

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 1422

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
11 DEPARTMENT OF ARKANSAS STATE POLICE FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF ARKANSAS
17 STATE POLICE APPROPRIATION FOR THE
18 2005-2007 BIENNIUM.
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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
25 Department of Arkansas State Police 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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Maximum Annual



1				Maximum	Salary Rate
2	Item	Class		No. of	Fiscal Years
3	No.	Code	Title	Employees	2005-2006 2006-2007
4	(1)	9758	DIRECTOR STATE POLICE	1	\$96,583 \$98,941
5	(2)	617Z	STATE POLICE DEP DIR/LT COL	1	GRADE 26
6	(3)	637Z	STATE POLICE MAJOR	4	GRADE 25
7	(4)	916Z	ASP FISCAL OFFICER	1	GRADE 25
8	(5)	R170	ATTORNEY SPECIALIST	1	GRADE 25
9	(6)	R080	STATISTICAL ANALYSIS MANAGER	1	GRADE 24
10	(7)	T007	STATE POLICE CAPTAIN	20	GRADE 24
11	(8)	X363	ASP/CACD CHIEF ADMINISTRATOR	1	GRADE 24
12	(9)	D130	INFORMATION SYSTEMS ADMINISTRATOR	1	GRADE 24
13	(10)	D100	DP SENIOR PROJECT LEADER	1	GRADE 23
14	(11)	T077	FIRE MARSHAL/EXPLOSIVE TEAM COORD.	1	GRADE 23
15	(12)	T011	STATE POLICE LIEUTENANT	30	GRADE 23
16	(13)	T051	STATE POLICE SERGEANT	83	GRADE 22
17	(14)	D066	SYSTEMS COORDINATION ANALYST II	1	GRADE 22
18	(15)	X344	ASP/CACD HOTLINE ADMINISTRATOR	1	GRADE 22
19	(16)	X327	ASP/CACD INVESTIGATOR ADMINISTRATOR	1	GRADE 22
20	(17)	D124	LEAD PROGRAMMER/ANALYST	1	GRADE 22
21	(18)	E051	TRAINING PROJECT MANAGER	1	GRADE 22
22	(19)	909Z	PROGRAM SUPPORT MANAGER	3	GRADE 22
23	(20)	A032	AGENCY FISCAL MANAGER	1	GRADE 22
24	(21)	A008	ACCOUNTING SUPERVISOR II	3	GRADE 21
25	(22)	B027	FORENSIC SPECIALIST	2	GRADE 21
26	(23)	D036	SR PROGRAMMER/ANALYST	1	GRADE 21
27	(24)	X317	ASP DL/CDL COORDINATOR	2	GRADE 21
28	(25)	X320	ASP/CACD INVESTIGATOR SUPERVISOR	9	GRADE 21
29	(26)	T079	MGR DIVERSION INVESTIGATION UNIT	1	GRADE 21
30	(27)	V012	PURCHASING MANAGER	1	GRADE 21
31	(28)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE 21
32	(29)	T033	STATE POLICE CORPORAL	444	GRADE 21
33	(30)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20
34	(31)	X347	ASP/CACD SENIOR INVESTIGATOR	63	GRADE 20
35	(32)	C020	COMMUNICATIONS SYSTEMS MANAGER	1	GRADE 20
36	(33)	A124	ACCOUNTING SERVICES REP II	1	GRADE 20

