

1 State of Arkansas
2 88th General Assembly
3 Fiscal Session, 2012
4

A Bill

HOUSE BILL 1128

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
9 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
10 CRIME INFORMATION CENTER FOR THE FISCAL YEAR
11 ENDING JUNE 30, 2013; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE ARKANSAS CRIME INFORMATION
15 CENTER APPROPRIATION FOR THE 2012-2013
16 FISCAL YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Arkansas Crime Information Center for the 2012-2013 fiscal year, the
24 following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2012-2013
30	(1) U069U	ACIC DIRECTOR	1	\$104,694
31	(2) G052C	ACIC DIVISION MANAGER	3	GRADE C126
32	(3) G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
33	(4) D030C	INFORMATION SYSTEMS COORDINATOR	2	GRADE C124
34	(5) D052C	SOFTWARE SUPPORT ANALYST	3	GRADE C121
35	(6) G158C	ACIC PROGRAM MANAGER	5	GRADE C119
36	(7) A074C	FISCAL SUPPORT SUPERVISOR	1	GRADE C118



1	(8)	D065C	NETWORK SUPPORT ANALYST	2	GRADE C118
2	(9)	D073C	ACIC FIELD AGENT	7	GRADE C117
3	(10)	G192C	ACIC PROGRAM ANALYST	8	GRADE C117
4	(11)	D072C	ACIC SYSTEMS SUPERVISOR	1	GRADE C117
5	(12)	E045C	ACIC TRAINING COORDINATOR	1	GRADE C117
6	(13)	D080C	ACIC SYSTEMS SPECIALIST	7	GRADE C115
7	(14)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
8	(15)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
9	(16)	C056C	ADMINISTRATIVE SPECIALIST III	2	GRADE C112
10	(17)	A098C	FISCAL SUPPORT SPECIALIST	1	GRADE C112
11	(18)	C073C	ADMINISTRATIVE SPECIALIST II	<u>26</u>	GRADE C109
12			MAX. NO. OF EMPLOYEES	75	

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 14 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 15 to the Arkansas Crime Information Center, to be payable from the Crime
 16 Information System Fund, for personal services and operating expenses of the
 17 Arkansas Crime Information Center - Operations for the fiscal year ending
 18 June 30, 2013, the following:

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2012-2013</u>
22	(01) REGULAR SALARIES	\$2,765,097
23	(02) PERSONAL SERVICES MATCHING	879,370
24	(03) MAINT. & GEN. OPERATION	
25	(A) OPER. EXPENSE	770,041
26	(B) CONF. & TRAVEL	40,000
27	(C) PROF. FEES	1,650,692
28	(D) CAP. OUTLAY	50,000
29	(E) DATA PROC.	0
30	(04) CONTINGENCY	500,000
31	(05) DATA PROCESSING	1,201,035
32	(06) UPDATE/EXPAND/IMPROVE	<u>120,000</u>
33	TOTAL AMOUNT APPROPRIATED	<u><u>\$7,976,235</u></u>

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 35 SECTION 3. APPROPRIATION - CRIMINAL HISTORY IMPROVEMENT PROGRAM -
 36 FEDERAL. There is hereby appropriated, to the Arkansas Crime Information

Center, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Crime Information Center - Criminal History Improvement Program for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) REGULAR SALARIES	\$112,393
(02) PERSONAL SERVICES MATCHING	41,390
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	131,920
(B) CONF. & TRAVEL	0
(C) PROF. FEES	445,686
(D) CAP. OUTLAY	31,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$762,389</u></u>

SECTION 4. APPROPRIATION - SYSTEMS CONFERENCE. There is hereby appropriated, to the Arkansas Crime Information Center, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Crime Information Center - Systems Conference for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$50,000
(B) CONF. & TRAVEL	10,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$60,000</u></u>

SECTION 5. APPROPRIATION - SEX/CHILD OFFENDER REGISTRATION PROGRAM. There is hereby appropriated, to the Arkansas Crime Information Center, to be

1 payable from the Sex and Child Offenders Registration Fund, for operating
 2 expenses of the Arkansas Crime Information Center - Sex/Child Offender
 3 Registration Program for the fiscal year ending June 30, 2013, the following:
 4

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2012-2013</u>
7 (01) MAINT. & GEN. OPERATION	
8 (A) OPER. EXPENSE	\$250,000
9 (B) CONF. & TRAVEL	0
10 (C) PROF. FEES	0
11 (D) CAP. OUTLAY	0
12 (E) DATA PROC.	<u>0</u>
13 TOTAL AMOUNT APPROPRIATED	<u><u>\$250,000</u></u>

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 15 SECTION 6. APPROPRIATION - ARKANSAS REAL-TIME ELECTRONIC LOGBOOK.

