

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
4

A Bill

HOUSE BILL 1536

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
11 DEPARTMENT OF ARKANSAS STATE POLICE FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF ARKANSAS
17 STATE POLICE APPROPRIATION FOR THE
18 2003-2005 BIENNIUM.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the
25 Department of Arkansas State Police 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.
35
36

Maximum Annual



02132003KCA1115.KCA552

1				Maximum	Salary Rate
2	Item	Class		No. of	Fiscal Years
3	No.	Code	Title	Employees	2003-2004 2004-2005
4	(1)	9758	DIRECTOR STATE POLICE	1	\$88,374 \$90,760
5	(2)	617Z	STATE POLICE DEP DIR/LT COL	2	GRADE 26
6	(3)	637Z	STATE POLICE MAJOR	4	GRADE 25
7	(4)	R170	ATTORNEY SPECIALIST	1	GRADE 25
8	(5)	622Z	STATE POLICE FISCAL OFFICER	1	GRADE 24
9	(6)	D130	INFORMATION SYSTEMS ADMINISTRATOR	1	GRADE 24
10	(7)	R080	STATISTICAL ANALYSIS MANAGER	1	GRADE 24
11	(8)	T007	STATE POLICE CAPTAIN	21	GRADE 24
12	(9)	D100	DP SENIOR PROJECT LEADER	1	GRADE 23
13	(10)	T011	STATE POLICE LIEUTENANT	31	GRADE 23
14	(11)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22
15	(12)	D066	SYSTEMS COORDINATION ANALYST II	1	GRADE 22
16	(13)	D124	LEAD PROGRAMMER/ANALYST	1	GRADE 22
17	(14)	E051	TRAINING PROJECT MANAGER	1	GRADE 22
18	(15)	T051	STATE POLICE SERGEANT	86	GRADE 22
19	(16)	X327	ASP/CACD INVESTIGATOR ADMINISTRATOR	1	GRADE 22
20	(17)	X344	ASP/CACD HOTLINE ADMINISTRATOR	1	GRADE 22
21	(18)	A008	ACCOUNTING SUPERVISOR II	1	GRADE 21
22	(19)	T033	STATE POLICE CORPORAL	474	GRADE 21
23	(20)	T079	MGR DIVERSION INVESTIGATION UNIT	1	GRADE 21
24	(21)	X317	ASP DL/CDL COORDINATOR	1	GRADE 21
25	(22)	X320	ASP/CACD INVESTIGATOR SUPERVISOR	9	GRADE 21
26	(23)	Y004	ASP FLEET MANAGER	1	GRADE 21
27	(24)	A124	ACCOUNTING SERVICES REP II	1	GRADE 20
28	(25)	G120	PLANT MAINTENANCE COORDINATOR	1	GRADE 20
29	(26)	N333	MEDIA SPECIALIST	2	GRADE 20
30	(27)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20
31	(28)	X347	ASP/CACD SR INVESTIGATOR	63	GRADE 20
32	(29)	R030	ASST PERSONNEL MANAGER	1	GRADE 19
33	(30)	R168	GRANTS COORDINATOR II	4	GRADE 19
34	(31)	X334	ASP/CACD HOTLINE SUPERVISOR	3	GRADE 19
35	(32)	A111	ACCOUNTANT	2	GRADE 18
36	(33)	C006	COMMUNICATIONS SUPERVISOR	2	GRADE 18

