

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

SENATE BILL 284

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 STATE BUILDING SERVICES FOR THE BIENNIAL PERIOD
12 ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS STATE BUILDING
16 SERVICES APPROPRIATION FOR THE 2003-2005
17 BIENNIUM.
18
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REGULAR SALARIES - STATE OPERATIONS. There is hereby
24 established for the Arkansas State Building Services for the 2003-2005
25 biennium, the following maximum number of regular employees whose salaries
26 shall be governed by the provisions of the Uniform Classification and
27 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
28 all laws amendatory thereto. Provided, however, that any position to which a
29 specific maximum annual salary is set out herein in dollars, shall be exempt
30 from the provisions of said Uniform Classification and Compensation Act. All
31 persons occupying positions authorized herein are hereby governed by the
32 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
33 Code §21-5-101), or its successor.
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35 Maximum Annual
36 Maximum Salary Rate



Item	Class		No. of	Fiscal Years	
	No.	Code Title		Employees	2003-2004
3	(1)	9903 SBS DIRECTOR	1	\$103,032	\$105,324
4	(2)	9749 SBS STATE ENGINEER	1	\$85,728	\$87,757
5	(3)	6611 STATE ARCHITECT	1	\$85,728	\$87,757
6	(4)	9006 SBS DEPUTY DIRECTOR	1	\$83,311	\$85,294
7	(5)	8811 SBS SPECIAL PROJECTS ANALYST	1	\$42,750	\$43,904
8	(6)	692Z SBS STATE CONSTRUCTION ADMR	1	GRADE	25
9	(7)	695Z SBS ADMR OF REAL ESTATE SERVICES	1	GRADE	25
10	(8)	R170 ATTORNEY SPECIALIST	1	GRADE	25
11	(9)	N330 LICENSED ARCHITECT	4	GRADE	23
12	(10)	R485 SBS HUMAN RESOURCE MANAGER	1	GRADE	23
13	(11)	X428 SBS CONTRACT & CONST MGR	1	GRADE	22
14	(12)	D036 SR PROGRAMMER/ANALYST	1	GRADE	21
15	(13)	R298 AGENCY PROGRAM COORDINATOR	1	GRADE	21
16	(14)	V080 MGR PURCHASING & PROPERTY MGT	1	GRADE	21
17	(15)	G197 SBS BUILDING MAINT PRGM COORD	1	GRADE	20
18	(16)	R266 MANAGEMENT PROJECT ANALYST II	1	GRADE	20
19	(17)	R150 RESEARCH PROJECT ANALYST	1	GRADE	19
20	(18)	V008 BUYER III	1	GRADE	19
21	(19)	V022 LEASING SPECIALIST II	2	GRADE	19
22	(20)	X306 CHIEF CONSTRUCTION INSPECTOR	3	GRADE	19
23	(21)	V020 LEASING SPECIALIST	1	GRADE	18
24	(22)	V040 PURCHASE AGENT II/PURCHASE AGENT	1	GRADE	18
25	(23)	X315 CONSTRUCTION INSPECTOR	3	GRADE	18
26	(24)	R010 ADMINISTRATIVE ASSISTANT II	1	GRADE	17
27	(25)	A108 ACCOUNTING TECHNICIAN II	2	GRADE	15
28	(26)	K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	2	GRADE	14
29	(27)	K153 SECRETARY II	<u>1</u>	GRADE	13
30		MAX. NO. OF EMPLOYEES	37		

SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Arkansas State Building Services, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Arkansas State Building Services for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 1,533,771	\$ 1,533,771
(02) PERSONAL SERV MATCH	379,983	379,983
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	38,594	38,594
(B) CONF. & TRAVEL	6,200	6,200
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,958,548</u>	<u>\$ 1,958,548</u>