1	(34)	G120	PLANT MAINTENANCE COORDINATOR	1	GRADE 20
2	(35)	N333	MEDIA SPECIALIST	2	GRADE 20
3	(36)	D132	SYSTEMS COORDINATION ANALYST I	1	GRADE 19
4	(37)	959Z	AFIS ANALYST MANAGER	1	GRADE 19
5	(38)	X334	ASP/CACD HOTLINE SUPERVISOR	3	GRADE 19
6	(39)	R168	GRANTS COORDINATOR II	4	GRADE 19
7	(40)	R030	ASST PERSONNEL MANAGER	1	GRADE 19
8	(41)	Y015	AVIATION TECHNICIAN	1	GRADE 19
9	(42)	R264	MANAGEMENT PROJECT ANALYST I	2	GRADE 18
10	(43)	T069	DRUG DIVERSION INVESTIGATOR	2	GRADE 18
11	(44)	W030	RECORDS MANAGEMENT ANALYST II	5	GRADE 18
12	(45)	X296	INVESTIGATIVE/ANALYST	2	GRADE 18
13	(46)	V034	PLANT WAREHOUSE FOREMAN	1	GRADE 18
14	(47)	A111	ACCOUNTANT	2	GRADE 18
15	(48)	C037	TELECOMMUNICATIONS SUPERVISOR	12	GRADE 18
16	(49)	E072	TRAINING INSTRUCTOR	1	GRADE 18
17	(50)	G161	GENERAL MAINTENANCE REPAIRMAN	1	GRADE 17
18	(51)	N355	PHOTOGRAPHER	2	GRADE 17
19	(52)	W028	RECORDS MANAGEMENT ANALYST I	1	GRADE 17
20	(53)	X343	ASP/CACD HOTLINE OPERATOR	26	GRADE 17
21	(54)	R430	ADMINISTRATIVE OFFICER	2	GRADE 17
22	(55)	R190	PERSONNEL OFFICER II	1	GRADE 17
23	(56)	R010	ADMINISTRATIVE ASSISTANT II	5	GRADE 17
24	(57)	Y039	HEATING & A/C MECHANIC	1	GRADE 17
25	(58)	Y049	INSTRUMENTATION TECHNICIAN II	1	GRADE 17
26	(59)	Y053	JOURNEYMAN CARPENTER	1	GRADE 17
27	(60)	Y003	AUTO/DIESEL MECHANIC	2	GRADE 17
28	(61)	W001	ASP AFIS TECHNICIAN	20	GRADE 16
29	(62)	C035	ASP TELECOMMUNICATIONS OPERATOR	68	GRADE 16
30	(63)	C008	COMMUNICATION TECH II	1	GRADE 16
31	(64)	A063	PAYROLL OFFICER	2	GRADE 15
32	(65)	A108	ACCOUNTING TECHNICIAN II	6	GRADE 15
33	(66)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE 15
34	(67)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	1	GRADE 15
35	(68)	X382	ASP DRIVERS LICENSE EXAMINER	53	GRADE 15
36	(69)	T047	SECURITY OFFICER III	5	GRADE 15

1	(70)	W005	FINGERPRINT TECH	7	GRADE 14
2	(71)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14
3	(72)	K042	ASP ADMINISTRATIVE SPECIALIST	23	GRADE 14
4	(73)	K117	MEDICAL OR LEGAL SECRETARY	2	GRADE 14
5	(74)	K153	SECRETARY II	22	GRADE 13
6	(75)	K002	CASHIER III	3	GRADE 13
7	(76)	K039	DOCUMENT EXAMINER II	21	GRADE 12
8	(77)	K155	SECRETARY I	3	GRADE 11
9	(78)	K103	REPROD EQUIPMENT OPERATOR	<u>1</u>	GRADE 10
10			MAX. NO. OF EMPLOYEES	1,009	

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12 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of
 13 Arkansas State Police for the 2005-2007 biennium, the following maximum
 14 number of part-time or temporary employees, to be known as "Extra Help",
 15 payable from funds appropriated herein for such purposes: twenty (20)
 16 temporary or part-time employees, when needed, at rates of pay not to exceed
 17 those provided in the Uniform Classification and Compensation Act, or its
 18 successor, or this act for the appropriate classification.

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20 SECTION 3. APPROPRIATION - ADMINISTRATION PROGRAM. There is hereby
 21 appropriated, to be payable from the funds and fund accounts as set out
 22 herein, to the Department of Arkansas State Police for the biennial period
 23 ending June 30, 2007, the following:

24 (a) For the State Police-Administration Program, the sum of \$42,934,176 for
 25 the 2005-2006 fiscal year and \$42,177,240 for the 2006-2007 fiscal year.

26 (1) Program Description. The Administration Division of the Arkansas
 27 State Police will provide efficient and effective administrative support to
 28 the operational divisions of the department in the areas of human resources,
 29 financial management, aircraft operations, executive protection, special
 30 investigations and public information services. In addition, the
 31 Administrative Division will process and administer in an accurate and timely
 32 manner, those licensure and certification responsibilities of the department,
 33 including Private Investigator/Security Guard, Concealed Handgun Permits,
 34 Used Motor Vehicle Dealers and others.

