

Act 578 of the 1989 Regular Session.

Act 578

SB420

By: Joint Budget Committee

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE SECRETARY OF STATE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1991; AND FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES - CENTRAL OPERATIONS. There is hereby established for the Secretary of State - Central Operations for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				1989-90	1990-91
(1)	7001	SEC OF STATE CHIEF DEPUTY	1	\$43,594	\$44,685
(2)	7019	SEC OF STATE LEGAL SVCS DIRECTOR	1	\$42,000	\$43,050
(3)	7020	SEC OF STATE GOVT AFFAIRS DIRECTOR	1	\$39,000	\$39,975
(4)	7013	SEC OF STATE INFORMATION DIRECTOR	1	\$37,154	\$38,083
(5)	7014	SEC OF STATE ELECTION DIRECTOR	1	\$37,154	\$38,083
(6)	7015	SEC OF STATE BUSINESS DIRECTOR	1	\$37,154	\$38,083
(7)	7002	SEC OF STATE ADMIN ASST II	1	\$34,021	\$34,871
(8)	7030	SEC OF STATE EXECUTIVE ASSISTANT	1	\$28,000	\$28,700
(9)	7016	SEC OF STATE COMPUTER SYSTEMS MGR	1	\$27,842	\$28,538
(10)	7017	SEC OF STATE ELECTION ASST II	1	\$27,141	\$27,819
(11)	7040	SEC OF STATE TAX FILING COORD	1	\$27,000	\$27,675
(12)	7004	SEC OF STATE FINANCE DIRECTOR	1	\$26,746	\$27,415
(13)	7005	SEC OF STATE BUS SVC SPEC	1	\$26,589	\$27,253
(14)	7009	SEC OF STATE PERSONNEL DIRECTOR	1	\$26,000	\$26,650
(15)	7018	SEC OF STATE ELECTION ASST I	1	\$25,037	\$25,663
(16)	7003	SEC OF STATE EXECUTIVE SECRETARY	1	\$24,358	\$24,967
(17)	7031	SEC OF STATE EXHIBIT DIRECTOR	1	\$30,000	\$30,750
(18)	7006	SEC OF STATE CORPORATION SUPERVISOR	1	\$22,931	\$23,505
(19)	7007	SEC OF STATE COMM CODE SUPV	1	\$22,931	\$23,505
(20)	7032	SEC OF STATE SECRETARY	1	\$22,100	\$22,653
(21)	7033	SEC OF STATE CONST SPEC/ARCH	1	\$20,784	\$21,304
(22)	7008	SEC OF STATE ACCOUNTANT I	2	\$20,205	\$20,710
(23)	7034	SEC OF STATE SHIPPING & REC SPEC	1	\$18,591	\$19,056
(24)	7035	SEC OF STATE SECRETARY II	1	\$17,628	\$18,069
(25)	7010	SEC OF STATE CLERK II	4	\$17,581	\$18,020
(26)	7011	SEC OF STATE DP ANALYST	1	\$16,749	\$17,167
(27)	7036	SEC OF STATE RECEPTIONIST I	1	\$16,126	\$16,529
(28)	7037	SEC OF STATE DP OPERATOR	3	\$16,004	\$16,404
(29)	7038	SEC OF STATE INVENT CONT & SUP SP	1	\$16,004	\$16,404

(30)	7039	SEC OF STATE SECRETARY I	1	\$15,609	\$15,999
(31)	7012	SEC OF STATE CLERK I	4	\$15,501	\$15,889
		MAX NO. OF EMPLOYEES	40		

SECTION 2. EXTRA HELP - CENTRAL OPERATIONS. There is hereby authorized, for the Secretary of State - Central Operations for the 1989-91 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: Ten (10) temporary or part-time employees, when needed, at rates of pay not to exceed those set out in the regular salary schedule for comparable services for the Secretary of State.

SECTION 3. APPROPRIATIONS - CENTRAL OPERATIONS. There is hereby appropriated, to the Secretary of State, to be payable from the State Central Services Fund, for personal services and operating expenses of the Secretary of State - Central Operations for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS				
	1989-90		1990-91		
(01)	REGULAR SALARIES	\$	942,671	\$	966,238
(02)	EXTRA HELP		14,000		14,000
(03)	PERSONAL SERV MATCHING		251,853		264,775
(04)	MAINT. & GEN. OPERATION				
	(A) OPER. EXPENSES	\$	205,303	\$	205,303
	(B) CONF. & TRAVEL		12,000		12,000
	(C) PROF. FEES		0		0
	(D) CAPITAL OUTLAY		78,000		0
	(E) DATA PROCESSING		0		0
	TOTAL MAINT. & GEN. OPER.		295,303		217,303
	TOTAL AMOUNT APPROPRIATED	\$	1,503,827	\$	1,462,316

