

State of Arkansas  
90th General Assembly  
Fiscal Session, 2016

# A Bill

HOUSE BILL 1137

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE STATE MILITARY  
DEPARTMENT WHICH SHALL BE SUPPLEMENTAL AND IN  
ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 716 OF  
2015; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE STATE MILITARY DEPARTMENT  
SUPPLEMENTAL APPROPRIATION.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the State  
Military Department, for the 2015-2016 fiscal year, the following maximum  
number of regular employees which shall be supplemental and in addition to  
those positions authorized in Section 1 of Act 716 of 2015.

			Maximum Annual
			Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code	Title	Employees
			2015-2016
(1)	U131U	ARK ADJUTANT GENERAL	1
(2)	U132U	ARK DEPUTY ADJUTANT GENERAL	<u>1</u>
MAX. NO. OF EMPLOYEES			2

SECTION 2. APPROPRIATION - GENERAL OPERATIONS. There is hereby  
appropriated, to the State Military Department, to be payable from the State



Military Department Fund Account, for personal services of the State Military Department which shall be supplemental and in addition to those funds appropriated in Section 3 of Act 716 of 2015, the following:

ITEM	FISCAL YEAR
NO.	2015-2016
(01) REGULAR SALARIES	\$117,694
(02) PERSONAL SERVICES MATCHING	<u>27,882</u>
TOTAL AMOUNT APPROPRIATED	<u>\$145,576</u>

SECTION 3. APPROPRIATION - MILITARY CALL-UP AND COURT MARTIAL. There is hereby appropriated, to the State Military Department, to be payable from the State Military Department Fund Account, for emergency Military Court Martial expenses of the State Military Department which shall be supplemental and in addition to those funds appropriated in Section 6 of Act 716 of 2015, the following:

ITEM	FISCAL YEAR
NO.	2015-2016
(01) COURT MARTIAL EXPENSES	<u>\$17,000</u>

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GENERALS SALARY. The line item maximums for the State of Arkansas Adjutant General and Deputy Adjutant General are based on the salary grid by the United States Department of Defense. Incumbents in these positions shall be compensated in accordance with the Department of Defense Advisory Service Pay Plan and are not guaranteed placement at the maximum level. The line item maximum salaries may be adjusted on July 1 of each fiscal year to incorporate salary rate changes that have been implemented by the U.S. Department of Defense.

The provisions of this section shall be in effect only from July 1, 2015 through June 30, 2016.

SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and

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

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

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17 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
18 Assembly, that funds provided by the General Assembly for the operations of  
19 the State Military Department are, due to unforeseen circumstances,  
20 insufficient for the State Military Department to continue to provide  
21 essential governmental services; that the provisions of this act will provide  
22 the necessary monies for the State Military Department to continue such  
23 services; and that a delay in the effective date of this Act could work  
24 irreparable harm upon the proper administration and provision of essential  
25 governmental programs. Therefore, an emergency is hereby declared to exist  
26 and this Act being necessary for the immediate preservation of the public  
27 peace, health and safety shall be in full force and effect from and after the  
28 date of its passage and approval.

29 If the bill is neither approved nor vetoed by the Governor, it shall  
30 become effective on the expiration of the period of time during which the  
31 Governor may veto the bill. If the bill is vetoed by the Governor and the  
32 veto is overridden, it shall become effective on the date the last house  
33 overrides the veto.