35	(2) Appropriation payable from:	FISCAL YEARS	
36		<u>2005-2006</u>	<u>2006-2007</u>

1	(A) General Revenue:		
2	Department of Arkansas State		
3	Police Fund	\$ <u>4,031,665</u>	\$ <u>3,580,832</u>
4	TOTAL General Revenue	\$ 4,031,665	\$ 3,580,832
5	(B) Federal Funds as designated by		
6	the Chief Fiscal Officer of the		
7	State	\$ 23,295,865	\$ 24,000,628
8	(C) Special Revenue	\$ 11,352,450	\$ 11,493,975
9	(D) Other Funds	\$ 6,095,247	\$ 6,878,145
10	(3) Performance Targets:		
11	(A) Agency Cost of Administration		
12	Program (excluding Public Safety		
13	support function) as a percentage		
14	of total agency costs.	16%	16%
15	(B) Growth in percentage of minority		
16	applicants compared to previous		
17	year.	30%	30%
18	(C) Number of criminal background		
19	checks performed	130,000	133,000
20	(D) Number of prior year audit		
21	findings repeated in subsequent		
22	audits.	0	0
23	(E) Number of regulatory licenses		
24	issued or renewed.	25,000	25,500
25	(F) Percentage of agency key		
26	performance objectives and		
27	targets met.	77%	80%

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29 SECTION 4. APPROPRIATION - CRIMINAL INVESTIGATION PROGRAM. There is hereby

30 appropriated, to be payable from the funds and fund accounts as set out

31 herein, to the Department of Arkansas State Police for the biennial period

32 ending June 30, 2007, the following:

33 (a) For the Criminal Investigation Program, the sum of \$11,182,368 for the

34 2005-2006 fiscal year and \$11,543,323 for the 2006-2007 fiscal year.

35 (1) Program Description. The Arkansas State Police Criminal Investigation

36 Division will provide proactive criminal investigation enforcement while

1 working with city, county, state, and federal agencies. The Criminal
2 Investigation Division will serve all seventy-five counties with the goal of
3 protecting and serving the citizens of Arkansas by providing professional
4 quality criminal investigations with emphasis on major crimes and narcotics
5 violations.

6	(2) Appropriation payable from:	FISCAL YEARS	
7		<u>2005-2006</u>	<u>2006-2007</u>
8	(A) General Revenue:		
9	Department of Arkansas State		
10	Police Fund	\$ <u>9,335,749</u>	\$ <u>9,696,604</u>
11	TOTAL General Revenue	\$ 9,335,749	\$ 9,696,604
12	(B) Federal Funds as designated by		
13	the Chief Fiscal Officer of the		
14	State	\$ 1,826,048	\$ 1,826,048
15	(3) Performance Targets:		
16	(A) Number of criminal		
17	investigations opened by Arkansas		
18	State Police.	3,375	3,611
19	(B) Number of methamphetamine labs		
20	identified and cleaned up.	238	250

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22 SECTION 5. APPROPRIATION - CRIMES AGAINST CHILDREN PROGRAM. There is
23 hereby appropriated, to be payable from the funds and fund accounts as set
24 out herein, to the Department of Arkansas State Police for the biennial
25 period ending June 30, 2007, the following:

26 (a) For the Crimes Against Children Program, the sum of \$5,680,915 for the
27 2005-2006 fiscal year and \$5,911,207 for the 2006-2007 fiscal year.

28 (1) Program Description. The Crimes Against Children Division in
29 cooperation with other state agencies and local law enforcement agencies will
30 manage and administer the statewide twenty-four hour Child Abuse Hotline, and
31 record all reports of alleged child abuse. Cases of child abuse will be
32 assigned and investigated in accordance with state and federal statutes and
33 in compliance with the standards established by the 'Angela R.' settlement
34 agreement. The Crimes Against Children Division is mandated to provide
35 competent and thorough child abuse investigations which are sensitive to the
36 needs of children and families.

