

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 1217 OF 1995
HOUSE BILL 2041

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE BOARD OF ELECTION
10 COMMISSIONERS FOR THE BIENNIAL PERIOD ENDING JUNE 30,
11 1997; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT TO MAKE AN APPROPRIATION FOR THE STATE BOARD OF
15 ELECTION COMMISSIONERS."

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

19 SECTION 1. REGULAR SALARIES. There is hereby established for the State
20 Board of Election Commissioners for the 1995-97 biennium, the following
21 maximum number of regular employees whose salaries shall be governed by the
22 provisions of the Uniform Classification and Compensation Act (Arkansas Code
23 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
24 Provided, however, that any position to which a specific maximum annual salary
25 is set out herein in dollars, shall be exempt from the provisions of said
26 Uniform Classification and Compensation Act. All persons occupying positions
27 authorized herein are hereby governed by the provisions of the Regular
28 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
29 successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1995-96	1996-97
35	(01)	8046 BD OF ELECTION COMMISSIONERS DIR	1	\$40,000	\$41,000
36	(02)	R266 MANAGEMENT PROJECT ANALYST II	1	GRADE 20	

1	(03)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18
2	(04)	K041	EXEC SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14
3			MAX NO. OF EMPLOYEES	4	

4

5 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State
6 Board of Election Commissioners, to be payable from the State General Services
7 Fund Account, for personal services and operating expenses of the State Board
8 of Election Commissioners for the biennial period ending June 30, 1997, the
9 following:

11	ITEM	FISCAL YEARS	
12	NO.	1995-96	1996-97
13	(01) REGULAR SALARIES	\$ 95,510	\$ 97,898
14	(02) PERSONAL SERVICES MATCHING	30,115	30,538
15	(03) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSES	\$ 100,000	\$ 100,000
17	(B) CONF. & TRVL.	0	0
18	(C) PROF. FEES	0	0
19	(D) CAP. OUTLAY	20,000	7,500
20	(E) DATA PROC.	<u>0</u>	<u>0</u>
21	TOTAL MAINT & GEN. OPER.	<u>120,000</u>	<u>107,500</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 245,625</u>	<u>\$ 235,936</u>

23

24 SECTION 3. There is hereby appropriated, to the State Board of Election
25 Commissioners, to be payable from the State General Services Fund Account, for
26 covering the costs of Election Expenses for the biennial period ending June
27 30, 1997, the sum of \$4,200,000.

28

29 SECTION 4. The funds appropriated in Section 3 for election expenses
30 may be used to cover the expenses of the State Board of Election Commissioners
31 and the county election commissions to conduct preferential primary elections,
32 general primary elections, special primary elections, and statewide special
33 elections.

34

35 SECTION 5. The Director and staff shall serve at the pleasure of the

1 *State Board of Election Commissioners. The State Board of Election*
2 *Commissioners shall set the personnel policies, in accordance with the Regular*
3 *Salaries Procedures and Restrictions Act (Arkansas Code § 21-5-101) and the*
4 *Uniform Classification and Compensation Act (Arkansas Code § 21-5-201 et*
5 *seq.). The Secretary of State shall exercise daily supervision of the*
6 *Director and staff consistent with personnel policy.*

7

8 SECTION 6. CARRY FORWARD. At the close of the fiscal year ending June
9 30, 1996, any unexpended balance of monies provided for in Section 3 of this
10 Act for Election Expenses, shall be transferred forward and made available for
11 the same purpose for the fiscal year ending June 30, 1997.

12

13 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
14 by this Act shall be limited to the appropriation for such agency and funds
15 made available by law for the support of such appropriations; and the
16 restrictions of the State Purchasing Law, the General Accounting and Budgetary
17 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
18 and Restrictions Act, or their successors, and other fiscal control laws of
19 this State, where applicable, and regulations promulgated by the Department of
20 Finance and Administration, as authorized by law, shall be strictly complied
21 with in disbursement of said funds.

22

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

31

32 SECTION 9. CODE. All provisions of this Act of a general and permanent
33 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
34 Code Revision Commission shall incorporate the same in the Code.

35

1 SECTION 10. SEVERABILITY. If any provision of this Act or the
2 application thereof to any person or circumstance is held invalid, such
3 invalidity shall not affect other provisions or applications of the Act which
4 can be given effect without the invalid provision or application, and to this
5 end the provisions of this Act are declared to be severable.

6
7 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict
8 with this Act are hereby repealed.

9
10 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the
11 Eightieth General Assembly, that the Constitution of the State of Arkansas
12 prohibits the appropriation of funds for more than a two (2) year period; that
13 the effectiveness of this Act on July 1, 1995 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the Regular Session, the delay in the effective
16 date of this Act beyond July 1, 1995 could work irreparable harm upon the
17 proper administration and provision of essential governmental programs.
18 Therefore, an emergency is hereby declared to exist and this Act being
19 necessary for the immediate preservation of the public peace, health and
20 safety shall be in full force and effect from and after July 1, 1995.

21 /s/Rep. E. Thicksten

22
23 APPROVED: 4-11-95
24
25
26
27
28
29
30
31
32
33
34
35

1

2