

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H2/16/01

A Bill

SENATE BILL 299

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 ARKANSAS LEGISLATIVE
11 COUNCIL, THE BUREAU OF LEGISLATIVE RESEARCH, AND THE
12 INTERIM COMMITTEES OF THE ARKANSAS GENERAL ASSEMBLY
13 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR
14 OTHER PURPOSES.
15

Subtitle

16 AN ACT FOR THE BUREAU OF LEGISLATIVE
17 RESEARCH AND THE LEGISLATIVE COUNCIL
18 APPROPRIATION FOR THE 2001-2003
19 BIENNIAL.
20
21

22
23
24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
27 the Bureau of Legislative Research of the Legislative Council for the 2001-
28 2003 biennium, the following maximum number of regular employees, the grades
29 to be assigned to the respective positions, and the maximum annual salaries
30 for each such position. The maximum annual salary for the position assigned
31 to grades shall be determined in accordance with, but shall not exceed the
32 maximum annual amount for the grade assigned herein, as established in
33 Arkansas Code 21-5-209. Except for the purpose of determining the maximum
34 annual salary rate, which is to be applicable to each of the positions to
35 which a salary grade is assigned hereinafter, in accordance with the
36 provisions of Arkansas Code 21-5-209, all positions set forth herein shall be

1 exempt from other provisions of the Uniform Classification and Compensation
 2 Act, or its successor, but shall not be exempt from the provisions of the
 3 Regular Salaries Procedures and Restrictions Act, or its successor.

4			Maximum Annual		
5			Maximum	Salary Rate	
6			No. of	Fiscal Years	
7	Item		Emplo yees	2001-2002	2002-2003
8	No.	Title			
9	(1)	DI RECTOR, BUREAU OF LEGI S RESEARCH	1	\$117, 579	\$120, 636
10	(2)	ASSI STANT DI RECTOR	2	\$114, 822	\$117, 807
11	(3)	ADMI N. , BUDGET & FI SCAL REVI EW	1	\$92, 319	\$94, 719
12	(4)	ADMI N. , LEGAL STAFF	1	\$92, 319	\$94, 719
13	(5)	ADMI N. , LEGI S. COMMI TTEE STAFF	1	\$92, 319	\$94, 719
14	(6)	ADMI N. , PERSONNEL REVI EW	1	\$92, 319	\$94, 719
15	(7)	ADMI N. , LEGI S. AUTOMATED SYSTEMS	1	\$82, 925	\$85, 081
16	(8)	ADMI N. , PERFORMANCE BUDGET	1	\$79, 105	\$81, 161
17	(9)	ADMI N. , ECONOMI C & TAX POLI CY	1	\$76, 576	\$78, 567
18	(10)	SPECI AL ADVI SOR - WELFARE REFORM	1	\$68, 438	\$70, 218
19	(11)	NETWORK PLANNI NG COORDI NATOR	1	GRADE 26	
20	(12)	APPLI CATIONS DEVELOPMENT MANAGER	1	GRADE 26	
21	(13)	LEGI SLATI VE ATTORNEY	8	GRADE 25	
22	(14)	PROGRAM ANALYST	1	GRADE 25	
23	(15)	SENI OR LEGI SLATI VE ANALYST	6	GRADE 24	
24	(16)	SPECI AL PROJECTS ANALYST	1	GRADE 22	
25	(17)	ADMI NI STRATI VE COORDI NATOR	1	GRADE 22	
26	(18)	DI RECTOR' S EXECUTI VE ASSI STANT	1	GRADE 22	
27	(19)	LEGI SLATI VE ANALYST	28	GRADE 22	
28	(20)	PC SUPPORT SPECI ALI ST	6	GRADE 22	
29	(21)	BUREAU FI SCAL OFFI CER	1	GRADE 22	
30	(22)	ASSI STANT TO ASSI STANT DI RECTOR	2	GRADE 21	
31	(23)	LEGI SLATI VE ADMI N ASSI STANT	8	GRADE 20	
32	(24)	LEGI SLATI VE RESEARCH ASSI STANT	1	GRADE 19	
33	(25)	REFERENCE ANALYST	1	GRADE 18	
34	(26)	ADMI NI STRATI VE ASSI STANT I I	5	GRADE 18	
35	(27)	OFFI CE SERVI CES SUPERVI SOR	1	GRADE 18	
36	(28)	LEGI S MI CRO/ PHOTO SUPERVI SOR	1	GRADE 17	

