

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

A Bill

ACT 709 OF 1995
SENATE BILL 363

For An Act To Be Entitled

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

Subtitle

14 "AN ACT FOR THE SECRETARY OF STATE
15 APPROPRIATION FOR THE 1995-97 BIENNIUM."

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

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

Item	Class	No. of Employees	Maximum Annual Salary Rate	
			1995-96	1996-97
(1)	7001 SEC OF STATE CHIEF DEPUTY	1	\$ 54,325	\$ 55,683
(2)	7019 SEC OF STATE LEGAL SVCS DIRECTOR	1	\$ 53,300	\$ 54,632

1	(3)	7016	SEC OF STATE INFO SYSTEMS DIRECTOR	1	\$ 47,662	\$ 48,853
2	(4)	7015	SEC OF STATE BUSINESS DIRECTOR	1	\$ 46,125	\$ 47,278
3	(5)	7020	SEC OF STATE GOVT AFFAIRS DIRECTOR	1	\$ 43,562	\$ 44,651
4	(6)	7031	SEC OF STATE EVENTS DIRECTOR	1	\$ 42,025	\$ 43,076
5	(7)	7014	SEC OF STATE ELECTION DIRECTOR	1	\$ 41,000	\$ 42,025
6	(8)	7013	SEC OF STATE COMMUNICATION/ED DIR	1	\$ 41,000	\$ 42,025
7	(9)	7041	SEC OF STATE CHIEF PHOTOGRAPHER	1	\$ 36,808	\$ 37,728
8	(10)	7030	SEC OF STATE ELECTION ASSISTANT III	1	\$ 36,502	\$ 37,415
9	(11)	7004	SEC OF STATE COMMUNICATION/ED OFCR	1	\$ 35,849	\$ 36,746
10	(12)		SEC OF STATE PROJECT COORDINATOR	1	\$ 34,850	\$ 35,721
11	(13)	7009	SEC OF STATE PERSONNEL/PAYROLL MGR	1	\$ 34,850	\$ 35,721
12	(14)	7028	SEC OF STATE FRANCHISE/UCC MANAGER	1	\$ 34,850	\$ 35,721
13	(15)	7005	SEC OF STATE PROGRAMMER ANALYST	2	\$ 34,069	\$ 34,921
14	(16)	7018	SEC OF STATE EXECUTIVE ASSISTANT	1	\$ 31,775	\$ 32,569
15	(17)	7058	SEC OF STATE ADMIN ASSISTANT	2	\$ 31,525	\$ 32,313
16	(18)	7006	SEC OF STATE CORP/FRANCHISE TAX SUPV	1	\$ 30,734	\$ 31,503
17	(19)	7007	SEC OF STATE UNIFORM COMM CODE SUPV	1	\$ 30,734	\$ 31,503
18	(20)	7040	SEC OF STATE PURCHASING MANAGER	1	\$ 29,978	\$ 30,727
19	(21)	7150	SEC OF STATE HISTORIAN	1	\$ 29,725	\$ 30,468
20	(22)	7048	SEC OF STATE CHIEF TOUR GUIDE	1	\$ 29,677	\$ 30,419
21	(23)	7008	SEC OF STATE ACCOUNTANT	2	\$ 29,620	\$ 30,361
22	(24)	7033	SEC OF STATE ARK REGISTER EDITOR	1	\$ 27,856	\$ 28,553
23	(25)		SEC OF STATE PRODUCTION SPECIALIST	1	\$ 27,856	\$ 28,553
24	(26)	7042	SEC OF STATE FRANCHISE TAX SUPERVISOR	1	\$ 27,853	\$ 28,550
25	(27)	7017	SEC OF STATE ELECTION ASSISTANT II	1	\$ 27,675	\$ 28,367
26	(28)	7151	SEC OF STATE CORP CLERK II	1	\$ 27,554	\$ 28,232
27	(29)	7035	SEC OF STATE SECRETARY II	2	\$ 23,626	\$ 24,217
28	(30)		SEC OF STATE CORPORATION CLERK II	4	\$ 23,626	\$ 24,217
29	(31)	7010	SEC OF STATE CORPORATION CLERK I	1	\$ 23,562	\$ 24,151
30	(32)		SEC OF STATE PERSONNEL/PAYROLL ASST	1	\$ 23,562	\$ 24,151
31	(33)	7043	SEC OF STATE PHOTOGRAPHER	2	\$ 23,078	\$ 23,655
32	(34)	7154	SEC OF STATE CORP FRANCH CLERK II	2	\$ 22,445	\$ 23,007
33	(35)		SEC OF STATE TRADEMARKS CLERK II	1	\$ 22,445	\$ 23,007
34	(36)	7036	SEC OF STATE UCC CLERK II	1	\$ 21,613	\$ 22,153
35	(37)	7037	SEC OF STATE ELECTION ASSISTANT I	2	\$ 21,448	\$ 21,984