1	(34)	C037	ASP TELECOMMUNICATIONS SUPERVISOR	13	GRADE 18
2	(35)	E072	TRAINING INSTRUCTOR	1	GRADE 18
3	(36)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18
4	(37)	T069	DRUG DIVERSION INVESTIGATOR	3	GRADE 18
5	(38)	V034	PLANT WAREHOUSE FOREMAN	1	GRADE 18
6	(39)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18
7	(40)	W030	RECORDS MANAGEMENT ANALYST II	5	GRADE 18
8	(41)	N355	PHOTOGRAPHER	1	GRADE 17
9	(42)	R010	ADMINISTRATIVE ASSISTANT II	2	GRADE 17
10	(43)	R430	ADMINISTRATIVE OFFICER	1	GRADE 17
11	(44)	W028	RECORDS MANAGEMENT ANALYST I	1	GRADE 17
12	(45)	X343	ASP/CACD HOTLINE OPERATOR	26	GRADE 17
13	(46)	Y003	AUTO/DIESEL MECHANIC	3	GRADE 17
14	(47)	Y039	HEATING & A/C MECHANIC	1	GRADE 17
15	(48)	Y053	JOURNEYMAN CARPENTER	1	GRADE 17
16	(49)	Y129	ELECTRONIC TECHNICIAN	15	GRADE 17
17	(50)	C035	ASP TELECOMMUNICATIONS OPERATOR	69	GRADE 16
18	(51)	W001	ASP AFIS TECHNICIAN	18	GRADE 16
19	(52)	A063	PAYROLL OFFICER	2	GRADE 15
20	(53)	A108	ACCOUNTING TECHNICIAN II	6	GRADE 15
21	(54)	D005	COMPUTER OPERATOR II	1	GRADE 15
22	(55)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	1	GRADE 15
23	(56)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE 15
24	(57)	X382	ASP DRIVERS LICENSE EXAMINER	41	GRADE 15
25	(58)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14
26	(59)	K042	ASP ADMINISTRATIVE SPECIALIST	23	GRADE 14
27	(60)	K117	MEDICAL OR LEGAL SECRETARY	3	GRADE 14
28	(61)	W005	FINGERPRINT TECH	7	GRADE 14
29	(62)	K153	SECRETARY II	28	GRADE 13
30	(63)	K039	DOCUMENT EXAMINER II	21	GRADE 12
31	(64)	K155	SECRETARY I	5	GRADE 11
32	(65)	V043	SHIPPING & RECEIVING CLERK	1	GRADE 11
33	(66)	Y001	APPRENTICE TRADESMAN	1	GRADE 11
34	(67)	K103	REPROD EQUIPMENT OPERATOR	<u>1</u>	GRADE 10
35			MAX. NO. OF EMPLOYEES	1,029	

36

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Department of Arkansas State Police - Operations for the 2003-2005 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: twenty (20) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Department of Arkansas State Police, to be payable from the Department of Arkansas State Police Fund, for personal services and operating expenses of the Department of Arkansas State Police for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 30,328,226	\$ 30,328,226
(02) EXTRA HELP	30,000	30,000
(03) PERSONAL SERV MATCH	16,063,035	16,063,035
(04) OVERTIME	250,000	250,000
(05) UNIFORM ALLOWANCE	931,000	931,000
(06) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	6,009,363	6,009,363
(B) CONF. & TRAVEL	80,000	80,000
(C) PROF. FEES	98,500	98,500
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(07) TRAVEL-ALLOWANCE	1,092,500	1,092,500
(08) COVERT OPERATIONS	<u>125,000</u>	<u>125,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 55,007,624</u>	<u>\$ 55,007,624</u>

SECTION 4. APPROPRIATION - VARIOUS FEDERAL PROGRAMS. There is hereby appropriated, to the Department of Arkansas State Police, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Department of Arkansas State Police - Federal Programs for the biennial period ending June 30, 2005, the following:

1

2 ITEM FISCAL YEARS

3 NO. 2003-2004 2004-2005

4 (01) MAINT. & GEN. OPERATION

5 (A) OPER. EXPENSE \$ 914,300 \$ 562,500

6 (B) CONF. & TRAVEL 50,000 50,000

7 (C) PROF. FEES 100,000 100,000

8 (D) CAP. OUTLAY 2,415,000 1,115,000

9 (E) DATA PROC. 10,000 10,000

10 TOTAL AMOUNT APPROPRIATED \$ 3,489,300 \$ 1,837,500

11

12 SECTION 5. APPROPRIATION - AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM

13 (AFIS). There is hereby appropriated, to the Department of Arkansas State

14 Police, to be payable from the State Police Equipment Fund, for operating

15 expenses of the Department of Arkansas State Police - Automated Fingerprint

16 Identification System for the biennial period ending June 30, 2005, the

17 following:

18

19 ITEM FISCAL YEARS

20 NO. 2003-2004 2004-2005

21 (01) MAINT. & GEN. OPERATION

22 (A) OPER. EXPENSE \$ 856,000 \$ 856,000

23 (B) CONF. & TRAVEL 19,000 19,000

24 (C) PROF. FEES 30,000 30,000

25 (D) CAP. OUTLAY 450,000 450,000

26 (E) DATA PROC. 32,000 32,000

27 TOTAL AMOUNT APPROPRIATED \$ 1,387,000 \$ 1,387,000

28

29 SECTION 6. APPROPRIATION - CONFISCATED FUNDS TRANSFER. There is hereby

30 appropriated, to the Department of Arkansas State Police, to be payable from

31 the Court Awards Fund, for fund transfers, refunds and investments of the

32 Department of Arkansas State Police - Confiscated Funds Transfer for the

33 biennial period ending June 30, 2005, the following:

34

35 ITEM FISCAL YEARS

36 NO. 2003-2004 2004-2005

1 (01) REFUNDS-INVEST-TRANSFER \$ 3,000,000 \$ 3,000,000

2

3 SECTION 7. APPROPRIATION - CRIMINAL BACKGROUND CHECKS. There is hereby
 4 appropriated, to the Department of Arkansas State Police, to be payable from
 5 the State Police Equipment Fund, for personal services and operating expenses
 6 of the Department of Arkansas State Police - Criminal Background Checks for
 7 the biennial period ending June 30, 2005, the following:

8

9 ITEM	FISCAL YEARS	
	2003-2004	2004-2005
10 NO.		
11 (01) REGULAR SALARIES	\$ 228,457	\$ 234,625
12 (02) PERSONAL SERV MATCH	84,685	85,973
13 (03) MAINT. & GEN. OPERATION		
14 (A) OPER. EXPENSE	1,275,000	1,385,000
15 (B) CONF. & TRAVEL	0	0
16 (C) PROF. FEES	0	0
17 (D) CAP. OUTLAY	0	0
18 (E) DATA PROC.	<u>0</u>	<u>0</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,588,142</u>	<u>\$ 1,705,598</u>

20

21 SECTION 8. APPROPRIATION - METHAMPHETAMINE INVESTIGATION - FEDERAL. There
 22 is hereby appropriated, to the Department of Arkansas State Police, to be
 23 payable from the federal funds as designated by the Chief Fiscal Officer of
 24 the State, for personal services and operating expenses of the Department of
 25 Arkansas State Police - Methamphetamine Investigation for the biennial period
 26 ending June 30, 2005, the following:

27

28 ITEM	FISCAL YEARS	
	2003-2004	2004-2005
29 NO.		
30 (01) REGULAR SALARIES	\$ 6,800	\$ 6,800
31 (02) PERSONAL SERV MATCH	30,000	30,000
32 (03) OVERTIME	75,000	75,000
33 (04) MAINT. & GEN. OPERATION		
34 (A) OPER. EXPENSE	210,000	210,000
35 (B) CONF. & TRAVEL	35,000	35,000
36 (C) PROF. FEES	80,000	80,000

1	(D) CAP. OUTLAY	100,000	100,000
2	(E) DATA PROC.	<u>0</u>	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 536,800</u>	<u>\$ 536,800</u>

