

Stricken language will be deleted and underlined language will be added.  
Act 264 of the Fiscal Session

State of Arkansas  
90th General Assembly  
Fiscal Session, 2016

As Engrossed: H4/28/16  
**A Bill**

HOUSE BILL 1104

By: Joint Budget Committee

**For An Act To Be Entitled**

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE ARKANSAS CRIME  
INFORMATION CENTER FOR THE FISCAL YEAR ENDING JUNE  
30, 2017; AND FOR OTHER PURPOSES.

**Subtitle**

AN ACT FOR THE ARKANSAS CRIME INFORMATION  
CENTER APPROPRIATION FOR THE 2016-2017  
FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the  
Arkansas Crime Information Center for the 2016-2017 fiscal year, the  
following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
(1)	U069U	ACIC DIRECTOR	1	\$107,856
(2)	G052C	ACIC DIVISION MANAGER	3	GRADE C126
(3)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
(4)	D030C	INFORMATION SYSTEMS COORDINATOR	2	GRADE C124
(5)	D052C	SOFTWARE SUPPORT ANALYST	3	GRADE C121
(6)	G158C	ACIC PROGRAM MANAGER	5	GRADE C119
(7)	A074C	FISCAL SUPPORT SUPERVISOR	1	GRADE C118



(8)	D065C	NETWORK SUPPORT ANALYST	2	GRADE C118
(9)	D073C	ACIC FIELD AGENT	8	GRADE C117
(10)	G192C	ACIC PROGRAM ANALYST	8	GRADE C117
(11)	D072C	ACIC SYSTEMS SUPERVISOR	1	GRADE C117
(12)	E045C	ACIC TRAINING COORDINATOR	1	GRADE C117
(13)	D080C	ACIC SYSTEMS SPECIALIST	7	GRADE C115
(14)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
(15)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
(16)	C056C	ADMINISTRATIVE SPECIALIST III	2	GRADE C112
(17)	A098C	FISCAL SUPPORT SPECIALIST	1	GRADE C112
(18)	C073C	ADMINISTRATIVE SPECIALIST II	<u>25</u>	GRADE C109
		MAX. NO. OF EMPLOYEES	75	

SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Crime Information Center, to be payable from the Crime Information System Fund, for personal services and operating expenses of the Arkansas Crime Information Center - Operations for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$2,709,772
(02) PERSONAL SERVICES MATCHING	999,054
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,970,041
(B) CONF. & TRAVEL	40,000
(C) PROF. FEES	450,692
(D) CAP. OUTLAY	50,000
(E) DATA PROC.	0
(04) CONTINGENCY	500,000
(05) DATA PROCESSING	1,201,035
(06) UPDATE/EXPAND	<u>120,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$8,040,594</u>

SECTION 3. APPROPRIATION - CRIMINAL HISTORY IMPROVEMENT PROGRAM - 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, 2017, the following:

ITEM NO.	FISCAL YEAR 2016-2017
(01) REGULAR SALARIES	\$43,654
(02) PERSONAL SERVICES MATCHING	20,260
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	10,984
(B) CONF. & TRAVEL	0
(C) PROF. FEES	60,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$134,898</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, 2017, the following:

ITEM NO.	FISCAL YEAR 2016-2017
(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

payable from the Sex and Child Offenders Registration Fund, for operating expenses of the Arkansas Crime Information Center - Sex/Child Offender Registration Program for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$150,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$150,000</u></u>

SECTION 6. 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 Crime Information Center - Arkansas Real-Time Scrap Metal Logbook for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) SCRAP METAL LOGBOOK	<u><u>\$150,000</u></u>

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF CONTINGENCY APPROPRIATION AND FUNDING. In the event additional appropriation becomes necessary that is not authorized or contemplated in Section 2 of this Act and circumstances make it necessary for the Arkansas Crime Information Center to request additional appropriation to carry out the objectives of the Agency, the Contingency Appropriation authorized herein may be used for regular salaries, personal services matching and maintenance and general operation line item appropriations authorized for such programs in this Act. Funding for the Contingency Appropriation authorized herein may be transferred to the appropriate fund or fund account from such excess funds as the Director of the Arkansas Crime Information Center may determine are

available from criminal background check fees deposited on behalf of the Arkansas Crime Information Center. Use of the contingency appropriation and funding authorized in this Act shall be approved by the Chief Fiscal Officer of the State and the Arkansas Legislative Council or Joint Budget Committee.

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

The provisions of this section shall be in effect only from July 1, ~~2015~~ 2016 through June 30, ~~2016~~ 2017.

SECTION 8. 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 Procurement 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 9. 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 10. 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 one (1) year period; that the effectiveness of this Act on July 1, 2016 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 legislative session, the delay in the effective date of this Act beyond July 1, 2016 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, 2016.

*/s/ Joint Budget Committee*

**APPROVED: 05/09/2016**