SECTION 4. REGULAR SALARIES - SUPPORT OPERATIONS. There is hereby established for the Secretary of State - Support Operations for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				1989-90	1990-91
(1)	7045	SEC OF STATE BLDG GROUNDS DIRECTOR	1	\$38,000	\$38,950
(2)	7063	SEC OF STATE HEATING & AIR SPEC	1	\$33,825	\$34,671
(3)	7044	SEC OF STATE BLDG MAINT SUPV	1	\$29,650	\$30,391
(4)	7041	SEC OF STATE MICRO & GRAPH ARTS MGR	1	\$27,461	\$28,148
(5)	7500	SEC OF STATE SUPERVISOR	1	\$23,853	\$24,450
(6)	7058	SEC OF STATE REGISTER EDITOR	1	\$23,520	\$24,108
(7)	7046	SEC OF STATE GROUNDS SUPV	1	\$24,238	\$24,844
(7A)		SEC OF STATE SECURITY FOR JUSTICE BLDG	1	\$22,931	\$23,504
(8)	7047	SEC OF STATE ELECTRICIAN	1	\$22,143	\$22,697
(9)	7048	SEC OF STATE PLUMBER	1	\$22,143	\$22,697
(10)	7042	SEC OF STATE RECORDS MICRO/PHOTO	1	\$20,782	\$21,302

(11)	7505	SEC OF STATE CIRCULATION MANAGER	1	\$20,503	\$21,016
(12)	7049	SEC OF STATE CARPENTER	2	\$20,391	\$20,901
(13)	7050	SEC OF STATE ELECT JOURNEYMAN	1	\$20,126	\$20,630
(14)	7501	SEC OF STATE MECHANICAL ENGINEER	1	\$19,865	\$20,361
(15)	7051	SEC OF STATE MGT SUPV	1	\$18,548	\$19,012
(16)	7502	SEC OF STATE MGT MAINT SUPV	1	\$17,832	\$18,278
(17)	7477	SEC OF STATE SECURITY SUPV	1	\$17,831	\$18,277
(18)	7503	SEC OF STATE ASST ENG/FOREMAN	1	\$17,232	\$17,663
(19)	7043	SEC OF STATE PHOTOGRAPHER/ARTIST	1	\$17,218	\$17,649
(20)	7057	SEC OF STATE BUS DRIVER	2	\$16,103	\$16,506
(21)	7052	SEC OF STATE MAINT WORKER II	2	\$16,005	\$16,406
(22)	7054	SEC OF STATE POLICE	12	\$15,803	\$16,198
(23)	7053	SEC OF STATE MAINT WORKER I	2	\$15,491	\$15,879
(24)	7504	SEC OF STATE ASST ENG/FOREMAN	5	\$13,945	\$14,294
(25)	7055	SEC OF STATE GROUNDSKEEPER	9	\$12,411	\$12,721
(26)	7056	SEC OF STATE CUSTODIAL WORKER	30	\$12,411	\$12,721
		MAX NO. OF EMPLOYEES	83		

SECTION 5. EXTRA HELP - SUPPORT OPERATIONS. There is hereby authorized, for the Secretary of State - Support Operations for the 1989-91 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: Twenty (20) temporary or part-time employees, when needed, at rates of pay not to exceed those set out in the regular salary schedule for comparable services for the Secretary of State.

SECTION 6. APPROPRIATIONS - SUPPORT OPERATIONS. There is hereby appropriated, to the Secretary of State, to be payable from the State Central Services Fund, for personal services and operating expenses of the Secretary of State - Support Operations for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS		
	1989-90	1990-91	
(01)	REGULAR SALARIES	\$ 1,315,602	\$ 1,348,492
(02)	EXTRA HELP	25,000	25,000
(03)	PERSONAL SERV MATCHING	343,842	365,686
(04)	MAINT. & GEN. OPERATION		
	(A) OPER. EXPENSES	\$ 1,220,000	\$ 1,220,000
	(B) CONF. & TRAVEL	5,000	5,000
	(C) PROF. FEES	0	0
	(D) CAPITAL OUTLAY	86,500	0
	(E) DATA PROCESSING	0	0
	TOTAL MAINT. & GEN. OPER.	1,311,500	1,225,000
(05)	PRINTING, PROOFREADING & POSTAGE OF ACTS	250,000	0
(06)	CAPITOL GROUND IMPROVEMENTS	60,500	60,500
(07)	BUILDING INSURANCE	50,000	50,000
(08)	MAINT/EQUIP/SUPPLIES	6,000	6,000
(09)	PURCHASE OF STATE FLAGS	56,875	56,875
(10)	PUBLISH LEGAL NOTICES/VERIFY PETITIONS	250,000	0
	TOTAL AMOUNT APPROPRIATED	\$ 3,669,319	\$ 3,137,553
		=====	=====

SECTION 7. REGULAR SALARIES - FARM LIEN FILING SYSTEM - CASH. There is hereby established for the Secretary of State - Farm Lien Filing System - Cash for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory

thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				1989-90	1990-91
(1)	7074	SEC OF STATE PROGRAMMER ANALYST	1	\$25,420	\$26,056
(2)	7075	SEC OF STATE UCC CLERK	3	\$12,117	\$12,419
		MAX NO. OF EMPLOYEES	4		