4
 5 SECTION 9. APPROPRIATION - HIGHWAY SAFETY PROGRAM - FEDERAL. There is
 6 hereby appropriated, to the Department of Arkansas State Police, to be
 7 payable from the Department of Arkansas State Police Fund, for personal
 8 services and operating expenses of the Department of Arkansas State Police -
 9 Highway Safety Program - Federal for the biennial period ending June 30,
 10 2005, the following:

11	ITEM	FISCAL YEARS	
12			
13	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
14	(01) REGULAR SALARIES	\$ 443,953	\$ 455,938
15	(02) PERSONAL SERV MATCH	185,962	188,227
16	(03) OVERTIME	200,000	200,000
17	(04) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	173,500	181,400
19	(B) CONF. & TRAVEL	29,500	31,700
20	(C) PROF. FEES	790,000	812,000
21	(D) CAP. OUTLAY	290,000	290,000
22	(E) DATA PROC.	0	0
23	(05) HIGHWAY SAFETY GRANTS	<u>16,051,700</u>	<u>16,140,800</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 18,164,615</u>	<u>\$ 18,300,065</u>

25
 26 SECTION 10. APPROPRIATION - HIGHWAY SAFETY PROGRAM - STATE. There is
 27 hereby appropriated, to the Department of Arkansas State Police, to be
 28 payable from the Department of Arkansas State Police Fund, for Highway Safety
 29 Program Grants of the Department of Arkansas State Police - Highway Safety
 30 Program - State for the biennial period ending June 30, 2005, the following:

31	ITEM	FISCAL YEARS	
32			
33	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
34	(01) HIGHWAY SAFETY PROGRAM GRANTS	<u>\$ 200,000</u>	<u>\$ 200,000</u>

35
 36 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COURT
 2 AWARDS FUND – MOTOR VEHICLE PURCHASES/RENOVATION. ~~A sum equal to fifty~~
 3 ~~percent (50%) of the first three million dollars (\$3,000,000) or so much~~
 4 ~~thereof as is available~~ Monies deposited in the Court Awards Fund each fiscal
 5 year shall be used exclusively for motor vehicle purchases and associated
 6 taxes and/or motor vehicle renovation costs for the Department of Arkansas
 7 State Police.

8 The provisions of this section shall be in effect only from ~~July 1, 2001~~
 9 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

10
 11 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MOTOR
 13 VEHICLE ACQUISITION REVOLVING FUND - MOTOR VEHICLE PURCHASES/RENOVATION. At
 14 least fifty percent (50%) of the general revenues deposited each fiscal year
 15 into the Motor Vehicle Acquisition Revolving Fund shall be used for motor
 16 vehicle purchases and or motor vehicle renovation costs for the Department of
 17 Arkansas State Police.

18 The provisions of this section shall be in effect only from ~~July 1, 2001~~
 19 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

20
 21 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 23 PROVISION. The Department of Arkansas State Police is hereby authorized,
 24 after seeking the approval of the Chief Fiscal Officer of the State and prior
 25 review by the Arkansas Legislative Council or Joint Budget Committee, to
 26 request transfer from the appropriation made herein for "Confiscated Funds
 27 Transfer" to the ~~various~~ Capital Outlay line items contained in the
 28 operations appropriation of the Department of Arkansas State Police, and
 29 shall be used exclusively for motor vehicle purchases and associated taxes
 30 and/or motor vehicle renovation costs for the Department of Arkansas State
 31 Police; and to request fund transfers from the Court Awards Fund to the
 32 Department of Arkansas State Police Fund in the same amount and for the same
 33 purposes as the appropriation transfer requested under the provisions of this
 34 section. Further provided, the Department of Arkansas State Police is hereby
 35 authorized to request a fund transfer from the Court Awards Fund to the Motor
 36 Vehicle Acquisition Revolving Fund. Fund transfers to the Motor Vehicle

1 Acquisition Revolving Fund shall be reported to the Arkansas Legislative
 2 Council, but do not require prior review.

3 The provisions of this section shall be in effect only from July 1, 2001
 4 2003 through June 30, ~~2003~~ 2005.

5

6 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. OVERTIME.
 8 The Department of Arkansas State Police is hereby authorized to make overtime
 9 payments from such funds and appropriations provided for overtime payments to
 10 those officers or other employees that are currently assigned or may be
 11 assigned by the Director of the Department of Arkansas State Police to
 12 Special Law Enforcement Task Forces. All such overtime payments shall be
 13 processed through the State Accounting System and shall be in addition to the
 14 Regular Salaries and benefits accruing to the employee.