1	(29)	LEGISLATIVE COMMITTEE SECRETARY	11		GRADE 17
2	(30)	DATA CONTROL CLERK	1		GRADE 16
3	(31)	COMMUNICATIONS SYSTEM MGR	1		GRADE 13
4	(32)	LEGIS CLERICAL SPECIALIST	1		GRADE 11
5	(33)	FACILITIES COORDINATOR	1		GRADE 10
6		SENIOR CAREER SERVICE POSITIONS			
7	(34)	LEGISLATIVE ANALYST	1	\$72,039	\$73,912
8	(35)	LEGISLATIVE ATTORNEY	2		GRADE 26
9	(36)	ADMINISTRATIVE COORDINATOR	1		GRADE 25
10	(37)	DIRECTOR'S EXECUTIVE ASSISTANT	1		GRADE 25
11	(38)	LEGISLATIVE ANALYST	5		GRADE 24
12	(39)	LEGIS MICRO/ PHOTO SUPERVISOR	1		GRADE 20
13		CONTINGENCY POSITIONS			
14	(40)	LEGISLATIVE ATTORNEY	2		GRADE 25
15	(41)	SENIOR LEGISLATIVE ANALYST	1		GRADE 24
16	(42)	NETWORK CONTROL TECHNICIAN	1		GRADE 22
17	(43)	PC SUPPORT SPECIALIST	1		GRADE 22
18	(44)	APPLICATIONS/TEXT PROGRAMMER	2		GRADE 22
19	(45)	LEGISLATIVE ANALYST	5		GRADE 22
20	(46)	ADMINISTRATIVE ASSISTANT II	5		GRADE 18
21	(47)	LEGISLATIVE CLERICAL SPECIALIST	<u>2</u>		GRADE 11
22		MAX. NO. OF EMPLOYEES	130		

23

24 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 25 Bureau of Legislative Research of the Legislative Council for the 2001-2003
 26 biennium, the following maximum number of part-time or temporary employees, to
 27 be known as "Extra Help", payable from funds appropriated herein for such
 28 purposes: twenty (20) temporary or part-time employees, when needed, at rates
 29 of pay not to exceed those provided in the Uniform Classification and
 30 Compensation Act, or its successor, or this act for the appropriate
 31 classification.

32

33 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the
 34 Bureau of Legislative Research of the Legislative Council, to be payable from
 35 the State Central Services Fund, for personal services and operating expenses
 36 of the Bureau of Legislative Research and the Legislative Council for the

1 biennial period ending June 30, 2003, the following:

2 ITEM		FISCAL YEARS	
3 NO.		2001-2002	2002-2003
4 (01)	REGULAR SALARIES	\$ 5,450,203	\$ 5,588,418
5 (02)	EXTRA HELP	36,678	36,678
6 (03)	PERSONAL SERV MATCHING	1,350,342	1,374,595
7 (04)	MAINT. & GEN. OPERATION		
8 (A)	OPER. EXPENSE	758,386	758,386
9 (B)	CONF. & TRAVEL	195,830	195,830
10 (C)	PROF. FEES	425,295	425,295
11 (D)	CAP. OUTLAY	789,885	389,885
12 (E)	DATA PROC.	69,711	69,711
13 (05)	COMMITTEE ROOMS	105,063	105,063
14 (06)	CONTINGENCY	<u>1,563,480</u>	<u>1,563,480</u>
15	TOTAL AMOUNT APPROPRIATED	<u>\$ 10,744,873</u>	<u>\$ 10,507,341</u>

16

17 SECTION 4. APPROPRIATION - INTERIM COMMITTEE STUDY EXPENSES. There is
 18 hereby appropriated, to the Bureau of Legislative Research of the Legislative
 19 Council Disbursing Officer, to be payable from the State Central Services
 20 Fund, for study expenses of the Ad Interim Committees of the Arkansas General
 21 Assembly for the biennial period ending June 30, 2003, the following:

22 ITEM		FISCAL YEARS	
23 NO.		2001-2002	2002-2003
24 (01)	INTERIM COMMITTEE STUDY EXPENSES	<u>\$ 271,060</u>	<u>\$ 271,060</u>

