

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 86th General Assembly  
3 Regular Session, 2007

# A Bill

HOUSE BILL 1394

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 CRIME INFORMATION CENTER FOR THE BIENNIAL PERIOD  
12 ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.  
13

## Subtitle

14  
15 AN ACT FOR THE ARKANSAS CRIME  
16 INFORMATION CENTER APPROPRIATION FOR THE  
17 2007-2009 BIENNIUM.  
18  
19  
20

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

23 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas  
24 Crime Information Center for the 2007-2009 biennium, the following maximum  
25 number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
34

35 Maximum Annual  
36 Maximum Salary Rate



| Item | Class |                                      | No. of<br>Employees | Fiscal Years |           |
|------|-------|--------------------------------------|---------------------|--------------|-----------|
|      | No.   | Code Title                           |                     | 2007-2008    | 2008-2009 |
| 3    | (1)   | 9702 ACIC DIRECTOR                   | 1                   | \$91,632     | \$93,464  |
| 4    | (2)   | 037Z INFORMATION SYSTEMS MANAGER     | 2                   | GRADE        | 25        |
| 5    | (3)   | 797Z COMPUTER APPLICATIONS MANAGER   | 1                   | GRADE        | 25        |
| 6    | (4)   | 620Z ACIC SYSTEMS ADMINISTRATOR      | 1                   | GRADE        | 24        |
| 7    | (5)   | D064 SR SYSTEMS PROGRAMMER           | 2                   | GRADE        | 24        |
| 8    | (6)   | R080 STATISTICAL ANALYSIS MANAGER    | 2                   | GRADE        | 24        |
| 9    | (7)   | D066 SYSTEMS COORDINATION ANALYST II | 1                   | GRADE        | 22        |
| 10   | (8)   | D115 INFORMATION SYSTEMS PLANNER     | 1                   | GRADE        | 22        |
| 11   | (9)   | D124 LEAD PROGRAMMER/ANALYST         | 1                   | GRADE        | 22        |
| 12   | (10)  | A032 AGENCY FISCAL MANAGER           | 1                   | GRADE        | 22        |
| 13   | (11)  | D036 SR PROGRAMMER/ANALYST           | 1                   | GRADE        | 21        |
| 14   | (12)  | R298 AGENCY PROGRAM COORDINATOR      | 1                   | GRADE        | 21        |
| 15   | (13)  | X303 ACIC INFORMATION SYSTEM AGENT   | 19                  | GRADE        | 20        |
| 16   | (14)  | R150 RESEARCH PROJECT ANALYST        | 1                   | GRADE        | 19        |
| 17   | (15)  | D020 DP SUPERVISOR II                | 1                   | GRADE        | 19        |
| 18   | (16)  | D034 PROGRAMMER ANALYST              | 1                   | GRADE        | 18        |
| 19   | (17)  | D090 OPERATIONS ANALYST              | 6                   | GRADE        | 18        |
| 20   | (18)  | R134 PLANNING SPECIALIST II          | 3                   | GRADE        | 18        |
| 21   | (19)  | A108 ACCOUNTING TECHNICIAN II        | 1                   | GRADE        | 15        |
| 22   | (20)  | K030 ACIC TECHNICIAN                 | 20                  | GRADE        | 14        |
| 23   | (21)  | K153 SECRETARY II                    | <u>3</u>            | GRADE        | 13        |
| 24   |       | MAX. NO. OF EMPLOYEES                | 70                  |              |           |

SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Crime Information Center, to be payable from the Crime Information System Fund, for personal services and operating expenses of the Arkansas Crime Information Center - Operations for the biennial period ending June 30, 2009, the following:

| ITEM                            | FISCAL YEARS |              |
|---------------------------------|--------------|--------------|
|                                 | 2007-2008    | 2008-2009    |
| (01) REGULAR SALARIES           | \$ 2,416,524 | \$ 2,464,723 |
| (02) PERSONAL SERVICES MATCHING | 782,717      | 792,475      |
| (03) MAINT. & GEN. OPERATION    |              |              |

|   |                            |                     |                     |
|---|----------------------------|---------------------|---------------------|
| 1 | (A) OPER. EXPENSE          | 657,961             | 657,961             |
| 2 | (B) CONF. & TRAVEL         | 38,000              | 38,000              |
| 3 | (C) PROF. FEES             | 939,000             | 939,000             |
| 4 | (D) CAP. OUTLAY            | 40,000              | 30,000              |
| 5 | (E) DATA PROC.             | 817,000             | 817,000             |
| 6 | (04) CONTINGENCY           | 1,100,000           | 1,100,000           |
| 7 | (05) UPDATE/EXPAND/IMPROVE | <u>120,000</u>      | <u>120,000</u>      |
| 8 | TOTAL AMOUNT APPROPRIATED  | <u>\$ 6,911,202</u> | <u>\$ 6,959,159</u> |

9

10 SECTION 3. APPROPRIATION - CRIMINAL HISTORY IMPROVEMENT PROGRAM - FEDERAL.

11 There is hereby appropriated, to the Arkansas Crime Information Center, to be

12 payable from the federal funds as designated by the Chief Fiscal Officer of

13 the State, for operating expenses of the Arkansas Crime Information Center -

14 Criminal History Improvement Program for the biennial period ending June 30,

15 2009, the following:

|    |                              |                   |                   |
|----|------------------------------|-------------------|-------------------|
| 16 |                              |                   |                   |
| 17 | ITEM                         | FISCAL YEARS      |                   |
| 18 | <u>NO.</u>                   | <u>2007-2008</u>  | <u>2008-2009</u>  |
| 19 | (01) MAINT. & GEN. OPERATION |                   |                   |
| 20 | (A) OPER. EXPENSE            | \$ 0              | \$ 0              |
| 21 | (B) CONF. & TRAVEL           | 0                 | 0                 |
| 22 | (C) PROF. FEES               | 234,073           | 234,073           |
| 23 | (D) CAP. OUTLAY              | 0                 | 0                 |
| 24 | (E) DATA PROC.               | <u>0</u>          | <u>0</u>          |
| 25 | TOTAL AMOUNT APPROPRIATED    | <u>\$ 234,073</u> | <u>\$ 234,073</u> |

26

27 SECTION 4. APPROPRIATION - SYSTEMS CONFERENCE - CASH. There is hereby

28 appropriated, to the Arkansas Crime Information Center, to be payable from

29 the cash fund deposited in the State Treasury as determined by the Chief

30 Fiscal Officer of the State, for operating expenses of the Arkansas Crime

31 Information Center - Systems Conference for the biennial period ending June

32 30, 2009, the following:

|    |                              |                  |                  |
|----|------------------------------|------------------|------------------|
| 33 |                              |                  |                  |
| 34 | ITEM                         | FISCAL YEARS     |                  |
| 35 | <u>NO.</u>                   | <u>2007-2008</u> | <u>2008-2009</u> |
| 36 | (01) MAINT. & GEN. OPERATION |                  |                  |

|   |                           |    |               |    |               |
|---|---------------------------|----|---------------|----|---------------|
| 1 | (A) OPER. EXPENSE         | \$ | 60,000        | \$ | 60,000        |
| 2 | (B) CONF. & TRAVEL        |    | 0             |    | 0             |
| 3 | (C) PROF. FEES            |    | 0             |    | 0             |
| 4 | (D) CAP. OUTLAY           |    | 0             |    | 0             |
| 5 | (E) DATA PROC.            |    | <u>0</u>      |    | <u>0</u>      |
| 6 | TOTAL AMOUNT APPROPRIATED | \$ | <u>60,000</u> | \$ | <u>60,000</u> |

