



STATE OF ARKANSAS
**Department of Finance
and Administration**

OFFICE OF THE DIRECTOR
1509 West Seventh Street, Suite 401
Post Office Box 3278
Little Rock, Arkansas 72203-3278
Phone: (501) 682-2242
Fax: (501) 682-1029
<http://www.state.ar.us/dfa>

November 3, 2010

Artee Williams
Director
Department of Workforce Services
P.O. Box 2981
Little Rock, AR 72203

Dear Mr. Williams,

Based on the information presented in your correspondence, dated October 18, 2010, the following determinations have been made:

Due to the required level of travel and the responsibilities assigned, a waiver under Sec. 5, Paragraph C, of Executive Order 10-14, regarding the status designation of commuter has been granted to the following positions:

Director
Director of Workforce Investment

Please be aware that, under Section 4 of Executive Order 10-14, all vehicles must carry red, Official Business Only license plates and each must carry the official seal of either the State or your agency. Unless otherwise stated, this requirement applies to vehicles assigned to employees operating under a status designation of commuter.

Please also be aware that, under Section 3 of Executive Order 10-14, all vehicles not assigned to individual employees must be pooled, made available to any authorized employee and must remain on State property when not in use.

Additionally, please recall that Executive Order 10-14 requires State vehicles be used solely for purposes of official State business.

Thank you for your assistance and cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard A. Weiss".

Richard A. Weiss
Director



State of Arkansas
Department of
WORKFORCE SERVICES

www.dws.arkansas.gov

Post Office Box 2981 • Little Rock, AR 72203-2981



November 1, 2010

Richard Weiss, Director
Department of Finance & Administration
1509 W. 7th St., Room 401
Little Rock, AR 72201

Dear Mr. Weiss:

Pursuant to the authority granted the Governor in A.C.A. 19-4- 905(e.), the Department of Workforce Services (DWS) requests an exception for the next biennium from Paragraph 4 of Executive Order 10-14, dated October 5, 2010.

The vehicle to be exempted is one sedan as described below:

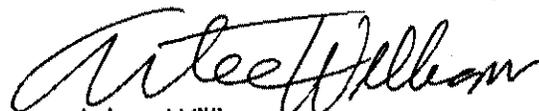
<u>VEHICLE</u>	<u>LICENSE NUMBER</u>	<u>VIN#</u>
2009 Dodge Avenger	892 OKX	1B3LC46B99N575512

This vehicle is assigned to Kenneth Ferguson and used exclusively by him in the performance of his duties as the Director of Workforce Investment.

From time to time, he represents the Governor at meetings or events that are held at locations that may cause an appearance of conflict of interest, thereby, giving the wrong impression to the public. In addition, the vehicle is used for transporting out of town officials and to and from his home and for incidental travel, for which he will reimburse the state on a monthly basis.

I would very much appreciate your approval of this request. Please contact me at 682-2121 if you have any questions or if any additional information is required.

Sincerely,


Artee Williams

Attachment

Request for Status Designation: Commuter

Executive Order 10-14 established Status Designations for employees whose duties require assignment to a State Vehicle. Request for the Status Designation of Commuter must be made for individual state employees. Waivers issued under Governor's Policy Directive 3 will cease to be valid after Nov. 1, 2010.

Please use this form to Request the Status Designation of Commuter for employees within your State Agency, Board or Commission who require the use of a State Vehicle to travel to and from home and whose use of a State Vehicle is as a Commuter as described by Executive Order 10-14.

Please supply the following information for each state employee to receive the Status Designation of Commuter as described under Executive Order 10-14:

1. Name of Employee:

Kenneth Ferguson

2. Position or Title of Employee:

Director of Workforce Investment

3. Agency, Board or Commission:

Department of Workforce Services

4. Year, Make and Mode of Vehicle to be Assigned:

2009 Dodge Avenger

5. VIN Number of Vehicle to be Assigned:

1B3LC46B99N575512

6. Estimated Mileage Driven on a Monthly Basis:

1,974

7. License Plate Number of Vehicle to be Assigned:

892 OKX

8. Does this vehicle have Official State License Plates:

Yes:

No:

9. If the employee has previously used a State Vehicle under a Waiver from Governor's Policy Directive 3 but no longer thinks it's necessary to use a State Vehicle in this manner, please check here:

10. Please use this space to describe the Legitimate State Business Purpose that would be met if this employee was granted a Commuter Status Designation. If additional space is needed, please add additional pages as necessary.

