

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 84th General Assembly  
3 Regular Session, 2003

# A Bill

HOUSE BILL 1120

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 DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE  
12 BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE ARKANSAS DEPARTMENT OF  
17 EMERGENCY MANAGEMENT APPROPRIATION FOR  
18 THE 2003-2005 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 Arkansas  
25 Department of Emergency Management for the 2003-2005 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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36 Maximum Annual



01172003KCS1501.KCS013

1				Maximum	Salary Rate	
2	Item	Class		No. of	Fiscal Years	
3	No.	Code	Title	Employees	2003-2004	2004-2005
4	(1)	9979	ADEM DIRECTOR	1	\$75,000	\$77,025
5	(2)	632Z	ADEM DEP DIR CHF FIELD OPNS	1	GRADE	25
6	(3)	088Z	ADEM FIRE SVCS ADMINISTRATOR	1	GRADE	22
7	(4)	909Z	PROGRAM SUPPORT MANAGER	5	GRADE	22
8	(5)	D124	LEAD PROGRAMMER/ANALYST	2	GRADE	22
9	(6)	E008	ADEM TRAINING PROJECT MANAGER	1	GRADE	21
10	(7)	R193	ADEM PROGRAM OPERATIONS MANAGER	5	GRADE	21
11	(8)	R298	AGENCY PROGRAM COORDINATOR	10	GRADE	21
12	(9)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE	20
13	(10)	X337	ENGINEER	1	GRADE	20
14	(11)	E068	TRAINING & EDUCATION COORD EMER SVC	1	GRADE	19
15	(12)	E074	TRAINING REPRESENTATIVE	1	GRADE	19
16	(13)	R048	BUDGET SPECIALIST	2	GRADE	19
17	(14)	R064	EMERG SVCS AREA COORD	7	GRADE	19
18	(15)	A111	ACCOUNTANT	2	GRADE	18
19	(16)	D034	PROGRAMMER ANALYST	1	GRADE	18
20	(17)	D128	P C SUPPORT SPECIALIST	1	GRADE	18
21	(18)	E072	TRAINING INSTRUCTOR	1	GRADE	18
22	(19)	R134	PLANNING SPECIALIST II	7	GRADE	18
23	(20)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE	18
24	(21)	C017	TELECOMMUNICATIONS SUPERVISOR	1	GRADE	17
25	(22)	G161	GENERAL MAINTENANCE REPAIRMAN	1	GRADE	17
26	(23)	R010	ADMINISTRATIVE ASSISTANT II	7	GRADE	17
27	(24)	R430	ADMINISTRATIVE OFFICER	1	GRADE	17
28	(25)	Y129	ELECTRONIC TECHNICIAN	5	GRADE	17
29	(26)	C016	EMERG COMMUNICATION SPECIALIST	4	GRADE	16
30	(27)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE	14
31	(28)	K153	SECRETARY II	<u>5</u>	GRADE	13
32			MAX. NO. OF EMPLOYEES	77		

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34 SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for

35 the Arkansas Department of Emergency Management for the 2003-2005 biennium,

36 the following maximum number of part-time or temporary employees, to be known

1 as "Extra Help", payable from funds appropriated herein for such purposes:  
 2 two (2) temporary or part-time employees, when needed, at rates of pay not to  
 3 exceed those provided in the Uniform Classification and Compensation Act, or  
 4 its successor, or this act for the appropriate classification.

