

MARTIN LUTHER KING, JR COMMISSION

Enabling Laws

Act 523 of 2007
A.C.A. §25-24-101 et seq.

History and Organization

The Martin Luther King, Jr. Commission was created by Act 1216 of 1993. The Commission is an offspring of the Martin Luther King Federal Holiday Commission and was established under then Governor Bill Clinton by executive order. The Commission was created to promote the legacy and philosophy of Dr. Martin Luther King, Jr. Initially, the Commission had one staff person, and was housed within the Governor's Office at the State Capitol. Then Governor Jim Guy Tucker appointed the 25-member board and recommended that Tracy Steele serve as Executive Director. Senator Steele served as Executive Director until November 2006, and in March, 2008, a new Executive Director, DuShun Scarbrough, was appointed by the Commission. The current headquarters for the Commission is 501 Woodlane, Suite 122S, Little Rock, AR 72201.

In 1997, a mission statement, a stated purpose, goals and objectives, and the Junior Commission Board were developed. Because of its limited resources, a consensus determined that the Commission would focus on youth oriented projects first, and then expand. Violence and crime among youth was one of the critical concerns with the people of Arkansas. Then Governor Jim Guy Tucker called a special legislative session to deal with the problem of juvenile crime. The Commission formed the Junior Commission Board, which is composed of Arkansas high school and college students who have demonstrated strong qualities of leadership and community service. The Junior Commissioners have particular influence in advising the Commission in projects dealing with youth.

Mission Statement

The mission of the Arkansas Martin Luther King, Jr. Commission is to promote understanding and acceptance of nonviolence and human equality as a way of building community among all Arkansans.

Purpose

The purpose of the Arkansas Martin Luther King, Jr. Commission is to:

- Promote racial harmony, understanding community service, respect, and goodwill, among all citizens
- Promote principles of nonviolence
- Promote awareness and appreciation of the Civil Rights Movement and advocate the principles and legacy of Dr. Martin Luther King, Jr.
- Develop, coordinate, and advise the Governor and General Assembly of ceremonies and activities throughout the State relating to the observance of Dr. King's holiday

The Martin Luther King, Jr. Commission continues to reach out to people throughout the state until Dr. King's dream is accepted and realized by every Arkansan.



Agency Commentary

The purpose of the Arkansas Martin Luther King, Jr. Commission is to:

- Promote racial harmony, understanding community service, respect, and goodwill among all citizens
- Promote Dr. King’s principles of nonviolence
- Promote awareness and appreciation of the Civil Rights Movement and advocate the principles and legacy of Dr. Martin Luther King, Jr.
- Develop, coordinate, and advise the Governor and General Assembly of ceremonies and activities throughout the State relating to the observance of Dr. King’s holiday
- The mission of the Arkansas Martin Luther King, Jr. Commission is to promote understanding and acceptance of nonviolence and human equality as a way of building community among all Arkansans

The Commission is guided by Dr. King's teachings and philosophy of love, tolerance, and nonviolence. It strives for social improvement in Arkansas, helping communities and organizations achieve new levels of leadership and public service.

The Commission works directly with youth and others, encouraging them to embrace alternatives to violence and discover their common humanity. Through activities that stress racial and cultural diversity, the Commission offers Arkansas youth a new understanding of the important roles they play in the communities, now and in the future.

The Martin Luther King, Jr. Commission is requesting Base Level for the 2009-2011 biennium, and is not requesting additional appropriation at this time. Base Level for FY10 is \$226,082 and FY11 is \$227,740. The appropriation is used to further the organization’s efforts to enhance the awareness of peace and harmonious living among all Arkansans.

The Martin Luther King, Jr. Commission is requesting Base Level for the Cash Appropriation for 2009-2011. The funding for this appropriation was moved from a local bank to the State Treasury during FY08. This will stabilize fiscal operations and enable staff to more effectively monitor budgetary activity.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT
AUDIT OF :
MARTIN LUTHER KING, JR. COMMISSION

FOR THE YEAR ENDED JUNE 30, 2007

Findings	Recommendations
Management was unable to provide adequate supporting documentation for some purchases made with Agency credit cards. Support documentation provides evidence of the appropriate business purpose of disbursements. Credit card purchases totaling \$5,337 were reviewed, but the business purpose of \$485 of those purchases could not be verified.	Obtain and retain adequate documentation in support of expenditures.

