

Stricken language will be deleted and underlined language will be added.
Act 204 of the Fiscal Session

1 State of Arkansas
2 91st General Assembly
3 Fiscal Session, 2018
4

As Engrossed: H2/21/18

A Bill

HOUSE BILL 1069

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE SECRETARY OF STATE FOR
10 THE FISCAL YEAR ENDING JUNE 30, 2019; AND FOR OTHER
11 PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE SECRETARY OF STATE
15 APPROPRIATION FOR THE 2018-2019 FISCAL
16 YEAR.
17
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
23 for the Secretary of State for the 2018-2019 fiscal year, the following
24 maximum number of regular employees.
25

26				Maximum Annual	
27			Maximum	Salary Rate	
28	Item	Class	No. of	Fiscal Year	
29	No.	Code	Title	Employees	2018-2019
30	(1)	Q171U	SEC OF STATE CHIEF DEPUTY	1	\$125,986
31	(2)	Q172U	SEC OF STATE DEPUTY	2	\$112,900
32	(3)	Q174U	SEC OF STATE SENIOR INFO TECHNICIAN	1	\$103,970
33	(4)	Q173U	SEC OF STATE GENERAL COUNSEL	1	\$101,175
34	(5)	Q175U	SEC OF STATE INFO TECHNICIAN	1	\$93,445
35	(6)	Q178U	SEC OF STATE CAPITOL POLICE CHIEF	1	\$90,670
36	(7)	Q176U	SEC OF STATE DEPARTMENT DIRECTOR	7	\$90,670



1	(8)	Q177U SEC OF STATE ASSOCIATE COUNSEL	1	\$81,257
2	(9)	Q179U SEC OF STATE SYSTEMS ANALYST	1	\$75,054
3	(10)	Q184U SEC OF STATE BUDGET ANALYST	1	\$72,822
4	(11)	Q183U SEC OF STATE DEPARTMENT MANAGER	1	\$72,822
5	(12)	Q182U SEC OF STATE SENIOR SUPERVISOR	1	\$72,822
6	(13)	Q181U SEC OF STATE POLICE CAPTAIN	1	\$72,822
7	(14)	Q190U SEC OF STATE INFO TECH ANALYST	1	\$67,267
8	(15)	Q185U SEC OF STATE PROGRAMMER ANALYST	1	\$67,267
9	(16)	Q197U SEC OF STATE PROJECT COORDINATOR II	3	\$65,265
10	(17)	Q192U SEC OF STATE DEPARTMENT SUPERVISOR	2	\$65,265
11	(18)	Q188U SEC OF STATE TRADE SUPERVISOR	2	\$65,265
12	(19)	Q187U SEC OF STATE POLICE SERGEANT	3	\$65,265
13	(20)	Q186U SEC OF STATE ASSISTANT DIRECTOR	3	\$65,265
14	(21)	Q195U SEC OF STATE INFO TECH ADMINISTRATOR	2	\$60,288
15	(22)	Q231U SEC OF STATE PROJECT COORDINATOR I	4	\$58,493
16	(23)	Q212U SEC OF STATE BLDGS & GRND SUPERVISOR	3	\$58,493
17	(24)	Q201U SEC OF STATE CORPORAL	16	\$58,493
18	(25)	Q198U SEC OF STATE BUSINESS ACCOUNTANT II	3	\$58,493
19	(26)	Q194U SEC OF STATE CREATIVE SPECIALIST III	1	\$58,493
20	(27)	Q193U SEC OF STATE MASTER TRADESPERSON	2	\$58,493
21	(28)	Q191U SEC OF STATE ELECTION COORDINATOR	5	\$58,493
22	(29)	Q180U SEC OF STATE PUBLIC EVENTS COORD	1	\$58,493
23	(30)	Q199U SEC OF STATE INFO TECH SPECIALIST	1	\$54,035
24	(31)	Q210U SEC OF STATE CORPORATIONS REP III	4	\$52,425
25	(32)	Q209U SEC OF STATE TRADESPERSON	2	\$52,425
26	(33)	Q208U SEC OF STATE MAINTENANCE WORKER II	4	\$52,425
27	(34)	Q204U SEC OF STATE EXECUTIVE ASSISTANT	4	\$52,425
28	(35)	Q203U SEC OF STATE CREATIVE SPECIALIST II	2	\$52,425
29	(36)	Q202U SEC OF STATE VOTER SVCS ADMINISTRATOR	2	\$52,425
30	(37)	Q200U SEC OF STATE CUSTOMER SVCS COORD II	3	\$52,425
31	(38)	Q215U SEC OF STATE ADMINISTRATIVE ASST III	7	\$46,987
32	(39)	Q214U SEC OF STATE FACILITIES SVC REP II	1	\$46,987
33	(40)	Q213U SEC OF STATE CREATIVE SPECIALIST I	1	\$46,987
34	(41)	Q211U SEC OF STATE RECORDS SPECIALIST	2	\$46,987
35	(42)	Q206U SEC OF STATE BLDG SVCS COORDINATOR	1	\$46,987
36	(43)	Q222U SEC OF STATE MAINTENANCE WORKER I	4	\$42,117

