

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 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 1220

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS DEPARTMENT OF
17 EMERGENCY MANAGEMENT APPROPRIATION FOR
18 THE 2005-2007 BIENNIUM.
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas
25 Department of Emergency Management for the 2005-2007 biennium, the following
26 maximum number of regular employees whose salaries shall be governed by the
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
29 Provided, however, that any position to which a specific maximum annual
30 salary is set out herein in dollars, shall be exempt from the provisions of
31 said Uniform Classification and Compensation Act. All persons occupying
32 positions authorized herein are hereby governed by the provisions of the
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
34 or its successor.
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36 Maximum Annual



1				Maximum	Salary Rate	
2	Item	Class		No. of	Fiscal Years	
3	No.	Code	Title	Employees	2005-2006	2006-2007
4	(1)	9979	ADEM DIRECTOR	1	\$79,038	\$81,089
5	(2)	632Z	ADEM DEP DIR CHF FIELD OPNS	1	GRADE	25
6	(3)	920Z	ADEM ASSOCIATE DEPUTY DIRECTOR	1	GRADE	24
7	(4)	D124	LEAD PROGRAMMER/ANALYST	2	GRADE	22
8	(5)	909Z	PROGRAM SUPPORT MANAGER	6	GRADE	22
9	(6)	E008	ADEM TRAINING PROJECT MANAGER	1	GRADE	21
10	(7)	R193	ADEM PROGRAM OPERATIONS MANAGER	5	GRADE	21
11	(8)	R298	AGENCY PROGRAM COORDINATOR	10	GRADE	21
12	(9)	X337	ENGINEER	1	GRADE	20
13	(10)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE	20
14	(11)	R048	BUDGET SPECIALIST	2	GRADE	19
15	(12)	R064	EMERG SVCS AREA COORD	7	GRADE	19
16	(13)	E068	TRAINING & EDUCATION COORD EMER SVC	1	GRADE	19
17	(14)	E074	TRAINING REPRESENTATIVE	1	GRADE	19
18	(15)	E072	TRAINING INSTRUCTOR	1	GRADE	18
19	(16)	D034	PROGRAMMER ANALYST	1	GRADE	18
20	(17)	A111	ACCOUNTANT	2	GRADE	18
21	(18)	D128	P C SUPPORT SPECIALIST	1	GRADE	18
22	(19)	R134	PLANNING SPECIALIST II	7	GRADE	18
23	(20)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE	18
24	(21)	Y129	ELECTRONIC TECHNICIAN	5	GRADE	17
25	(22)	R430	ADMINISTRATIVE OFFICER	1	GRADE	17
26	(23)	C017	TELECOMMUNICATIONS SUPERVISOR	1	GRADE	17
27	(24)	R010	ADMINISTRATIVE ASSISTANT II	7	GRADE	17
28	(25)	G161	GENERAL MAINTENANCE REPAIRMAN	1	GRADE	17
29	(26)	C016	EMERG COMMUNICATION SPECIALIST	4	GRADE	16
30	(27)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE	14
31	(28)	K153	SECRETARY II	<u>4</u>	GRADE	13
32			MAX. NO. OF EMPLOYEES	77		

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34 SECTION 2. EXTRA HELP - STATE EMERGENCY MANAGEMENT PROGRAM. There is

35 hereby authorized, for the Arkansas Department of Emergency Management for

36 the 2005-2007 biennium, the following maximum number of part-time or

1 temporary employees, to be known as "Extra Help", payable from funds
2 appropriated herein for such purposes: twenty two (22) temporary or part-
3 time employees, when needed, at rates of pay not to exceed those provided in
4 the Uniform Classification and Compensation Act, or its successor, or this
5 act for the appropriate classification.

6

7 SECTION 3. APPROPRIATION - STATE EMERGENCY MANAGEMENT PROGRAM. There is
8 hereby appropriated, to be payable from the funds and fund accounts as set
9 out herein, to the Arkansas Department of Emergency Management for the
10 biennial period ending June 30, 2007, the following:

11 (a) For the State Emergency Management Program, the sum of \$7,966,987 for
12 the 2005-2006 fiscal year and \$8,051,789 for the 2006-2007 fiscal year.

13 (1) Program Description. The State Emergency Management Program includes
14 preparedness, mitigation, response and recovery activities along with
15 operational, administrative and executive staff to support these activities,
16 and a state of the art equipped (24hr / 7day) emergency operating facility;
17 the flexibly to respond to actual or perceived threats or incidents meeting
18 the needs of state, local governments and citizens of Arkansas to the
19 greatest extent possible as proscribed in Act 511 of 1973 as amended (A.C.A
20 §12-75-101 et. al).

