

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Joint Budget Committee

A Bill

HOUSE BILL 1218

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE BANK DEPARTMENT FOR THE
10 BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "AN ACT FOR THE STATE BANK DEPARTMENT
15 APPROPRIATION FOR THE 1995-97 BIENNIUM."

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

19 SECTION 1. REGULAR SALARIES. There is hereby established for the
20 State Bank Department for the 1995-97 biennium, the following maximum number
21 of regular employees whose salaries shall be governed by the provisions of
22 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
23 seq.), or its successor, and all laws amendatory thereto. Provided, however,
24 that any position to which a specific maximum annual salary is set out herein
25 in dollars, shall be exempt from the provisions of said Uniform
26 Classification and Compensation Act. All persons occupying positions
27 authorized herein are hereby governed by the provisions of the Regular
28 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
29 successor.

| Item | Class | No. Code | Title | No. of Employees | Maximum Annual Salary Rate | |
|------|-------|----------|--------------------------|------------------|----------------------------|---------|
| | | | | | 1995-96 | 1996-97 |
| 33 | (1) | 9908 | DIRECTOR BANK DEPARTMENT | 1 | \$ 83,809 | \$ |

| | | | | |
|----|--|----------|-----------|----|
| 1 | 85,904 | | | |
| 2 | (2) 7347 BANK ASSISTANT COMMISSIONER | 2 | \$ 60,447 | \$ |
| 3 | 61,958 | | | |
| 4 | (3) 020Z BANK CHIEF EXAMINER | 2 | GRADE 26 | |
| 5 | (4) D131 BANK DP ADMINISTRATOR | 1 | GRADE 25 | |
| 6 | A021 BANK ASSISTANT CHIEF EXAMINER | 2 | | |
| 7 | (5) D041 BANK SENIOR DP EXAMINER | 1 | GRADE 24 | |
| 8 | A130 BANK REVIEW ADMINISTRATOR | 10 | | |
| 9 | (6) A014 BANK SENIOR EXAMINER | 21 | GRADE 23 | |
| 10 | (7) D074 BANK JUNIOR DP EXAMINER | 2 | GRADE 22 | |
| 11 | D038 SYSTEMS PROGRAMMER | 2 | | |
| 12 | (8) R160 BANK TRAINING & EMPLOYMENT SVCS MGR | 1 | GRADE 21 | |
| 13 | (9) A042 FINANCIAL EXAMINER II | 11 | GRADE 20 | |
| 14 | A006 ACCOUNTING SUPERVISOR I | 1 | | |
| 15 | (10) A040 FINANCIAL EXAMINER I | 8 | GRADE 18 | |
| 16 | A111 ACCOUNTANT | 1 | | |
| 17 | R264 MANAGEMENT PROJECT ANALYST I | 1 | | |
| 18 | (11) R010 ADMINISTRATIVE ASSISTANT II | 3 | GRADE 17 | |
| 19 | A045 FINANCIAL EXAMINER TRAINEE | 2 | | |
| 20 | (12) R009 ADMINISTRATIVE ASSISTANT I | 2 | GRADE 15 | |
| 21 | A108 ACCOUNTING TECHNICIAN II | 1 | | |
| 22 | (13) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY | 3 | GRADE 14 | |
| 23 | K117 MEDICAL OR LEGAL SECRETARY | 1 | | |
| 24 | (14) K153 SECRETARY II | <u>1</u> | GRADE 13 | |
| 25 | MAX NO. OF EMPLOYEES | 80 | | |

27 SECTION 2. EXTRA HELP. There is hereby authorized, for the State
 28 Bank Department for the 1995-97 biennium, the following maximum number of
 29 part-time or temporary employees, to be known as "Extra Help", payable from
 30 funds appropriated herein for such purposes: three (3) temporary or
 31 part-time employees, when needed, at rates of pay not to exceed those
 32 provided in the Uniform Classification and Compensation Act, or its
 33 successor, or this act for the appropriate classification.

35 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State

1 ~~Bank Department, to be payable from the Bank Department Fund, for personal~~
2 services and operating expenses of the State Bank Department for the biennial
3 period ending June 30, 1997, the following:

| ITEM | FISCAL YEARS | |
|-------------------------------------|---------------------|---------------------|
| NO. | 1995-96 | 1996-97 |
| (01) REGULAR SALARIES | \$ 2,659,301 | \$ 2,660,540 |
| (02) EXTRA HELP | 30,000 | |
| (03) PERSONAL SERV MATCHING | 693,635 | |
| (04) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSE \$ | 990,000 | \$ 990,000 |
| (B) CONF. & TRVL. | 219,875 | 229,175 |
| (C) PROF. FEES | 57,000 | 70,700 |
| (D) CAP. OUTLAY | 214,458 | 212,000 |
| (E) DATA PROC. | <u>5,000</u> | <u>17,000</u> |
| TOTAL MAINT. & GEN. OPER. | 1,486,333 | |
| | | 1,518,875 |
| (05) LEGAL COUNSEL | | 55,000 |
| | | 58,000 |
| (06) GOV'S BANK CODE REV TASK FORCE | | <u>150,000</u> |
| | | <u>100,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$ 5,074,269</u> | <u>\$ 5,052,654</u> |

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29 SECTION 4. SPECIAL RATES OF PAY. Due to the highly competitive job
30 market conditions for banking industry professionals and the necessity of
31 recruiting and retaining qualified personnel, the State Bank Department is
32 authorized special rates of pay for current and new employees up to the
33 levels listed under subsection (a), with additional authority and
34 restrictions as indicated in subsections (b) and (c) below:

35 (a) Special rates may be authorized for the following classifications

1 only, as indicated herein.