15 The provisions of this section shall be in effect only from ~~July 1, 2001~~
 16 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

17

18 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MOTOR
 20 VEHICLE PURCHASE. The Department of Arkansas State Police is hereby
 21 authorized to purchase motor vehicles from the appropriations authorized for
 22 Capital Outlay in the State Police Operations appropriation in this Act.

23 The provisions of this section shall be in effect only from ~~July 1, 2001~~
 24 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

25

26 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UNIFORM
 28 ALLOWANCE. Each telecommunications supervisor, telecommunications operator,
 29 driver's license examiner, and driver's license/commercial driver's license
 30 coordinator may receive up to, but shall not exceed, one thousand dollars
 31 (\$1,000) per annum for uniform allowance.

32 The provisions of this section shall be in effect only from ~~July 1, 2001~~
 33 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

34

35 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UNIFORM

1 EMPLOYEE HEALTH INSURANCE PROGRAM REPORTING. The Department of Arkansas
 2 State Police shall report monthly to the Governor, the Chief Fiscal Officer
 3 of the State and to the Arkansas Legislative Council or Joint Budget
 4 Committee regarding the activity and condition for the uniformed employee
 5 health insurance plan. The report shall include, but not limited to, the
 6 beginning reserve fund balance, contributions made during the month, claims
 7 paid, and the ending fund balance of the month. In the event it is determined
 8 that the cost to adequately maintain the uniform employee health insurance
 9 plan is not feasible within the existing resources available to the
 10 department, the 84th General Assembly shall study the feasibility and
 11 desirability of discontinuing the self-insurance program and instead provide
 12 medical and hospital insurance to uniform employees through the public
 13 employees insurance program.

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

16
 17 SECTION 18. SPECIAL LANGUAGE. Arkansas Code 12-8-122 regarding
 18 replacement of motor vehicles is repealed.
 19 ~~12-8-122 Replacement of motor vehicles.~~

20 ~~The Department of Arkansas State Police may, at its discretion, replace any~~
 21 ~~of its motor vehicles that indicate an odometer reading of less than seventy-~~
 22 ~~five thousand (75,000) miles.~~

23
 24 SECTION 19. SPECIAL LANGUAGE. Arkansas Code §12-8-209 regarding Salaries,
 25 Expenses, and Allowances is amended to read as follows:

26
 27 (a) In addition to the salaries authorized in this section, the officers,
 28 patrolmen, and other employees of the Department of Arkansas State Police
 29 shall be entitled to and receive actual expenses incurred by them when on
 30 duty away from home.

31 (b)(1)(A) The amounts payable for uniform allowance shall not exceed one
 32 thousand five hundred dollars (\$1,500) per annum for each state police
 33 colonel, lieutenant colonel, major, captain, lieutenant, sergeant, corporal,
 34 trooper first class, drug diversion manager, drug diversion investigator, and
 35 trooper.

36 (ii) However, each ~~department~~ State Police Trooper in his or her first

1 year of service may receive up to, but not to exceed, two thousand dollars
 2 (\$2,000) for uniform allowance for the first year.

3 (B) If funds are available, the Director of the Department of Arkansas
 4 State Police may increase the uniform allowance to not more than two thousand
 5 four hundred dollars (\$2,400) per annum.

6 (2) Each telecommunications supervisor, telecommunications operator,
 7 driver's license examiner, and driver's license or commercial driver's
 8 license coordinator may receive up to, but shall not exceed, one thousand
 9 dollars (\$1,000) per annum for uniform allowance.