16 There is hereby appropriated, to the Arkansas Crime Information Center, to be
 17 payable from the Crime Information System Fund, for personal services and
 18 operating expenses of the Arkansas Crime Information Center - Arkansas Real-
 19 Time Electronic Logbook for the fiscal year ending June 30, 2013, the
 20 following:
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22 ITEM	FISCAL YEAR
23 <u>NO.</u>	<u>2012-2013</u>
24 (01) REGULAR SALARIES	\$34,301
25 (02) PERSONAL SERVICES MATCHING	11,598
26 (03) MAINT. & GEN. OPERATION	
27 (A) OPER. EXPENSE	50,000
28 (B) CONF. & TRAVEL	0
29 (C) PROF. FEES	300,000
30 (D) CAP. OUTLAY	0
31 (E) DATA PROC.	<u>0</u>
32 TOTAL AMOUNT APPROPRIATED	<u><u>\$395,899</u></u>

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 34 SECTION 7. APPROPRIATION - SAVIN PROGRAM - FEDERAL. There is hereby
 35 appropriated, to the Arkansas Crime Information Center, to be payable from
 36 the federal funds as designated by the Chief Fiscal Officer of the State, for

operating expenses of the Arkansas Crime Information Center - SAVIN Program for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$20,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	484,000
(D) CAP. OUTLAY	16,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$520,000</u></u>

SECTION 8. APPROPRIATION - SMART - ADAM WALSH ACT GRANT - FEDERAL.

There is hereby appropriated, to the Arkansas Crime Information Center, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Crime Information Center - SMART - Adam Walsh Act Grant for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$143,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	157,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$300,000</u></u>

SECTION 9. APPROPRIATION - ARKANSAS REAL-TIME SCRAP METAL LOGBOOK.

There is hereby appropriated, to the Arkansas Crime Information Center, to be payable from the Crime Information System Fund, for maintenance and operating expenses of the Arkansas Real-Time Scrap Metal Logbook of the Arkansas Crime Information Center for the fiscal year ending June 30, 2013, the sum of.....\$125,000.

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2 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
4 CONTINGENCY APPROPRIATION AND FUNDING. In the event additional appropriation
5 becomes necessary that is not authorized or contemplated in Section 2 of this
6 Act and circumstances make it necessary for the Arkansas Crime Information
7 Center to request additional appropriation to carry out the objectives of the
8 Agency, the Contingency Appropriation authorized herein may be used for
9 regular salaries, personal services matching and maintenance and general
10 operation line item appropriations authorized for such programs in this Act.
11 Funding for the Contingency Appropriation authorized herein may be
12 transferred to the appropriate fund or fund account from such excess funds as
13 the Director of the Arkansas Crime Information Center may determine are
14 available from criminal background check fees deposited on behalf of the
15 Arkansas Crime Information Center. Use of the contingency appropriation and
16 funding authorized in this Act shall be approved by the Chief Fiscal Officer
17 of the State and the Arkansas Legislative Council or Joint Budget Committee.

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

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35 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
36 authorized by this act shall be limited to the appropriation for such agency

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

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

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18 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the
19 General Assembly, that the Constitution of the State of Arkansas prohibits
20 the appropriation of funds for more than a one (1) year period; that the
21 effectiveness of this Act on July 1, 2012 is essential to the operation of
22 the agency for which the appropriations in this Act are provided, and that in
23 the event of an extension of the legislative session, the delay in the
24 effective date of this Act beyond July 1, 2012 could work irreparable harm
25 upon the proper administration and provision of essential governmental
26 programs. Therefore, an emergency is hereby declared to exist and this Act
27 being necessary for the immediate preservation of the public peace, health
28 and safety shall be in full force and effect from and after July 1, 2012.