25

26 SECTION 5. APPROPRIATION - INTERIM COMMITTEE EXPENSES. There is hereby
 27 appropriated, to the Bureau of Legislative Research of the Legislative Council
 28 Disbursing Officer, to be payable from the State Central Services Fund, for
 29 paying per diem, expenses and mileage to members of the General Assembly
 30 attending regular and special meetings and other committee related activities
 31 of the Ad Interim Committees of the Arkansas General Assembly, and for out-of-
 32 state travel expenses for committee staff as approved by the appropriate
 33 committee for the biennial period ending June 30, 2003, the following:

34 ITEM		FISCAL YEARS	
35 NO.		2001-2002	2002-2003
36 (01)	PER DIEM, EXPENSES, AND MILEAGE		

1	FOR MEMBERS OF THE ARKANSAS GENERAL		
2	ASSEMBLY AD INTERIM COMMITTEES	\$ 1,419,199	\$ 1,419,199
3	(02) OUT-OF-STATE TRAVEL OF INTERIM		
4	COMMITTEE MEMBERS AND COMMITTEE		
5	STAFF WHO ARE AUTHORIZED BY THE		
6	APPROPRIATE COMMITTEE	<u>277,197</u>	<u>277,197</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,696,396</u>	<u>\$ 1,696,396</u>

8

9 SECTION 6. APPROPRIATION - ENERGY COUNCIL. There is hereby appropriated, to

10 the Bureau of Legislative Research of the Legislative Council Disbursing

11 Officer, to be payable from the State Central Services Fund, for paying the

12 State's contribution to the Energy Council, paying expenses of members of the

13 Arkansas General Assembly attending meetings of the Energy Council and for

14 other associated expenses for the biennial period ending June 30, 2003, the

15 following:

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
18	(01) PAYMENT OF STATE'S CONTRIBUTION,		
19	EXPENSES OF MEMBERS AND OTHER		
20	EXPENSES	<u>\$ 97,806</u>	<u>\$ 97,806</u>

21

22 SECTION 7. REAPPROPRIATION. There is hereby appropriated, to the Bureau of

23 Legislative Research of the Legislative Council, to be payable from the State

24 Central Services Fund, and to be used for asbestos abatement in the Senate

25 areas of the State Capitol building, the following:

26 *Effective July 1, 2001, the balance of the appropriation provided in*

27 *Item (01) of Section 6 of Act 1519 of 1999, in a sum not to exceed... \$250,000.*

28

29 SECTION 8. SPECIAL LANGUAGE. SENATE ASBESTOS ABATEMENT. Expenses for

30 asbestos abatement in the Senate areas of the State Capitol Building, not to

31 exceed \$250,000, may be paid from any funds authorized to be disbursed by the

32 Bureau of Legislative Research of the Legislative Council.

33

34 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE

35 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

36 PROVISION. Any unexpended balance of any appropriation provided in this Act

1 which remains at the close of the fiscal year ending June 30, ~~2000~~ 2002,
 2 shall be transferred forward and made available for the same purpose for the
 3 fiscal year ending June 30, ~~2001~~ 2003. In the event that unforeseen
 4 circumstances arise during the fiscal year ending June 30, ~~2000~~ 2002 such that
 5 any appropriations made available for that year are insufficient, the Director
 6 of the Bureau of Legislative Research of the Legislative Council shall certify
 7 the amount thereof to the Chief Fiscal Officer of the State, who upon receipt
 8 of the certification, shall transfer the amount so certified from the
 9 appropriation authorized for the fiscal year ending June 30, ~~2001~~ 2003 to the
 10 appropriate appropriations for the fiscal year ending June 30, ~~2000~~ 2002.

11 The provisions of this section shall be in effect only from July 1, 2001
 12 through June 30, 2003.
 13

14 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 16 PROVISION - LINE ITEMS. The Director of the Bureau of Legislative Research is
 17 hereby authorized to direct the Chief Fiscal Officer of the State to transfer
 18 appropriation between the appropriations made by this Act in such amounts as
 19 determined necessary in either fiscal year of the ~~1999-2001~~ 2001-03 biennium.
 20 In no event, however, shall the Regular Salaries line item in Section 3 be
 21 increased or decreased by such transfers authorized herein, unless
 22 specifically approved by the Executive Committee of the Legislative Council.

