

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

A Bill

SENATE BILL 363

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 SECRETARY OF STATE FOR THE
10 BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR OTHER
11 PURPOSES."

Subtitle

12
13 "AN ACT FOR THE SECRETARY OF STATE
14 APPROPRIATION FOR THE 1995-97 BIENNIUM."
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16

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 *SECTION 1. REGULAR SALARIES - CENTRAL OPERATIONS. There is hereby*
20 *established for the Secretary of State - Central Operations for the 1995-97*
21 *biennium, the following maximum number of regular employees whose salaries*
22 *shall be governed by the provisions of the Uniform Classification and*
23 *Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and*
24 *all laws amendatory thereto. Provided, however, that any position to which a*
25 *specific maximum annual salary is set out herein in dollars, shall be exempt*
26 *from the provisions of said Uniform Classification and Compensation Act. All*
27 *persons occupying positions authorized herein are hereby governed by the*
28 *provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas*
29 *Code §21-5-101), or its successor.*
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			<i>Maximum Annual</i>		
			<i>Maximum</i>	<i>Salary Rate</i>	
<i>Item</i>	<i>Class</i>		<i>No. of</i>	<i>Fiscal Years</i>	
<i>No.</i>	<i>Code</i>	<i>Title</i>	<i>Employees</i>	<i>1995-96</i>	<i>1996-97</i>
34	(1)	7001 SEC OF STATE CHIEF DEPUTY	1	\$ 54,325	\$

1	55,683			
2	(2) 7019 SEC OF STATE LEGAL SVCS DIRECTOR	1	\$ 53,300	\$
3	54,632			
4	(3) 7016 SEC OF STATE INFO SYSTEMS DIRECTOR	1	\$ 47,662	\$
5	48,853			
6	(4) 7015 SEC OF STATE BUSINESS DIRECTOR	1	\$ 46,125	\$
7	47,278			
8	(5) 7020 SEC OF STATE GOVT AFFAIRS DIRECTOR	1	\$ 43,562	\$
9	44,651			
10	(6) 7031 SEC OF STATE EVENTS DIRECTOR	1	\$ 42,025	\$
11	43,076			
12	(7) 7014 SEC OF STATE ELECTION DIRECTOR	1	\$ 41,000	\$
13	42,025			
14	(8) 7013 SEC OF STATE COMMUNICATION/ED DIR	1	\$ 41,000	\$
15	42,025			
16	(9) 7041 SEC OF STATE CHIEF PHOTOGRAPHER	1	\$ 36,808	\$
17	37,728			
18	(10) 7030 SEC OF STATE ELECTION ASSISTANT III	1	\$ 36,502	\$
19	37,415			
20	(11) 7004 SEC OF STATE COMMUNICATION/ED OFCR	1	\$ 35,849	\$
21	36,746			
22	(12) SEC OF STATE PROJECT COORDINATOR	1	\$ 34,850	\$
23	35,721			
24	(13) 7009 SEC OF STATE PERSONNEL/PAYROLL MGR	1	\$ 34,850	\$
25	35,721			
26	(14) 7028 SEC OF STATE FRANCHISE/UCC MANAGER	1	\$ 34,850	\$
27	35,721			
28	(15) 7005 SEC OF STATE PROGRAMMER ANALYST	2	\$ 34,069	\$
29	34,921			
30	(16) 7018 SEC OF STATE EXECUTIVE ASSISTANT	1	\$ 31,775	\$
31	32,569			
32	(17) 7058 SEC OF STATE ADMIN ASSISTANT	2	\$ 31,525	\$
33	32,313			
34	(18) 7006 SEC OF STATE CORP/FRANCHISE TAX SUPV	1	\$ 30,734	\$
35	31,503			