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 6 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,  
 7 to the Arkansas Department of Emergency Management, to be payable from the  
 8 State General Services Fund Account, for personal services and operating  
 9 expenses of the Arkansas Department of Emergency Management for the biennial  
 10 period ending June 30, 2005, the following:

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ITEM	FISCAL YEARS	
NO.	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 1,256,836	\$ 1,256,836
(02) EXTRA HELP	2,400	2,400
(03) PERSONAL SERV MATCH	341,019	341,019
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	234,954	234,954
(B) CONF. & TRAVEL	14,400	14,400
(C) PROF. FEES	2,980	2,980
(D) CAP. OUTLAY	3,600	3,600
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,856,189</u>	<u>\$ 1,856,189</u>

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 25 SECTION 4. EXTRA HELP – FEDERAL OPERATIONS. There is hereby authorized,  
 26 for the Arkansas Department of Emergency Management for the 2003-2005  
 27 biennium, the following maximum number of part-time or temporary employees,  
 28 to be known as "Extra Help", payable from funds appropriated herein for such  
 29 purposes: nine (9) temporary or part-time employees, when needed, at rates  
 30 of pay not to exceed those provided in the Uniform Classification and  
 31 Compensation Act, or its successor, or this act for the appropriate  
 32 classification.

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 34 SECTION 5. APPROPRIATION - FEDERAL OPERATIONS. There is hereby  
 35 appropriated, to the Arkansas Department of Emergency Management, to be  
 36 payable from the federal funds as designated by the Chief Fiscal Officer of

1 the State, for personal services and operating expenses of the Arkansas  
 2 Department of Emergency Management for the biennial period ending June 30,  
 3 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 556,419	\$ 571,442
(02) EXTRA HELP	10,000	10,000
(03) PERSONAL SERV MATCH	162,813	165,465
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	1,480,013	1,480,013
(B) CONF. & TRAVEL	371,385	371,385
(C) PROF. FEES	230,122	230,122
(D) CAP. OUTLAY	1,202,500	1,202,500
(E) DATA PROC.	0	0
(05) GRANTS/AID -		
FIRE RESPONDER & HOMELAND SECURITY	<u>51,128,750</u>	<u>51,128,750</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 55,142,002</u>	<u>\$ 55,159,677</u>

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 20 SECTION 6. EXTRA HELP - DISASTER RELIEF GRANTS. There is hereby  
 21 authorized, for the Arkansas Department of Emergency Management for the 2003-  
 22 2005 biennium, the following maximum number of part-time or temporary  
 23 employees, to be known as "Extra Help", payable from funds appropriated  
 24 herein for such purposes: ten (10) temporary or part-time employees, when  
 25 needed, at rates of pay not to exceed those provided in the Uniform  
 26 Classification and Compensation Act, or its successor, or this act for the  
 27 appropriate classification.

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 29 SECTION 7. APPROPRIATION - DISASTER RELIEF GRANTS. There is hereby  
 30 appropriated, to the Arkansas Department of Emergency Management, to be  
 31 payable from the federal funds as designated by the Chief Fiscal Officer of  
 32 the State, for personal services and operating expenses of the Arkansas  
 33 Department of Emergency Management for the biennial period ending June 30,  
 34 2005, the following:

ITEM	FISCAL YEARS	
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1	NO.		2003-2004		2004-2005
2	(01)	REGULAR SALARIES	\$ 217,541	\$	223,415
3	(02)	EXTRA HELP	10,000		10,000
4	(03)	PERSONAL SERV MATCH	66,041		67,078
5	(04)	MAINT. & GEN. OPERATION			
6	(A)	OPER. EXPENSE	54,130		54,130
7	(B)	CONF. & TRAVEL	26,500		26,500
8	(C)	PROF. FEES	20,000		20,000
9	(D)	CAP. OUTLAY	0		0
10	(E)	DATA PROC.	0		0
11	(05)	GRANTS/AID - DISASTER RELIEF	<u>112,080,000</u>		<u>112,080,000</u>
12		TOTAL AMOUNT APPROPRIATED	<u>\$ 112,474,212</u>	<u>\$</u>	<u>112,481,123</u>

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14 SECTION 8. EXTRA HELP - HAZARDOUS MATERIALS. There is hereby authorized,  
 15 for the Arkansas Department of Emergency Management for the 2003-2005  
 16 biennium, the following maximum number of part-time or temporary employees,  
 17 to be known as "Extra Help", payable from funds appropriated herein for such  
 18 purposes: one (1) temporary or part-time employees, when needed, at rates of  
 19 pay not to exceed those provided in the Uniform Classification and  
 20 Compensation Act, or its successor, or this act for the appropriate  
 21 classification.

