

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

SENATE BILL 244

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 STATE
11 CRIME LABORATORY FOR THE BIENNIAL PERIOD ENDING
12 JUNE 30, 2009; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE STATE CRIME LABORATORY
16 APPROPRIATION FOR THE 2007-2009
17 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 State
24 Crime Laboratory for the 2007-2009 biennium, the following maximum number of
25 regular employees whose salaries shall be governed by the provisions of the
26 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
27 seq.), or its successor, and all laws amendatory thereto. Provided, however,
28 that any position to which a specific maximum annual salary is set out herein
29 in dollars, shall be exempt from the provisions of said Uniform
30 Classification and Compensation Act. All persons occupying positions
31 authorized herein are hereby governed by the provisions of the Regular
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
33 successor.
34

35 Maximum Annual
36 Maximum Salary Rate



1	Item	Class		No. of	Fiscal Years	
2	No.	Code	Title	Employees	2007-2008	2008-2009
3	(1)	7148	CRIME LAB DIR MEDICAL EXAM DIV	1	\$186,896	\$190,633
4	(2)	7149	CRIME LAB ASSOC MEDICAL EXAMINER	4	\$168,574	\$171,945
5	(3)	7147	CRIME LAB EXECUTIVE DIRECTOR	1	\$88,090	\$89,851
6	(4)	7182	CRIME LAB ASSISTANT DIRECTOR	1	\$66,558	\$67,889
7	(5)	827Z	DP CENTER MANAGER	1	GRADE	26
8	(6)	033Z	CRIME LAB SCIENTIFIC OPS MGR	1	GRADE	26
9	(7)	R092	CODIS ADMINISTRATOR/DNA SUPERVISOR	1	GRADE	25
10	(8)	N339	CHIEF LATENT PRINTS EXAMINER	1	GRADE	24
11	(9)	B007	CRIME LAB CHIEF ILLICIT LABS	1	GRADE	24
12	(10)	956Z	CRIME LAB QUALITY MANAGER	1	GRADE	24
13	(11)	B044	CHIEF FORENSIC QUESTIONED DOC EXAM	1	GRADE	24
14	(12)	B046	CHIEF FORENSIC TOXICOLOGIST	1	GRADE	24
15	(13)	B048	CHIEF FORENSIC CHEMIST	1	GRADE	24
16	(14)	B050	CHIEF FORENSIC SEROLOGIST	1	GRADE	24
17	(15)	T053	CRIME LAB CHIEF CRIMINALIST	1	GRADE	24
18	(16)	T046	CRIME LAB CHIEF FIREARM/TOOL EXAM	1	GRADE	24
19	(17)	B021	FORENSIC CHEMIST SUPERVISOR	1	GRADE	23
20	(18)	B028	DIGITAL EVIDENCE ANALYST	2	GRADE	22
21	(19)	B073	FORENSIC QUESTIONED DOC EXAMINER II	1	GRADE	22
22	(20)	N336	LATENT PRINTS EXAMINER	7	GRADE	22
23	(21)	B053	FORENSIC BIOLOGIST	17	GRADE	22
24	(22)	B055	FORENSIC TOXICOLOGIST	11	GRADE	22
25	(23)	B057	FORENSIC CHEMIST	28	GRADE	22
26	(24)	T052	FORENSIC CRIMINALIST II	7	GRADE	22
27	(25)	Y023	CRIME LAB INSTRUMENTATION ENGINEER	1	GRADE	22
28	(26)	T060	CRIME LAB FIREARMS/TOOLMARK EXAM	5	GRADE	22
29	(27)	V012	PURCHASING MANAGER	1	GRADE	21
30	(28)	N340	CHIEF FORENSIC PHOTOGRAPHER	1	GRADE	21
31	(29)	D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE	21
32	(30)	B070	MEDICAL EXAMINER CASE COORDINATOR	1	GRADE	20
33	(31)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE	20
34	(32)	T044	CHIEF CRIME LAB FIELD INVESTIGATOR	1	GRADE	20
35	(33)	B013	CRIME LAB AUTOPSY TECHNICIAN SUPV	1	GRADE	20
36	(34)	A087	BUDGET OFFICER	1	GRADE	19

