Enabling Laws

Act 401 of 2007 A.C.A. §12-9-101 et seq.

History and Organization

As the dynamics of law enforcement continue to rapidly change, the Commission on Law Enforcement Standards and Training, recognizing its responsibility to the citizens of our State by maintaining and enforcing standards for employment, is committed to providing the law enforcement profession in the State of Arkansas with the very best training available, utilizing the latest in law enforcement instructional methods, techniques, and technology, emphasizing professional ethics and personal accountability.

The Arkansas Law Enforcement Training Academy was established by the 1963 Arkansas General Assembly with the passage of Act 526. No funds were appropriated for the operation of the Academy at that time. For the next two years, concerned and interested law enforcement administrators worked diligently towards establishing an academy which would provide training to law enforcement officers in the State.

In 1965, Act 514 provided the necessary appropriations for the operations of the Academy. In that year also, Act 172 amended the act which originally created the Academy and placed it under the supervision and the direction of a board composed of three members appointed by the Governor.

Land which was owned by the United States Government and utilized as the Shumaker Ordinance Plant was converted to private enterprise by Brown & Root of Houston, Texas. It was decided that a portion of this land would be donated to the State Department of Education with the understanding that 13.6 acres would be used for a law enforcement training academy. As a result, the Academy was provided with permanent facilities at East Camden. The original structure, which is a part of the current facility, was formerly utilized as Bachelor Officers Quarters at the Naval Depot. It was modified and converted to provide food, lodging and training to law enforcement officers of the State.

The International Paper Company donated to the Arkansas Law Enforcement Training Academy 56.9 acres adjoining the Arkansas Law Enforcement Training Academy property in 1971. On August 26, 1986, 2.21 acres were donated to the Academy by Highland Resources Incorporated, formerly known as HRI Resources, Inc. This increased the total acreage to 72.71 acres, more or less.

The State of Arkansas purchased 28.68 acres adjoining the Arkansas Law Enforcement Training Academy property in 1996, increasing the total acreage of the Arkansas Law Enforcement Training Academy to a total of approximately 101.39 acres. This additional acreage was purchased for the purpose of the construction and operation of a Driving Training Course at the Arkansas Law Enforcement Training Academy.

Class 68-A was the first class to be conducted in the East Camden facility. The three-week course was conducted January 28 - February 16 and was composed of thirty-four officers.

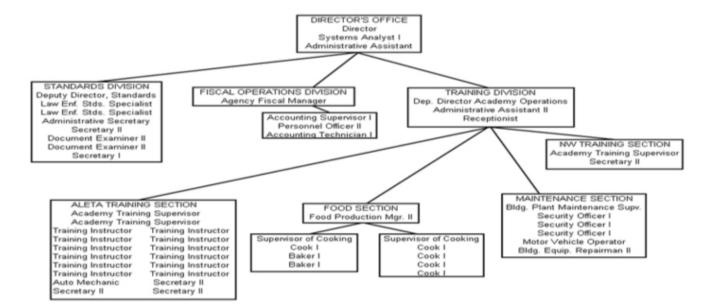
In the early 1970's it was realized the existing facilities were inadequate. Plans were made and approved for the construction of new facilities valued at 1.3 million dollars. This project was completed in March, 1976.

The Executive Commission on Law Enforcement Standards was created by House Bill 577 enacted by the Seventieth General Assembly, which was signed by Governor David Pryor on March 18, 1975 and became known as Act 452 of 1975, and later compiled as AR Statute Ann. 42-1001-1009, and presently Arkansas Code of 1987 Annotated 12-9-101 through 12-9-109.

The Act granted the Executive Commission the power to establish reasonable minimum standards for selection and training of law enforcement officers in Arkansas, to certify officers as being qualified by training and education, to examine and evaluate instructors and courses of instruction and certify the extent of qualifications respectively.

The Commission was composed of five members appointed by the Governor to five-year terms, which were staggered. Act 452 requires the Commission to meet formally at least four times a year, adopt rules and regulations to govern its operations, select one of its members as Chairman and is authorized to enter in contracts or do such things as may be necessary and incidental to the administration of the Act. The Minimum Standards became effective January 1, 1978.

