

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

# A Bill

HOUSE BILL 1077

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 DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE FISCAL  
11 YEAR ENDING JUNE 30, 2013; AND FOR OTHER  
12 PURPOSES.  
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## Subtitle

15 AN ACT FOR THE ARKANSAS DEPARTMENT OF  
16 EMERGENCY MANAGEMENT APPROPRIATION FOR THE  
17 2012-2013 FISCAL YEAR.  
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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. There is hereby established for the  
24 Arkansas Department of Emergency Management for the 2012-2013 fiscal year,  
25 the following maximum number of regular employees.  
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Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2012-2013
31	(1) U013U	ADEM DIRECTOR	1	\$94,500
32	(2) G055C	ADEM DEPUTY DIRECTOR	1	GRADE C126
33	(3) V002C	FEDERAL SURPLUS PROPERTY MANAGER	1	GRADE C124
34	(4) G089C	ADEM ADMINISTRATION DIVISION DIR	1	GRADE C123
35	(5) G088C	ADEM DISASTER MGMT DIV DIR	1	GRADE C123
36	(6) D043C	ADEM INFO TECHNOLOGY DIVISION DIR	1	GRADE C123



1	(7)	G087C	ADEM PREPAREDNESS DIVISION DIRECTOR	1	GRADE C123
2	(8)	R014C	PERSONNEL MANAGER	1	GRADE C121
3	(9)	G140C	ADEM PROGRAM MANAGER	13	GRADE C120
4	(10)	E026C	EDUCATION & INSTRUCTION COORDINATOR	1	GRADE C120
5	(11)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
6	(12)	G157C	ADEM AREA COORDINATOR	4	GRADE C119
7	(13)	G175C	ADEM PROGRAM COORDINATOR	9	GRADE C118
8	(14)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
9	(15)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
10	(16)	R027C	BUDGET SPECIALIST	1	GRADE C117
11	(17)	V012C	FEDERAL SURPLUS PROPERTY SUPERVISOR	1	GRADE C117
12	(18)	G180C	GRANTS ANALYST	5	GRADE C117
13	(19)	D068C	INFORMATION SYSTEMS ANALYST	3	GRADE C117
14	(20)	A089C	ACCOUNTANT I	1	GRADE C116
15	(21)	D075C	SOFTWARE SUPPORT SPECIALIST	1	GRADE C116
16	(22)	D074C	TELECOMMUNICATIONS SUPERVISOR	1	GRADE C116
17	(23)	E046C	TRAINING INSTRUCTOR	2	GRADE C116
18	(24)	C038C	ADEM EMERGENCY MGMT DUTY OFFICER	8	GRADE C115
19	(25)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
20	(26)	G208C	EMERGENCY PLANNER	5	GRADE C115
21	(27)	A091C	FISCAL SUPPORT ANALYST	3	GRADE C115
22	(28)	S034C	INTERSTATE TRUCK DRIVER	3	GRADE C115
23	(29)	G204C	PLANNING SPECIALIST	1	GRADE C115
24	(30)	V015C	PURCHASING SPECIALIST	1	GRADE C115
25	(31)	T061C	SENIOR INTELLIGENCE ANALYST	2	GRADE C115
26	(32)	G214C	GRANTS SPECIALIST	1	GRADE C114
27	(33)	D081C	TELECOMMUNICATIONS SPECIALIST	1	GRADE C114
28	(34)	R036C	HUMAN RESOURCES SPECIALIST	1	GRADE C113
29	(35)	V019C	SURPLUS PROPERTY SPECIALIST	1	GRADE C113
30	(36)	C056C	ADMINISTRATIVE SPECIALIST III	8	GRADE C112
31	(37)	A098C	FISCAL SUPPORT SPECIALIST	2	GRADE C112
32	(38)	S050C	MAINTENANCE SPECIALIST	1	GRADE C112
33	(39)	V021C	SURPLUS PROPERTY AGENT	3	GRADE C112
34	(40)	C073C	ADMINISTRATIVE SPECIALIST II	3	GRADE C109
35	(41)	S065C	MAINTENANCE ASSISTANT	<u>2</u>	GRADE C108
36			MAX. NO. OF EMPLOYEES	100	

