

State of Arkansas  
85th General Assembly  
Regular Session, 2005

# A Bill

SENATE BILL 261

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS LEGISLATIVE COUNCIL, THE BUREAU OF LEGISLATIVE RESEARCH, AND THE INTERIM COMMITTEES OF THE ARKANSAS GENERAL ASSEMBLY FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE BUREAU OF LEGISLATIVE RESEARCH AND THE LEGISLATIVE COUNCIL APPROPRIATION FOR THE 2005-2007 BIENNIUM.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for the Bureau of Legislative Research of the Legislative Council for the 2005-2007 biennium, the following maximum number of regular employees, the grades to be assigned to the respective positions, and the maximum annual salaries for each such position. The maximum annual salary for the position assigned to grades shall be determined in accordance with, but shall not exceed the maximum annual amount for the grade assigned herein, as established in Arkansas Code 21-5-209. Except for the purpose of determining the maximum annual salary rate, which is to be applicable to each of the positions to which a salary grade is assigned hereinafter, in accordance with the provisions of Arkansas Code 21-5-209, all positions set forth herein shall be



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

				Maximum Annual		
				Maximum	Salary Rate	
				No. of	Fiscal Years	
Item	Class			Employees	2005-2006	2006-2007
No.	Code	Title				
( 1)	9147	DIRECTOR, BUREAU OF LEGIS RESEARCH		1	130,057	132,918
( 2)	9148	ASSISTANT DIRECTOR		2	125,593	128,387
( 3)	9149	ADMIN., BUDGET & FISCAL REVIEW		1	101,499	103,931
( 4)	9150	ADMIN., LEGAL STAFF		1	101,499	103,931
( 5)	9187	ADMIN., LEGIS COMMITTEE STAFF		1	101,499	103,931
( 6)	9152	ADMIN., PERSONNEL REVIEW		1	101,499	103,931
( 7)	9337	ADMIN., LEG. INFORMATION TECHNOLOGY		1	101,499	103,931
( 8)	9153	ADMIN., PERFORMANCE BUDGET		1	96,460	98,817
( 9)	9151	ADMIN., ECONOMIC & TAX POLICY		1	90,257	92,521
(10)	9158	NETWORK PLANNING COORDINATOR		1	GRADE	26
(11)	9267	APPLICATIONS DEVELOPMENT MGR.		1	GRADE	26
(12)	9334	SENIOR LEGISLATIVE ATTORNEY		2	GRADE	26
(13)	9159	LEGISLATIVE ATTORNEY		7	GRADE	25
(14)	9161	PROGRAM ANALYST		1	GRADE	25
(15)	9338	LEGISLATIVE DATABASE ADMINISTRATOR		1	GRADE	25
(16)	9157	SENIOR LEGISLATIVE ANALYST		10	GRADE	24
(17)	9336	SENIOR PC SUPPORT SPECIALIST		2	GRADE	24
(18)	9162	SPECIAL PROJECTS ANALYST		1	GRADE	22
(19)	9163	ADMINISTRATIVE COORDINATOR		1	GRADE	22
(20)	9164	DIRECTOR'S EXECUTIVE ASSISTANT		1	GRADE	22
(21)	9165	LEGISLATIVE ANALYST		24	GRADE	22
(22)	9166	PC SUPPORT SPECIALIST		5	GRADE	22
(23)	9170	BUREAU FISCAL OFFICER		1	GRADE	22
(24)	9168	ASSISTANT TO ASSISTANT DIRECTOR		2	GRADE	21
(25)	9339	BLR ASSISTANT FISCAL OFFICER		1	GRADE	20
(26)	9167	LEGISLATIVE ADMIN ASSISTANT		8	GRADE	20
(27)	9340	PROOFING SUPERVISOR		1	GRADE	20
(28)	9169	LEGISLATIVE RESEARCH ASSISTANT		1	GRADE	19