2 CLASS

| 3 | <u>CODE</u> | <u>TITLE</u> | <u>GRADE</u> | <u>BAND</u> |
|----|-------------|---|--------------|-------------|
| 4 | 020Z | Bank Chief Examiner | 26 | IV |
| 5 | 022Z | Bank Assistant Chief Examiner | 25 | IV |
| 6 | D131 | Bank DP Administrator | 25 | IV |
| 7 | D041 | Bank Sr. EDP Examiner | 24 | IV |
| 8 | A130 | Bank Review Admn. | 24 | IV |
| 9 | A014 | Bank Senior Examiner | 23 | IV |
| 10 | D074 | Bank Jr. EDP Examiner | 22 | IV |
| 11 | A042 | Financial Examiner II | 20 | IV |
| 12 | R160 | Bank Training and Employment Svcs. Mgr. | 21 | IV |
| 13 | D038 | Systems Programmer | 22 | IV |
| 14 | A040 | Financial Examiner I | 18 | IV |
| 15 | A045 | Financial Examiner Trainee | 17 | IV |

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17 (b) Applications for special rates of pay indicated in subsection (a)
18 shall have been reviewed and approved by the Office of Personnel Management
19 after prior review by the Arkansas Legislative Council.

20 (c) This special provision shall be in full force and effect for the
21 biennium beginning July 1, 1995, and ending June 30, 1997.

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23 SECTION 5. (a) Due to the necessity of recruiting and retaining
24 qualified personnel, the following titles are available to the State Bank
25 Department for the employment of bank examiners:

26 CLASS

| 27 | <u>CODE</u> | <u>TITLE</u> | <u>GRADE</u> |
|----|-------------|--------------------|--------------|
| 28 | A014 | Bank Sr. Examiner | 23 |
| 29 | A042 | Financial Exam. II | 20 |
| 30 | A040 | Financial Exam. I | 18 |
| 31 | A045 | Fin. Exam. Trainee | 17 |

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33 (b) As bank examiner personnel qualify for promotion according to
34 criteria established by the State Bank Department, the State Personnel
35 Administrator may approve position reclassifications to a higher level

1 classification employing the titles listed in subsection (a) of this section.

2 (c) The State Bank Department shall be limited to a maximum of twenty-
3 six (26) filled positions in utilizing the title of Bank Senior
4 Examiner/Grade 23 and fourteen (14) filled positions in utilizing the title
5 of Financial Examiner II/Grade 20. At no time during the 1995-97 Biennium
6 shall the combined use of both titles referenced in this subsection exceed
7 forty (40) total.

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9 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
10 authorized by this Act shall be limited to the appropriation for such agency
11 and funds made available by law for the support of such appropriations; and
12 the restrictions of the State Purchasing Law, the General Accounting and
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
14 Procedures and Restrictions Act, or their successors, and other fiscal
15 control laws of this State, where applicable, and regulations promulgated by
16 the Department of Finance and Administration, as authorized by law, shall be
17 strictly complied with in disbursement of said funds.

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19 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General
20 Assembly that any funds disbursed under the authority of the appropriations
21 contained in this Act shall be in compliance with the stated reasons for
22 which this Act was adopted, as evidenced by the Agency Requests, Executive
23 Recommendations and Legislative Recommendations contained in the budget
24 manuals prepared by the Department of Finance and Administration, letters, or
25 summarized oral testimony in the official minutes of the Arkansas Legislative
26 Council or Joint Budget Committee which relate to its passage and adoption.

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28 SECTION 8. CODE. All provisions of this Act of a general and
29 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
30 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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32 SECTION 9. SEVERABILITY. If any provision of this Act or the
33 application thereof to any person or circumstance is held invalid, such
34 invalidity shall not affect other provisions or applications of the Act which
35 can be given effect without the invalid provision or application, and to this

1 end the provisions of this Act are declared to be severable.

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3 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict
4 with this Act are hereby repealed.

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6 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by
7 the Eightieth General Assembly, that the Constitution of the State of
8 Arkansas prohibits the appropriation of funds for more than a two (2) year
9 period; that the effectiveness of this Act on July 1, 1995 is essential to
10 the operation of the agency for which the appropriations in this Act are
11 provided, and that in the event of an extension of the Regular Session, the
12 delay in the effective date of this Act beyond July 1, 1995 could work
13 irreparable harm upon the proper administration and provision of essential
14 governmental programs. Therefore, an emergency is hereby declared to exist
15 and this Act being necessary for the immediate preservation of the public
16 peace, health and safety shall be in full force and effect from and after
17 July 1, 1995.

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/s/Rep. E. Thicksten

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