1	(38) 7038 SEC OF STATE CENTRAL SUPPLY SUPV	1	\$ 21,448	\$ 21,984
2	(39) 7152 SEC OF STATE SECRETARY I	1	\$ 16,632	\$ 17,047
3	(40) SEC OF STATE CORPORATION CLERK I	7	\$ 16,632	\$ 17,047
4	(41) SEC OF STATE CORP FRANCHISE CLERK I	6	\$ 16,632	\$ 17,047
5	(42) SEC OF STATE UCC CLERK I	5	\$ 16,632	\$ 17,047
6	(43) SEC OF STATE PURCHASING ASSISTANT	1	\$ 16,632	\$ 17,047
7	(44) SEC OF STATE MAILROOM/SUPPLY CLK I	1	\$ 16,632	\$ 17,047
8	(45) SEC OF STATE NOTARY CLERK I	<u>1</u>	\$ 16,632	\$ 17,047
9	MAX NO. OF EMPLOYEES	70		

10

11 SECTION 2. EXTRA HELP - CENTRAL OPERATIONS. There is hereby
 12 authorized, for the Secretary of State - Central Operations for the 1995-97
 13 biennium, the following maximum number of part-time or temporary employees, to
 14 be known as "Extra Help", payable from funds appropriated herein for such
 15 purposes: *thirty (30)* temporary or part-time employees, when needed, at rates
 16 of pay not to exceed those provided in the Uniform Classification and
 17 Compensation Act, or its successor, or this act for the appropriate
 18 classification.

19

20 SECTION 3. APPROPRIATIONS - CENTRAL OPERATIONS. There is hereby
 21 appropriated, to the Secretary of State, to be payable from the State Central
 22 Services Fund, for personal services and operating expenses of the Secretary
 23 of State - Central Operations for the biennial period ending June 30, 1997,
 24 the following:

25

26	ITEM	FISCAL YEARS	
27	NO.	1995-96	1996-97
28	(01) REGULAR SALARIES	\$ 1,848,785	\$ 1,894,983
29	(02) EXTRA HELP	56,400	57,640
30	(03) PERSONAL SERV MATCHING	419,141	429,577
31	(04) MAINT. & GEN. OPERATION		
32	(A) OPER. EXPENSE	\$ 335,880	\$ 326,924
33	(B) CONF. & TRVL.	12,200	12,200
34	(C) PROF. FEES	5,500	5,500
35	(D) CAP. OUTLAY	131,000	35,000

1	(E) DATA PROC.	<u>28,000</u>	<u>29,000</u>	
2	TOTAL MAINT. & GEN. OPER.		512,580	408,624
3	(05) PRINTING		314,500	0
4	(06) PUBLISH LEGAL NOTICES		<u>500,000</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED		<u>\$ 3,651,406</u>	<u>\$ 2,790,824</u>

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7 SECTION 4. REGULAR SALARIES - SUPPORT OPERATIONS. There is hereby

8 established for the Secretary of State - Support Operations for the 1995-97

9 biennium, the following maximum number of regular employees whose salaries

10 shall be governed by the provisions of the Uniform Classification and

11 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all

12 laws amendatory thereto. Provided, however, that any position to which a

13 specific maximum annual salary is set out herein in dollars, shall be exempt

14 from the provisions of said Uniform Classification and Compensation Act. All

15 persons occupying positions authorized herein are hereby governed by the

16 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas

17 Code §21-5-101), or its successor.

				Maximum Annual		
				<u>Maximum Salary Rate</u>		
				Fiscal Years		
				<u>No. of Employees</u>		
				1995-96		
				1996-97		
Item	Class			No. of		
No.	Code	Title		Employees	1995-96	1996-97
23	(1) 7063	SEC OF STATE HEATING & AIR SPEC		1	\$ 45,338	\$ 46,471
24	(2) 7505	SEC OF STATE CAPITOL POLICE CHIEF		1	\$ 44,075	\$ 45,177
25	(3) 7045	SEC OF STATE BLDG GROUNDS DIRECTOR		1	\$ 46,125	\$ 47,278
26	(4) 7044	SEC OF STATE BLDG MAINT SUPV		1	\$ 39,740	\$ 40,734
27	(5) 7046	SEC OF STATE GROUNDS SUPV		1	\$ 39,740	\$ 40,734
28	(6) 7003	SEC OF STATE MAINTENANCE SUPV I		1	\$ 32,646	\$ 33,462
29	(7) 7508	SEC OF STATE POLICE SERGEANT		3	\$ 29,944	\$ 30,693
30	(8) 7049	SEC OF STATE CARPENTER		2	\$ 27,331	\$ 28,014
31	(9)	SEC OF STATE PLUMBER		1	\$ 27,331	\$ 28,014
32	(10) 7501	SEC OF STATE MECHANICAL ENGR TECH		1	\$ 26,624	\$ 27,290
33	(11) 7050	SEC OF STATE ELECT JOURNEYMAN		1	\$ 26,064	\$ 26,715
34	(12)	SEC OF STATE AUTOCAD TECHNICIAN		1	\$ 26,000	\$ 26,650
35	(13) 7051	SEC OF STATE CUST SVCS SHIFT SUPV		1	\$ 24,860	\$ 25,482

