

State of Arkansas
 76th General Assembly
 Regular Session, 1987
 By: Joint Budget Committee

HOUSE BILL 1497

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE STATE SECURITIES DEPARTMENT 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. There is hereby established for the State Securities Department 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.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				1987-88	1988-89
(1)	9921	SECURITIES COMMISSIONER	1	\$46,077	\$46,077
(2)	068Z	SECURITIES ASSISTANT COMMISSIONER	2		GRADE 25
(3)	R036	ATTORNEY	2		GRADE 22
	A044	FINANCIAL EXAMINER SUPERVISOR	3		
(4)	A042	FINANCIAL EXAMINER II	8		GRADE 20
(5)	A004	ACCOUNTANT II	1		GRADE 17
(6)	K186	WORD PROCESSING SUPV	1		GRADE 15
(7)	R009	ADMINISTRATIVE ASSISTANT I	1		GRADE 14
(8)	K039	DOCUMENT EXAMINER II	1		GRADE 12

K117 MEDICAL OR LEGAL SECRETARY	2	
(9) K155 SECRETARY I	1	GRADE 09
(10) K023 CLERK TYPIST II	<u>1</u>	GRADE 07
MAX NO. OF EMPLOYEES	24	

CONTINGENT POSITIONS

(1) 050N SECURITIES DEPUTY COMMISSIONER	1	GRADE 26
(2) 069Z SECURITIES CHIEF COUNSEL	1	GRADE 25
(3) 070Z SECURITIES CHIEF EXAMINER	1	GRADE 23
(4) R036 ATTORNEY	1	GRADE 22
(5) A042 FINANCIAL EXAMINER II	2	GRADE 20
(6) R010 ADMINISTRATIVE ASSISTANT II	2	GRADE 16
(7) K039 DOCUMENT EXAMINER II	<u>1</u>	GRADE 12
MAX NO. OF CONTINGENT EMPLOYEES	9	

GRAND TOTAL MAX NO. OF EMPLOYEES 33

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SECTION 2. EXTRA HELP. There is hereby authorized, for the State Securities Department for the 1987-89 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: Two (2) 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, for the appropriate classification.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State Securities Department, to be payable from the State General Services Fund Account, for personal services and operating expenses of the State Securities Department for the biennial period ending June 30, 1989, the following:

ITEM NO.	FISCAL YEARS	
	1987-88	1988-89
(01) REGULAR SALARIES	\$ 561,319	\$ 561,319
(02) EXTRA HELP	12,000	12,000
(03) PERSONAL SERV MATCHING	125,087	125,087
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 157,009	\$ 174,235

(B)	CONF. & TRAVEL	5,100	5,100
(C)	PROF. FEES	20,000	24,484
(D)	CAPITAL OUTLAY	95,000	7,325
(E)	DATA PROCESSING	<u>0</u>	<u>0</u>
	TOTAL MAINT. & GEN. OPER.		277,109 211,144
(05)	EXAMINATION TRAVEL		<u>5,836</u> <u>5,836</u>
	TOTAL AMOUNT APPROPRIATED		\$ 981,351 \$ 915,386

SECTION 4. APPROPRIATIONS. There is hereby appropriated, to the State Securities Department, to be payable from the State General Services Fund Account, for personal services and operating expenses of the State Securities Department for the biennial period ending June 30, 1989, the following:

ITEM NO.		FISCAL YEARS	
		1987-88	1988-89
(01)	REGULAR SALARIES	\$ 186,856	\$ 186,856
(02)	PERSONAL SERVICES MATCHING	42,317	42,317
(03)	MAINT. & GEN. OPERATION		
	(A) OPER. EXPENSES	\$ 54,991	\$ 60,765
	(B) CONF. & TRAVEL	0	0
	(C) PROF. FEES	0	0
	(D) CAPITAL OUTLAY	0	0
	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
	TOTAL MAINT. & GEN. OPER.	<u>54,991</u>	<u>60,765</u>
	TOTAL AMOUNT APPROPRIATED	\$ 284,164	\$ 289,938

The contingent positions authorized in Section 1 and the funding to be made available for the appropriation provided in this Section is contingent upon the Seventy-Sixth General Assembly increasing the fees collected by the Department and charged to broker dealers, agents and investment advisors, and that said increase in fees is sufficient to fund the appropriation herein.

SECTION 5. APPROPRIATIONS. There is hereby appropriated, to the State Securities Department, to be payable from the cash funds of the State Securities Department, for refunds for overpayments/transfers to the State

Treasury for the biennial period ending June 30, 1989, the following:

ITEM NO.	FISCAL YEARS	
	1987-88	1988-89
(01) REFUNDS/OVERPAYMENTS	\$ 4,000,000	\$ 4,500,000

SECTION 6. 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, including the document produced by the Bureau of Legislative Research reflecting legislative intent 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 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.