23 The provisions of this section shall be in effect only from July 1, 2001
 24 through June 30, 2003.
 25

26 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 28 CONTINGENCY POSITIONS - RESTRICTIONS. The positions authorized as Contingency
 29 in this Act shall be filled only in the event that programs are required to be
 30 implemented that were not contemplated at the time of the submission by the
 31 Bureau of Legislative Research of its ~~1999-2001~~ 2001-03 biennial budget
 32 request to the Arkansas Legislative Council.

33 The provisions of this section shall be in effect only from July 1, 2001
 34 through June 30, 2003.
 35

36 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR
2 CAREER SERVICE POSITIONS. The positions authorized in Section 1 of this Act
3 as "Senior Career Service Positions" shall be utilized only for those
4 incumbents on June 30, 1997 who would otherwise be unable to obtain the same
5 pay increases available to other employees of the Bureau of Legislative
6 Research due to the exceptional tenure and circumstances of the incumbents.
7 In the event that the employee being paid from a "Senior Career Service
8 Position" is no longer employed by the Bureau of Legislative Research, the
9 position shall remain vacant. As long as any "Senior Career Service Position"
10 is filled, a position with the same title authorized as a regular employee in
11 Section 1 shall not be filled.

12 The provisions of this section shall be in effect only from July 1, 2001
13 through June 30, 2003.

14

15 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COST OF
17 LIVING INCREASES. Employees of the Bureau of Legislative Research assigned to
18 positions having a labor grade shall be eligible for cost-of-living increases
19 on July 1, ~~1999~~ 2001 and July 1, ~~2000~~ 2002 in an amount equal to that
20 granted to all other state agency, board, commission or institution of higher
21 education employees on those dates. Any additional adjustments in annual
22 salary rates for Bureau employees, labor market adjustments, merit pay
23 adjustments or employee retention or recruitment requirements shall be made at
24 the discretion of the Director of the Bureau.

25 The provisions of this section shall be in effect only from July 1, 2001
26 through June 30, 2003.

27

28 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISBURSING
30 OFFICER. The Director of the Bureau of Legislative Research of the
31 Legislative Council shall be the disbursing officer for the funds appropriated
32 by this Act, including the Interim Committee Study Expenses and all
33 expenditures from the appropriations provided by this Act shall be in
34 accordance with procedures established by the Legislative Council and in
35 accordance with appropriate law.

36 The provisions of this section shall be in effect only from July 1, 2001

1 through June 30, 2003.

2
3 SECTION 15. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
4 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all
5 appropriations as provided in this Act, the agency disbursing officer shall
6 monitor the level of fund balances in relation to expenditures on a monthly
7 basis. If any proposed expenditures would cause a fund balance to decline to
8 less than fifty percent (50%) of the balance available on July 1, 2001, the
9 disbursing officer shall immediately notify the executive head of the agency.
10 Prior to any obligations being made under these circumstances, the agency head
11 shall file written documentation with the Chief Fiscal Officer of the State
12 requesting approval of the expenditures. Such documentation shall provide
13 sufficient financial data to justify the expenditures and shall include the
14 following:

- 15 1) a plan that clearly indicates the specific fiscal impact of such
16 expenditures on the fund balance.
17 2) information clearly indicating and explaining what programs would be cut or
18 any other measures to be taken by the agency to restore the fund balance.
19 3) the extent to which any of the planned expenditures are for one-time costs
20 or one-time purchase of capitalized items.
21 4) a statement certifying that the expenditure of fund balances will not
22 jeopardize the financial health of the agency, nor result in a permanent
23 depletion of the fund balance.

24 (B) The Chief Fiscal Officer of the State shall review the request and
25 approve or disapprove all or any part of the request, after having sought
26 prior review by the Legislative Council.

27
28 SECTION 16. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
29 by this act shall be limited to the appropriation for such agency and funds
30 made available by law for the support of such appropriations; and the
31 restrictions of the State Purchasing Law, the General Accounting and Budgetary
32 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
33 and Restrictions Act, or their successors, and other fiscal control laws of
34 this State, where applicable, and regulations promulgated by the Department of
35 Finance and Administration, as authorized by law, shall be strictly complied
36 with in disbursement of said funds.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

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

SECTION 18. 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 two (2) year period; that the effectiveness of this Act on July 1, 2001 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2001 could work irreparable harm upon the proper administration and provision of essential governmental programs. 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, 2001, except for Section 8 which shall be in full force and effect from and after the date of passage and approval of this act.

/s/ Joint Budget Committee