Employment Summary

	Male	Female	Total	%
White Employees	1	0	1	25 %
Black Employees	1	1	2	50 %
Other Racial Minorities	0	1	1	25 %
Total Minorities			3	75 %
Total Employees			4	100 %

Publications

A.C.A. 25-1-204

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution
		Governor	General Assembly		
None	N/A	N	N	0	N/A

Department Appropriation Summary

Historical Data

Agency Request and Executive Recommendation

Appropriation	2007-2008		2008-2009		2008-2009		2009-2010						2010-2011					
	Actual	Pos	Budget	Pos	Authorized	Pos	Base Level	Pos	Agency	Pos	Executive	Pos	Base Level	Pos	Agency	Pos	Executive	Pos
125 Martin Luther King - State Operations	176,882	3	231,870	4	276,469	4	227,819	4	227,819	4	227,819	4	229,477	4	229,477	4	229,477	4
54S Martin Luther King - Treasury Cash	118,965	0	61,040	0	61,522	0	61,050	0	61,050	0	61,050	0	61,050	0	61,050	0	61,050	0
Total	295,847	3	292,910	4	337,991	4	288,869	4	288,869	4	288,869	4	290,527	4	290,527	4	290,527	4

Funding Sources		%		%		%		%		%		%		%		%		%	
Fund Balance	4000005	4,583	1.5	8,637	2.7			32,622	9.3	32,622	9.3	32,622	9.3	61,572	16.2	61,572	16.2	61,572	16.2
General Revenue	4000010	176,381	57.9	216,183	66.4			212,844	60.7	212,844	60.7	212,844	60.7	214,502	56.3	214,502	56.3	214,502	56.3
Cash Fund	4000045	123,019	40.4	100,000	30.7			104,975	30.0	104,975	30.0	104,975	30.0	104,975	27.5	104,975	27.5	104,975	27.5
Merit Adjustment Fund	4000055	0	0.0	712	0.2			0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
M & R Sales	4000340	501	0.2	0	0.0			0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Total Funds		304,484	100.0	325,532	100.0			350,441	100.0	350,441	100.0	350,441	100.0	381,049	100.0	381,049	100.0	381,049	100.0
Excess Appropriation/(Funding)		(8,637)		(32,622)				(61,572)		(61,572)		(61,572)		(90,522)		(90,522)		(90,522)	
Grand Total		295,847		292,910				288,869		288,869		288,869		290,527		290,527		290,527	

Appropriation 54S Cash in Treasury replaced a Cash-in-Bank appropriation and moved to the State Treasury in FY08.
Actuals in Treasury Cash [54S] exceeds Authorized due to a transfer from the Cash Fund Holding Account.

Agency Position Usage Report

FY2006 - 2007						FY2007 - 2008						FY2008 - 2009					
Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused
	Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total	
4	2	2	4	0	50.00 %	4	2	2	4	0	50.00 %	4	4	0	4	0	0.00 %

Analysis of Budget Request

Appropriation: 125 - Martin Luther King - State Operations

Funding Sources: HUA - Miscellaneous Agencies Fund

The Martin Luther King, Jr. Commission was established by Arkansas Code Annotated §24-24-101. The Commission consists of twenty-six (26) members: four (4) members between the ages of sixteen (16) and nineteen (19) from the general public; thirteen (13) members of the general public who represent various geographical areas of the State, and various civic, religious, educational, labor, business, and artistic organizations committed to resolving conflict and upholding the humanitarian philosophy of Dr. King; four (4) members of the House of Representatives; and a representative of the Governor's Office.

The responsibility of the Commission is to develop, coordinate, and advise the Governor and the General Assembly of appropriate ceremonies and activities related to Dr. King's birthday; and to receive donations and contributions from individuals and public and private organizations to carry out its responsibilities. Funding to support the activities of the Commission is derived from general revenue. Cash funds complement general revenue for the Commission to carry out its responsibilities under A.C.A. §25-24-102.

Base Level salaries for classified positions reflect the recommendations of the Pay Plan Study. A 2.3% Cost of Living Allowance is reflected in the second year of the biennium. The Base Level request for Regular Salaries may include board member Stipend payments and Career Service payments for eligible employees. Personal Services Matching includes a \$75 increase in the monthly contribution for State employee's health insurance for a total state match per budgeted employee of \$425.

The Agency requests Base Level appropriation for the 2009-2011 biennium.

Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 125 - Martin Luther King - State Operations

Funding Sources: HUA - Miscellaneous Agencies Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2007-2008 Actual	2008-2009 Budget	2008-2009 Authorized	2009-2010			2010-2011		
				Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries 5010000	86,665	145,108	165,545	138,589	138,589	138,589	139,986	139,986	139,986
#Positions	3	4	4	4	4	4	4	4	4
Personal Services Matching 5010003	35,133	43,877	55,239	46,345	46,345	46,345	46,606	46,606	46,606
Operating Expenses 5020002	55,044	42,585	55,385	42,585	42,585	42,585	42,585	42,585	42,585
Conference & Travel Expenses 5050009	40	300	300	300	300	300	300	300	300
Professional Fees 5060010	0	0	0	0	0	0	0	0	0
Data Processing 5090012	0	0	0	0	0	0	0	0	0
Capital Outlay 5120011	0	0	0	0	0	0	0	0	0
Total	176,882	231,870	276,469	227,819	227,819	227,819	229,477	229,477	229,477
Funding Sources									
General Revenue 4000010	176,381	216,183		212,844	212,844	212,844	214,502	214,502	214,502
Cash Fund 4000045	0	14,975		14,975	14,975	14,975	14,975	14,975	14,975
Merit Adjustment Fund 4000055	0	712		0	0	0	0	0	0
M & R Sales 4000340	501	0		0	0	0	0	0	0
Total Funding	176,882	231,870		227,819	227,819	227,819	229,477	229,477	229,477
Excess Appropriation/(Funding)	0	0		0	0	0	0	0	0
Grand Total	176,882	231,870		227,819	227,819	227,819	229,477	229,477	229,477

Analysis of Budget Request

Appropriation: 54S - Martin Luther King - Treasury Cash

Funding Sources: NMK - Martin Luther King - Cash in Treasury

One of the responsibilities of the Commission is to receive donations and contributions in order to carry out its duties of promoting racial harmony, understanding, respect and goodwill, with these revenues deposited into a cash fund account pursuant to Arkansas Code Annotated §25-24-102. The Commission continues to apply for grants in support of community-based programs and services for the prevention of youth crime and violence.

The Agency moved cash funds to the State Treasury in FY08 to stabilize fiscal operations to enable staff to monitor budgetary activity more effectively.

Base Level is \$61,050 for each year of the biennium and represents the Agency's Request.

Executive Recommendation provides for Agency Request. Expenditure of appropriation is contingent upon available funding.

Appropriation Summary

Appropriation: 54S - Martin Luther King - Treasury Cash
Funding Sources: NMK - Martin Luther King - Cash in Treasury

Historical Data

Agency Request and Executive Recommendation

Commitment Item	Historical Data			Agency Request and Executive Recommendation			Agency Request and Executive Recommendation		
	2007-2008 Actual	2008-2009 Budget	2008-2009 Authorized	2009-2010			2010-2011		
				Base Level	Agency	Executive	Base Level	Agency	Executive
Extra Help 5010001	11,746	15,900	15,900	15,900	15,900	15,900	15,900	15,900	15,900
#Extra Help	2	4	4	4	4	4	4	4	4
Personal Services Matching 5010003	1,184	1,216	1,698	1,226	1,226	1,226	1,226	1,226	1,226
Operating Expenses 5020002	100,690	38,924	38,924	38,924	38,924	38,924	38,924	38,924	38,924
Conference & Travel Expenses 5050009	0	2,000	2,000	2,000	2,000	2,000	2,000	2,000	2,000
Professional Fees 5060010	5,345	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000
Data Processing 5090012	0	0	0	0	0	0	0	0	0
Capital Outlay 5120011	0	0	0	0	0	0	0	0	0
Total	118,965	61,040	61,522	61,050	61,050	61,050	61,050	61,050	61,050
Funding Sources									
Fund Balance 4000005	4,583	8,637		32,622	32,622	32,622	61,572	61,572	61,572
Cash Fund 4000045	123,019	85,025		90,000	90,000	90,000	90,000	90,000	90,000
Total Funding	127,602	93,662		122,622	122,622	122,622	151,572	151,572	151,572
Excess Appropriation/(Funding)	(8,637)	(32,622)		(61,572)	(61,572)	(61,572)	(90,522)	(90,522)	(90,522)
Grand Total	118,965	61,040		61,050	61,050	61,050	61,050	61,050	61,050

Appropriation 54S Cash in Treasury replaced a Cash-in-Bank appropriation and moved to the State Treasury in FY08.

FY08 Actual expenditures for Operating Expenses and Professional Fees exceeds the authorized amounts due to a transfer from the Cash Fund Holding Account.