1	(29)	9171	REFERENCE ANALYST	1	GRADE	18
2	(30)	9172	ADMINISTRATIVE ASSISTANT II	7	GRADE	18
3	(31)	9173	OFFICE SERVICES SUPERVISOR	1	GRADE	18
4	(32)	9174	LEGIS MICRO / PHOTO SUPERVISOR	1	GRADE	17
5	(33)	9176	LEGISLATIVE COMMITTEE SECRETARY	11	GRADE	17
6	(34)	9175	DATA CONTROL CLERK	1	GRADE	16
7	(35)	9177	COMMUNICATIONS SYSTEM MGR	1	GRADE	13
8	(36)	9191	LEGISLATIVE CLERICAL SPECIALIST	1	GRADE	11
9	(37)	9179	FACILITIES COORDINATOR	1	GRADE	10
10	**SENIOR CAREER SERVICE POSITIONS**					
11	(38)	9335	SENIOR LEGS ANALYST-SR CAREER SERV	1	GRADE	25
12	(39)	9183	ADMINISTRATIVE COORD-SR CAREER SERV	1	GRADE	25
13	(40)	9184	DIR'S EXEC. ASST-SR CAREER SERV	1	GRADE	25
14	(41)	9160	LEGISLATIVE ANALYST-SR CAREER SERV	5	GRADE	24
15	(42)	9185	LEGIS MICRO/PHOTO SUPV-SR CAREER SERV	1	GRADE	20
16	*****CONTINGENCY POSITIONS*****					
17	(43)	9159	LEGISLATIVE ATTORNEY	1	GRADE	25
18	(44)	9157	SENIOR LEGISLATIVE ANALYST	1	GRADE	24
19	(45)	9189	NETWORK CONTROL TECHNICIAN	1	GRADE	22
20	(46)	9190	APPLICATIONS / TEXT PROGRAMMER	2	GRADE	22
21	(47)	9165	LEGISLATIVE ANALYST	5	GRADE	22
22	(48)	9172	ADMINISTRATIVE ASSISTANT II	5	GRADE	18
23	(49)	9191	LEGISLATIVE CLERICAL SPECIALIST	<u>2</u>	GRADE	11
24	MAX. NO. OF EMPLOYEES			132		

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26 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the  
 27 Bureau of Legislative Research of the Legislative Council for the 2005-2007  
 28 biennium, the following maximum number of part-time or temporary employees,  
 29 to be known as "Extra Help", payable from funds appropriated herein for such  
 30 purposes: twenty-five (25) temporary or part-time employees, when needed, at  
 31 rates of pay not to exceed those provided in the Uniform Classification and  
 32 Compensation Act, or its successor, or this act for the appropriate  
 33 classification.

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35 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to  
 36 the Bureau of Legislative Research of the Legislative Council, to be payable

from the State Central Services Fund, for personal services and operating expenses of the Bureau of Legislative Research and the Legislative Council for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
NO.	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 8,222,539	\$ 8,447,918
(02) EXTRA HELP	70,000	70,000
(03) PERSONAL SERVICES MATCHING	2,058,669	2,100,932
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	908,845	700,167
(B) CONF. & TRAVEL	195,830	195,830
(C) PROF. FEES	425,295	425,295
(D) CAP. OUTLAY	400,000	400,000
(E) DATA PROC.	262,012	262,012
(05) CONTINGENCY	1,563,480	1,563,480
(06) COMMITTEE ROOMS	<u>105,063</u>	<u>105,063</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 14,211,733</u>	<u>\$ 14,270,697</u>

SECTION 4. APPROPRIATION - INTERIM COMMITTEE STUDY EXPENSES. There is hereby appropriated, to the Bureau of Legislative Research of the Legislative Council Disbursing Officer, to be payable from the State Central Services Fund, for study expenses of the Ad Interim Committees of the Arkansas General Assembly for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
NO.	2005-2006	2006-2007
(01) INTERIM COMMITTEE STUDY EXPENSES	<u>\$ 271,060</u>	<u>\$ 271,060</u>

SECTION 5. APPROPRIATION - INTERIM COMMITTEE EXPENSES. There is hereby appropriated, to the Bureau of Legislative Research of the Legislative Council Disbursing Officer, to be payable from the State Central Services Fund, for paying per diem, expenses and mileage to members of the Arkansas General Assembly attending regular and special meetings and other committee related activities of the Ad Interim Committees of the Arkansas General Assembly, and for out-of-state travel expenses for committee staff as

approved by the appropriate committee for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
NO.	2005-2006	2006-2007
(01) PER DIEM, EXPENSES, AND MILEAGE FOR		
MEMBERS OF THE ARKANSAS GENERAL		
ASSEMBLY AD INTERIM COMMITTEES	\$ 1,419,199	\$ 1,419,199
(02) OUT-OF-STATE TRAVEL OF INTERIM		
COMMITTEE MEMBERS AND COMMITTEE STAFF		
WHO ARE AUTHORIZED BY THE APPROPRIATE		
COMMITTEE	<u>277,197</u>	<u>277,197</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,696,396</u>	<u>\$ 1,696,396</u>

SECTION 6. APPROPRIATION - ENERGY COUNCIL. There is hereby appropriated, to the Bureau of Legislative Research of the Legislative Council Disbursing Officer, to be payable from the State Central Services Fund, for paying expenses of members of the Arkansas General Assembly attending meetings of the Energy Council and for other associated expenses for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
NO.	2005-2006	2006-2007
(01) PAYMENT OF EXPENSES OF MEMBERS		
AND OTHER EXPENSES	<u>\$ 65,806</u>	<u>\$ 65,806</u>

