



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

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November 3, 2010

Dr. Paul Beran
Chancellor
University of Arkansas-Fort Smith
P. O. Box 3649
Fort Smith, AR 72913-3649

Dear Dr. Beran,

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 position:

Chancellor

Additionally, a waiver under Sec. 4 of Executive Order 10-14 allowing the operation of a State vehicle without either red Official Business Only license plates or official seal has been denied for the vehicle(s) assigned to the following position(s):

Chancellor

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

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:

Paul B. Beran

2. Position or Title of Employee:

Chancellor

3. Agency, Board or Commission:

University of Arkansas - Fort Smith

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

2007 Mercury Montego

5. VIN Number of Vehicle to be Assigned:

1MEHM42167G602051

6. Estimated Mileage Driven on a Monthly Basis:

1400

7. License Plate Number of Vehicle to be Assigned:

UAFS

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:

We respectfully request Commuter Status Designation for use of the referenced vehicle by the UAFS chancellor. We make this request in the interest of compliance and transparency even though this vehicle does not count against state vehicle authorizations as it was bought and is operated with exempt local funds at no cost to state taxpayers. It is not reported on state motor vehicle reports, marked as a state vehicle, nor licensed with "Official Business" tags. It is made available to the chancellor under the terms of his employment contract with the UA Board of Trustees to better fulfill the duties expected of him - duties not confined to the campus nor the traditional 8 to 5, Monday through Friday duty day. The UAFS chancellor is not provided campus housing, which makes commuter designation an imperative for productivity as he often leaves early for and comes home late from donor cultivation, cultural, and civic events at venues around the region and state. Commuter designation adds productive time to the chancellor's day and, therefore, serves the interests of the institution, region, and state. Note that personal use of the vehicle by the chancellor is reported as taxable income to the IRS per guidelines of IRS Publication 15-B, "Employers' Guide to Fringe Benefits". The mix of business and taxed personal use as allowed for in his contract further argues for continued waiver of official business tags and official markings. Thank you for your consideration.