

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

SENATE BILL 63

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE AUDITOR OF STATE
10 OPERATIONS AND UNCLAIMED PROPERTY PROGRAM FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2020; AND FOR OTHER
12 PURPOSES.
13
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Subtitle

15 AN ACT FOR THE AUDITOR OF STATE -
16 OPERATIONS AND UNCLAIMED PROPERTY PROGRAM
17 APPROPRIATION FOR THE 2019-2020 FISCAL
18 YEAR.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
25 for the Auditor of State for the 2019-2020 fiscal year, the following maximum
26 number of regular employees.
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| Item No. | Title | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2019-2020 |
|----------|---------------------|--------------------------|--|
| 32 (1) | DEPUTY AUDITOR | 1 | \$125,986 |
| 33 (2) | GENERAL COUNSEL | 1 | \$101,175 |
| 34 (3) | DP MANAGER | 1 | \$101,175 |
| 35 (4) | ACCOUNTING MANAGER | 1 | \$101,175 |
| 36 (5) | EXECUTIVE ASSISTANT | 1 | \$81,257 |

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|---|------|-----------------------|----------|----------|
| 1 | (6) | DIVISION MANAGER | 2 | \$81,257 |
| 2 | (7) | ACCOUNTING TECH | 3 | \$72,822 |
| 3 | (8) | HUMAN RESOURCES | 1 | \$72,822 |
| 4 | (9) | DP SPECIALIST | 2 | \$72,822 |
| 5 | (10) | WARRANT CLERK | 2 | \$58,493 |
| 6 | (11) | CLERICAL TECH | <u>5</u> | \$58,493 |
| 7 | | MAX. NO. OF EMPLOYEES | 20 | |

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9 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for
 10 the Auditor of State for the 2019-2020 fiscal year, the following maximum
 11 number of part-time or temporary employees, to be known as "Extra Help",
 12 payable from funds appropriated herein for such purposes: five (5) temporary
 13 or part-time employees, when needed, at rates of pay not to exceed those
 14 provided in the Uniform Classification and Compensation Act, or its
 15 successor, or this act for the appropriate classification.

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17 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 18 to the Auditor of State, to be payable from the State Central Services Fund,
 19 for personal services and operating expenses of the Auditor of State -
 20 Operations for the fiscal year ending June 30, 2020, the following:

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| 22 | ITEM | FISCAL YEAR |
|----|---------------------------------|--------------------|
| 23 | <u>NO.</u> | <u>2019-2020</u> |
| 24 | (01) REGULAR SALARIES | \$1,519,665 |
| 25 | (02) EXTRA HELP | 30,000 |
| 26 | (03) PERSONAL SERVICES MATCHING | 453,548 |
| 27 | (04) MAINT. & GEN. OPERATION | |
| 28 | (A) OPER. EXPENSE | 615,450 |
| 29 | (B) CONF. & TRAVEL | 30,000 |
| 30 | (C) PROF. FEES | 25,000 |
| 31 | (D) CAP. OUTLAY | 50,000 |
| 32 | (E) DATA PROC. | <u>0</u> |
| 33 | TOTAL AMOUNT APPROPRIATED | <u>\$2,723,663</u> |

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35 SECTION 4. REGULAR SALARIES - UNCLAIMED PROPERTY PROGRAM. There is
 36 hereby established for the Auditor of State - Unclaimed Property Program for

the 2019-2020 fiscal year, the following maximum number of regular employees.

| Item | Title | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2019-2020 |
|-----------------------|---------------------|--------------------------------|---|
| (1) | UCP MANAGER | 1 | \$101,175 |
| (2) | UCP COMPLIANCE LEAD | 1 | \$81,257 |
| (3) | UCP CLAIMS LEAD | 1 | \$81,257 |
| (4) | UCP TECH | <u>8</u> | \$58,493 |
| MAX. NO. OF EMPLOYEES | | 11 | |

