department of Finance and Administration, letters, or summarized oral
30 testimony in the official minutes of the Arkansas Legislative Council or Joint
31 Budget Committee which relate to its passage and adoption.

32

33 SECTION 20. CODE. All provisions of this Act of a general and permanent
34 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
35 Code Revision Commission shall incorporate the same in the Code.

36

1 SECTION 21. SEVERABILITY. If any provision of this act or the application
 2 thereof to any person or circumstance is held invalid, such invalidity shall
 3 not affect other provisions or applications of the act which can be given
 4 effect without the invalid provision or application, and to this end the
 5 provisions of this act are declared to be severable.

6
 7 SECTION 22. GENERAL REPEALER. All laws and parts of laws in conflict with
 8 this act are hereby repealed.

9
 10 SECTION 23. EMERGENCY CLAUSE. It is hereby found and determined by the
 11 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 12 prohibits the appropriation of funds for more than a two (2) year period; that
 13 the effectiveness of this Act on July 1, 1999 is essential to the operation of
 14 the agency for which the appropriations in this Act are provided, and that in
 15 the event of an extension of the Regular Session, the delay in the effective
 16 date of this Act beyond July 1, 1999 could work irreparable harm upon the
 17 proper administration and provision of essential governmental programs.
 18 Therefore, an emergency is hereby declared to exist and this Act being
 19 necessary for the immediate preservation of the public peace, health and
 20 safety shall be in full force and effect from and after July 1, 1999.

21
 22 /s/ Joint Budget Committee
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36