

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
4

As Engrossed: H3/8/05
A Bill

HOUSE BILL 1220

5 By: Joint Budget Committee
6
7

8 **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

15
16 **Subtitle**

17 AN ACT FOR THE ARKANSAS DEPARTMENT OF
18 EMERGENCY MANAGEMENT APPROPRIATION FOR
19 THE 2005-2007 BIENNIUM.
20
21

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

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.
35

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		

33

34 SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for
 35 the Arkansas Department of Emergency Management for the 2005-2007 biennium,
 36 the following maximum number of part-time or temporary employees, to be known

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

5
 6 *SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,*
 7 *to the Arkansas Department of Emergency Management, to be payable from the*
 8 *Miscellaneous Agencies Fund Account, for personal services and operating*
 9 *expenses of the Arkansas Department of Emergency Management - State*
 10 *Operations for the biennial period ending June 30, 2007, the following:*

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) REGULAR SALARIES	\$ 1,393,084	\$ 1,434,431
(02) EXTRA HELP	1,200	1,200
(03) PERSONAL SERVICES MATCHING	431,813	439,588
(04) OVERTIME	25,000	25,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	242,003	242,003
(B) CONF. & TRAVEL	14,400	14,400
(C) PROF. FEES	20,000	20,000
(D) CAP. OUTLAY	25,000	25,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,152,500</u>	<u>\$ 2,201,622</u>

25
 26 *SECTION 4. EXTRA HELP - FEDERAL OPERATIONS. There is hereby authorized,*
 27 *for the Arkansas Department of Emergency Management - Federal Operations for*
 28 *the 2005-2007 biennium, the following maximum number of part-time or*
 29 *temporary employees, to be known as "Extra Help", payable from funds*
 30 *appropriated herein for such purposes: eight (8) temporary or part-time*
 31 *employees, when needed, at rates of pay not to exceed those provided in the*
 32 *Uniform Classification and Compensation Act, or its successor, or this act*
 33 *for the appropriate classification.*

34
 35 *SECTION 5. APPROPRIATION - FEDERAL OPERATIONS. There is hereby*
 36 *appropriated, to the Arkansas Department of Emergency Management, to be*

1 payable from the federal funds as designated by the Chief Fiscal Officer of
 2 the State, for personal services and operating expenses of the Arkansas
 3 Department of Emergency Management - Federal Operations for the biennial
 4 period ending June 30, 2007, the following:

6 ITEM	FISCAL YEARS	
7 NO.	2005-2006	2006-2007
8 (01) REGULAR SALARIES	\$ 682,438	\$ 700,538
9 (02) EXTRA HELP	10,000	10,000
10 (03) PERSONAL SERVICES MATCHING	215,881	219,281
11 (04) OVERTIME	25,000	25,000
12 (05) MAINT. & GEN. OPERATION		
13 (A) OPER. EXPENSE	631,508	631,508
14 (B) CONF. & TRAVEL	158,832	158,832
15 (C) PROF. FEES	598,060	598,060
16 (D) CAP. OUTLAY	2,185,000	2,185,000
17 (E) DATA PROC.	0	0
18 (06) GRANTS/AID - FIRST RESPONDER & HOMELAND		
19 SECURITY	<u>42,775,395</u>	<u>42,775,395</u>
20 TOTAL AMOUNT APPROPRIATED	<u>\$ 47,282,114</u>	<u>\$ 47,303,614</u>

21
 22 SECTION 6. EXTRA HELP - DISASTER RELIEF GRANTS. There is hereby
 23 authorized, for the Arkansas Department of Emergency Management - Disaster
 24 Relief Grants for the 2005-2007 biennium, the following maximum number of
 25 part-time or temporary employees, to be known as "Extra Help", payable from
 26 funds appropriated herein for such purposes: ten (10) temporary or part-time
 27 employees, when needed, at rates of pay not to exceed those provided in the
 28 Uniform Classification and Compensation Act, or its successor, or this act
 29 for the appropriate classification.

30
 31 SECTION 7. APPROPRIATION - DISASTER RELIEF GRANTS. There is hereby
 32 appropriated, to the Arkansas Department of Emergency Management, to be
 33 payable from the federal funds as designated by the Chief Fiscal Officer of
 34 the State, for personal services and operating expenses of the Arkansas
 35 Department of Emergency Management - Disaster Relief Grants for the biennial
 36 period ending June 30, 2007, the following:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 191,956	\$ 197,712
(02) EXTRA HELP	25,000	25,000
(03) PERSONAL SERVICES MATCHING	65,760	66,840
(04) OVERTIME	25,000	25,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	45,348	45,348
(B) CONF. & TRAVEL	26,500	26,500
(C) PROF. FEES	20,000	20,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(06) GRANTS/AID - DISASTER RELIEF	<u>102,655,889</u>	<u>102,655,889</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 103,055,453</u>	<u>\$ 103,062,289</u>

17 SECTION 8. EXTRA HELP - HAZARDOUS MATERIALS. There is hereby authorized,
18 for the Arkansas Department of Emergency Management - Hazardous Materials for
19 the 2005-2007 biennium, the following maximum number of part-time or
20 temporary employees, to be known as "Extra Help", payable from funds
21 appropriated herein for such purposes: two (2) temporary or part-time
22 employees, when needed, at rates of pay not to exceed those provided in the
23 Uniform Classification and Compensation Act, or its successor, or this act
24 for the appropriate classification.

