

State of Arkansas

76th General Assembly

Regular Session, 1987 AS ENGROSSED 2/20/87

HOUSE BILL 1168

By: Joint Budget Committee AS ENGROSSED 2/24/87

"AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES AND PAYMENT OF CLAIMS FOR UNCLAIMED STATE PROPERTY FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1989; AND FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES - UNCLAIMED PROPERTY. There is hereby established for the Auditor of State - Unclaimed Property Program for the 1987-89 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.	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
			1987-88	1988-89
(1)	CHIEF AUDITOR	1	\$ 29,000	\$ 29,000
(2)	AUDIT TECHNICIAN	3	25,000	25,000
	MAXIMUM NO. OF EMPLOYEES	4		

SECTION 2. APPROPRIATIONS - UNCLAIMED PROPERTY CLAIMS. There is hereby appropriated, to the Auditor of State, to be payable from the trust fund for unclaimed property, for payment of claims by the Auditor of State - Unclaimed Property Program for the biennial period ending June 30, 1989, the following:

ITEM

FISCAL YEARS

NO.	1987-88	1988-89
(01) PAYMENT OF CLAIMS	\$150,000	\$150,000

SECTION 3. APPROPRIATIONS - UNCLAIMED PROPERTY PROGRAM. There is hereby appropriated, to the Auditor of State, to be payable from the Constitutional and Fiscal Agencies Fund, for personal services and operating expenses of the Auditor of State - Unclaimed Property Program for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO.	1987-88	1988-89
(01) REGULAR SALARIES	\$ 104,000	\$ 104,000
(02) PERSONAL SERV MATCHING	21,863	21,863
(03) MAINTENANCE AND GENERAL OPERATIONS		
(A) OPERATING EXPENSES	\$ 22,506	\$ 22,506
(B) CONF. FEES & TRAVEL	44,500	44,500
(C) PROF. FEES	5,500	5,500
(D) CAPITAL OUTLAY	0	0
(E) DATA PROCESSING	0	0
TOTAL MAINTENANCE & GEN. OPER.	72,506	72,506
TOTAL AMOUNT APPROPRIATED	\$198,369	\$198,369

SECTION 4. FUNDING PROVISION. Of proceeds generated from the Unclaimed Property Program, an amount necessary to maintain a daily balance of \$25,000 shall be deposited in the trust fund for unclaimed property, the next \$198,369 shall be used to reimburse the Constitutional and Fiscal Agencies Fund for monies expended from the appropriation provided for in Section 3 herein, and the remaining balance shall be deposited by the Auditor in the general revenues.

Provided, further, expenditures from the appropriation provided for in Section 3 shall not exceed the amount of funds to be deposited in the Constitutional and Fiscal Agencies Fund.

SECTION 5. 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 6. 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 7. CONTRACT RESTRICTIONS. The agency, board, commission, department or institution to whom funds are appropriated by this Act shall not enter into any contract for any professional or consultant services which shall extend for more than twenty (20) actual working days or the total compensation exceeds five thousand dollars (\$5,000) during any one fiscal year without first seeking the advice of the Arkansas Legislative Council. Provided further, that all contracts for professional or consultant services shall be submitted monthly to the Chief Fiscal Officer of the State for reporting to the Legislative Council.

SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Sixth 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, 1987 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, 1987 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, 1987.

/s/John E. Miller