7

8 SECTION 5. APPROPRIATION - SEX/CHILD OFFENDER REGISTRATION PROGRAM. There

9 is hereby appropriated, to the Arkansas Crime Information Center, to be

10 payable from the Sex and Child Offenders Registration Fund, for expenses of

11 the Arkansas Crime Information Center - Sex/Child Offender Registration

12 Program for the biennial period ending June 30, 2009, the following:

| 14 | ITEM                         | FISCAL YEARS |                  |                  |               |
|----|------------------------------|--------------|------------------|------------------|---------------|
| 15 | <u>NO.</u>                   |              | <u>2007-2008</u> | <u>2008-2009</u> |               |
| 16 | (01) MAINT. & GEN. OPERATION |              |                  |                  |               |
| 17 | (A) OPER. EXPENSE            | \$           | 50,000           | \$               | 50,000        |
| 18 | (B) CONF. & TRAVEL           |              | 0                |                  | 0             |
| 19 | (C) PROF. FEES               |              | 0                |                  | 0             |
| 20 | (D) CAP. OUTLAY              |              | 0                |                  | 0             |
| 21 | (E) DATA PROC.               |              | <u>0</u>         |                  | <u>0</u>      |
| 22 | TOTAL AMOUNT APPROPRIATED    | \$           | <u>50,000</u>    | \$               | <u>50,000</u> |

23

24 SECTION 6. APPROPRIATION - STATISTICAL ANALYSIS. There is hereby

25 appropriated, to the Arkansas Crime Information Center, to be payable from

26 the federal funds as designated by the Chief Fiscal Officer of the State, for

27 operating and audit expenses of the Arkansas Crime Information Center -

28 Statistical Analysis for the biennial period ending June 30, 2009, the

29 following:

| 31 | ITEM                         | FISCAL YEARS |                  |                  |        |
|----|------------------------------|--------------|------------------|------------------|--------|
| 32 | <u>NO.</u>                   |              | <u>2007-2008</u> | <u>2008-2009</u> |        |
| 33 | (01) MAINT. & GEN. OPERATION |              |                  |                  |        |
| 34 | (A) OPER. EXPENSE            | \$           | 20,000           | \$               | 20,000 |
| 35 | (B) CONF. & TRAVEL           |              | 10,000           |                  | 10,000 |
| 36 | (C) PROF. FEES               |              | 40,000           |                  | 40,000 |

|   |                           |                  |                  |
|---|---------------------------|------------------|------------------|
| 1 | (D) CAP. OUTLAY           | 0                | 0                |
| 2 | (E) DATA PROC.            | 0                | 0                |
| 3 | (02) AUDIT                | <u>1,500</u>     | <u>1,500</u>     |
| 4 | TOTAL AMOUNT APPROPRIATED | <u>\$ 71,500</u> | <u>\$ 71,500</u> |

5

6 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF  
8 CONTINGENCY APPROPRIATION AND FUNDING. To the extent federal funding is not  
9 available to the Arkansas Crime Information Center during the ~~2005-2007~~ 2007-  
10 2009 biennium for the Computerized Criminal History Program or the  
11 JusticeXchange Program, the Contingency Appropriation authorized herein may  
12 be used for regular salaries, personal services matching and maintenance and  
13 general operation line item appropriations authorized for such programs in  
14 this Act. Funding for the Contingency Appropriation authorized herein may be  
15 transferred to the appropriate fund or fund account from such excess funds as  
16 the Director of the Arkansas Crime Information Center may determine are  
17 available from criminal background check fees deposited on behalf of the  
18 Arkansas Crime Information Center. Use of the contingency appropriation and  
19 funding authorized in this Act shall be approved by the Chief Fiscal Officer  
20 of the State and the Arkansas Legislative Council or Joint Budget Committee.