Act 45 of 1981 abolished the Department of Public Safety and transferred the Arkansas Law Enforcement Training Academy from the agency to the newly created Arkansas Commission on Law Enforcement Standards and Training, consisting eventually and presently of nine members. The same act abolished the Executive Commission on Law Enforcement Standards and transferred that agency to the Arkansas Commission on Law Enforcement Standards and Training. The Act became effective July 1, 1981.



Agency Commentary

Due to the need to complete current projects, accomplish our mission, and meet the statutory requirements set forth in A.C.A. §12-9-107 for the Commission on Law Enforcement Standards and Training, it is imperative that the State of Arkansas make a commitment to the law enforcement community. Properly funding the ongoing projects and maintaining the physical plant at the East Camden facility will accomplish this commitment.

The increased Maintenance and Operation appropriation and funds are essential for continuing our mission and statutory requirements of providing training and assistance to every city and county law enforcement agency, as well as several state agencies. In a world continuing to evolve around the computer industry, law enforcement responsibilities in this area are ever increasing. Our Information Technology needs are extremely important to our operation and to the public throughout the state.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT AUDIT OF : ARKANSAS COMMISSION ON LAW ENFORCEMENT STANDARDS AND TRAINING

FOR THE YEAR ENDED JUNE 30, 2006

Findings	Recommendations
The Agency's purpose as defined in Arkansas Code Annotated § 12-9-107 is to establish and conduct instruction and training programs for law enforcement officers of the State of Arkansas at no cost to the local political subdivision. A pursuit driver training class, conducted at the Arkansas Law Enforcement Training Academy in East Camden during May 2007, included attendees from Texarkana Police Departments of both Arkansas and Texas. Although the police departments provided course instructors, the Agency billed and collected \$3,119 from the Texarkana Arkansas Police Department for costs related to conducting this training.	Seek a determination whether State resources can be used for any purpose other than to provide training of State of Arkansas law enforcement officers.
Employment Summary	

	Male	Female	Total	%
White Employees	25	26	51	94 %
Black Employees	2	1	3	6 %
Other Racial Minorities	0	0	0	0 %
Total Minorities Total Employees			3 54	6 % 100 %

Cash Fund Balance Description as of June 30, 2008

Fund Account	Balance	Туре
1080200	\$363,591	Checking

Location Farmers Bank & Trust, Camden

Statutory/Other Restrictions on use:

A.C.A. 19-6-109(c) All nonrevenue receipts from the sale of property or income shall be credited to the fund from which the agency draws its support.

Statutory Provisions for Fees, Fines, Penalties:

n/a

Revenue Receipts Cycle:

Funds are deposited in bank account when received.

Fund Balance Utilization:

Funds are being used for purchase of uniforms and food for students. Also to pay tuition to SAU Tech for a 28 credit hour program to all students that complete basic police training at Arkansas Law Enforcement Training Academy at Camden or Springdale.

Publications

	Statutory	Requ	uired for	# of	Reason(s) for Continued
Name	Authorization	Governor	General Assembly	Copies	Publication and Distribution
Annual Report	A.C.A. §12-9-101	N N		120	As required by Arkansas Code