1	(2) Appropriation payable from:	FISCAL YEARS	
2		<u>2005-2006</u>	<u>2006-2007</u>
3	(A) General Revenue:		
4	Department of Arkansas State		
5	Police Fund	\$ <u>3,034,832</u>	\$ <u>3,183,239</u>
6	TOTAL General Revenue	\$ 3,034,832	\$ 3,183,239
7	(B) Other Funds	\$ 2,495,317	\$ 2,570,178
8	(3) Performance Targets:		
9	(A) Number of calls received by the		
10	Child Abuse Hot Line.	32,879	33,372
11	(B) Number of suspected cases of		
12	child abuse or maltreatment		
13	investigated.	5,834	5,950
14	(C) Percentage of calls requiring		
15	further investigation.	63.6%	64.0%

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17 SECTION 6. APPROPRIATION - HIGHWAY PATROL PROGRAM. There is hereby

18 appropriated, to be payable from the funds and fund accounts as set out

19 herein, to the Department of Arkansas State Police for the biennial period

20 ending June 30, 2007, the following:

21 (a) For the Highway Patrol Program, the sum of \$37,929,817 for the 2005-2006

22 fiscal year and \$39,055,875 for the 2006-2007 fiscal year.

23 (1) Program Description. The Arkansas State Police, Highway Patrol

24 Division, will provide professional traffic law enforcement in a statewide

25 operation, designed to maintain and improve safety on federal and state

26 roadways; enforcing criminal and traffic laws, investigating the cause of

27 motor vehicle crashes, answering calls for police services, assisting other

28 law enforcement agencies and operator license testing.

29	(2) Appropriation payable from:	FISCAL YEARS	
30		<u>2005-2006</u>	<u>2006-2007</u>
31	(A) General Revenue:		
32	Department of Arkansas State		
33	Police Fund	\$ <u>32,211,553</u>	\$ <u>33,322,256</u>
34	TOTAL General Revenue	\$ 32,211,553	\$ 33,322,256
35	(B) Federal Funds as designated by		
36	the Chief Fiscal Officer of the		

1	State	\$ 5,333,330	\$ 5,329,890
2	(3) Performance Targets:		
3	(A) Number of CDL and DL tests		
4	performed	226,108	233,080
5	(B) Number of crashes investigated		
6	by Highway Patrol Troopers.	16,582	16,470

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8 SECTION 7. APPROPRIATION - HIGHWAY SAFETY PROGRAM. There is hereby

9 appropriated, to be payable from the funds and fund accounts as set out

10 herein, to the Department of Arkansas State Police for the biennial period

11 ending June 30, 2007, the following:

12 (a) For the Highway Safety Program, the sum of \$22,658,271 for the 2005-2006

13 fiscal year and \$22,665,568 for the 2006-2007 fiscal year.

14 (1) Program Description. The Arkansas State Police Highway Safety Office

15 (HSO) will administer the State and Community Highway Safety Grant Program

16 and oversee highway safety program efforts for the State of Arkansas. The

17 HSO develops the Highway Safety Plan which identifies traffic-related safety

18 problems in Arkansas and recommends programs that are most effective in

19 reducing traffic crashes, fatalities and injuries.

20	(2) Appropriation payable from:	FISCAL YEARS	
21		<u>2005-2006</u>	<u>2006-2007</u>
22	(A) Federal Funds as designated by		
23	the Chief Fiscal Officer of the		
24	State	\$ 22,153,885	\$ 22,153,885
25	(B) Special Revenue	\$ 300,000	\$ 300,000
26	(C) Other Funds	\$ 681,747	\$ 477,361

27	(3) Performance Targets:		
28	(A) Adult safety belt compliance		
29	rate for the state of Arkansas	69%	71%
30	(B) Child Restraint use rate for the		
31	State of Arkansas	78%	80%
32	(C) Number of Highway Safety		
33	projects implemented	57	58
34	(D) Traffic fatality rate per 100		
35	million vehicle miles traveled in		
36	Arkansas.	1.9	1.9

1 (E) Traffic injury rate per 100
 2 million vehicle miles traveled in
 3 Arkansas 169.4 168.4
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5 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COURT
 7 AWARDS FUND – MOTOR VEHICLE PURCHASES/RENOVATION. Monies deposited in the
 8 Court Awards Fund each fiscal year shall be used exclusively for motor
 9 vehicle purchases and associated taxes and/or motor vehicle renovation costs
 10 for the Department of Arkansas State Police.

11 The provisions of this section shall be in effect only from July 1, 2003
 12 2005 through June 30, ~~2005~~ 2007.

14 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MOTOR
 16 VEHICLE ACQUISITION REVOLVING FUND - MOTOR VEHICLE PURCHASES/RENOVATION. At
 17 least fifty percent (50%) of the general revenues deposited each fiscal year
 18 into the Motor Vehicle Acquisition Revolving Fund shall be used for motor
 19 vehicle purchases and or motor vehicle renovation costs for the Department of
 20 Arkansas State Police.