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SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Arkansas Department of Emergency Management for the 2012-2013 fiscal year, 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-eight (28) 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 - STATE OPERATIONS. There is hereby appropriated, to the Arkansas Department of Emergency Management, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Arkansas Department of Emergency Management - State Operations for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) REGULAR SALARIES	\$2,510,825
(02) PERSONAL SERVICES MATCHING	793,394
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	515,269
(B) CONF. & TRAVEL	11,262
(C) PROF. FEES	55,500
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$3,886,250</u></u>

SECTION 4. APPROPRIATION - FEDERAL OPERATIONS. There is hereby appropriated, to the Arkansas Department of Emergency Management, 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 Department of Emergency Management - Federal Operations for the fiscal year ending June 30, 2013, the following:

ITEM FISCAL YEAR

1	<u>NO.</u>	<u>2012-2013</u>
2	(01) REGULAR SALARIES	\$514,679
3	(02) EXTRA HELP	156,438
4	(03) PERSONAL SERVICES MATCHING	176,086
5	(04) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	751,017
7	(B) CONF. & TRAVEL	209,780
8	(C) PROF. FEES	1,080,000
9	(D) CAP. OUTLAY	2,000,000
10	(E) DATA PROC.	0
11	(05) GRANTS / AID - FIRST RESPONDER &	
12	HOMELAND SECURITY	<u>31,760,504</u>
13	TOTAL AMOUNT APPROPRIATED	<u><u>\$36,648,504</u></u>

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15         SECTION 5. APPROPRIATION - DISASTER RELIEF GRANTS. There is hereby  
 16 appropriated, to the Arkansas Department of Emergency Management, to be  
 17 payable from the federal funds as designated by the Chief Fiscal Officer of  
 18 the State, for personal services and operating expenses of the Arkansas  
 19 Department of Emergency Management - Disaster Relief Grants for the fiscal  
 20 year ending June 30, 2013, the following:

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22	ITEM	FISCAL YEAR
23	<u>NO.</u>	<u>2012-2013</u>
24	(01) REGULAR SALARIES	\$225,887
25	(02) EXTRA HELP	625,751
26	(03) PERSONAL SERVICES MATCHING	156,016
27	(04) OVERTIME	175,000
28	(05) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	120,850
30	(B) CONF. & TRAVEL	64,500
31	(C) PROF. FEES	200,000
32	(D) CAP. OUTLAY	0
33	(E) DATA PROC.	0
34	(06) GRANTS/AID DISASTER RELIEF	<u>102,347,245</u>
35	TOTAL AMOUNT APPROPRIATED	<u><u>\$103,915,249</u></u>

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SECTION 6. APPROPRIATION - HAZARDOUS MATERIALS. There is hereby appropriated, to the Arkansas Department of Emergency Management, to be payable from the Office of Hazardous Materials Emergency Management Revolving Fund, for personal services and operating expenses of the Arkansas Department of Emergency Management - Hazardous Materials for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) REGULAR SALARIES	\$109,920
(02) EXTRA HELP	32,176
(03) PERSONAL SERVICES MATCHING	38,437
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	172,630
(B) CONF. & TRAVEL	60,792
(C) PROF. FEES	39,808
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) GRANTS/AID - HAZARDOUS MATERIAL	
MANAGEMENT	<u>10,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$463,763</u></u>

SECTION 7. APPROPRIATION - DISASTER RELIEF TRUST. There is hereby appropriated, to the Arkansas Department of Emergency Management, to be payable from the Arkansas Disaster Relief Program Trust Fund, for assistance to victims of state or federally declared disasters of the Arkansas Department of Emergency Management - Disaster Relief Trust for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) GRANTS/AID - DISASTER RELIEF	<u><u>\$350,000</u></u>