10 ~~(c) The amounts payable for special travel shall not exceed two thousand~~
 11 ~~dollars (\$2,000) per annum for each state police colonel, lieutenant colonel,~~
 12 ~~major, captain, lieutenant, sergeant, corporal, trooper first class, trooper,~~
 13 ~~electronic technician, communication supervisor, drug diversion manager, and~~
 14 ~~drug diversion investigator.~~

15
 16 SECTION 20. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 17 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES - STATE POLICE
 18 EQUIPMENT FUND.

19 (A) For all appropriations as provided in this Act, the
 20 agency disbursing officer shall monitor the level of fund balances in
 21 relation to expenditures on a monthly basis. If any proposed expenditures
 22 would cause the State Police Equipment Fund to decline below one million
 23 three hundred eighty eight thousand eight hundred thirty five dollars
 24 (\$1,388,835) a fund balance to decline to less than fifty percent (50%) of

25 ~~the balance available on July 1, 2001,~~ the disbursing officer shall
 26 immediately notify the executive head of the agency. Prior to any
 27 obligations being made under these circumstances, the agency head shall file
 28 written documentation with the Chief Fiscal Officer of the State requesting
 29 approval of the expenditures. Such documentation shall provide sufficient
 30 financial data to justify the expenditures and shall include the following:

- 31 1) a plan that clearly indicates the specific fiscal impact of such
 expenditures on the fund balance.
- 32 2) information clearly indicating and explaining what programs would be cut
 33 or any other measures to be taken by the agency to restore the fund balance.
- 34 3) the extent to which any of the planned expenditures are for one-time costs
 35 or one-time purchase of capitalized items.
- 36 4) a statement certifying that the expenditure of fund balances will not

1 jeopardize the financial health of the agency, nor result in a permanent
 2 depletion of the fund balance.

3 (B) The Chief Fiscal Officer of the State shall review the request and
 4 approve or disapprove all or any part of the request, after having sought
 5 prior review by the Legislative Council.

6 The provisions of this section shall be in effect only from July 1, 2003
 7 through June 30, 2005.

8
 9 SECTION 21. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 10 by this act shall be limited to the appropriation for such agency and funds
 11 made available by law for the support of such appropriations; and the
 12 restrictions of the State Purchasing Law, the General Accounting and
 13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 14 Procedures and Restrictions Act, or their successors, and other fiscal
 15 control laws of this State, where applicable, and regulations promulgated by
 16 the Department of Finance and Administration, as authorized by law, shall be
 17 strictly complied with in disbursement of said funds.

18
 19 SECTION 22. LEGISLATIVE INTENT. It is the intent of the General Assembly
 20 that any funds disbursed under the authority of the appropriations contained
 21 in this act shall be in compliance with the stated reasons for which this act
 22 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 23 and Legislative Recommendations contained in the budget manuals prepared by
 24 the Department of Finance and Administration, letters, or summarized oral
 25 testimony in the official minutes of the Arkansas Legislative Council or
 26 Joint Budget Committee which relate to its passage and adoption.

27
 28 SECTION 23. EMERGENCY CLAUSE. It is found and determined by the General
 29 Assembly, that the Constitution of the State of Arkansas prohibits the
 30 appropriation of funds for more than a two (2) year period; that the
 31 effectiveness of this Act on July 1, 2003 is essential to the operation of
 32 the agency for which the appropriations in this Act are provided, and that in
 33 the event of an extension of the Regular Session, the delay in the effective
 34 date of this Act beyond July 1, 2003 could work irreparable harm upon the
 35 proper administration and provision of essential governmental programs.
 36 Therefore, an emergency is hereby declared to exist and this Act being

1 necessary for the immediate preservation of the public peace, health and
2 safety shall be in full force and effect from and after July 1, 2003.

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