

Stricken language will be deleted and underlined language will be added.

State of Arkansas
91st General Assembly
Regular Session, 2017

As Engrossed: S3/20/17

A Bill

SENATE BILL 45

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 LEGISLATIVE COUNCIL, THE BUREAU OF LEGISLATIVE RESEARCH, AND THE INTERIM COMMITTEES OF THE ARKANSAS GENERAL ASSEMBLY FOR THE FISCAL YEAR ENDING JUNE 30, 2018; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE BUREAU OF LEGISLATIVE RESEARCH AND THE LEGISLATIVE COUNCIL APPROPRIATION FOR THE 2017-2018 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for the Bureau of Legislative Research of the Legislative Council for the 2017-2018 fiscal year, the following maximum number of regular employees.

| <i>Item</i> | <i>Class</i> | | <i>Maximum</i> | <i>Maximum Annual</i> |
|-------------|--------------|------------------------------------|------------------|-----------------------|
| <i>No.</i> | <i>Code</i> | <i>Title</i> | <i>No. of</i> | <i>Salary Rate</i> |
| | | | <i>Employees</i> | <i>Fiscal Year</i> |
| | | | | <i>2017-2018</i> |
| (1) | Q030U | DIRECTOR, BUREAU OF LEGIS RESEARCH | 1 | GRADE SE05 |
| (2) | Q029U | ASSISTANT DIRECTOR | 4 | GRADE SE04 |
| (3) | Q014N | BLR ADMINISTRATOR | 9 | GRADE SE02 |
| (4) | Q061N | BLR COUNSEL | 1 | GRADE SE02 |



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|------|-------|---------------------------------------|----------|------------|
| (5) | Q063N | LEGIS ADMIN SERVICES ADMINISTRATOR | 1 | GRADE GS14 |
| (6) | Q068N | LEGAL EDITOR SUPERVISOR | 1 | GRADE GS13 |
| (7) | Q221C | SENIOR LEGISLATIVE ATTORNEY II | 19 | GRADE GS13 |
| (8) | Q234C | SENIOR LEGAL EDITOR II | 5 | GRADE GS12 |
| (9) | Q006C | SENIOR LEGISLATIVE ANALYST II | 35 | GRADE GS12 |
| (10) | Q067C | ADMIN ASSIST TO DIRECTOR | 1 | GRADE GS09 |
| (11) | Q232C | BLR PROG DEVELOP & COMPLIANCE ANALYST | 1 | GRADE GS09 |
| (12) | Q197C | LEGISLATIVE ADMIN SERVS ANALYST II | 3 | GRADE GS09 |
| (13) | Q077C | ADMIN ASSIST TO AD | 4 | GRADE GS08 |
| (14) | Q065C | OFFICE SERVICES SUPERVISOR | 1 | GRADE GS08 |
| (15) | Q235C | ADMIN ASSIST TO ADMINISTRATOR | 8 | GRADE GS07 |
| (16) | Q118C | REFERENCE ANALYST | 2 | GRADE GS07 |
| (17) | Q110C | LEGISLATIVE ADMIN ASSISTANT II | 16 | GRADE GS06 |
| (18) | Q131C | BLR SUPPORT SPECIALIST | 1 | GRADE GS04 |
| (19) | Q069N | PC SUPPORT MANAGER | 1 | GRADE IT09 |
| (20) | Q236C | SR APPLICATIONS PROGRAMMER II | 6 | GRADE IT09 |
| (21) | Q237C | SR NETWORK SPECIALIST II | 4 | GRADE IT09 |
| (22) | Q238C | SR PC SUPPORT SPECIALIST II | 4 | GRADE IT06 |
| (23) | Q224C | ASSETS MANAGER | 1 | GRADE IT03 |
| (24) | Q130C | DIGITAL RESEARCH TECH | <u>1</u> | GRADE IT01 |
| | | MAX. NO. OF EMPLOYEES | 130 | |

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Bureau of Legislative Research of the Legislative Council for the 2017-2018 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: thirty-one (31) 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 Bureau of Legislative Research of the Legislative Council, to be payable from the State Central Services Fund, for personal services, operating expenses, contingency, committee rooms, and construction and capital improvements of the Bureau of Legislative Research and the