A.C.A. 25-1-204

Department Appropriation Summary

	Historical Data						Agency Request and Executive Recommendation											
2007-2008 2008-2009 2008-2009					09			2009-20	10					2010-20	11			
Appropriation	Actual	Pos	Budget	Pos	Authorized	Pos	Base Level	Pos	Agency	Pos	Executive	Pos	Base Level	Pos	Agency	Pos	Executive	Pos
172 Law Enforcement Standards-Operations	2,858,908	54	2,918,781	54	2,971,702	54	3,148,367	54	3,300,727	54	3,160,867	54	3,197,301	54	3,349,661	54	3,209,801	54
2NH Drug Detection Training-Federal	0	0	0	0	46,273	0	0	0	46,273	0	46,273	0	0	0	46,273	0	46,273	0
D48 Special Training-Cash	306,961	0	400,000	0	400,000	0	368,675	0	400,000	0	400,000	0	368,675	0	400,000	0	400,000	0
Total	3,165,869	54	3,318,781	54	3,417,975	54	3,517,042	54	3,747,000	54	3,607,140	54	3,565,976	54	3,795,934	54	3,656,074	54
Funding Sources		%		%				%		%		%		%		%		%
Fund Balance 4000005	336,677	9.5	363,591	10.1	[293,591	7.8	293,591	7.4	293,591	7.6	243,591	6.5	243,591	6.1	243,591	6.3
General Revenue 4000010	2,848,388	80.7	2,899,202	80.3			3,148,367	83.7	3,300,727	82.7	3,148,367	82.0	3,197,301	85.0	3,349,661	84.0	3,197,301	83.3
Federal Revenue 4000020	0	0.0	0	0.0			0	0.0	46,273	1.2	46,273	1.2	0	0.0	46,273	1.2	46,273	1.2
Cash Fund 4000045	333,875	9.5	330,000	9.1			318,675	8.5	350,000	8.8	350,000	9.1	318,675	8.5	350,000	8.8	350,000	9.1
Merit Adjustment Fund 4000055	0	0.0	19,579	0.5			0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
DFA Motor Vehicle Acquisition 4000184	10,520	0.3	0	0.0			0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Total Funds	3,529,460	100.0	3,612,372	100.0			3,760,633	100.0	3,990,591	100.0	3,838,231	100.0	3,759,567	100.0	3,989,525	100.0	3,837,165	100.0
Excess Appropriation/(Funding)	(363,591)		(293,591)				(243,591)		(243,591)		(231,091)		(193,591)		(193,591)		(181,091)	
Grand Total	3,165,869		3,318,781				3,517,042		3,747,000		3,607,140		3,565,976		3,795,934		3,656,074	

The difference of \$12,500 between FY10 ending fund balances and FY11 beginning fund balances is attributed to unfunded appropriation in Appropriation 172.

Agency Position Usage Report

	FY2006 - 2007 FY2007 - 2008							FY200)8 - 20)09							
Authorized		Budgetee	d	Unbudgeted	% of	Authorized		Budgete	d	Unbudgeted	% of	Authorized		Budgeted		Unbudgeted	% of
in Act	Filled	Unfilled	Total	Total	Authorized Unused	in Act	Filled	Unfilled	Total	Total	Authorized Unused	in Act	Filled	Unfilled	Total	Total	Authorized Unused
54	51	3	54	0	5.56 %	54	54	0	54	0	0.00 %	54	54	0	54	0	0.00 %

Appropriation: 172 - Law Enforcement Standards-Operations

Funding Sources:HUA - Miscellaneous Agencies Fund

This General Revenue appropriation provides for the operations of the Commission on Law Enforcement Standards and Training (CLEST). CLEST provides basic training for new officers and specialized training for certified police officers at the Arkansas Law Enforcement Training Academy (ALETA) near East Camden and in Springdale, while providing field training classes as requested around the State. CLEST and ALETA's goal is to establish the role of the law enforcement officer as a professional, thereby presenting the citizens of the State of Arkansas with officers who have the knowledge and skills to detect, prevent and reduce crime.

Base Level salaries for classified positions reflect the recommendations of the Pay Plan Study and unclassified positions reflect similar adjustments in line item salaries. 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's Change Level requests total \$152,360 each year and reflect the following:

- Operating Expenses increase in the amount of \$77,000 each year for fuel, ammunition, food, utilities and driving training vehicle maintenance costs. The Agency reduced telecommunications, network services, and water & sewage to more accurately reflect anticipated expenditures.
- Professional Fees increase in the amount of \$62,860 each year for the Department of Information Systems to design, implement and maintain a database system for certified police officers. The Agency reduced legal fees to more accurately reflect anticipated expenditures.
- Capital Outlay in the amount of \$12,500 each year for replacement and/or purchase of equipment for building and grounds maintenance and for sales tax on new vehicle purchases.