1	(44)	Q221U SEC OF STATE FACILITIES SVC REP I	4	\$42,117
2	(45)	Q219U SEC OF STATE CORPORATIONS REP II	11	\$42,117
3	(46)	Q218U SEC OF STATE BUSINESS ASSISTANT I	3	\$42,117
4	(47)	Q216U SEC OF STATE ADMINISTRATIVE ASST II	3	\$42,117
5	(48)	Q229U SEC OF STATE MAIL CLERK	1	\$37,749
6	(49)	Q225U SEC OF STATE DISPATCHER	2	\$37,749
7	(50)	Q224U SEC OF STATE CUSTODIAN II	1	\$37,749
8	(51)	Q223U SEC OF STATE CORPORATIONS REP I	4	\$37,749
9	(52)	Q220U SEC OF STATE ADMINISTRATIVE ASST I	5	\$37,749
10	(53)	Q227U SEC OF STATE CUSTODIAN I	14	\$33,836
11	(54)	Q226U SEC OF STATE BLDG SVCS REP	2	\$33,836
12	(55)	Q230U SEC OF STATE RECEPTIONIST I	<u>1</u>	\$31,900
13		MAX. NO. OF EMPLOYEES	161	

14

15 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for
 16 the Secretary of State - Operations for the 2018-2019 fiscal year, the
 17 following maximum number of part-time or temporary employees, to be known as
 18 "Extra Help", payable from funds appropriated herein for such purposes:
 19 forty-five (45) temporary or part-time employees, when needed, at rates of
 20 pay not to exceed those provided in the Uniform Classification and
 21 Compensation Act, or its successor, or this act for the appropriate
 22 classification.

23

24 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 25 to the Secretary of State, to be payable from the State Central Services
 26 Fund, for personal services and operating expenses of the Secretary of State
 27 - Operations for the fiscal year ending June 30, 2019, the following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2018-2019</u>
31	(01) REGULAR SALARIES	\$8,156,258
32	(02) EXTRA HELP	144,909
33	(03) PERSONAL SERVICES MATCHING	2,728,177
34	(04) OVERTIME	33,000
35	(05) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	4,504,939

1	(B) CONF. & TRAVEL	65,651
2	(C) PROF. FEES	205,956
3	(D) CAP. OUTLAY	150,000
4	(E) DATA PROC.	0
5	(06) CAPITOL GROUNDS IMPROVEMENTS	301,264
6	(07) SPECIAL MAINTENANCE	500,048
7	(08) ELECTION EXPENSES	<u>2,738,029</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$19,528,231</u></u>

9

10 SECTION 4. APPROPRIATION - HELP AMERICA VOTE ACT - STATE. There is
 11 hereby appropriated, to the Secretary of State, to be payable from the cash
 12 fund deposited in the State Treasury as determined by the Chief Fiscal
 13 Officer of the State, for state match for maintenance and operating expenses
 14 and associated costs for the Help America Vote Act for the fiscal year ending
 15 June 30, 2019, the following:

16

17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2018-2019</u>
19	(01) HELP AMERICA VOTE ACT STATE MATCH	<u><u>\$415,000</u></u>

20

21 SECTION 5. APPROPRIATION - CAPITOL GROUNDS MONUMENT/MEMORIAL
 22 PRESERVATION. There is hereby appropriated, to the Secretary of State, to be
 23 payable from the Capitol Grounds Monument And Memorial Preservation Fund, for
 24 various construction and operating expenses for the preservation of Monuments
 25 and Memorials on the State Capitol Grounds by the Secretary of State for the
 26 fiscal year ending June 30, 2019, the following:

27

28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2018-2019</u>
30	(01) VARIOUS OPERATING & CONSTRUCTION	
31	EXPENSES FOR MONUMENT/MEMORIAL	
32	PRESERVATION	<u><u>\$34,948</u></u>

33

34 SECTION 6. APPROPRIATION - ARKANSAS STATE CAPITOL BUILDING & GROUNDS
 35 RESTORATION - CASH. There is hereby appropriated, to the Secretary of State,
 36 to be payable from the cash fund deposited in the State Treasury as

1 determined by the Chief Fiscal Officer of the State, from contributions and
2 donations for maintenance and restoration projects by the Secretary of State
3 for the fiscal year ending June 30, 2019, the following:

4	5 ITEM	6 FISCAL YEAR
7	NO.	2018-2019
8	(01) MAINT. & GEN. OPERATION	
9	(A) OPER. EXPENSE	\$25,000
10	(B) CONF. & TRAVEL	0
11	(C) PROF. FEES	0
12	(D) CAP. OUTLAY	0
13	(E) DATA PROC.	<u>0</u>
14	TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

15 SECTION 7. APPROPRIATION - ADMINISTRATIVE & MAINTENANCE - CASH. There
16 is hereby appropriated, to the Secretary of State, to be payable from cash
17 funds as defined by Arkansas Code 19-4-801 of the Secretary of State, for
18 various operating and associated expenses for administrative and maintenance
19 expenses for the State Capitol grounds for the fiscal year ending June 30,
20 2019, the following:

21	22 ITEM	23 FISCAL YEAR
24	NO.	2018-2019
25	(01) VARIOUS ADMINISTRATIVE & MAINTENANCE EXPENSES	<u><u>\$375,000</u></u>

26
27 SECTION 8. APPROPRIATION - FEE AND TAX REFUNDS. There is hereby
28 appropriated, to the Secretary of State, to be payable from the Miscellaneous
29 Revolving Fund, for refunds and reimbursements of corporate filings fees and
30 franchise taxes for the fiscal year ending June 30, 2019, the following:

31	32 ITEM	33 FISCAL YEAR
34	NO.	2018-2019
35	(01) REFUNDS/REIMBURSEMENTS	<u><u>\$550,000</u></u>

36 SECTION 9. APPROPRIATION - COUNTY VOTING SYSTEM GRANT FUND. There is

1 hereby appropriated, to the Secretary of State, to be payable from the County
2 Voting System Grant Fund, for professional fees and services for upgrading or
3 purchasing county voting systems, grants and aid for voting system equipment,
4 programming, maintenance or equipment and devices used to view voter
5 registration records at a polling location and refunds/reimbursements of fees
6 for the fiscal year ending June 30, 2019, the following:

8 ITEM	FISCAL YEAR
9 <u>NO.</u>	<u>2018-2019</u>
10 (01) COUNTY VOTING SYSTEM GRANTS	<u>\$34,500,000</u>

11
12 SECTION 10. APPROPRIATION - ARKANSAS VIDEO SERVICE ACT. There is
13 hereby appropriated, to the Secretary of State, to be payable from the
14 Arkansas Video Service Fund, for the review and issue of certificates of
15 franchise authority and refunds/reimbursements of fees of the Arkansas Video
16 Service Act for the fiscal year ending June 30, 2019, the following:

18 ITEM	FISCAL YEAR
19 <u>NO.</u>	<u>2018-2019</u>
20 (01) ARKANSAS VIDEO SERVICE ACT	<u>\$25,000</u>

21
22 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
24 REIMBURSEMENT. The Miscellaneous Revolving Fund shall be reimbursed in the
25 manner provided by law.