SECTION 3. REGULAR SALARIES - BUILDING MAINTENANCE. There is hereby established for the Arkansas State Building Services for the 2003-2005 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	694Z	SBS BUILDING OPERATIONS ADMR	1	GRADE 24	
(2)	055Z	DP MANAGER	1	GRADE 23	
(3)	918Z	SBS REAL ESTATE MGR	1	GRADE 22	
(4)	X338	ENGINEER, PE	2	GRADE 22	
(5)	Y008	SBS MAINT & OPER MANAGER	1	GRADE 22	
(6)	G007	SBS BUILDING & PLANT MAINTENANCE COO	2	GRADE 20	

1	(7)	G120	PLANT MAINTENANCE COORDINATOR	1	GRADE 20
2	(8)	Y092	SBS MAINT & CONSTRUCTION PROJ MGR	1	GRADE 20
3	(9)	G009	SBS BUILDING & PLANT MAINTENANCE SUP	8	GRADE 19
4	(10)	V008	BUYER III	1	GRADE 19
5	(11)	Y017	CARPENTER SUPERVISOR	1	GRADE 18
6	(12)	Y027	ELECTRICIAN SUPERVISOR	1	GRADE 18
7	(13)	Y041	HEATING & A/C MECHANIC SUPERVISOR	1	GRADE 18
8	(14)	Y073	PAINTER SUPERVISOR	1	GRADE 18
9	(15)	Y081	PLUMBER SUPERVISOR	1	GRADE 18
10	(16)	G016	SBS BUILDING & PLANT MAINTENANCE WOR	12	GRADE 17
11	(17)	G089	LANDSCAPE SUPERVISOR II	1	GRADE 17
12	(18)	G161	GENERAL MAINTENANCE REPAIRMAN	1	GRADE 17
13	(19)	V030	INVENTORY CONTROL MANAGER	1	GRADE 17
14	(20)	Y021	STATIONARY ENGINEER	1	GRADE 17
15	(21)	Y039	HEATING & A/C MECHANIC	1	GRADE 17
16	(22)	Y053	JOURNEYMAN CARPENTER	4	GRADE 17
17	(23)	Y055	JOURNEYMAN ELECTRICIAN	2	GRADE 17
18	(24)	Y057	JOURNEYMAN PAINTER	2	GRADE 17
19	(25)	Y061	JOURNEYMAN PLUMBER	2	GRADE 17
20	(26)	K153	SECRETARY II	1	GRADE 13
21	(27)	G111	MAINT WORK PLANNER & SCHEDULER	<u>2</u>	GRADE 11
22			MAX. NO. OF EMPLOYEES	54	

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

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32 SECTION 5. APPROPRIATION - BUILDING MAINTENANCE. There is hereby
 33 appropriated, to the Arkansas State Building Services, to be payable from the
 34 Arkansas State Building Services Maintenance Fund, for personal services and
 35 operating expenses of the Arkansas State Building Services for the biennial
 36 period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 1,549,488	\$ 1,591,324
(02) EXTRA HELP	75,000	75,000
(03) PERSONAL SERV MATCH	468,539	475,948
(04) OVERTIME	40,000	40,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	6,784,525	6,800,795
(B) CONF. & TRAVEL	56,700	56,700
(C) PROF. FEES	86,700	86,700
(D) CAP. OUTLAY	79,100	79,100
(E) DATA PROC.	0	0
(06) DEBT SERVICE	390,000	390,000
(07) RENT OF SPACE	121,000	121,000
(08) LEASE PURCHASE EXPENSE	<u>385,457</u>	<u>385,457</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 10,036,509</u>	<u>\$ 10,102,024</u>

SECTION 6. REGULAR SALARIES - JUSTICE BUILDING OPERATIONS. There is hereby established for the Arkansas State Building Services for the 2003-2005 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	G009	SBS BUILDING & PLANT MAINTENANCE SUP	1	GRADE 19	