The Executive Recommendation provides for Base Level and unfunded appropriation in the amount of \$12,500 each year in Capital Outlay.

Appropriation Summary

Appropriation: 172 - Law Enforcement Standards-Operations

Funding Sources: HUA - Miscellaneous Agencies Fund

Historical Data

Agency Request and Executive Recommendation

		2007-2008	2008-2009	2008-2009		2009-2010			2010-2011	
Commitment Iter	n	Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries	5010000	1,519,426	1,612,615	1,576,966	1,754,520	1,754,520	1,754,520	1,795,739	1,795,739	1,795,739
#Positions		54	54	54	54	54	54	54	54	54
Personal Services Matching	5010003	510,830	509,917	547,350	603,848	603,848	603,848	611,563	611,563	611,563
Overtime	5010006	0	0	6,000	0	0	0	0	0	0
Operating Expenses	5020002	784,388	777,859	816,746	777,859	854,859	777,859	777,859	854,859	777,859
Conference & Travel Expenses	5050009	2,649	5,000	5,000	5,000	5,000	5,000	5,000	5,000	5,000
Professional Fees	5060010	1,983	7,140	7,140	7,140	70,000	7,140	7,140	70,000	7,140
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Capital Outlay	5120011	39,632	6,250	12,500	0	12,500	12,500	0	12,500	12,500
Total		2,858,908	2,918,781	2,971,702	3,148,367	3,300,727	3,160,867	3,197,301	3,349,661	3,209,801
Funding Sources	;									
General Revenue	4000010	2,848,388	2,899,202		3,148,367	3,300,727	3,148,367	3,197,301	3,349,661	3,197,301
Merit Adjustment Fund	4000055	0	19,579		0	0	0	0	0	0
DFA Motor Vehicle Acquisition	4000184	10,520	0		0	0	0	0	0	0
Total Funding		2,858,908	2,918,781		3,148,367	3,300,727	3,148,367	3,197,301	3,349,661	3,197,301
Excess Appropriation/(Funding)		0	0		0	0	12,500	0	0	12,500
Grand Total		2,858,908	2,918,781		3,148,367	3,300,727	3,160,867	3,197,301	3,349,661	3,209,801

The FY09 Budget amount in Regular Salaries exceeds the Authorized amount due to salary adjustments during the 2007-2009 biennium.

The FY08 Authorized amount for Capital Outlay was \$30,000; Actual expenditures exceeded this amount due to a transfer of appropriation and funding from DFA-Motor Vehicle Acquisition Fund for a vehicle purchase.

Special Language provides for the carry forward of appropriation in Capital Outlay from the first year of the biennium to the second year of the biennium. The actual amount that carried forward from FY2008 to FY2009 was \$888.23.

Appropriation: Funding Sources:

172 - Law Enforcement Standards-Operations HUA - Miscellaneous Agencies Fund

-	Agency Request										
	Change Level	2009-2010	Pos	Cumulative	% of BL	2010-2011	Pos	Cumulative	% of BL		
BL	Base Level	3,148,367	54	3,148,367	100.0	3,197,301	54	3,197,301	100.0		
C01	Existing Program	117,800	0	3,266,167	103.7	117,800	0	3,315,101	103.7		
C03	Discontinue Program	(30,440)	0	3,235,727	102.8	(30,440)	0	3,284,661	102.7		
C08	Technology	65,000	0	3,300,727	104.8	65,000	0	3,349,661	104.8		

Executive Recommendation

	Change Level	2009-2010	Pos	Cumulative	% of BL	2010-2011	Pos	Cumulative	% of BL
BL	Base Level	3,148,367	54	3,148,367	100.0	3,197,301	54	3,197,301	100.0
C01	Existing Program	12,500	0	3,160,867	100.4	12,500	0	3,209,801	100.4
C03	Discontinue Program	0	0	3,160,867	100.4	0	0	3,209,801	100.4
C08	Technology	0	0	3,160,867	100.4	0	0	3,209,801	100.4