SECTION 5. APPROPRIATION - UNCLAIMED PROPERTY PROGRAM. There is hereby appropriated, to the Auditor of State, to be payable from the State Central Services Fund, for personal services and operating expenses of the Auditor of State - Unclaimed Property Program for the fiscal year ending June 30, 2020, the following:

| ITEM NO. | FISCAL YEAR 2019-2020 |
|---------------------------------|---------------------------|
| (01) REGULAR SALARIES | \$731,633 |
| (02) PERSONAL SERVICES MATCHING | 224,156 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 488,000 |
| (B) CONF. & TRAVEL | 15,000 |
| (C) PROF. FEES | 120,000 |
| (D) CAP. OUTLAY | 50,000 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$1,628,789</u></u> |

SECTION 6. APPROPRIATION - PAYMENT OF UNCLAIMED PROPERTY CLAIMS - CASH. There is hereby appropriated, to the Auditor of State, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Auditor of State, for operating expenses and the payment of claims by the Auditor of State - Unclaimed Property Program for the fiscal year ending June 30, 2020, the following:

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| ITEM | FISCAL YEAR |
|---|----------------------------|
| <u>NO.</u> | <u>2019-2020</u> |
| (01) OPERATING EXPENSES | \$2,500 |
| (02) PAYMENT OF UNCLAIMED PROPERTY CLAIMS | <u>25,052,750</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$25,055,250</u></u> |

SECTION 7. APPROPRIATION - PAYMENT OF UNCLAIMED MINERAL PROCEEDS - CASH. There is hereby appropriated, to the Auditor of State, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Auditor of State, for operating expenses and the payment of claims for abandoned mineral proceeds by the Auditor of State for the fiscal year ending June 30, 2020, the following:

| ITEM | FISCAL YEAR |
|---|---------------------------|
| <u>NO.</u> | <u>2019-2020</u> |
| (01) OPERATING EXPENSES | \$500 |
| (02) PAYMENT OF CLAIMS FOR ABANDONED MINERAL PROCEEDS | <u>2,500,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$2,500,500</u></u> |

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. After receiving approval from the Chief Fiscal Officer of the State, and prior review by the Arkansas Legislative Council or Joint Budget Committee, the Auditor of State is authorized to transfer appropriation from any line item authorized in Operations to any other line item authorized in Operations and the Agency is authorized to transfer appropriation from any line item authorized in Unclaimed Property Program to any other line item authorized in Unclaimed Property Program.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

SECTION 9. 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

1 the restrictions of the State Procurement Law, the General Accounting and
2 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
3 Procedures and Restrictions Act, or their successors, and other fiscal
4 control laws of this State, where applicable, and regulations promulgated by
5 the Department of Finance and Administration, as authorized by law, shall be
6 strictly complied with in disbursement of said funds.

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8 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General
9 Assembly that any funds disbursed under the authority of the appropriations
10 contained in this act shall be in compliance with the stated reasons for
11 which this act was adopted, as evidenced by the Agency Requests, Executive
12 Recommendations and Legislative Recommendations contained in the budget
13 manuals prepared by the Department of Finance and Administration, letters, or
14 summarized oral testimony in the official minutes of the Arkansas Legislative
15 Council or Joint Budget Committee which relate to its passage and adoption.

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17 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the
18 General Assembly, that the Constitution of the State of Arkansas prohibits
19 the appropriation of funds for more than a one (1) year period; that the
20 effectiveness of this Act on July 1, 2019 is essential to the operation of
21 the agency for which the appropriations in this Act are provided, and that in
22 the event of an extension of the legislative session, the delay in the
23 effective date of this Act beyond July 1, 2019 could work irreparable harm
24 upon the proper administration and provision of essential governmental
25 programs. Therefore, an emergency is hereby declared to exist and this Act
26 being necessary for the immediate preservation of the public peace, health
27 and safety shall be in full force and effect from and after July 1, 2019.