

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill ACT 626 OF 1991

HOUSE BILL 1651

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE BANK DEPARTMENT FOR THE
10 BIENNIAL PERIOD ENDING JUNE 30, 1993; AND FOR OTHER
11 PURPOSES."

13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

15 SECTION 1. REGULAR SALARIES. There is hereby established for the State
16 Bank Department for the 1991-93 biennium, the following maximum number of
17 regular employees whose salaries shall be governed by the provisions of the
18 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
19 seq.), or its successor, and all laws amendatory thereto. Provided, however,
20 that any position to which a specific maximum annual salary is set out herein
21 in dollars, shall be exempt from the provisions of said Uniform Classification
22 and Compensation Act. All persons occupying positions authorized herein are
23 hereby governed by the provisions of the Regular Salaries Procedures and
24 Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item	Class	No.	Code	Title	Employees	Maximum Annual	
						1991-92	1992-93
30	(1)	9908		DIRECTOR BANK DEPARTMENT	1	\$ 70,555	\$ 74,082
31	(2)	7347		BANK ASSISTANT COMMISSIONER	2	\$ 50,888	\$ 53,432
32	(3)	020Z		BANK CHIEF EXAMINER	1		GRADE 26
33	(4)	D131		BANK DP ADMINISTRATOR	1		GRADE 25
34		A021		BANK ASSISTANT CHIEF EXAMINER	2		
35	(5)	D041		BANK SR EDP EXAMINER	1		GRADE 24
36		A130		BANK REVIEW ADMINISTRATOR	9		

1	(6) A014 BANK SENIOR EXAMINER	17	GRADE 23
2	(7) D074 BANK JR EDP EXAMINER	1	GRADE 22
3	D038 SYSTEMS PROGRAMMER	1	
4	(8) R160 BANK TRAINING & EMPLOYMENT SVCS MGR	1	GRADE 21
5	(9) A042 FINANCIAL EXAMINER II	8	GRADE 20
6	A006 ACCOUNTING SUPV I	1	
7	(10) A040 FINANCIAL EXAMINER I	10	GRADE 18
8	A111 ACCOUNTANT	1	
9	R264 MANAGEMENT PROJECT ANALYST I	1	
10	(11) A045 FINANCIAL EXAMINER TRAINEE	3	GRADE 17
11	R010 ADMINISTRATIVE ASSISTANT II	2	
12	(12) R009 ADMINISTRATIVE ASSISTANT I	2	GRADE 15
13	(13) K117 MEDICAL OR LEGAL SECRETARY	1	GRADE 14
14	K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	2	
15	(14) K153 SECRETARY II	2	GRADE 13
16	(15) K039 DOCUMENT EXAMINER II	<u>1</u>	GRADE 12
17	MAX NO. OF EMPLOYEES	71	

SECTION 2. EXTRA HELP. There is hereby authorized, for the State Bank Department for the 1991-93 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: Three (3) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State Bank Department, to be payable from the Bank Department Fund, for personal services and operating expenses of the State Bank Department for the biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) REGULAR SALARIES	\$ 2,622,180	\$ 2,757,992
(02) EXTRA HELP	22,000	22,000

1	(03)	PERSONAL SERV MATCHING		573,696	606,192
2	(04)	MAINT. & GEN. OPERATION			
3	(A)	OPER. EXPENSES	\$ 712,731	\$ 712,731	
4	(B)	CONF. & TRAVEL	140,446	140,446	
5	(C)	PROF. FEES	20,000	22,000	
6	(D)	CAPITAL OUTLAY	180,400	197,400	
7	(E)	DATA PROCESSING	<u>15,000</u>	<u>17,000</u>	
8		TOTAL MAINT. & GEN. OPER.		1,068,577	1,089,577
9	(05)	LEGAL COUNSEL		<u>46,000</u>	<u>48,000</u>
10		TOTAL AMOUNT APPROPRIATED		<u>\$ 4,332,453</u>	<u>\$ 4,523,761</u>

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12 SECTION 4. REGULAR SALARIES - CONTINGENCY. There is hereby established
13 for the State Bank Department - Contingency for the 1991-93 biennium, the
14 following maximum number of regular employees whose salaries shall be governed
15 by the provisions of the Uniform Classification and Compensation Act (Arkansas
16 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
17 Provided, however, that any position to which a specific maximum annual salary
18 is set out herein in dollars, shall be exempt from the provisions of said
19 Uniform Classification and Compensation Act. All persons occupying positions
20 authorized herein are hereby governed by the provisions of the Regular
21 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
22 successor.

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		Maximum Annual			
		Maximum	Salary Rate		
Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	1991-92	1992-93
28	(1) A014	BANK SENIOR EXAMINER	4	GRADE 23	
29	(2) A042	FINANCIAL EXAMINER II	<u>3</u>	GRADE 20	
30		MAX NO. OF EMPLOYEES	7		

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32 SECTION 5. APPROPRIATIONS - CONTINGENCY. There is hereby appropriated,
33 to the State Bank Department - Contingency, to be payable from the Bank
34 Department Fund, for personal services and operating expenses of the State
35 Bank Department - Contingency for the biennial period ending June 30, 1993,

1 the following:

3 ITEM		FISCAL YEARS	
4 NO.		1991-92	1992-93
5 (01)	REGULAR SALARIES	\$ 282,672	\$ 297,518
6 (02)	PERSONAL SERV MATCHING	60,799	64,262
7 (03)	MAINT. & GEN. OPERATION		
8 (A)	OPER. EXPENSES	\$ 71,273	\$ 78,400
9 (B)	CONF. & TRAVEL	18,140	19,047
10 (C)	PROF. FEES	0	0
11 (D)	CAPITAL OUTLAY	28,225	27,000
12 (E)	DATA PROCESSING	<u>0</u>	<u>0</u>
13	TOTAL MAINT. & GEN. OPER.	<u>117,638</u>	<u>124,447</u>
14	TOTAL AMOUNT APPROPRIATED	<u>\$ 461,109</u>	<u>\$ 486,227</u>

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16 SECTION 6. CONTINGENCY RESTRICTION. The appropriation for each line
17 item of the Bank-Contingency Program shall be held in deferred status until
18 released according to the provisions contained herein. In the event that the
19 number of institutions within the jurisdiction of the State Bank Department
20 increases through intrastate branching or interstate banking activities at a
21 rate that is deemed to require additional personnel and/or appropriation to
22 carry out the objectives of the Agency, the Director of the State Bank
23 Department is hereby authorized to request the Chief Fiscal Officer of the
24 State to approve a release from deferment of appropriations provided in
25 Section of this Act. Whenever the Director of the State Bank Department deems
26 it necessary to request a release of deferment as authorized herein, he shall
27 file with the Chief Fiscal Officer a written report accompanied by necessary
28 supporting documents setting forth the facts, justifications, and
29 circumstances that necessitate such request. Upon receipt of such reports and
30 supporting documents, the Chief Fiscal Officer shall study the same, and if he
31 shall determine that such release of deferred appropriation is being sought in
32 strict compliance with this Act, the Chief Fiscal Officer, after prior review
33 by the Arkansas Legislative Council or the Joint Budget Committee, may approve
34 or modify such request as in his judgment he deems necessary.

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1 SECTION 7. SPECIAL RATES OF PAY. Due to the highly competitive job
2 market conditions for banking industry professionals and the necessity of
3 recruiting and retaining qualified personnel, the State Bank Department is
4 authorized special rates of pay for current and new employees up to the levels
5 listed under subsection (a), with additional authority and restrictions as
6 indicated in subsection (b) and (c) below:

7 (a) Special rates may be authorized for the following classifications
8 only, as indicated herein.

9 CLASS

10 CODE	TITLE	GRADE	BAND
11			
12 020Z	Bank Chief Examiner	26	IV
13 022Z	Bank Assistant Chief Examiner	25	IV
14 D131	Bank DP Administrator	25	IV
15 D041	Bank Sr. EDP Examiner	24	IV
16 A130	Bank Review Admn.	24	IV
17 A014	Bank Senior Examiner	23	IV
18 D074	Bank Jr. EDP Examiner	22	IV
19 A042	Financial Examiner II	20	IV
20 R160	Bank Training and Employment Svcs. Mgr.	21	IV
21 D038	Systems Programmer	22	IV
22 A040	Financial Examiner I	18	IV
23 A045	Financial Examiner Trainee	17	IV

24 (b) Applications for special rates of pay above the bands indicated in
25 subsection (a) shall have been reviewed and approved by the Office of
26 Personnel Management after prior review by the Arkansas Legislative Council.

27 (c) This special provision shall be in full force and effect for the
28 biennium beginning July 1, 1991, and ending June 30, 1993.

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30 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
31 authorized by this Act shall be limited to the appropriation for such agency
32 and funds made available by law for the support of such appropriations; and
33 the restrictions of the State Purchasing Law, the General Accounting and
34 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
35 Procedures and Restrictions Act, or their successors, and other fiscal control

1 laws of this State, where applicable, and regulations promulgated by the
2 Department of Finance and Administration, as authorized by law, shall be
3 strictly complied with in disbursement of said funds.

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

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14 SECTION 10. CODE. All provisions of this Act of a general and
15 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
16 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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18 SECTION 11. SEVERABILITY. If any provision of this Act or the
19 application thereof to any person or circumstance is held invalid, such
20 invalidity shall not affect other provisions or applications of the Act which
21 can be given effect without the invalid provision or application, and to this
22 end the provisions of this Act are declared to be severable.

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24 SECTION 12. GENERAL REPEALER. All laws and parts of laws in conflict
25 with this Act are hereby repealed.

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27 SECTION 13. HEALTH PREMIUMS. The State Bank Department shall not,
28 during the 1992-93 fiscal year, spend more for health insurance per employee
29 than the amount being contributed to the State Employees Health Insurance
30 Program.

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32 SECTION 14. EMERGENCY CLAUSE. It is hereby found and determined by the
33 Seventy-Eighth General Assembly, that the Constitution of the State of
34 Arkansas prohibits the appropriation of funds for more than a two (2) year
35 period; that the effectiveness of this Act on July 1, 1991 is essential to the

1 operation of the agency for which the appropriations in this Act are provided,
2 and that in the event of an extension of the Regular Session, the delay in the
3 effective date of this Act beyond July 1, 1991 could work irreparable harm
4 upon the proper administration and provision of essential governmental
5 programs. Therefore, an emergency is hereby declared to exist and this Act
6 being necessary for the immediate preservation of the public peace, health and
7 safety shall be in full force and effect from and after July 1, 1991.

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APPROVED: 3-19-91

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