1	(14) 7052 SEC OF STATE SKILLED TRADE HELPER	3	\$ 21,452	\$ 21,989
2	(15) 7080 SEC OF STATE CUSTODIAL WORKER II	2	\$ 21,181	\$ 21,710
3	(16) 7054 SEC OF STATE POLICE II	10	\$ 21,181	\$ 21,710
4	(17) 7055 SEC OF STATE GROUNDSKEEPER	4	\$ 16,632	\$ 17,047
5	(18) 7143 SEC OF STATE RADIO OPERATOR	1	\$ 16,632	\$ 17,047
6	(19) 7158 SEC OF STATE PARKING ATTENDANT	1	\$ 16,632	\$ 17,047
7	(20) 7056 SEC OF STATE CUSTODIAL WORKER I	16	\$ 16,632	\$ 17,047
8	(21) SEC OF STATE SECRETARY I	1	\$ 16,632	\$ 17,047
9	(22) SEC OF STATE DISPATCHER	<u>1</u>	\$ 16,632	\$ 17,047
10	MAX NO. OF EMPLOYEES	55		

11

12 SECTION 5. APPROPRIATIONS - SUPPORT OPERATIONS. There is hereby
13 appropriated, to the Secretary of State, to be payable from the State Central
14 Services Fund, for personal services and operating expenses of the Secretary
15 of State - Support Operations for the biennial period ending June 30, 1997,
16 ~~the following:~~

17

18	ITEM	FISCAL YEARS	
19	NO.	1995-96	1996-97
20	(01) REGULAR SALARIES	\$ 1,240,733	\$ 1,271,729
21	(02) PERSONAL SERV MATCHING	272,961	279,780
22	(03) MAINT. & GEN. OPERATION		
23	(A) OPER. EXPENSE \$	482,730	\$ 493,367
24	(B) CONF. & TRVL.	4,800	4,800
25	(C) PROF. FEES	150,000	150,000
26	(D) CAP. OUTLAY	116,800	20,000
27	(E) DATA PROC.	<u>0</u>	<u>0</u>
28	TOTAL MAINT. & GEN. OPER.	754,330	668,167
29	(04) BUILDING INSURANCE	50,000	50,000
30	(05) MAINT/EQUIP/SUPPLIES	143,300	149,300
31	(06) CAPITOL GROUND IMPROVEMENTS	<u>60,500</u>	<u>60,500</u>
32	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,521,824</u>	<u>\$ 2,479,476</u>

33

34 SECTION 6. APPROPRIATIONS - CASH. There is hereby appropriated, to the
35 Secretary of State, to be payable from cash funds as defined by Arkansas Code

1 ~~19-4-801 of the Secretary of State, for operating expenses of the Secretary of~~
2 State for the biennial period ending June 30, 1997, the following:

3

4 ITEM	FISCAL YEARS	
5 NO.	1995-96	1996-97
6 (01) MAINT. & GEN. OPERATION		
7 (A) OPER. EXPENSE \$	118,750 \$	118,750
8 (B) CONF. & TRVL.	0	0
9 (C) PROF. FEES	0	0
10 (D) CAP. OUTLAY	0	0
11 (E) DATA PROC.	<u>0</u>	<u>0</u>
12 TOTAL MAINT. & GEN. OPER.	<u>118,750</u>	<u>118,750</u>
13 TOTAL AMOUNT APPROPRIATED	<u>\$ 118,750</u>	<u>\$ 118,750</u>

14

15 SECTION 7. APPROPRIATIONS - CORPORATE FILING FEES/FRANCHISE TAX REFUNDS.

16 There is hereby appropriated, to the Secretary of State, to be payable from
17 the Miscellaneous Revolving Fund, for making refunds of various corporate
18 ~~filing fees and corporate franchise tax paid for the biennial period ending~~
19 June 30, 1997, the following:

20

21 ITEM	FISCAL YEARS	
22 NO.	1995-96	1996-97
23 (01) REFUNDS/REIMBURSEMENTS	<u>\$ 500,000</u>	<u>\$ 500,000</u>

24

25 SECTION 8. APPROPRIATIONS - LEGISLATIVE PORTRAITS. There is hereby
26 appropriated, to the Secretary of State, to be payable from the State Central
27 Services Fund, for costs associated with the repair of legislative portraits
28 by the Secretary of State for the biennial period ending June 30, 1997, the
29 sum of \$ 3,600.

