

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

# A Bill

Act 347 of 2001  
HOUSE BILL 1642

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES,  
10 OPERATING EXPENSES AND FOR THE UNCLAIMED PROPERTY  
11 PROGRAM FOR THE AUDITOR OF STATE FOR THE BIENNIAL  
12 PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE AUDITOR OF STATE -  
16 BIENNIAL OPERATIONS AND THE UNCLAIMED  
17 PROPERTY PROGRAM APPROPRIATION FOR THE  
18 2001-2003 BIENNIAL.  
19  
20  
21

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 for  
25 the Auditor of State for the 2001-2003 biennium, the following maximum number  
26 of regular employees whose salaries shall be governed by the provisions of the  
27 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
28 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
29 that any position to which a specific maximum annual salary is set out herein  
30 in dollars, shall be exempt from the provisions of said Uniform Classification  
31 and Compensation Act. All persons occupying positions authorized herein are  
32 hereby governed by the provisions of the Regular Salaries Procedures and  
33 Restrictions Act (Arkansas Code §21-5-101), or its successor.  
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35  
36  
Maximum Annual  
Salary Rate

Item	No.	Title	No. of Employees	Fiscal Years	
				2001-2002	2002-2003
(1)		CHIEF DEPUTY	1	\$82,600	\$84,748
(2)		DEPUTY AUDITOR	1	\$82,600	\$84,748
(3)		ACCOUNTING MANAGER	1	\$68,345	\$70,122
(4)		DP MANAGER/ANALYST	1	\$68,345	\$70,122
(5)		ADMINISTRATIVE SUPERVISOR	1	\$54,887	\$56,314
(6)		ACCOUNTING TECH II	2	\$54,363	\$55,776
(7)		DP SPECIALIST	2	\$53,342	\$54,729
(8)		EXECUTIVE ASSISTANT	1	\$45,464	\$46,646
(9)		TECH SPECIALIST III	1	\$45,464	\$46,646
(10)		DIVISION MANAGER	1	\$47,685	\$48,925
(11)		CLERICAL TECH III	5	\$44,352	\$45,505
(12)		CLERICAL TECH II	2	\$39,637	\$40,668
(13)		TECHNICAL SPECIALIST	1	\$33,745	\$34,622
(14)		WARRANT CLERK	5	\$32,754	\$33,606
(15)		CLERICAL TECH I	<u>1</u>	\$29,282	\$30,043
		MAX. NO. OF EMPLOYEES	26		

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Auditor of State for the 2001-2003 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: fifteen (15) 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. APPROPRIATION - OPERATIONS. 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 for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
NO.	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 1,238,631	\$ 1,270,837
(02) EXTRA HELP	12,713	12,713

1	(03) PERSONAL SERV MATCHING	297,262	302,987
2	(04) MAINT. & GEN. OPERATION		
3	(A) OPER. EXPENSE	345,629	345,629
4	(B) CONF. & TRAVEL	30,000	30,000
5	(C) PROF. FEES	2,500	2,500
6	(D) CAP. OUTLAY	25,000	25,000
7	(E) DATA PROC.	<u>0</u>	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,951,735</u>	<u>\$ 1,989,666</u>

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10 SECTION 4. REGULAR SALARIES - UNCLAIMED PROPERTY PROGRAM. There is hereby  
 11 established for the Auditor of State - Unclaimed Property Program for the  
 12 2001-2003 biennium, the following maximum number of regular employees whose  
 13 salaries shall be governed by the provisions of the Uniform Classification and  
 14 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all  
 15 laws amendatory thereto. Provided, however, that any position to which a  
 16 specific maximum annual salary is set out herein in dollars, shall be exempt  
 17 from the provisions of said Uniform Classification and Compensation Act. All  
 18 persons occupying positions authorized herein are hereby governed by the  
 19 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
 20 Code §21-5-101), or its successor.

21			22	Maximum Annual	
23			Maximum	Salary Rate	
24	Item		No. of	Fiscal Years	
25	No.	Title	Employees	2001-2002	2002-2003
26	(1)	UCP MANAGER	1	\$54,576	\$55,995
27	(2)	UCP ADMIN. ASSISTANT	1	\$52,135	\$53,491
28	(3)	UCP TECH III	1	\$49,129	\$50,406
29	(4)	UCP TECH III	1	\$48,570	\$49,833
30	(5)	UCP TECH II	1	\$42,241	\$43,339
31	(6)	UCP TECH I	3	\$37,853	\$38,837
32	(7)	UCP TECH	<u>1</u>	\$35,938	\$36,872
33	MAX. NO. OF EMPLOYEES		9		

