

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL2041

4 By: Joint Budget Committee
5
6

For An Act To Be Entitled

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

Subtitle

14 "AN ACT TO MAKE AN APPROPRIATION FOR THE STATE *BOARD OF*
15 *ELECTION COMMISSIONERS*."
16

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
18

19 SECTION 1. REGULAR SALARIES. There is hereby established for the
20 State *Board of Election Commissioners* for the 1995-97 biennium, the following
21 maximum number of regular employees whose salaries shall be governed by the
22 provisions of the Uniform Classification and Compensation Act (Arkansas Code
23 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
24 Provided, however, that any position to which a specific maximum annual
25 salary is set out herein in dollars, shall be exempt from the provisions of
26 said Uniform Classification and Compensation Act. All persons occupying
27 positions authorized herein are hereby governed by the provisions of the
28 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
29 or its successor.
30

| | | | Maximum Annual | |
|------|----------|-------|----------------|--------------|
| | | | Maximum | Salary Rate |
| Item | Class | | No. of | Fiscal Years |
| 34 | No. Code | Title | Employees | 1995-96 |
| 35 | 1996-97 | | | |

| | | | | | |
|---|------|------|----------------------------------|----------|----------|
| 1 | (01) | 8046 | BD OF ELECTION COMMISSIONERS DIR | 1 | \$40,000 |
| 2 | | | | | \$41,000 |
| 3 | (02) | R266 | MANAGEMENT PROJECT ANALYST II | 1 | GRADE 20 |
| 4 | (03) | R264 | MANAGEMENT PROJECT ANALYST I | 1 | GRADE 18 |
| 5 | (04) | K041 | EXEC SECY/ADMINISTRATIVE SECY | <u>1</u> | GRADE 14 |
| 6 | | | MAX NO. OF EMPLOYEES | 4 | |

7

8 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State

9 *Board of Election Commissioners*, to be payable from the State General

10 Services Fund Account, for personal services and operating expenses of the

11 State *Board of Election Commissioners* for the biennial period ending June 30,

12 ~~1997, the following:~~

| 14 | ITEM | FISCAL YEARS | |
|----|---------------------------------|-------------------|-------------------|
| 15 | NO. | 1995-96 | 1996-97 |
| 16 | (01) REGULAR SALARIES | \$ 95,510 | \$ 97,898 |
| 17 | (02) PERSONAL SERVICES MATCHING | 30,115 | 30,538 |
| 18 | (03) MAINT. & GEN. OPERATION | | |
| 19 | (A) OPER. EXPENSES | \$ 100,000 | \$ 100,000 |
| 20 | (B) CONF. & TRVL. | 0 | 0 |
| 21 | (C) PROF. FEES | 0 | 0 |
| 22 | (D) CAP. OUTLAY | 20,000 | 7,500 |
| 23 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 24 | TOTAL MAINT & GEN. OPER. | <u>120,000</u> | <u>107,500</u> |
| 25 | TOTAL AMOUNT APPROPRIATED | <u>\$ 245,625</u> | <u>\$ 235,936</u> |

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27 SECTION 3. There is hereby appropriated, to the State *Board of*

28 *Election Commissioners*, to be payable from the State General Services Fund

29 Account, for covering the costs of Election Expenses for the biennial period

30 ending June 30, 1997, the sum of

31 *\$.4,200,000.*

32

33 SECTION 4. *The funds appropriated in Section 3 for election expenses*

34 *may be used to cover the expenses of the State Board of Election*

35 *Commissioners and the county election commissions to conduct preferential*

1 *primary elections, general primary elections, special primary elections, and*
2 *statewide special elections.*

3

4 *SECTION 5. The Director and staff shall serve at the pleasure of the*
5 *State Board of Election Commissioners. The State Board of Election*
6 *Commissioners shall set the personnel policies, in accordance with the*
7 *Regular Salaries Procedures and Restrictions Act (Arkansas Code § 21-5-101)*
8 *and the Uniform Classification and Compensation Act (Arkansas Code § 21-5-201*
9 *et seq.). The Secretary of State shall exercise daily supervision of the*
10 *Director and staff consistent with personnel policy.*

11

12 *SECTION 6. CARRY FORWARD. At the close of the fiscal year ending June*
13 *30, 1996, any unexpended balance of monies provided for in Section 3 of this*
14 *Act for Election Expenses, shall be transferred forward and made available*
15 *for the same purpose for the fiscal year ending June 30, 1997.*

16

17 *SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds*
18 *authorized by this Act shall be limited to the appropriation for such agency*
19 *and funds made available by law for the support of such appropriations; and*
20 *the restrictions of the State Purchasing Law, the General Accounting and*
21 *Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary*
22 *Procedures and Restrictions Act, or their successors, and other fiscal*
23 *control laws of this State, where applicable, and regulations promulgated by*
24 *the Department of Finance and Administration, as authorized by law, shall be*
25 *strictly complied with in disbursement of said funds.*

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27 *SECTION 8. LEGISLATIVE INTENT. It is the intent of the General*
28 *Assembly that any funds disbursed under the authority of the appropriations*
29 *contained in this Act shall be in compliance with the stated reasons for*
30 *which this Act was adopted, as evidenced by the Agency Requests, Executive*
31 *Recommendations and Legislative Recommendations contained in the budget*
32 *manuals prepared by the Department of Finance and Administration, letters, or*
33 *summarized oral testimony in the official minutes of the Arkansas Legislative*
34 *Council or Joint Budget Committee which relate to its passage and adoption.*

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1 SECTION 9. CODE. All provisions of this Act of a general and permanent
2 nature are amendatory to the Arkansas Code of 1987 Annotated and the
3 Arkansas Code Revision Commission shall incorporate the same in the Code.

4
5 SECTION 10. SEVERABILITY. If any provision of this Act or the
6 application thereof to any person or circumstance is held invalid, such
7 invalidity shall not affect other provisions or applications of the Act which
8 can be given effect without the invalid provision or application, and to this
9 end the provisions of this Act are declared to be severable.

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11 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict
12 with this Act are hereby repealed.

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

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/s/Rep. E. Thicksten

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