21 The provisions of this section shall be in effect only from July 1, 2003
 22 2005 through June 30, ~~2005~~ 2007.

24 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 26 PROVISION. The Department of Arkansas State Police is hereby authorized,
 27 after seeking the approval of the Chief Fiscal Officer of the State and prior
 28 review by the Arkansas Legislative Council or Joint Budget Committee, ~~to~~
 29 ~~request transfer from the appropriation made herein for "Confiscated Funds~~
 30 ~~Transfer" to the Capital Outlay line item contained in the operations~~
 31 ~~appropriation of the Department of Arkansas State Police, and shall be used~~
 32 ~~exclusively for motor vehicle purchases and associated taxes and/or motor~~
 33 ~~vehicle renovation costs for the Department of Arkansas State Police; and to~~
 34 request fund transfers from the Court Awards Fund to the Department of
 35 Arkansas State Police Fund in the same amount and for the same purposes as
 36 ~~the appropriation transfer requested under the provisions of this section, to~~

1 be used exclusively for motor vehicle purchases and associated taxes and/or
 2 motor vehicle renovation costs for the Department of Arkansas State Police.
 3 Further provided, the Department of Arkansas State Police is hereby
 4 authorized to request a fund transfer from the Court Awards Fund or the
 5 Arkansas State Police Fund to the Motor Vehicle Acquisition Revolving Fund.
 6 Fund transfers to the Motor Vehicle Acquisition Revolving Fund shall be
 7 reported to the Arkansas Legislative Council, but do not require prior
 8 review.

9 The provisions of this section shall be in effect only from July 1, 2003
 10 2005 through June 30, ~~2005~~ 2007.

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 12 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. OVERTIME.
 14 The Department of Arkansas State Police is hereby authorized to make overtime
 15 payments from such funds and appropriations provided for overtime payments to
 16 those officers or other employees that are currently assigned or may be
 17 assigned by the Director of the Department of Arkansas State Police to
 18 Special Law Enforcement Task Forces and other special programs reimbursable
 19 to Arkansas State Police by federal or local authorities as approved by the
 20 Director of the Department of Arkansas State Police. All such overtime
 21 payments shall be processed through the State Accounting System and shall be
 22 in addition to the Regular Salaries and benefits accruing to the employee.

23 The provisions of this section shall be in effect only from July 1, 2003
 24 2005 through June 30, ~~2005~~ 2007.

25
 26 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MOTOR
 28 VEHICLE PURCHASE. The Department of Arkansas State Police is hereby
 29 authorized to purchase motor vehicles from the appropriations authorized for
 30 Capital Outlay Administration and Support Services in the State Police
 31 Operations appropriation in this Act.
 32 Motor vehicles donated to Arkansas State Police and confiscated vehicles
 33 used for Arkansas State Police operations shall not be included in the
 34 maximum number of authorized passenger vehicles.

35 The provisions of this section shall be in effect only from July 1, 2003
 36 2005 through June 30, ~~2005~~ 2007.

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SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UNIFORM EMPLOYEE HEALTH INSURANCE PROGRAM REPORTING. The Department of Arkansas State Police shall report monthly to the Governor, the Chief Fiscal Officer of the State and to the Arkansas Legislative Council or Joint Budget Committee regarding the activity and condition for the uniformed employee health insurance plan. The report shall include, but not limited to, the beginning reserve fund balance, contributions made during the month, claims paid, and the ending fund balance of the month. In the event it is determined that the cost to adequately maintain the uniform employee health insurance plan is not feasible within the existing resources available to the department, the ~~84th~~ 85th General Assembly shall study the feasibility and desirability of discontinuing the self-insurance program and instead provide medical and hospital insurance to uniform employees through the public employees insurance program.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES - STATE POLICE EQUIPMENT FUND. (A) For all appropriations as provided in this Act, the agency disbursing officer shall monitor the level of fund balances in relation to expenditures on a monthly basis. If any proposed expenditures would cause the State Police Equipment Fund to decline below one million three hundred eighty eight thousand eight hundred thirty five dollars (\$1,388,835), the disbursing officer shall immediately notify the executive head of the agency. Prior to any obligations being made under these circumstances, the agency head shall file written documentation with the Chief Fiscal Officer of the State requesting approval of the expenditures. Such documentation shall provide sufficient financial data to justify the expenditures and shall include the following:

- 1) a plan that clearly indicates the specific fiscal impact of such expenditures on the fund balance.
- 2) information clearly indicating and explaining what programs would be cut or any other measures to be taken by the agency to restore the fund balance.