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35 SECTION 5. APPROPRIATION - UNCLAIMED PROPERTY PROGRAM. There is hereby  
 36 appropriated, to the Auditor of State, to be payable from the State Central

1 Services Fund, for personal services and operating expenses of the Auditor of  
 2 State - Unclaimed Property Program for the biennial period ending June 30,  
 3 2003, the following:

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5 ITEM	6 FISCAL YEARS	
7 NO.	2001-2002	2002-2003
8 (01) REGULAR SALARIES	\$ 396,148	\$ 406,447
9 (02) PERSONAL SERV MATCHING	97,101	98,932
10 (03) MAINT. & GEN. OPERATION		
11 (A) OPER. EXPENSE	233,751	386,167
12 (B) CONF. & TRAVEL	16,500	16,500
13 (C) PROF. FEES	10,000	10,000
14 (D) CAP. OUTLAY	25,000	25,000
15 (E) DATA PROC.	<u>0</u>	<u>0</u>
16 TOTAL AMOUNT APPROPRIATED	<u>\$ 778,500</u>	<u>\$ 943,046</u>

17 SECTION 6. APPROPRIATIONS - PAYMENT OF UNCLAIMED PROPERTY CLAIMS - CASH.  
 18 There is hereby appropriated, to the Auditor of State, to be payable from cash  
 19 funds as defined by Arkansas Code 19-4-801 of the Auditor of State, for  
 20 payment of claims by the Auditor of State - Unclaimed Property Program for the  
 21 biennial period ending June 30, 2003, the following:

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23 ITEM	24 FISCAL YEARS	
NO.	2001-2002	2002-2003
25 (01) PAYMENT OF UNCLAIMED PROPERTY CLAIMS	<u>\$ 2,000,000</u>	<u>\$ 2,000,000</u>

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27 SECTION 7. APPROPRIATIONS - PAYMENT OF UNCLAIMED MINERAL PROCEEDS. There  
 28 is hereby appropriated, to the Auditor of State, to be payable from cash funds  
 29 as defined by Arkansas Code 19-4-801 of the Auditor of State, for payment of  
 30 claims for abandoned mineral proceeds by the Auditor of State for the biennial  
 31 period ending June 30, 2003, the following:

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33 ITEM	34 FISCAL YEARS	
NO.	2001-2002	2002-2003
35 (01) PAYMENT OF CLAIMS FOR ABANDONED		
36 MINERAL PROCEEDS	<u>\$ 500,000</u>	<u>\$ 500,000</u>

SECTION 8. APPROPRIATION - PAYMENT OF CLAIMS - REVOLVING. There is hereby appropriated, to the Auditor of State, to be payable from the Miscellaneous Revolving Fund, for payment of unclaimed property claims by the Auditor of State for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) PAYMENT OF UNCLAIMED PROPERTY CLAIMS	\$ 775,000	\$ 775,000

SECTION 9. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all appropriations as provided in this Act, the agency disbursing officer shall monitor the level of fund balances in relation to expenditures on a monthly basis. If any proposed expenditures would cause a fund balance to decline to less than fifty percent (50%) of the balance available on July 1, 2001, the disbursing officer shall immediately notify the executive head of the agency. Prior to any obligations being made under these circumstances, the agency head shall file written documentation with the Chief Fiscal Officer of the State requesting approval of the expenditures. Such documentation shall provide sufficient financial data to justify the expenditures and shall include the following:

- 1) a plan that clearly indicates the specific fiscal impact of such expenditures on the fund balance.
- 2) information clearly indicating and explaining what programs would be cut or any other measures to be taken by the agency to restore the fund balance.
- 3) the extent to which any of the planned expenditures are for one-time costs or one-time purchase of capitalized items.
- 4) a statement certifying that the expenditure of fund balances will not jeopardize the financial health of the agency, nor result in a permanent depletion of the fund balance.

(B) The Chief Fiscal Officer of the State shall review the request and approve or disapprove all or any part of the request, after having sought prior review by the Legislative Council.

SECTION 10. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

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

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

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19 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the General  
20 Assembly, that the Constitution of the State of Arkansas prohibits the  
21 appropriation of funds for more than a two (2) year period; that the  
22 effectiveness of this Act on July 1, 2001 is essential to the operation of the  
23 agency for which the appropriations in this Act are provided, and that in the  
24 event of an extension of the Regular Session, the delay in the effective date  
25 of this Act beyond July 1, 2001 could work irreparable harm upon the proper  
26 administration and provision of essential governmental programs. Therefore, an  
27 emergency is hereby declared to exist and this Act being necessary for the  
28 immediate preservation of the public peace, health and safety shall be in full  
29 force and effect from and after July 1, 2001.

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32 APPROVED: 2/21/2001  
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