	Justification							
C01	Operating Expenses increase in the amount of \$77,000 each year for fuel, ammunition, food, utilities and driving training vehicle maintenance costs. Change level of \$12,500 is needed for replacement of capital equipment, and cost of sales tax on new vehicles for each year of the biennium in Commitment Item 512:00:11.							
C03	Operating Expenses reduced in telecommunications, network services, and water & sewage to more accurately reflect anticipated expenditures. Professional Fees reduced in legal fees to more accurately reflect anticipated expenditures.							
C08	Professional Fees increase in the amount of \$62,860 each year for the Department of Information Systems to design, implement and maintain a database system for certified police officers. IT Plan: Projects Tab.							

CARRY FORWARD OF ANY UNEXPENDED BALANCE OF APPROPRIATION AND/OR FUNDING FROM FISCAL YEAR 2008 TO FISCAL YEAR 2009

Agency:	Law Enforcement Standards & Traini	ng Commis	ssion							
Program:	aw Enforcement Standards-Operations									
Act #:	401 of 2007	Sect	tion(s) #: 2 & 5							
Estimated	Carry Forward Amount \$	595.00	Appropriation	XF	unds X					
			Funding Sourc	e: Miscellaneous Ag	encies					
Accounti	ng Information:									
Business	Area: 0950 Funds Center: _	172	Fund: HUA	Functional Area	a: SFTY					
			Commitment	Estimated Carry	Actual Carry					

Line Item	Item	Forward Amount	Forward Amount
Capital Outlay	5120011	595.00	888.23
Total		\$ 595.00	\$ 888.23

Current law requires a written statement be submitted to the DFA Office of Budget stating the reason(s) to carry forward appropriation and/or funding for a program or a specific line item within a program from the first fiscal year of the biennium to the second fiscal year of the biennium.

Justification for carry forward of unexpended balance of appropriation and/or funding:

Appropriation and funding needed for sale tax of new vehicles and equipment purchases.	
	-

Actual Funding Carry Forward Amount \$

888.23

Current status of carry forward appropriation/funding:

Agency has submitted request for new vehicles. Agency anticipates notification of approval around December 2008. Agency anticipates purchase and deilvery of vehicle sometime in April/May 2009.

Terry Bolton

08-06-2008

Director

Date

Appropriation: 2NH - Drug Detection Training-Federal

Funding Sources:FES - Law Enforcement Standards and Training

The Commission on Law Enforcement Standards and Training provides street level and advanced training to police officers/investigators in the field of drug investigation. Federal Grant funds are received from the United States Department of Justice for this program and are administered by the Department of Finance and Administration - Office of Intergovernmental Services.

The Agency has not received federal funding for this program during the 2007-2009 biennium. However, the Agency is requesting appropriation for the FY2009-2011 biennium in the event funding is received from the United States Department of Justice.

The Agency's Change Level requests total \$46,273 each year and reflect the following:

- Operating Expenses increase in the amount of \$45,773 each year for costs associated with conducting training classes.
- Conference and Travel Expenses increase in the amount of \$500 each year for costs associated with conducting training classes.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 2NH - Drug Detection Training-Federal

Funding Sources:

11 - Diug Detection Training-Lederal

FES - Law Enforcement Standards and Training

Historical Data

Agency Request and Executive Recommendation

		2007-2008	2008-2009	2008-2009		2009-2010			2010-2011	
Commitment Iter	m	Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Operating Expenses	5020002	0	0	45,773	0	45,773	45,773	0	45,773	45,773
Conference & Travel Expenses	5050009	0	0	500	0	500	500	0	500	500
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		0	0	46,273	0	46,273	46,273	0	46,273	46,273
Funding Sources	S									
Federal Revenue	4000020	0	0		0	46,273	46,273	0	46,273	46,273
Total Funding		0	0		0	46,273	46,273	0	46,273	46,273
Excess Appropriation/(Funding)		0	0		0	0	0	0	0	0
Grand Total		0	0		0	46,273	46,273	0	46,273	46,273