SECTION 8. APPROPRIATION - RADIOLOGICAL EMERGENCY RESPONSE GRANTS. There is hereby appropriated, to the Arkansas Department of Emergency Management, to be payable from the cash fund deposited in the State Treasury

1 as determined by the Chief Fiscal Officer of the State, for operating  
 2 expenses of the Arkansas Department of Emergency Management - Radiological  
 3 Emergency Response Grants for the fiscal year ending June 30, 2013, the  
 4 following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2012-2013</u>
8 (01) MAINT. & GEN. OPERATION	
9 (A) OPER. EXPENSE	\$5,500
10 (B) CONF. & TRAVEL	9,500
11 (C) PROF. FEES	0
12 (D) CAP. OUTLAY	25,000
13 (E) DATA PROC.	<u>0</u>
14 TOTAL AMOUNT APPROPRIATED	<u><u>\$40,000</u></u>

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 16 SECTION 9. APPROPRIATION - HOMELAND SECURITY. There is hereby  
 17 appropriated, to the Arkansas Department of Emergency Management, to be  
 18 payable from the Miscellaneous Agencies Fund Account, for personal services  
 19 and operating expenses of the Arkansas Department of Emergency Management -  
 20 Homeland Security for the fiscal year ending June 30, 2013, the following:

22 ITEM	FISCAL YEAR
23 <u>NO.</u>	<u>2012-2013</u>
24 (01) REGULAR SALARIES	\$22,225
25 (02) PERSONAL SERVICES MATCHING	7,775
26 (03) MAINT. & GEN. OPERATION	
27 (A) OPER. EXPENSE	30,000
28 (B) CONF. & TRAVEL	0
29 (C) PROF. FEES	0
30 (D) CAP. OUTLAY	0
31 (E) DATA PROC.	<u>0</u>
32 TOTAL AMOUNT APPROPRIATED	<u><u>\$60,000</u></u>

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 34 SECTION 10. APPROPRIATION - EMERGENCY OPERATIONS CENTER - CASH. There  
 35 is hereby appropriated, to the Arkansas Department of Emergency Management,  
 36 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 Department of Emergency Management - Emergency Operations Center - Cash for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) EOC EXPENSES	<u>\$342,043</u>

SECTION 11. APPROPRIATION - FEDERAL SURPLUS PROPERTY PROGRAM. There is hereby appropriated, to the Arkansas Department of Emergency Management, to be payable from the Federal Surplus Property Fund, for personal services and operating expenses of the Arkansas Department of Emergency Management - Federal Surplus Property Program for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) REGULAR SALARIES	\$601,721
(02) EXTRA HELP	12,000
(03) PERSONAL SERVICES MATCHING	206,267
(04) OVERTIME	40,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,032,401
(B) CONF. & TRAVEL	15,000
(C) PROF. FEES	15,263
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$1,922,652</u>

SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION FUNDING RESTRICTION. One position of Surplus Property Agent, and one position of Administrative Specialist II authorized in this Act that are assigned to the Federal Surplus Property Program are to be paid solely from fees generated by the program.

The provisions of this section shall be in effect only from July 1,

1 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

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

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

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22 SECTION 15. EMERGENCY CLAUSE. It is found and determined by the  
23 General Assembly, that the Constitution of the State of Arkansas prohibits  
24 the appropriation of funds for more than a one (1) year period; that the  
25 effectiveness of this Act on July 1, 2012 is essential to the operation of  
26 the agency for which the appropriations in this Act are provided, and that in  
27 the event of an extension of the legislative session, the delay in the  
28 effective date of this Act beyond July 1, 2012 could work irreparable harm  
29 upon the proper administration and provision of essential governmental  
30 programs. Therefore, an emergency is hereby declared to exist and this Act  
31 being necessary for the immediate preservation of the public peace, health  
32 and safety shall be in full force and effect from and after July 1, 2012.