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23 SECTION 9. APPROPRIATION - HAZARDOUS MATERIALS. There is hereby  
 24 appropriated, to the Arkansas Department of Emergency Management, to be  
 25 payable from the Office of Hazardous Materials Emergency Management Revolving  
 26 Fund, for personal services and operating expenses of the Arkansas Department  
 27 of Emergency Management for the biennial period ending June 30, 2005, the  
 28 following:

30	ITEM		FISCAL YEARS	
31	NO.		2003-2004	2004-2005
32	(01)	REGULAR SALARIES	\$ 97,693	\$ 100,331
33	(02)	EXTRA HELP	4,000	4,000
34	(03)	PERSONAL SERV MATCH	27,629	28,094
35	(04)	MAINT. & GEN. OPERATION		
36	(A)	OPER. EXPENSE	80,350	80,350

1	(B) CONF. & TRAVEL	30,000	30,000
2	(C) PROF. FEES	20,000	20,000
3	(D) CAP. OUTLAY	0	0
4	(E) DATA PROC.	0	0
5	(05) GRANTS/AID -		
6	HAZARDOUS MATERIALS MANAGEMENT	<u>10,000</u>	<u>10,000</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 269,672</u>	<u>\$ 272,775</u>

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9 SECTION 10. APPROPRIATION - DISASTER RELIEF TRUST. There is hereby

10 appropriated, to the Arkansas Department of Emergency Management, to be

11 payable from the Arkansas Disaster Relief Program Trust Fund, for assistance

12 to victims of state or federally declared disasters of the Arkansas

13 Department of Emergency Management for the biennial period ending June 30,

14 2005, the following:

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
18	(01) GRANTS/AID - DISASTER RELIEF	<u>\$ 125,000</u>	<u>\$ 125,000</u>
19	TOTAL AMOUNT APPROPRIATED	<u>\$ 125,000</u>	<u>\$ 125,000</u>

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21 SECTION 11. APPROPRIATION - RADIOLOGICAL EMERGENCY RESPONSE GRANTS. There

22 is hereby appropriated, to the Arkansas Department of Emergency Management,

23 to be payable from the cash fund deposited in the State Treasury as

24 determined by the Chief Fiscal Officer of the State, for operating expenses

25 of the Arkansas Department of Emergency Management for the biennial period

26 ending June 30, 2005, the following:

28	ITEM	FISCAL YEARS	
29	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
30	(01) MAINT. & GEN. OPERATION		
31	(A) OPER. EXPENSE	\$ 8,000	\$ 8,000
32	(B) CONF. & TRAVEL	9,000	9,000
33	(C) PROF. FEES	0	0
34	(D) CAP. OUTLAY	0	0
35	(E) DATA PROC.	<u>0</u>	<u>0</u>
36	TOTAL AMOUNT APPROPRIATED	<u>\$ 17,000</u>	<u>\$ 17,000</u>

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SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION TRANSFER. Upon approval of the Chief Fiscal Officer, the ~~State Office of Emergency Services~~ Arkansas Department of Emergency Management is hereby authorized to transfer positions between appropriations as may be required should a disaster occur which results in a Presidential Disaster Proclamation and/or when an employee occupies one position which is to be paid from two or more appropriations during a single fiscal year. The provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

SECTION 13. 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 the restrictions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

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

SECTION 15. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 2003 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the Regular Session, the delay in the effective  
2 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
3 proper administration and provision of essential governmental programs.  
4 Therefore, an emergency is hereby declared to exist and this Act being  
5 necessary for the immediate preservation of the public peace, health and  
6 safety shall be in full force and effect from and after July 1, 2003.

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