1 (2) G016 SBS BUILDING & PLANT MAINTENANCE WOR 2 GRADE 17
 2 MAX. NO. OF EMPLOYEES 3
 3

4 SECTION 7. APPROPRIATION - JUSTICE BUILDING OPERATIONS. There is hereby
 5 appropriated, to the Arkansas State Building Services, to be payable from the
 6 Arkansas State Building Services Maintenance Fund, for personal services and
 7 operating expenses of the Arkansas State Building Services for the biennial
 8 period ending June 30, 2005, the following:
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10 ITEM	11 FISCAL YEARS	
	2003-2004	2004-2005
12 (01) REGULAR SALARIES	\$ 103,543	\$ 103,543
13 (02) PERSONAL SERV MATCH	30,154	30,154
14 (03) MAINT. & GEN. OPERATION		
15 (A) OPER. EXPENSE	495,335	495,335
16 (B) CONF. & TRAVEL	0	0
17 (C) PROF. FEES	0	0
18 (D) CAP. OUTLAY	0	0
19 (E) DATA PROC.	<u>0</u>	<u>0</u>
20 TOTAL AMOUNT APPROPRIATED	<u>\$ 629,032</u>	<u>\$ 629,032</u>

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 22 SECTION 8. APPROPRIATION - JUSTICE BUILDING MAINTENANCE. There is hereby
 23 appropriated, to the Arkansas State Building Services, to be payable from the
 24 Justice Building Fund, for maintenance of the Justice Building of the
 25 Arkansas State Building Services for the biennial period ending June 30,
 26 2005, the following:
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29 ITEM	30 FISCAL YEARS	
	2003-2004	2004-2005
31 (01) SPECIAL MAINTENANCE	<u>\$ 573,544</u>	<u>\$ 573,544</u>

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 33 SECTION 9. APPROPRIATION - CRITICAL MAINTENANCE . There is hereby
 34 appropriated, to the Arkansas State Building Services, to be payable from the
 35 Arkansas State Building Services Maintenance Fund, for critical maintenance
 36 of various state buildings of the Arkansas State Building Services for the

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

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4 ITEM 5 NO.	6 FISCAL YEARS	
	2003-2004	2004-2005
7 (01) SPECIAL MAINTENANCE	\$ 1,630,000	\$ 1,630,000

8 SECTION 10. APPROPRIATION - ACQUISITION AND MAINTENANCE. There is hereby
9 appropriated, to the Arkansas State Building Services, to be payable from the
10 State Building Services Real Estate Fund, for acquisition and maintenance of
11 facilities of the Arkansas State Building Services for the biennial period
12 ending June 30, 2005, the following:

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15 ITEM 16 NO.	17 FISCAL YEARS	
	2003-2004	2004-2005
18 (01) MAINT. & GEN. OPERATION		
19 (A) OPER. EXPENSE	\$ 300,000	\$ 300,000
20 (B) CONF. & TRAVEL	0	0
21 (C) PROF. FEES	0	0
22 (D) CAP. OUTLAY	0	0
23 (E) DATA PROC.	0	0
24 (02) CONSTRUCTION/RENOVATIONS	<u>1,200,000</u>	<u>1,200,000</u>
25 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,500,000</u>	<u>\$ 1,500,000</u>

26 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
28 OF FUNDS. Arkansas State Building Services may from time to time as may be
29 necessary and in such amounts as may be necessary and with the approval of
30 the Chief Fiscal Officer of the State, request a transfer of funds from the
31 State Central Services Fund to the Arkansas State Building Services
32 Maintenance Fund for operation of the Justice Building for actual
33 expenditures, in an amount not to exceed the dollar amount appropriated in
34 Section 7 for each of the fiscal years. Upon his approval, the Chief Fiscal
35 Officer of the State shall then initiate the necessary transfer documents to
36 reflect the transfer upon the fiscal records of the State Auditor, the State