Change Level by Appropriation

Appropriation: Funding Sources:

2NH - Drug Detection Training-Federal FES - Law Enforcement Standards and Training

			Agency Req	uest		•		<u>.</u>
Change Level	2009-2010	Pos	Cumulative	% of BL	2010-2011	Pos	Cumulative	% of BL
C01 Existing Program	46,273	0	46,273	100.0	46,273	0	46,273	100.0

Executive Recommendation

Change Level	2009-2010	Pos	Cumulative	% of BL	2010-2011	Pos	Cumulative	% of BL
C01 Existing Program	46,273	0	46,273	100.0	46,273	0	46,273	100.0

	Justification
C01	\$46,273 is needed each year of the biennium for Drug Detection Training.

Appropriation: D48 - Special Training-Cash

Funding Sources: 108 - Law Enforcement Standards and Training - Cash

The Commission on Law Enforcement Standards and Training uses this cash appropriation for Operating Expenses and Capital Outlay associated with Special Training. Fees are collected from state agencies for the use of the Training Academy's facilities for special training of their police officers and for meals purchased by the Fire Training Academy for students enrolled in training. The Commission uses this appropriation to buy uniforms (up to \$40,000 annually pursuant to A.C.A. §12-9-111), purchase equipment and supplies, and for facility maintenance. Base Level is \$368,675 each year of the biennium.

The Agency's Change Level requests total \$31,325 each year and reflect the following:

• Capital Outlay increase in the amount of \$31,325 each year to replace and/or purchase kitchen equipment and grounds maintenance equipment.

The Executive Recommendation provides for the Agency Request. Expenditure of appropriation is contingent upon the availability of funding.

Appropriation Summary

Appropriation: D48 - Special Training-Cash Funding Sources:

108 - Law Enforcement Standards and Training - Cash

Historical Data

Agency Request and Executive Recommendation

		2007-2008	2008-2009	2008-2009		2009-2010			2010-2011	
Commitment Iter	n	Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Operating Expenses	5020002	306,961	368,675	368,675	368,675	368,675	368,675	368,675	368,675	368,675
Conference & Travel Expenses	5050009	0	0	0	0	0	0	0	0	0
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	31,325	31,325	0	31,325	31,325	0	31,325	31,325
Total		306,961	400,000	400,000	368,675	400,000	400,000	368,675	400,000	400,000
Funding Sources	5									
Fund Balance	4000005	336,677	363,591		293,591	293,591	293,591	243,591	243,591	243,591
Cash Fund	4000045	333,875	330,000		318,675	350,000	350,000	318,675	350,000	350,000
Total Funding		670,552	693,591		612,266	643,591	643,591	562,266	593,591	593,591
Excess Appropriation/(Funding)		(363,591)	(293,591)		(243,591)	(243,591)	(243,591)	(193,591)	(193,591)	(193,591)
Grand Total		306,961	400,000		368,675	400,000	400,000	368,675	400,000	400,000

Change Level by Appropriation

Appropriation: Funding Sources:

D48 - Special Training-Cash

108 - Law Enforcement Standards and Training - Cash

				Agency Req	uest		-		<u>.</u>
Change Level		2009-2010	Pos	Cumulative	% of BL	2010-2011	Pos	Cumulative	% of BL
BL	Base Level	368,675	0	368,675	100.0	368,675	0	368,675	100.0
C01	Existing Program	31,325	0	400,000	108.5	31,325	0	400,000	108.5

Executive Recommendation

	Change Level	2009-2010	Pos	Cumulative	% of BL	2010-2011	Pos	Cumulative	% of BL
BL	Base Level	368,675	0	368,675	100.0	368,675	0	368,675	100.0
C01	Existing Program	31,325	0	400,000	108.5	31,325	0	400,000	108.5

	Justification
C01	Capital Outlay of \$31,325 is requested for equipment that needs to be replaced due to age or malfunction.