Kenneth Ferguson, Director of Arkansas Workforce Investment vehicle (VIN 1B3LC46B99N575512) is used a little over half the time for Agency business. The usage of this vehicle is in compliance with Executive Order 10-14. Although Director Ferguson did not keep a mileage report over the past year he has broken his vehicle usage into percentages.(See below for details)

Local Web Visits - 8%

Local WIB's Meetings - 5%

Speaking Engagements - 5%

Meeting w/County Judges - 15%

Local Chamber of Commerce - 2%

Local Mayors - 10%

Visits to 2 Year Colleges - 10%

Total=55% of vehicle usage is work related



State of Arkansas
 Department of
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November 1, 2010

Richard Weiss, Director
 Department of Finance and Administration
 1509 W. 7th St., Room 401
 Little Rock, AR 72201

Dear Mr. Weiss:

Pursuant to the authority granted the Governor in A.C.A. 19-4- 905(e.), the Department of Workforce Services (DWS) requests an exception for the next biennium from Paragraph 4 of Executive Order 10-14, dated October 5, 2010.

The vehicle to be exempted is one full size sedan as described below:

<u>VEHICLE</u>	<u>LICENSE NUMBER</u>	<u>VIN#</u>
2009 Chevrolet Impala	821 OFJ	2G1WB57K591320507

I believe the best interests of the State would be served by granting the exemption, based on the vehicles usage. As Director of the Agency, I regularly meet with representatives of private industry seeking to locate to Arkansas. These industry officials demand confidentiality of their actions while they are searching for a site. The display of official tags or side markings would violate our oral or written agreements to hold our discussions confidential.

I also use the vehicle to transport industry officials to Workforce Centers to demonstrate the array of workforce services.

As agency Director, I also provide funding to train new and incumbent workers for Arkansas Companies. I travel frequently to meet with industry representatives, community leaders and Workforce education officials. Many of these visits require confidentiality and the tag and markings display may violate this confidentiality.

Richard Weiss
Page 2
October 26, 2010

Based on how the vehicle in question is used, I respectfully request an exemption to the requirement that state owned vehicles have a state license tag and official markings, as such an exemption is in the best interest of the State.

I would very much appreciate your approval of this request. Please contact me at 682-2121 if you have any questions or if additional information is required.

Sincerely,



Artee Williams

Attachment

Request for Status Designation: Commuter

Executive Order 10-14 established Status Designations for employees whose duties require assignment to a State Vehicle. Request for the Status Designation of Commuter must be made for individual state employees. Waivers issued under Governor's Policy Directive 3 will cease to be valid after Nov. 1, 2010.

Please use this form to Request the Status Designation of Commuter for employees within your State Agency, Board or Commission who require the use of a State Vehicle to travel to and from home and whose use of a State Vehicle is as a Commuter as described by Executive Order 10-14.

Please supply the following information for each state employee to receive the Status Designation of Commuter as described under Executive Order 10-14:

1. Name of Employee:

Arte Williams

2. Position or Title of Employee:

Director

3. Agency, Board or Commission:

Department of Workforce Services

4. Year, Make and Mode of Vehicle to be Assigned:

2009 Chevrolet Impala

5. VIN Number of Vehicle to be Assigned:

2G1WB57K591320507

6. Estimated Mileage Driven on a Monthly Basis:

939

7. License Plate Number of Vehicle to be Assigned:

821 OFJ

8. Does this vehicle have Official State License Plates:

Yes:

No:

9. If the employee has previously used a State Vehicle under a Waiver from Governor's Policy Directive 3 but no longer thinks it's necessary to use a State Vehicle in this manner, please check here:

10. Please use this space to describe the Legitimate State Business Purpose that would be met if this employee was granted a Commuter Status Designation. If additional space is needed, please add additional pages as necessary:

Arte Williams, Director of Arkansas Department of Workforce Services vehicle (VIN 2G1WB57K591320507) is used primarily for Agency business. The usage of this vehicle is in compliance with Executive Order 10-14. According to our records this vehicle is driven approximately 939 miles per month of which 610 or 65% was used for agency business(see below for details).

Utilization per month is as follows:

Local DWS Centers - 245 miles

Board Meetings All - 100 Miles

Speaking Engagements - 120 Miles

Meeting w/County Judges - 45 Miles

Local Chamber of Commerce - 100 Miles

Total - 610/939=65%