

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: S3/11/97

A Bill

ACT 610 OF 1997
SENATE BILL 528

5 *By: Joint Budget Committee*
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
10 OPERATING EXPENSES FOR THE STATE BOARD OF ELECTION
11 COMMISSIONERS FOR THE BIENNIAL PERIOD ENDING JUNE 30,
12 1999; AND FOR OTHER PURPOSES."
13

Subtitle

14 "AN ACT FOR THE STATE BOARD OF ELECTION
15 COMMISSIONERS APPROPRIATION FOR THE
16 1997-99 BIENNIUM."
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. REGULAR SALARIES. There is hereby established for the State
22 Board of Election Commissioners for the 1997-99 biennium, the following
23 maximum number of regular employees whose salaries shall be governed by the
24 provisions of the Uniform Classification and Compensation Act (Arkansas Code
25 §21-5-201 et seq.), or its successor, and all laws amendatory thereto.
26 Provided, however, that any position to which a specific maximum annual salary
27 is set out herein in dollars, shall be exempt from the provisions of said
28 Uniform Classification and Compensation Act. All persons occupying positions
29 authorized herein are hereby governed by the provisions of the Regular
30 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
31 successor.
32

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Years
No.	Code	Title	Employees 1997-98 1998-99

1
2
3
4
5
6

(1)	8046	STATE ELECTIONS DIRECTOR	1	\$ 43,116	\$ 44,323
(2)	R298	AGENCY PROGRAM COORDINATOR	1		GRADE 21
(3)	R266	MANAGEMENT PROJECT ANALYST II	<u>1</u>		GRADE 20
		MAX NO. OF EMPLOYEES	3		

7 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State
8 Board of Election Commissioners, to be payable from the State General Services
9 Fund Account, for personal services and operating expenses of the State Board
10 of Election Commissioners for the biennial period ending June 30, 1999, the
11 following:

12

ITEM		FISCAL YEARS	
NO.		1997-98	1998-99
(01)	REGULAR SALARIES	\$ 100,734	\$ 103,522
(02)	PERSONAL SERV MATCHING	26,854	27,346
(03)	MAINT. & GEN. OPERATIONS		
(A)	OPER. EXPENSE	55,850	56,017
(B)	CONF. & TRVL.	1,000	1,000
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	2,500	2,500
(E)	DATA PROC.	<u>0</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 186,938</u>	<u>\$ 190,385</u>

24

25 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State
26 Board of Election Commissioners, to be payable from the State General Services
27 Fund Account, for covering the costs of Election Expenses for the biennial
28 period ending June 30, 1999, the sum of.....\$3,020,000.

29

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

35

1 SECTION 5. SPECIAL LANGUAGE. CARRY FORWARD. At the close of the
 2 fiscal year ending June 30, 1998, any unexpended balance of monies provided
 3 for in Section 3 of this Act for Election Expenses, shall be transferred
 4 forward and made available for the same purpose for the fiscal year ending
 5 June 30, 1999.

6
 7 SECTION 6. Act 107 Of 1997 is hereby repealed.

8 ~~"SECTION 1. REGULAR SALARIES. There is hereby established for the~~
 9 ~~State Board of Election Commissioners for the 1997-99 biennium, the following~~
 10 ~~maximum number of regular employees whose salaries shall be governed by the~~
 11 ~~provisions of the Uniform Classification and Compensation Act (Arkansas Code~~
 12 ~~21-5-201 et seq.), or its successor, and all laws amendatory thereto.~~
 13 ~~Provided, however, that any position to which a specific maximum annual salary~~
 14 ~~is set out herein in dollars, shall be exempt from the provisions of said~~
 15 ~~Uniform Classification and Compensation Act. All persons occupying positions~~
 16 ~~authorized herein are hereby governed by the provisions of the Regular~~
 17 ~~Salaries Procedures and Restrictions Act (Arkansas Code 21-5-101), or its~~
 18 ~~successor.~~

19
 20 _____ Maximum Annual
 21 ~~Maximum Salary Rate~~
 22 ~~Item Class No. of Fiscal Years~~
 23 ~~No. Code Title Employees 1997-98 1998-99~~
 24 ~~(1) 8046 STATE ELECTIONS DIRECTOR 1 \$ 43,116 \$ 44,323~~
 25 ~~(2) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY 1 GRADE 14~~
 26 ~~MAX NO. OF EMPLOYEES 2~~