1 3) the extent to which any of the planned expenditures are for one-time costs
2 or one-time purchase of capitalized items.

3 4) a statement certifying that the expenditure of fund balances will not
4 jeopardize the financial health of the agency, nor result in a permanent
5 depletion of the fund balance.

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

9 The provisions of this section shall be in effect only from July 1, 2003
10 2005 through June 30, ~~2005~~ 2007.

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12 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
14 RATES OF PAY. Due to the necessity of maintaining public safety and the
15 highly competitive job market conditions for law enforcement personnel, the
16 Arkansas State Police is authorized special rates of pay for current and new
17 employees up to the levels listed below:

18	T039	State Police Trooper	Grade 19	\$34,405
19			<u>Pay Level IIM</u>	
20	T054	Trooper 1st Class	Grade 20	\$36,644
21			<u>Pay Level IIM</u>	

22 Commissioned employees who are hired as State Police Troopers will be
 23 considered Recruits within the grade 19 classification and shall ~~remain at~~
 24 ~~Pay Level I until the successful completion of recruit school. These~~
 25 ~~employees will then be considered Trainees for the next 12 months of~~
 26 ~~employment and shall be eligible for a salary adjustment not to exceed a rate~~
 27 ~~that is equal to fifty percent (50%) of the range between Pay Level I and Pay~~
 28 ~~Level II of grade 19. After satisfactory completion of 12 months of~~
 29 ~~employment as a Trainee, the Trainee will become eligible for promotion to~~
 30 ~~State Police Trooper and shall be eligible for salary adjustments up to Pay~~
 31 ~~Level II of the grade 19.~~ be eligible for additional compensation at the
 32 successful completion of six months of service. These employees will then be
 33 considered trainees for the next 12 months and at the end of 18 months of
 34 total service shall be eligible for a salary adjustment not to exceed Pay
 35 Level IIM.

36 Current commissioned uniform employees whose salaries were awarded a one

1 time adjustment by Act 1609 of 2003 and whose salaries exceed Pay Level IV,
 2 shall not be considered as exceeding the line item maximum of the employee's
 3 assigned grade.

4 After completion of four and a half years of employment the Commissioned
 5 employee will be eligible for promotion to Trooper First Class, grade 20.
 6 After seven and a half years of employment, the employee will be eligible for
 7 promotion to Corporal, grade 21. Employees will be eligible for normal
 8 promotion increases as they advance to the classifications of Sergeant,
 9 Lieutenant, Captain, and Major. Any disciplinary actions taken against an
 10 employee may delay the promotional process.

11 ~~Current employees shall be eligible for equity adjustments of up to 3% as~~
 12 ~~deemed necessary by the Arkansas State Police. Applications for these~~
 13 ~~special rates of pay indicated above shall have been reviewed and approved by~~
 14 ~~the Office of Personnel Management after prior review by the Arkansas~~
 15 ~~Legislative Council or Joint Budget Committee.~~

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

26
 27 SECTION 17. LEGISLATIVE INTENT. It is the intent of the General Assembly
 28 that any funds disbursed under the authority of the appropriations contained
 29 in this act shall be in compliance with the stated reasons for which this act
 30 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 31 and Legislative Recommendations contained in the budget manuals prepared by
 32 the Department of Finance and Administration, letters, or summarized oral
 33 testimony in the official minutes of the Arkansas Legislative Council or
 34 Joint Budget Committee which relate to its passage and adoption.

35
 36 SECTION 18. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the
2 appropriation of funds for more than a two (2) year period; that the
3 effectiveness of this Act on July 1, 2005 is essential to the operation of
4 the agency for which the appropriations in this Act are provided, and that in
5 the event of an extension of the Regular Session, the delay in the effective
6 date of this Act beyond July 1, 2005 could work irreparable harm upon the
7 proper administration and provision of essential governmental programs.
8 Therefore, an emergency is hereby declared to exist and this Act being
9 necessary for the immediate preservation of the public peace, health and
10 safety shall be in full force and effect from and after July 1, 2005.

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