1 Treasurer, the Chief Fiscal Officer of the State and Arkansas State Building
 2 Services. The provisions of this section shall be in effect only from ~~July~~
 3 ~~1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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 5 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 7 FORWARD-CRITICAL MAINTENANCE. At the close of the fiscal year ending June 30,
 8 ~~2002~~ 2004, any unexpended appropriation and funds provided for Critical
 9 Maintenance shall be carried forward and made available for the same purposes
 10 for the fiscal year ending ~~June 30, 2003~~ June 30, 2005. The provisions of
 11 this section shall be in effect only from ~~July 1, 2001~~ July 1, 2003 through
 12 ~~June 30, 2003~~ June 30, 2005.

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 14 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 16 RESTRICTIONS. Arkansas State Building Services shall not demolish the Aegon
 17 building but shall retain the building as suitable office space to be used by
 18 state agencies, boards, commissions, offices and departments. The provisions
 19 of this section shall be in effect only from ~~July 1, 2001~~ July 1, 2003
 20 through ~~June 30, 2003~~ June 30, 2005.

21
 22 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 24 OF FUNDS. The Arkansas State Building Services is hereby authorized, after
 25 seeking the approval of the Chief Fiscal Officer of the State and the
 26 Arkansas Legislative Council or Joint Budget Committee to request transfer
 27 from the appropriation made in Section 5 for Building Maintenance to the
 28 APPROPRIATION-ACQUISITION AND MAINTENANCE appropriation in Section 10 and to
 29 receive from another state agency that seeks like approvals its authority,
 30 appropriation and the transfer of funds to be deposited into the State
 31 Building Services Real Estate Fund to become part of the APPROPRIATION -
 32 ACQUISITION AND MAINTENANCE appropriation, and to be used for any purposes as
 33 set forth by law for said Real Estate Fund.
 34
 35 Determining the maximum number of employees and the maximum amount of
 36 appropriation and general revenue funding for a state agency each fiscal year

1 is the prerogative of the General Assembly. This is usually accomplished by
 2 delineating such maximums in the appropriation act(s) for a state agency and
 3 the general revenue allocations authorized for each fund and fund account by
 4 amendment to the Revenue Stabilization law. Further, the General Assembly
 5 has determined that the Arkansas State Building Services may operate more
 6 efficiently if some flexibility is provided to the Arkansas State Building
 7 Services authorizing broad powers under this section. Therefore, it is both
 8 necessary and appropriate that the General Assembly maintain oversight by
 9 requiring prior approval of the Legislative Council or Joint Budget Committee
 10 as provided by this section. The requirement of approval by the Legislative
 11 Council or Joint Budget Committee is not a severable part of this section.
 12 If the requirement of approval by the Legislative Council or Joint Budget
 13 Committee is ruled unconstitutional by a court of competent jurisdiction,
 14 this entire section is void.
 15 The provisions of this section shall be in effect only from July 1, 2003
 16 through June 30, 2005.

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 19 SECTION 15. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 20 by this act shall be limited to the appropriation for such agency and funds
 21 made available by law for the support of such appropriations; and the
 22 restrictions of the State Purchasing Law, the General Accounting and
 23 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 24 Procedures and Restrictions Act, or their successors, and other fiscal
 25 control laws of this State, where applicable, and regulations promulgated by
 26 the Department of Finance and Administration, as authorized by law, shall be
 27 strictly complied with in disbursement of said funds.

28
 29 SECTION 16. LEGISLATIVE INTENT. It is the intent of the General Assembly
 30 that any funds disbursed under the authority of the appropriations contained
 31 in this act shall be in compliance with the stated reasons for which this act
 32 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 33 and Legislative Recommendations contained in the budget manuals prepared by
 34 the Department of Finance and Administration, letters, or summarized oral
 35 testimony in the official minutes of the Arkansas Legislative Council or
 36 Joint Budget Committee which relate to its passage and adoption.

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SECTION 17. 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 the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2003 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2003.