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. Any unexpended balance of any appropriation provided in this Act which remains at the close of the fiscal year ending June 30, ~~2004~~ 2006, shall be transferred forward and made available for the same purpose for the fiscal year ending June 30, ~~2005~~ 2007. In the event that unforeseen circumstances arise during the fiscal year ending June 30, ~~2004~~ 2006 such that any appropriations made available for that year are insufficient, the Director of the Bureau of Legislative Research of the Legislative Council shall certify the amount thereof to the Chief Fiscal Officer of the State,

1 who upon receipt of the certification, shall transfer the amount so certified  
 2 from the appropriation authorized for the fiscal year ending June 30, ~~2005~~  
 3 2007 to the appropriate appropriations for the fiscal year ending June 30,  
 4 ~~2004~~ 2006. The provisions of this section shall be in effect only from July  
 5 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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 7 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 9 PROVISION - LINE ITEMS. The Director of the Bureau of Legislative Research  
 10 is hereby authorized to direct the Chief Fiscal Officer of the State to  
 11 transfer appropriation between line items within appropriations and also  
 12 between the appropriations made by this Act in such amounts as determined  
 13 necessary in either fiscal year of the ~~2003-05~~ 2005-07 biennium. The  
 14 provisions of this section shall be in effect only from July 1, ~~2003~~ 2005  
 15 through June 30, ~~2005~~ 2007.

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 17 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 19 CONTINGENCY POSITIONS - RESTRICTIONS. The positions authorized as  
 20 Contingency in this Act shall be filled only in the event that programs are  
 21 required to be implemented that were not contemplated at the time of the  
 22 submission by the Bureau of Legislative Research of its ~~2003-05~~ 2005-07  
 23 biennial budget request to the Arkansas Legislative Council. The provisions  
 24 of this section shall be in effect only from July 1, ~~2003~~ 2005 through June  
 25 30, ~~2005~~ 2007.

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 27 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR  
 29 CAREER SERVICE POSITIONS. The positions authorized in this Act as "Senior  
 30 Career Service Positions" shall be utilized only for those incumbents on June  
 31 30, 1997 who would otherwise be unable to obtain the pay increases approved  
 32 by the Director of the Bureau of Legislative Research due to the exceptional  
 33 tenure and circumstances of the incumbents. In the event that the employee  
 34 being paid from a "Senior Career Service Position" is no longer employed by  
 35 the Bureau of Legislative Research, the position shall remain vacant. As  
 36 long as any "Senior Career Service Position" is filled, a position with the

1 same title authorized as a regular employee in Section 1 shall not be filled.

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3 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COST OF  
5 LIVING INCREASES. Employees of the Bureau of Legislative Research assigned  
6 to positions having a labor grade shall be eligible for cost-of-living  
7 increases on July 1, ~~2003~~ 2005 and July 1, ~~2004~~ 2006 in an amount equal to  
8 that granted to all other state agency, board, commission or institution of  
9 higher education employees on those dates. Any additional adjustments in  
10 annual salary rates for Bureau employees, labor market adjustments, merit pay  
11 adjustments or employee retention or recruitment requirements shall be made  
12 at the discretion of the Director of the Bureau.

13 The provisions of this section shall be in effect only from July 1, ~~2003~~  
14 2005 through June 30, ~~2005~~ 2007.

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16 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
18 DISBURSING OFFICER. The Director of the Bureau of Legislative Research of the  
19 Legislative Council shall be the disbursing officer for the funds  
20 appropriated by this Act, including the Interim Committee Study Expenses and  
21 all expenditures from the appropriations provided by this Act shall be in  
22 accordance with procedures established by the Legislative Council and in  
23 accordance with appropriate law.

24 The provisions of this section shall be in effect only from July 1, ~~2003~~  
25 2005 through June 30, ~~2005~~ 2007.

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27 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
29 PERFORMANCE REWARDS. The Director of the Bureau of Legislative Research may  
30 implement a program to reward employees of the bureau for exceptional service  
31 similar to the state Career Ladder Incentive Plan bonus program authorized by  
32 Arkansas Code 21-5-1101. The plan shall be approved by the Legislative  
33 Council prior to its implementation. The provisions of this section shall be  
34 in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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36 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

1 by this act shall be limited to the appropriation for such agency and funds  
2 made available by law for the support of such appropriations; and the  
3 restrictions of the State Procurement Law, the General Accounting and  
4 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
5 Procedures and Restrictions Act, or their successors, and other fiscal  
6 control laws of this State, where applicable, and regulations promulgated by  
7 the Department of Finance and Administration, as authorized by law, shall be  
8 strictly complied with in disbursement of said funds.

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10 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General Assembly  
11 that any funds disbursed under the authority of the appropriations contained  
12 in this act shall be in compliance with the stated reasons for which this act  
13 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
14 and Legislative Recommendations contained in the budget manuals prepared by  
15 the Department of Finance and Administration, letters, or summarized oral  
16 testimony in the official minutes of the Arkansas Legislative Council or  
17 Joint Budget Committee which relate to its passage and adoption.

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