26 The provisions of this section shall be in effect only from July 1, ~~2017~~
27 2018 through June 30, ~~2018~~ 2019.

28
29 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
31 PROVISION. After receiving approval from the Chief Fiscal Officer of the
32 State, and prior review by the Arkansas Legislative Council or Joint Budget
33 Committee, the Agency is authorized to transfer appropriation from any line
34 item authorized in Operations appropriation to any other line item authorized
35 in Operations appropriation.

36 The provisions of this section shall be in effect only from July 1, ~~2017~~

1 2018 through June 30, ~~2018~~ 2019.

2

3 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
5 CAPITOL POLICE. In the event that sufficient revenues, in the judgment of
6 the Secretary of State exist, the Secretary is hereby authorized to make
7 additional salary payments from such funds to those employees who have
8 attained law enforcement certification above the basic certificate level, as
9 defined by the Arkansas Commission on Law Enforcement Standards. It is the
10 intent of this Section that such payment shall be optional, at the discretion
11 of the Secretary, dependent on sufficient revenues and shall not be
12 implemented using funds specifically set aside for other programs within the
13 Department.

14 Employees shall be eligible for all or a portion of additional salary
15 payments scheduled as follows:

- | | | |
|----|------------------------------|--------------------|
| 16 | I. General Certificate | - \$ 300 annually |
| 17 | II. Intermediate Certificate | - \$ 600 annually |
| 18 | III. Advanced Certificate | - \$ 900 annually |
| 19 | IV. Senior Certificate | - \$1,200 annually |

20 Payment of such funds may be made monthly, quarterly, semiannually or
21 annually depending upon the availability of revenues and shall be restricted
22 to the following classifications:

- 23 1. Sec. of State Capitol Police Chief
- 24 2. Sec. of State Police Sergeant
- 25 3. Sec. of State Corporal
- 26 4. Sec. of State Capitol Police Captain

27 Payments made under this Section which are awarded as partial or lump sum
28 payments shall not be considered as salary for purposes of retirement
29 benefits but shall be subject to withholding of all applicable federal and
30 state taxes. Payments made under this Section shall not be construed as
31 exceeding the maximum annual salary of the employee.

32 The provisions of this section shall be in effect only from July 1, ~~2017~~
33 2018 through June 30, ~~2018~~ 2019.

34

35 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO

1 EXPENDITURE. The proceeds received by the Secretary of State's Office from
 2 reimbursements for mandatory publications of petitions and measures and
 3 deposited into the Mandatory Publication Reimbursement Fund shall be
 4 transferred from time to time into the State Central Services Fund as a
 5 refund to expenditure to reimburse the State Central Services Fund for costs
 6 associated with mandatory publications.

7 The provisions of this section shall be in effect only from July 1, 2018
 8 through June 30, 2019.

9
 10 SECTION 15. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 11 authorized by this act shall be limited to the appropriation for such agency
 12 and funds made available by law for the support of such appropriations; and
 13 the restrictions of the State Procurement Law, the General Accounting and
 14 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 15 Procedures and Restrictions Act, or their successors, and other fiscal
 16 control laws of this State, where applicable, and regulations promulgated by
 17 the Department of Finance and Administration, as authorized by law, shall be
 18 strictly complied with in disbursement of said funds.

19
 20 SECTION 16. LEGISLATIVE INTENT. It is the intent of the General
 21 Assembly that any funds disbursed under the authority of the appropriations
 22 contained in this act shall be in compliance with the stated reasons for
 23 which this act was adopted, as evidenced by the Agency Requests, Executive
 24 Recommendations and Legislative Recommendations contained in the budget
 25 manuals prepared by the Department of Finance and Administration, letters, or
 26 summarized oral testimony in the official minutes of the Arkansas Legislative
 27 Council or Joint Budget Committee which relate to its passage and adoption.

28
 29 SECTION 17. EFFECTIVE DATE. This act is effective on and after July 1,
 30 2018.

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 32 /s/Joint Budget Committee

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 35 **APPROVED: 2/28/18**