SECTION 8. APPROPRIATIONS - FARM LIEN FILING SYSTEM - CASH. There is hereby appropriated, to the Secretary of State, to be payable from cash funds generated from the provisions of Arkansas Code 4-9-407, for personal services and operating expenses of the Secretary of State - Farm Lien Filing System for the biennial period ending June 30, 1991, the following:

ITEM NO.	DESCRIPTION	FISCAL YEARS	
		1989-90	1990-91
(01)	REGULAR SALARIES	\$ 61,771	\$ 63,313
(02)	PERSONAL SERV MATCHING	18,138	19,234
(03)	MAINT. & GEN. OPERATION		
	(A) OPER. EXPENSES	\$ 100,000	\$ 100,000
	(B) CONF. & TRAVEL	0	0
	(C) PROF. FEES	0	0
	(D) CAPITAL OUTLAY	25,000	0
	(E) DATA PROCESSING	0	0
	TOTAL MAINT. & GEN. OPER.	125,000	100,000
(04)	REFUNDS	5,000	5,000
	TOTAL AMOUNT APPROPRIATED	\$ 209,909	\$ 187,547

SECTION 9. REGULAR SALARIES - CORPORATE FRANCHISE TAX/CENTRAL FARM FILING. There is hereby established for the Secretary of State - Corporate Franchise Tax/Central Farm Filing for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				1989-90	1990-91
(1)	7022	SEC OF STATE FRANCHISE TAX CLERK	1	\$13,595	\$13,939
(2)	7021	SEC OF STATE CLERK	2	\$12,117	\$12,419
(3)	7029	SEC OF STATE CLERK	6	\$12,108	\$12,411
		MAX NO. OF EMPLOYEES	9		

SECTION 10. APPROPRIATIONS - CORPORATE FRANCHISE TAX/CENTRAL FARM FILING. There is hereby appropriated, to the Secretary of State, to be payable from the State Central Services Fund, for personal services of the Secretary of State - Corporate Franchise Tax/Central Farm Filing for the

biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 110,477	\$ 113,243
(02) PERSONAL SERV MATCHING	34,727	37,009
TOTAL AMOUNT APPROPRIATED	\$ 145,204	\$ 150,252
	=====	=====

SECTION 11. APPROPRIATIONS - CASH. There is hereby appropriated, to the Secretary of State, to be payable from cash funds of the Secretary of State, for operating expenses of the Secretary of State for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 125,000	\$ 125,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	25,000	0
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	150,000	125,000
TOTAL AMOUNT APPROPRIATED	\$ 150,000	\$ 125,000
	=====	=====

SECTION 12. APPROPRIATIONS - REFUNDS. There is hereby appropriated, to the Secretary of State, to be payable from the Miscellaneous Revolving Fund, for making refunds of various Corporate Filing Fees and Corporate Franchise Tax paid for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REFUNDS	\$ 500,000	\$ 500,000
	=====	=====

SECTION 13. CARRY FORWARD. At the close of the fiscal year ending June 30, 1990, any unexpended appropriation and funds provided in items (04) (D), (05) and (10) of Section 6 herein, shall be carried forward and made available for the same purposes for the fiscal year ending June 30, 1991.

SECTION 14. Arkansas Code 1-4-104 is hereby amended to read as follows:
"1-4-104. Distribution of Flags.

(a) The Secretary of State is authorized and directed to obtain a sufficient quantity of flags of the United States of America and of the State of Arkansas in order that the flags that have been flown over the State Capitol Building may be made available to members of the House and Senate of the Arkansas General Assembly and to the Governor for distribution to civic groups, schools, and organized youth groups in their respective areas.

(b) A sufficient quantity of flags shall be obtained to permit the Secretary of State to make available to each member of the House of Representatives and the Senate fifteen (15) Arkansas flags and ten (10) United States of America flags per year, to make available to the Governor one hundred (100) flags per year, which may be either Arkansas flags or United States of America flags as indicated by the Governor, and to make available to the Lieutenant Governor, Secretary of State, State Treasurer, Auditor of State, and Land Commissioner twenty five (25) Arkansas flags and twenty five (25) United States of America flags per year for distribution in the manner authorized in this section.

(c) The provisions of this section shall be in lieu of any other law of

this state which provides for the Secretary of State to furnish copies of flags for distribution to civic groups, schools, and organized youth groups."

SECTION 15. REPORTING REQUIREMENTS. The office of the Secretary of State shall provide a quarterly report reflecting expenditures made from the appropriations provided in Section 8 herein to the Arkansas Legislative Council. Provided, further, that any requests made to the Chief Fiscal Officer of the State for additional cash fund appropriation shall also be submitted to the Legislative Council for its prior review.

SECTION 16. Livestock buyers and livestock sale barns are hereby exempted from the provisions of Arkansas Code 4-9-307 (4) through (6).

SECTION 17. REIMBURSEMENT. The Miscellaneous Revolving Fund shall be reimbursed in the manner provided by law.

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

SECTION 19. 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 20. 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 21. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh 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, 1989 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, 1989 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, 1989.

APPROVED: March 15, 1989