21 (2) Appropriation payable from:

FISCAL YEARS

		<u>2005-2006</u>	<u>2006-2007</u>
22			
23	(A) General Revenue:		
24	Miscellaneous Agencies Fund		
25	Account	\$ <u>1,144,278</u>	\$ <u>1,166,115</u>
26	TOTAL General Revenue	\$ 1,144,278	\$ 1,166,115
27	(B) Federal Funds as designated by		
28	the Chief Fiscal Officer of the		
29	State	\$ 6,591,648	\$ 6,651,074
30	(C) Special Revenue	\$ 164,139	\$ 165,788
31	(D) Other Funds	\$ 459,465	\$ 419,543

32 (3) Performance Targets:

33	(A) Number of prior year audit		
34	findings repeated in subsequent		
35	audit	0	0

36 (B) Percentage of agency key

1	performance objective met.	86%	86%
2	(C) Percentage of applications		
3	processed within 20 days of		
4	receipt	96%	97%
5	(D) Percentage of budget for		
6	administration of agency	8.5%	9%
7	(E) Percentage of incidents logged		
8	and tracked by agency personnel		
9	on a 7 by 24 basis.	98%	99%
10	(F) Percentage of increase over		
11	previous year's preparedness thru		
12	planning, training and exercise		
13	activities conducted by ADEM for		
14	all levels of government,		
15	individual citizens and		
16	volunteers.	2%	2%

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 18 SECTION 4. APPROPRIATION - LOCAL/SUBGRANTEE EMERGENCY PROGRAM. There is
 19 hereby appropriated, to be payable from the funds and fund accounts as set
 20 out herein, to the Arkansas Department of Emergency Management for the
 21 biennial period ending June 30, 2007, the following:

22 (a) For the Local/SubGrantee Emergency Management Program, the sum of
 23 \$145,726,284 for the 2005-2006 fiscal year and \$145,726,284 for the 2006-2007
 24 fiscal year.

25 (1) Program Description. The Local And Sub-Grantee Emergency Management
 26 Program includes preparedness, mitigation, response and recovery activities
 27 along with operational, administrative and executive staff to support these
 28 activities to local governments, state agencies, and qualifying not for
 29 profit organizations and included recovery grants to citizens as proscribed
 30 in Act 511 of 1973 as amended (A.C.A §12-75-101 et. al).

31	(2) Appropriation payable from:	FISCAL YEARS	
32		<u>2005-2006</u>	<u>2006-2007</u>
33	(A) Federal Funds as designated by		
34	the Chief Fiscal Officer of the		
35	State	\$ 145,468,784	\$ 145,468,784
36	(B) Trust Funds	\$ 220,000	\$ 220,000

1 (C) Other Funds \$ 240,693 \$ 203,193

2 (3) Performance Targets:

3 (A) Percentage of local governments
 4 (identified in Act 511 as
 5 amended) establishing and/or
 6 maintaining emergency management
 7 offices in accordance with
 8 state/federal regulations. 98% 100%

9 (B) Percentage of local governments
 10 updating all hazard plans to
 11 include annexes for terrorism and
 12 other applicable identified
 13 threats listed in the State
 14 Emergency Operating Plan. 85% 90%

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 16 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION
 18 TRANSFER. Upon approval of the Chief Fiscal Officer, the Arkansas Department
 19 of Emergency Management is hereby authorized to transfer positions between
 20 appropriations as may be required should a disaster occur which results in a
 21 Presidential Disaster Proclamation and/or when an employee occupies one
 22 position which is to be paid from two or more appropriations during a single
 23 fiscal year. The provisions of this section shall be in effect only from
 24 July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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 26 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 27 by this act shall be limited to the appropriation for such agency and funds
 28 made available by law for the support of such appropriations; and the
 29 restrictions of the State Procurement Law, the General Accounting and
 30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 31 Procedures and Restrictions Act, or their successors, and other fiscal
 32 control laws of this State, where applicable, and regulations promulgated by
 33 the Department of Finance and Administration, as authorized by law, shall be
 34 strictly complied with in disbursement of said funds.

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 36 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General Assembly

1 that any funds disbursed under the authority of the appropriations contained
2 in this act shall be in compliance with the stated reasons for which this act
3 was adopted, as evidenced by the Agency Requests, Executive Recommendations
4 and Legislative Recommendations contained in the budget manuals prepared by
5 the Department of Finance and Administration, letters, or summarized oral
6 testimony in the official minutes of the Arkansas Legislative Council or
7 Joint Budget Committee which relate to its passage and adoption.

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9 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
10 Assembly, that the Constitution of the State of Arkansas prohibits the
11 appropriation of funds for more than a two (2) year period; that the
12 effectiveness of this Act on July 1, 2005 is essential to the operation of
13 the agency for which the appropriations in this Act are provided, and that in
14 the event of an extension of the Regular Session, the delay in the effective
15 date of this Act beyond July 1, 2005 could work irreparable harm upon the
16 proper administration and provision of essential governmental programs.
17 Therefore, an emergency is hereby declared to exist and this Act being
18 necessary for the immediate preservation of the public peace, health and
19 safety shall be in full force and effect from and after July 1, 2005.

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