30

31 SECTION 9. APPROPRIATIONS - STATE BOARD OF ELECTION COMMISSIONERS.
32 There is hereby appropriated to the Secretary of State, to be payable from the
33 State Central Services Fund for the State Board of Election Commissioners for
34 costs associated with the publishing of election law booklets and payment of a
35 stipend and expense reimbursement to board members as authorized by law for

1 the biennial period ending June 30, 1997, the sum of \$ 60,000.

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3 SECTION 10. APPROPRIATIONS - SIGNATURE IMAGING SYSTEM. There is hereby
4 appropriated, to the Secretary of State, to be payable from the Signature
5 Imaging System Fund, for the acquisition and operation of a signature imaging
6 system by the Secretary of State for the biennial period ending June 30, 1997,
7 the sum of \$ 300,000.

8

9 SECTION 11. REIMBURSEMENT. The Miscellaneous Revolving Fund shall be
10 reimbursed in the manner provided by law.

11

12 SECTION 12. CARRY FORWARD. At the close of the fiscal year ending June
13 30, 1996, any unexpended appropriation and funds provided in item (04) (D),
14 (05) and (06) of Section 3 and items (03) (D) of Section 5 herein, shall be
15 carried forward and made available for the same purposes for the fiscal year
16 ending June 30, 1997.

17

18 SECTION 13. The State Board of Election Commissioners may, by a
19 majority vote of the total membership of the board cast during its first
20 regularly scheduled meeting of each calendar year, authorize expense
21 reimbursement for the board members to perform official duties of the board
22 and such expense reimbursement shall not exceed the rate established for state
23 employees in the state travel regulations. The board may, by a majority vote
24 of the total membership of the board cast during its first regularly scheduled
25 meeting of each calendar year, authorize payment to its members of a stipend
26 not to exceed fifty dollars (\$50.00) per meeting attended, and the board
27 members shall receive no other compensation, expense reimbursement, or in lieu
28 payments except as provided in this section.

29

30 SECTION 14. 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.

4

5 SECTION 15. Arkansas Code §25-18-206(c) is hereby amended to read as
6 follows:

7 "(c) The Secretary of State shall reserve from sale copies of the acts
8 of the General Assembly for free distribution of one (1) copy of each as they
9 are published and bound to the following officers, only upon written request
10 therefor within thirty days following the date of sine die adjournment of any
11 legislative session: County and probate judges, county clerks, prosecuting
12 attorneys, municipal judges, circuit judges, chancery judges, Supreme Court
13 Reporter, Supreme Court Justices, Court of Appeals Justices, Supreme Court
14 Librarian, Attorney General, each state department, Justices of the peace,
15 circuit clerks, sheriffs, tax collectors, county treasurers, assessors and
16 members of the General Assembly. However, the Attorney General shall, upon
17 written request within the same time period, be supplied with two (2) copies
18 of each."

19

20 SECTION 16. Arkansas Code §25-18-206(e) is hereby amended to read as
21 follows:

22 "(e) A justice of the peace must state in his request that as justice
23 of the peace he is actively engaged in the hearing and trial of civil or
24 criminal cases and matters."

25

26 SECTION 17. LEGISLATIVE INTENT. It is the intent of the General
27 Assembly that any funds disbursed under the authority of the appropriations
28 contained in this Act shall be in compliance with the stated reasons for which
29 this Act was adopted, as evidenced by the Agency Requests, Executive
30 Recommendations and Legislative Recommendations contained in the budget
31 manuals prepared by the Department of Finance and Administration, letters, or
32 summarized oral testimony in the official minutes of the Arkansas Legislative
33 Council or Joint Budget Committee which relate to its passage and adoption.

34

35 SECTION 18. CODE. All provisions of this Act of a general and

1 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the
2 Arkansas Code Revision Commission shall incorporate the same in the Code.

3

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

9

10 SECTION 20. GENERAL REPEALER. All laws and parts of laws in conflict
11 with this Act are hereby repealed.

12

13 SECTION 21. EMERGENCY CLAUSE. It is hereby found and determined by the
14 Eightieth General Assembly, that the Constitution of the State of Arkansas
15 prohibits the appropriation of funds for more than a two (2) year period; that
16 the effectiveness of this Act on July 1, 1995 is essential to the operation of
17 the agency for which the appropriations in this Act are provided, and that in
18 the event of an extension of the Regular Session, the delay in the effective
19 date of this Act beyond July 1, 1995 could work irreparable harm upon the
20 proper administration and provision of essential governmental programs.
21 Therefore, an emergency is hereby declared to exist and this Act being
22 necessary for the immediate preservation of the public peace, health and
23 safety shall be in full force and effect from and after July 1, 1995.

24

/s/Russ

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APPROVED: 3-21-95

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