25
26 SECTION 9. APPROPRIATION - HAZARDOUS MATERIALS. There is hereby
27 appropriated, to the Arkansas Department of Emergency Management, to be
28 payable from the Office of Hazardous Materials Emergency Management Revolving
29 Fund, for personal services and operating expenses of the Arkansas Department
30 of Emergency Management - Hazardous Materials for the biennial period ending
31 June 30, 2007, the following:

32
33
34
35
36

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 91,680	\$ 94,458
(02) EXTRA HELP	4,000	4,000

1	(03) PERSONAL SERVICES MATCHING	33,658	34,177
2	(04) OVERTIME	4,000	4,000
3	(05) MAINT. & GEN. OPERATION		
4	(A) OPER. EXPENSE	100,000	100,000
5	(B) CONF. & TRAVEL	30,000	30,000
6	(C) PROF. FEES	30,000	30,000
7	(D) CAP. OUTLAY	20,000	20,000
8	(E) DATA PROC.	0	0
9	(06) GRANTS/AID - HAZARDOUS MATERIAL		
10	MANAGEMENT	<u>10,000</u>	<u>10,000</u>
11	TOTAL AMOUNT APPROPRIATED	<u>\$ 323,338</u>	<u>\$ 326,635</u>

12

13 SECTION 10. APPROPRIATION - DISASTER RELIEF TRUST. There is hereby
 14 appropriated, to the Arkansas Department of Emergency Management, to be
 15 payable from the Arkansas Disaster Relief Program Trust Fund, for assistance
 16 to victims of state or federally declared disasters of the Arkansas
 17 Department of Emergency Management for the biennial period ending June 30,
 18 2007, the following:

19

20	ITEM	FISCAL YEARS	
21	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
22	(01) GRANTS/AID - DISASTER RELIEF	<u>\$ 220,000</u>	<u>\$ 220,000</u>

23

24 SECTION 11. APPROPRIATION - RADIOLOGICAL EMERGENCY RESPONSE GRANTS. There
 25 is hereby appropriated, to the Arkansas Department of Emergency Management,
 26 to be payable from the cash fund deposited in the State Treasury as
 27 determined by the Chief Fiscal Officer of the State, for operating expenses
 28 of the Arkansas Department of Emergency Management - Radiological Emergency
 29 Response Grants for the biennial period ending June 30, 2007, the following:

30

31	ITEM	FISCAL YEARS	
32	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
33	(01) MAINT. & GEN. OPERATION		
34	(A) OPER. EXPENSE	\$ 8,000	\$ 8,000
35	(B) CONF. & TRAVEL	9,000	9,000
36	(C) PROF. FEES	0	0

1	(D) CAP. OUTLAY	10,000	10,000
2	(E) DATA PROC.	<u>0</u>	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 27,000</u>	<u>\$ 27,000</u>

4

5 SECTION 12. EXTRA HELP - HOMELAND SECURITY. There is hereby authorized,
 6 for the Arkansas Department of Emergency Management - Homeland Security for
 7 the 2005-2007 biennium, the following maximum number of part-time or
 8 temporary employees, to be known as "Extra Help", payable from funds
 9 appropriated herein for such purposes: one (1) temporary or part-time
 10 employees, when needed, at rates of pay not to exceed those provided in the
 11 Uniform Classification and Compensation Act, or its successor, or this act
 12 for the appropriate classification.

13

14 SECTION 13. APPROPRIATION - HOMELAND SECURITY. There is hereby
 15 appropriated, to the Arkansas Department of Emergency Management, to be
 16 payable from the Miscellaneous Agencies Fund Account, for personal services
 17 and operating expenses of the Arkansas Department of Emergency Management -
 18 Homeland Security for the biennial period ending June 30, 2007, the
 19 following:

21	ITEM	FISCAL YEARS	
22	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
23	(01) REGULAR SALARIES	\$ 112,130	\$ 115,538
24	(02) EXTRA HELP	10,000	10,000
25	(03) PERSONAL SERVICES MATCHING	41,616	42,255
26	(04) OVERTIME	3,000	3,000
27	(05) MAINT. & GEN. OPERATION		
28	(A) OPER. EXPENSE	257,920	257,920
29	(B) CONF. & TRAVEL	83,200	83,200
30	(C) PROF. FEES	50,000	50,000
31	(D) CAP. OUTLAY	0	0
32	(E) DATA PROC.	0	0
33	(06) GRANTS AND AID - LOCAL GOVERNMENT		
34	COORDINATION GRANT	<u>75,000</u>	<u>75,000</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 632,866</u>	<u>\$ 636,913</u>

36

1 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION
3 TRANSFER. Upon approval of the Chief Fiscal Officer, the Arkansas Department
4 of Emergency Management is hereby authorized to transfer positions between
5 appropriations as may be required should a disaster occur which results in a
6 Presidential Disaster Proclamation and/or when an employee occupies one
7 position which is to be paid from two or more appropriations during a single
8 fiscal year. The provisions of this section shall be in effect only from
9 July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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

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

29
30 SECTION 17. EMERGENCY CLAUSE. It is found and determined by the General
31 Assembly, that the Constitution of the State of Arkansas prohibits the
32 appropriation of funds for more than a two (2) year period; that the
33 effectiveness of this Act on July 1, 2005 is essential to the operation of
34 the agency for which the appropriations in this Act are provided, and that in
35 the event of an extension of the Regular Session, the delay in the effective
36 date of this Act beyond July 1, 2005 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after July 1, 2005.

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

/s/ Joint Budget Committee