Legislative Council for the fiscal year ending June 30, 2018, the following:

| ITEM NO. | FISCAL YEAR 2017-2018 |
|--|--------------------------|
| (01) REGULAR SALARIES | \$10,090,629 |
| (02) EXTRA HELP | 150,000 |
| (03) PERSONAL SERVICES MATCHING | 2,860,032 |
| (04) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 2,133,686 |
| (B) CONF. & TRAVEL | 218,002 |
| (C) PROF. FEES | 298,889 |
| (D) CAP. OUTLAY | 400,000 |
| (E) DATA PROC. | 0 |
| (05) CONSTRUCTION/CAPITAL IMPROVEMENTS | 50,000 |
| (06) CONTINGENCY | 893,480 |
| (07) COMMITTEE ROOMS | <u>205,063</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$17,299,781</u> |

SECTION 4. APPROPRIATION - INTERIM COMMITTEE STUDY EXPENSES. There is hereby appropriated, to the Bureau of Legislative Research of the Legislative Council Disbursing Officer, to be payable from the State Central Services Fund, for study expenses of the Ad Interim Committees of the Arkansas General Assembly for the fiscal year ending June 30, 2018, the following:

| ITEM NO. | FISCAL YEAR 2017-2018 |
|---------------------------------------|--------------------------|
| (01) INTERIM COMMITTEE STUDY EXPENSES | <u>\$271,060</u> |

SECTION 5. APPROPRIATION - INTERIM COMMITTEE EXPENSES. There is hereby appropriated, to the Bureau of Legislative Research of the Legislative Council Disbursing Officer, to be payable from the State Central Services Fund, for paying per diem, expenses and mileage to members of the Arkansas General Assembly attending regular and special meetings and other committee related activities of the Ad Interim Committees of the Arkansas General Assembly, and for out-of-state travel expenses for committee staff as approved by the appropriate committee for the fiscal year ending June 30,

2018, the following:

| ITEM NO. | FISCAL YEAR <u>2017-2018</u> |
|--|---------------------------------|
| (01) PER DIEM, EXPENSES, AND MILEAGE FOR MEMBERS OF THE ARKANSAS GENERAL ASSEMBLY AD INTERIM COMMITTEES | \$1,419,199 |
| (02) OUT-OF-STATE TRAVEL OF INTERIM COMMITTEE MEMBERS & COMMITTEE STAFF WHO ARE AUTHORIZED BY THE APPROPRIATE COMMITTEE | <u>277,197</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$1,696,396</u></u> |

SECTION 6. APPROPRIATION - ENERGY COUNCIL. There is hereby appropriated, to the Bureau of Legislative Research of the Legislative Council Disbursing Officer, to be payable from the State Central Services Fund, for paying expenses of members of the Arkansas General Assembly attending meetings of the Energy Council and for other associated expenses for the fiscal year ending June 30, 2018, the following:

| ITEM NO. | FISCAL YEAR <u>2017-2018</u> |
|---|---------------------------------|
| (01) PAYMENT OF EXPENSES OF MEMBERS AND OTHER EXPENSES | <u>\$65,806</u> |

SECTION 7. REAPPROPRIATION. There is hereby appropriated, to the Bureau of Legislative Research, to be payable from the State Central Services Fund, from the balance of the appropriation remaining on June 30, 2017 in Sections 3 and 7 of Act 79 of 2016, there to be used for the same purposes for the fiscal year ending June 30, 2018, in a sum not to exceed.....\$2,000,000.

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION - LINE ITEMS. The Director of the Bureau of Legislative Research is hereby authorized to direct the Chief Fiscal Officer of the State to transfer appropriation between line items within appropriations and also

between the appropriations made by this Act in such amounts as determined necessary.

The provisions of this section shall be in effect only from July 1, ~~2016~~ 2017 through June 30, ~~2017~~ 2018.

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COST OF LIVING INCREASES. Employees of the Bureau of Legislative Research assigned to positions having a labor grade shall be eligible for cost-of-living increases on July 1, in an amount equal to that granted to all other state agency, board, commission or institution of higher education employees on those dates. Any additional adjustments in annual salary rates for Bureau employees, labor market adjustments, merit pay adjustments or employee retention or recruitment requirements shall be made at the discretion of the Director of the Bureau. Salary payments shall not be restricted to maximum amounts authorized by law, if the salary adjustments exceed the maximum line item amount authorized by law for a position, the amount shall be paid to the employee as a lump-sum payment.