21

22 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
24 FORWARD. At the close of each fiscal year, the Director of the Arkansas  
25 Crime Information Center shall certify to the Chief Fiscal Officer of the  
26 State the amount, if any, of unexpended monies and appropriation in the Crime  
27 Information Center Fund, or its successor, resulting from the reimbursement  
28 to the Arkansas Crime Information Center by municipal, county, state or  
29 federal governments for teleprocessing services. Any balance of such monies  
30 and appropriation shall be carried forward and made available for the  
31 maintenance, operation, improvement and other necessary expenditures in  
32 providing teleprocessing services to such municipal, county, state, and  
33 federal agencies served by the Arkansas Crime Information Center. The total  
34 amount which is carried forward under the provisions of this section shall be  
35 reported in the Budget Manuals which are presented to the Arkansas  
36 Legislative Council/Joint Budget Committee during the pre-session budget

1 hearings which are held in the fall of each even numbered year.

2 Any carry forward of unexpended balance of appropriation and/or funding as  
3 authorized herein, may be carried forward under the following conditions:

4 (1) Prior to June 30, 2008 the Agency shall by written statement set forth  
5 its reason(s) for the need to carry forward said appropriation and/or funding  
6 to the Department of Finance and Administration Office of Budget;

7 (2) The Department of Finance and Administration Office of Budget shall  
8 report to the Arkansas Legislative Council all amounts carried forward from  
9 the first fiscal year of the biennium to the second fiscal year of the  
10 biennium by the September Arkansas Legislative Council or Joint Budget  
11 Committee meeting in the second fiscal year of the biennial period which  
12 report shall include the name of the Agency, Board, Commission or Institution  
13 and the amount of the appropriation and/or funding carried forward from the  
14 first fiscal year to the second fiscal year, the program name or line item,  
15 the funding source of that appropriation and a copy of the written request  
16 set forth in (1) above;

17 (3) Each Agency, Board, Commission or Institution shall provide a written  
18 report to the Arkansas Legislative Council or Joint Budget Committee  
19 containing all information set forth in item (2) above, along with a written  
20 statement as to the current status of the project, contract, purpose etc. for  
21 which the carry forward was originally requested no later than thirty (30)  
22 days prior to the time the Agency, Board, Commission or Institution presents  
23 its budget request to the Arkansas Legislative Council/Joint Budget  
24 Committee; and

25 (4) Thereupon, the Department of Finance and Administration shall include  
26 all information obtained in item (3) above in the biennial budget manuals  
27 and/or a statement of non-compliance by the Agency, Board, Commission or  
28 Institution.

29 The provisions of this section shall be in effect only from July 1, 2005  
30 2007 through June 30, ~~2007~~ 2009.

31  
32 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
33 by this act shall be limited to the appropriation for such agency and funds  
34 made available by law for the support of such appropriations; and the  
35 restrictions of the State Procurement Law, the General Accounting and  
36 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal  
2 control laws of this State, where applicable, and regulations promulgated by  
3 the Department of Finance and Administration, as authorized by law, shall be  
4 strictly complied with in disbursement of said funds.

5  
6 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly  
7 that any funds disbursed under the authority of the appropriations contained  
8 in this act shall be in compliance with the stated reasons for which this act  
9 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
10 and Legislative Recommendations contained in the budget manuals prepared by  
11 the Department of Finance and Administration, letters, or summarized oral  
12 testimony in the official minutes of the Arkansas Legislative Council or  
13 Joint Budget Committee which relate to its passage and adoption.

14  
15 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General  
16 Assembly, that the Constitution of the State of Arkansas prohibits the  
17 appropriation of funds for more than a two (2) year period; that the  
18 effectiveness of this Act on July 1, 2007 is essential to the operation of  
19 the agency for which the appropriations in this Act are provided, and that in  
20 the event of an extension of the Regular Session, the delay in the effective  
21 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
22 proper administration and provision of essential governmental programs.  
23 Therefore, an emergency is hereby declared to exist and this Act being  
24 necessary for the immediate preservation of the public peace, health and  
25 safety shall be in full force and effect from and after July 1, 2007.