27
 28 ~~SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State~~
 29 ~~Board of Election Commissioners, to be payable from the State General Services~~
 30 ~~Fund Account, for personal services and operating expenses of the State Board~~
 31 ~~of Election Commissioners for the biennial period ending June 30, 1999, the~~
 32 ~~following:~~

33 _____
 34 ~~ITEM FISCAL YEARS~~
 35 ~~NO. 1997-98 1998-99~~

1	(01) REGULAR SALARIES	\$ 66,585	\$ 68,416
2	(02) PERSONAL SERV MATCHING	17,817	18,140
3	(03) MAINT. & GEN. OPERATION		
4	(A) OPER. EXPENSE	50,850	50,850
5	(B) CONF. & TRVL.	500	500
6	(C) PROF. FEES	0	0
7	(D) CAP. OUTLAY	2,500	2,500
8	(E) DATA PROC.	0	0
9	TOTAL AMOUNT APPROPRIATED	\$ 138,252	\$ 140,406

10

11 ~~SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State~~
 12 ~~Board of Election Commissioners, to be payable from the State General Services~~
 13 ~~Fund Account, for covering the costs of Election Expenses for the biennial~~
 14 ~~period ending June 30, 1999, the sum of\$3,020,000.~~

15

16 ~~SECTION 4. SPECIAL LANGUAGE. The funds appropriated in Section 3 for~~
 17 ~~election expenses may be used to cover the expenses of the State Board of~~
 18 ~~Election Commissioners and the county election commissions to conduct~~
 19 ~~preferential primary elections, general primary elections, special primary~~
 20 ~~elections, and statewide special elections.~~

21

22 ~~SECTION 5. SPECIAL LANGUAGE. CARRY FORWARD. At the close of the fiscal~~
 23 ~~year ending June 30, 1998, any unexpended balance of monies provided for in~~
 24 ~~Section 3 of this Act for Election Expenses, shall be transferred forward and~~
 25 ~~made available for the same purpose for the fiscal year ending June 30, 1999.~~

26

27 ~~SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds~~
 28 ~~authorized by this Act shall be limited to the appropriation for such agency~~
 29 ~~and funds made available by law for the support of such appropriations; and~~
 30 ~~the restrictions of the State Purchasing Law, the General Accounting and~~
 31 ~~Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary~~
 32 ~~Procedures and Restrictions Act, or their successors, and other fiscal control~~
 33 ~~laws of this State, where applicable, and regulations promulgated by the~~
 34 ~~Department of Finance and Administration, as authorized by law, shall be~~
 35 ~~strictly complied with in disbursement of said funds.~~

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

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

~~SECTION 8. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.~~

~~SECTION 9. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.~~

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

~~SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-First General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1997 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1997 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1997.~~

1 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
2 authorized by this Act shall be limited to the appropriation for such agency
3 and funds made available by law for the support of such appropriations; and
4 the restrictions of the State Purchasing Law, the General Accounting and
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
6 Procedures and Restrictions Act, or their successors, and other fiscal control
7 laws of this State, where applicable, and regulations promulgated by the
8 Department of Finance and Administration, as authorized by law, shall be
9 strictly complied with in disbursement of said funds.

10

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

19

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

23

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

29

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

32

33 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the
34 Eightieth General Assembly, that the Constitution of the State of Arkansas
35 prohibits the appropriation of funds for more than a two (2) year period; that

1 the effectiveness of this Act on July 1, 1997 is essential to the operation of
2 the agency for which the appropriations in this Act are provided, and that in
3 the event of an extension of the Regular Session, the delay in the effective
4 date of this Act beyond July 1, 1997 could work irreparable harm upon the
5 proper administration and provision of essential governmental programs.
6 Therefore, an emergency is hereby declared to exist and this Act being
7 necessary for the immediate preservation of the public peace, health and
8 safety shall be in full force and effect from and after July 1, 1997.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

/s/Russ et al

APPROVED:3-18-97

- 1
- 2
- 3
- 4
- 5
- 6