1	(35)	B059	CRIME LAB AUTOPSY TECHNICIAN	4	GRADE 18
2	(36)	N342	FORENSIC PHOTOGRAPHER	3	GRADE 18
3	(37)	B065	CRIME LAB HISTOLOGY TECHNICIAN SUPV	1	GRADE 18
4	(38)	D128	P C SUPPORT SPECIALIST	1	GRADE 18
5	(39)	T048	CRIME LAB FIELD INVESTIGATOR	5	GRADE 18
6	(40)	V027	EVIDENCE SUPERVISOR	1	GRADE 17
7	(41)	V028	CRIME LAB EVIDENCE TECHNICIAN	8	GRADE 16
8	(42)	B061	CRIME LAB HISTOLOGY TECHNICIAN	1	GRADE 16
9	(43)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	2	GRADE 15
10	(44)	K027	SUBPOENA COORDINATOR	4	GRADE 15
11	(45)	R009	ADMINISTRATIVE ASSISTANT I	2	GRADE 15
12	(46)	K117	MEDICAL OR LEGAL SECRETARY	7	GRADE 14
13	(47)	B049	LABORATORY TECHNICIAN II	1	GRADE 13
14	(48)	K039	DOCUMENT EXAMINER II	<u>1</u>	GRADE 12
15			MAX. NO. OF EMPLOYEES	148	

16

17 SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,
 18 to the State Crime Laboratory, to be payable from the Miscellaneous Agencies
 19 Fund Account, for personal services and operating expenses of the State Crime
 20 Laboratory - State Operations for the biennial period ending June 30, 2009,
 21 the following:

22

23	ITEM	FISCAL YEARS	
24	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
25	(01) REGULAR SALARIES	\$ 6,204,189	\$ 6,328,161
26	(02) PERSONAL SERVICES MATCHING	1,867,045	1,893,174
27	(03) MAINT. & GEN. OPERATION		
28	(A) OPER. EXPENSE	1,738,822	1,738,822
29	(B) CONF. & TRAVEL	68,100	68,100
30	(C) PROF. FEES	63,715	63,715
31	(D) CAP. OUTLAY	250,000	250,000
32	(E) DATA PROC.	<u>0</u>	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 10,191,871</u>	<u>\$ 10,341,972</u>

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35 SECTION 3. APPROPRIATION - DNA SECTION - SPECIAL. There is hereby
 36 appropriated, to the State Crime Laboratory, to be payable from the DNA

1 Detection fund, for personal services and operating expenses of the State
 2 Crime Laboratory - DNA Section for the biennial period ending June 30, 2009,
 3 the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 34,020	\$ 34,700
(02) PERSONAL SERVICES MATCHING	11,270	11,410
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	678,751	678,751
(B) CONF. & TRAVEL	8,500	8,500
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 732,541</u>	<u>\$ 733,361</u>

17 SECTION 4. APPROPRIATION - CRIME LAB EQUIPMENT - SPECIAL. There is hereby
 18 appropriated, to the State Crime Laboratory, to be payable from the Crime Lab
 19 Equipment Fund, for the purchase and replacement of crime lab equipment of
 20 the State Crime Laboratory for the biennial period ending June 30, 2009, the
 21 following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) CRIME LAB EQUIP/PUR/REPLACE	<u>\$ 750,000</u>	<u>\$ 750,000</u>

27 SECTION 5. APPROPRIATION - FEDERAL. There is hereby appropriated, to the
 28 State Crime Laboratory, to be payable from the federal funds as designated by
 29 the Chief Fiscal Officer of the State, for personal services and operating
 30 expenses of the State Crime Laboratory - Federal for the biennial period
 31 ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) PERSONAL SERVICES MATCHING	\$ 11,307	\$ 11,307
(02) OVERTIME	54,493	54,493

1	(03) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	111,161	111,161
3	(B) CONF. & TRAVEL	96,167	96,167
4	(C) PROF. FEES	400,000	400,000
5	(D) CAP. OUTLAY	820,060	820,060
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,493,188</u>	<u>\$ 1,493,188</u>

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9 SECTION 6. APPROPRIATION - HOPE DRUG LAB. There is hereby appropriated, to
 10 the State Crime Laboratory, to be payable from the Miscellaneous Agencies
 11 Fund Account, for personal services and operating expenses of the State Crime
 12 Laboratory - Hope Drug Lab for the biennial period ending June 30, 2009, the
 13 following:

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15	ITEM	FISCAL YEARS	
16	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
17	(01) REGULAR SALARIES	\$ 94,515	\$ 96,404
18	(02) PERSONAL SERVICES MATCHING	32,239	32,633
19	(03) MAINT. & GEN. OPERATION		
20	(A) OPER. EXPENSE	81,273	81,273
21	(B) CONF. & TRAVEL	2,500	2,500
22	(C) PROF. FEES	0	0
23	(D) CAP. OUTLAY	0	0
24	(E) DATA PROC.	<u>0</u>	<u>0</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 210,527</u>	<u>\$ 212,810</u>

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27 SECTION 7. APPROPRIATION - VIDEO TESTIFY. There is hereby appropriated, to
 28 the State Crime Laboratory, to be payable from the cash fund deposited in the
 29 State Treasury as determined by the Chief Fiscal Officer of the State, for
 30 operating expenses of the State Crime Laboratory - Video Testify for the
 31 biennial period ending June 30, 2009, the following:

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33	ITEM	FISCAL YEARS	
34	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
35	(01) MAINT. & GEN. OPERATION		
36	(A) OPER. EXPENSE	\$ 210,692	\$ 210,692

1	(B) CONF. & TRAVEL	0	0
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	0	0
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 210,692</u>	<u>\$ 210,692</u>

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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. HOPE DRUG
9 LABORATORY OPERATIONS - MISCELLANEOUS AGENCIES FUND ACCOUNT CARRY FORWARD.
10 Any unexpended balance of funds remaining on June 30th of any fiscal year
11 resulting from monies transferred to the Miscellaneous Agencies Fund Account
12 for the personal services and operating expenses of the Hope Drug Laboratory
13 shall be carried forward and made available solely for the same purpose after
14 having prior approval by the Arkansas Legislative Council or Joint Budget
15 Committee.

16 Determining the maximum number of employees and the maximum amount of
17 appropriation and general revenue funding for a state agency each fiscal year
18 is the prerogative of the General Assembly. This is usually accomplished by
19 delineating such maximums in the appropriation act(s) for a state agency and
20 the general revenue allocations authorized for each fund and fund account by
21 amendment to the Revenue Stabilization law. Further, the General Assembly
22 has determined that the State Crime Laboratory may operate more efficiently
23 if some flexibility is provided to the State Crime Laboratory authorizing
24 broad powers under this Section. Therefore, it is both necessary and
25 appropriate that the General Assembly maintain oversight by requiring prior
26 approval of the Legislative Council or Joint Budget Committee as provided by
27 this section. The requirement of approval by the Legislative Council or
28 Joint Budget Committee is not a severable part of this section. If the
29 requirement of approval by the Legislative Council or Joint Budget Committee
30 is ruled unconstitutional by a court of competent jurisdiction, this entire
31 section is void.

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33 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
35 TRANSFER. Effective July 1, ~~2005~~ 2007, the Chief Fiscal Officer of the State
36 shall transfer on his books and those of the State Treasurer the sum of five

1 hundred forty thousand six hundred sixty four dollars (\$540,664) from the
2 Special State Assets Forfeiture Fund to the Miscellaneous Agencies Fund
3 Account to provide funds solely for the appropriations authorized herein for
4 the regular salaries, personal services matching and maintenance and general
5 operation of the Hope Drug Lab for the biennial period ending June 30, ~~2007~~
6 2009.

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8 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
10 PROVISION. Upon seeking and receiving approval from the Chief Fiscal Officer
11 of the State and review and approval by the Arkansas Legislative Council or
12 Joint Budget Committee, the Director of the State Crime Laboratory is
13 authorized to transfer appropriation from any line item authorized in the
14 State Operations Section of this Act to any line item authorized in the Hope
15 Drug Lab Operations Section of this Act.

16 Determining the maximum number of employees and the maximum amount of
17 appropriation and general revenue funding for a state agency each fiscal year
18 is the prerogative of the General Assembly. This is usually accomplished by
19 delineating such maximums in the appropriation act(s) for a state agency and
20 the general revenue allocations authorized for each fund and fund account by
21 amendment to the Revenue Stabilization law. Further, the General Assembly
22 has determined that the State Crime Laboratory may operate more efficiently
23 if some flexibility is provided to the State Crime Laboratory authorizing
24 broad powers under this Section. Therefore, it is both necessary and
25 appropriate that the General Assembly maintain oversight by requiring prior
26 approval of the Legislative Council or Joint Budget Committee as provided by
27 this section. The requirement of approval by the Legislative Council or
28 Joint Budget Committee is not a severable part of this section. If the
29 requirement of approval by the Legislative Council or Joint Budget Committee
30 is ruled unconstitutional by a court of competent jurisdiction, this entire
31 section is void.

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33 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
34 by this act shall be limited to the appropriation for such agency and funds
35 made available by law for the support of such appropriations; and the
36 restrictions of the State Procurement Law, the General Accounting and

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

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

15
 16 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General
 17 Assembly, that the Constitution of the State of Arkansas prohibits the
 18 appropriation of funds for more than a two (2) year period; that the
 19 effectiveness of this Act on July 1, 2007 is essential to the operation of
 20 the agency for which the appropriations in this Act are provided, and that in
 21 the event of an extension of the Regular Session, the delay in the effective
 22 date of this Act beyond July 1, 2007 could work irreparable harm upon the
 23 proper administration and provision of essential governmental programs.
 24 Therefore, an emergency is hereby declared to exist and this Act being
 25 necessary for the immediate preservation of the public peace, health and
 26 safety shall be in full force and effect from and after July 1, 2007.