The provisions of this section shall be in effect only from July 1, ~~2016~~ 2017 through June 30, ~~2017~~ 2018.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISBURSING OFFICER. The Director of the Bureau of Legislative Research of the Legislative Council shall be the disbursing officer for the funds appropriated by this Act, including the Interim Committee Study Expenses. The Director shall appoint a designee who shall serve as the disbursing officer in his/her absence. In the event there is no Director, the Co-Chairs of the Arkansas Legislative Council can appoint a disbursing officer. All expenditures from the appropriations provided by this Act shall be in accordance with procedures established by the Legislative Council and in accordance with appropriate law.

The provisions of this section shall be in effect only from July 1, ~~2016~~ 2017 through June 30, ~~2017~~ 2018.

SECTION 11. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 10-3-

303 is amended to add an additional subsection to read as follows:

(h)(1) The bureau may employ outside legal counsel as deemed necessary by the director after receiving prior approval of the Executive Subcommittee of the Legislative Council. (2) If the Executive Subcommittee of the Legislative Council approves the employment of outside legal counsel by the bureau, no additional approval is required.

SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

CLASSIFICATION UTILIZATION. The Bureau of Legislative Research may utilize, at the discretion of the Director of the Bureau Legislative Research, the following classifications as necessary. The use of these classifications shall not be considered as increasing the number of positions authorized in this act, only as a temporary reclassification or cross grade of a position.

CLASS

| <u>CODE</u> | <u>TITLE</u> | <u>GRADE</u> |
|--------------|---|--------------|
| <u>Q220C</u> | <u>SENIOR LEGISLATIVE ATTORNEY</u> | <u>GS12</u> |
| <u>Q223C</u> | <u>SENIOR LEGAL EDITOR</u> | <u>GS11</u> |
| <u>Q032C</u> | <u>SENIOR LEGISLATIVE ANALYST</u> | <u>GS11</u> |
| <u>Q007C</u> | <u>LEGISLATIVE ATTORNEY II</u> | <u>GS11</u> |
| <u>Q073C</u> | <u>LEGAL EDITOR III</u> | <u>GS10</u> |
| <u>Q064C</u> | <u>LEGISLATIVE ANALYST III</u> | <u>GS10</u> |
| <u>Q046C</u> | <u>LEGISLATIVE ATTORNEY</u> | <u>GS10</u> |
| <u>Q222C</u> | <u>LEGAL EDITOR II</u> | <u>GS09</u> |
| <u>Q079C</u> | <u>LEGISLATIVE ANALYST II</u> | <u>GS09</u> |
| <u>Q240C</u> | <u>LEGAL EDITOR</u> | <u>GS08</u> |
| <u>Q239C</u> | <u>LEGISLATIVE ANALYST</u> | <u>GS08</u> |
| <u>Q198C</u> | <u>LEGISLATIVE ADMIN SERVICES ANALYST</u> | <u>GS07</u> |
| <u>Q128C</u> | <u>LEGISLATIVE ADMINISTRATIVE ASSISTANT</u> | <u>GS05</u> |
| <u>Q241C</u> | <u>SR. APPLICATIONS PROGRAMMER</u> | <u>IT08</u> |
| <u>Q242C</u> | <u>SR. NETWORK SPECIALIST</u> | <u>IT08</u> |
| <u>Q243C</u> | <u>APPLICATIONS PROGRAMMER II</u> | <u>IT07</u> |
| <u>Q244C</u> | <u>NETWORK SPECIALIST II</u> | <u>IT07</u> |
| <u>Q246C</u> | <u>APPLICATIONS PROGRAMMER</u> | <u>IT06</u> |
| <u>Q247C</u> | <u>NETWORK SPECIALIST</u> | <u>IT06</u> |

| | | |
|--------------|----------------------------------|-------------|
| <u>Q245C</u> | <u>SR. PC SUPPORT SPECIALIST</u> | <u>IT05</u> |
| <u>Q063C</u> | <u>PC SUPPORT SPECIALIST II</u> | <u>IT04</u> |
| <u>Q078C</u> | <u>PC SUPPORT SPECIALIST</u> | <u>IT03</u> |
| <u>Q127C</u> | <u>HELP DESK COORDINATOR</u> | <u>IT02</u> |

The provisions of this section shall be in effect only from July 1, 2017 through June 30, 2018.

SECTION 13. 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 14. 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 15. 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, 2017 is essential to the operation of the agency for which the appropriations in this Act are provided, with the exception that Section 11 in this Act shall be in full force and effect from and after the date of its passage and approval, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2017, with the exception that Section 11 in this Act shall

be in full force and effect from and after the date of its passage and approval, 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, 2017, with the exception that Section 11 in this Act shall be in full force and effect from and after the date of its passage and approval.

/s/Joint Budget Committee