1	(19) 7007 SEC OF STATE UNIFORM COMM CODE SUPV	1	\$ 30,734	\$
2	31,503			
3	(20) 7040 SEC OF STATE PURCHASING MANAGER	1	\$ 29,978	\$
4	30,727			
5	(21) 7150 SEC OF STATE HISTORIAN	1	\$ 29,725	\$
6	30,468			
7	(22) 7048 SEC OF STATE CHIEF TOUR GUIDE	1	\$ 29,677	\$
8	30,419			
9	(23) 7008 SEC OF STATE ACCOUNTANT	2	\$ 29,620	\$
10	30,361			
11	(24) 7033 SEC OF STATE ARK REGISTER EDITOR	1	\$ 27,856	\$
12	28,553			
13	(25) SEC OF STATE PRODUCTION SPECIALIST	1	\$ 27,856	\$
14	28,553			
15	(26) 7042 SEC OF STATE FRANCHISE TAX SUPERVISOR	1	\$ 27,853	\$
16	28,550			
17	(27) 7017 SEC OF STATE ELECTION ASSISTANT II	1	\$ 27,675	\$
18	28,367			
19	(28) 7151 SEC OF STATE CORP CLERK II	1	\$ 27,554	\$
20	28,232			
21	(29) 7035 SEC OF STATE SECRETARY II	2	\$ 23,626	\$
22	24,217			
23	(30) SEC OF STATE CORPORATION CLERK II	4	\$ 23,626	\$
24	24,217			
25	(31) 7010 SEC OF STATE CORPORATION CLERK I	1	\$ 23,562	\$
26	24,151			
27	(32) SEC OF STATE PERSONNEL/PAYROLL ASST	1	\$ 23,562	\$
28	24,151			
29	(33) 7043 SEC OF STATE PHOTOGRAPHER	2	\$ 23,078	\$
30	23,655			
31	(34) 7154 SEC OF STATE CORP FRANCH CLERK II	2	\$ 22,445	\$
32	23,007			
33	(35) SEC OF STATE TRADEMARKS CLERK II	1	\$ 22,445	\$
34	23,007			
35	(36) 7036 SEC OF STATE UCC CLERK II	1	\$ 21,613	\$

1	22,153			
2	(37) 7037 SEC OF STATE ELECTION ASSISTANT I	2	\$ 21,448	\$
3	21,984			
4	(38) 7038 SEC OF STATE CENTRAL SUPPLY SUPV	1	\$ 21,448	\$
5	21,984			
6	(39) 7152 SEC OF STATE SECRETARY I	1	\$ 16,632	\$
7	17,047			
8	(40) SEC OF STATE CORPORATION CLERK I	7	\$ 16,632	\$
9	17,047			
10	(41) SEC OF STATE CORP FRANCHISE CLERK I	6	\$ 16,632	\$
11	17,047			
12	(42) SEC OF STATE UCC CLERK I	5	\$ 16,632	\$
13	17,047			
14	(43) SEC OF STATE PURCHASING ASSISTANT	1	\$ 16,632	\$
15	17,047			
16	(44) SEC OF STATE MAILROOM/SUPPLY CLK I	1	\$ 16,632	\$
17	17,047			
18	(45) SEC OF STATE NOTARY CLERK I	<u>1</u>	\$ 16,632	\$
19	17,047			
20				
	MAX NO. OF EMPLOYEES	70		

22 SECTION 2. EXTRA HELP - CENTRAL OPERATIONS. There is hereby
 23 authorized, for the Secretary of State - Central Operations for the 1995-97
 24 biennium, the following maximum number of part-time or temporary employees,
 25 to be known as "Extra Help", payable from funds appropriated herein for such
 26 purposes: *thirty (30)* temporary or part-time employees, when needed, at
 27 rates of pay not to exceed those provided in the Uniform Classification and
 28 Compensation Act, or its successor, or this act for the appropriate
 29 classification.

31 SECTION 3. APPROPRIATIONS - CENTRAL OPERATIONS. There is hereby
 32 appropriated, to the Secretary of State, to be payable from the State Central
 33 Services Fund, for personal services and operating expenses of the Secretary
 34 of State - Central Operations for the biennial period ending June 30, 1997,
 35 the following:

1			
2	ITEM	FISCAL YEARS	
3	NO.	1995-96	1996-97
4	(01) REGULAR SALARIES	\$ 1,848,785	\$ 1,894,983
5	(02) EXTRA HELP	56,400	57,640
6	(03) PERSONAL SERV MATCHING	419,141	429,577
7	(04) MAINT. & GEN. OPERATION		
8	(A) OPER. EXPENSE \$	335,880	\$ 326,924
9	(B) CONF. & TRVL.	12,200	12,200
10	(C) PROF. FEES	5,500	5,500
11	(D) CAP. OUTLAY	131,000	35,000
12	(E) DATA PROC.	<u>28,000</u>	<u>29,000</u>
13	TOTAL MAINT. & GEN. OPER.	512,580	408,624
14	(05) PRINTING	314,500	0
15	(06) PUBLISH LEGAL NOTICES	<u>500,000</u>	<u>0</u>
16	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,651,406</u>	<u>\$ 2,790,824</u>

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18 SECTION 4. REGULAR SALARIES - SUPPORT OPERATIONS. There is hereby

19 established for the Secretary of State - Support Operations for the 1995-97

20 ~~biennium, the following maximum number of regular employees whose salaries~~

21 shall be governed by the provisions of the Uniform Classification and

22 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and

23 all laws amendatory thereto. Provided, however, that any position to which a

24 specific maximum annual salary is set out herein in dollars, shall be exempt

25 from the provisions of said Uniform Classification and Compensation Act. All

26 ~~persons occupying positions authorized herein are hereby governed by the~~

27 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas

28 Code §21-5-101), or its successor.

29			
30		Maximum Annual	
31		Maximum	Salary Rate
32	Item Class	No. of	Fiscal Years
33	No. Code Title	Employees	1995-96 1996-97
34	(1) 7063 SEC OF STATE HEATING & AIR SPEC	1	\$ 45,338 \$
35	46,471		

1	(2) 7505 SEC OF STATE CAPITOL POLICE CHIEF	1	\$ 44,075	\$
2	45,177			
3	(3) 7045 SEC OF STATE BLDG GROUNDS DIRECTOR	1	\$ 46,125	\$
4	47,278			
5	(4) 7044 SEC OF STATE BLDG MAINT SUPV	1	\$ 39,740	\$
6	40,734			
7	(5) 7046 SEC OF STATE GROUNDS SUPV	1	\$ 39,740	\$
8	40,734			
9	(6) 7003 SEC OF STATE MAINTENANCE SUPV I	1	\$ 32,646	\$
10	33,462			
11	(7) 7508 SEC OF STATE POLICE SERGEANT	3	\$ 29,944	\$
12	30,693			
13	(8) 7049 SEC OF STATE CARPENTER	2	\$ 27,331	\$
14	28,014			
15	(9) SEC OF STATE PLUMBER	1	\$ 27,331	\$
16	28,014			
17	(10) 7501 SEC OF STATE MECHANICAL ENGR TECH	1	\$ 26,624	\$
18	27,290			
19	(11) 7050 SEC OF STATE ELECT JOURNEYMAN	1	\$ 26,064	\$
20	26,715			
21	(12) SEC OF STATE AUTOCAD TECHNICIAN	1	\$ 26,000	\$
22	26,650			
23	(13) 7051 SEC OF STATE CUST SVCS SHIFT SUPV	1	\$ 24,860	\$
24	25,482			
25	(14) 7052 SEC OF STATE SKILLED TRADE HELPER	3	\$ 21,452	\$
26	21,989			
27	(15) 7080 SEC OF STATE CUSTODIAL WORKER II	2	\$ 21,181	\$
28	21,710			
29	(16) 7054 SEC OF STATE POLICE II	10	\$ 21,181	\$
30	21,710			
31	(17) 7055 SEC OF STATE GROUNDSKEEPER	4	\$ 16,632	\$
32	17,047			
33	(18) 7143 SEC OF STATE RADIO OPERATOR	1	\$ 16,632	\$
34	17,047			
35	(19) 7158 SEC OF STATE PARKING ATTENDANT	1	\$ 16,632	\$

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2	ITEM	FISCAL YEARS	
3	NO.	1995-96	1996-97
4	(01) MAINT. & GEN. OPERATION		
5	(A) OPER. EXPENSE \$	118,750 \$	118,750
6	(B) CONF. & TRVL.	0	0
7	(C) PROF. FEES	0	0
8	(D) CAP. OUTLAY	0	0
9	(E) DATA PROC.	<u>0</u>	<u>0</u>
10	TOTAL MAINT. & GEN. OPER.		<u>118,750</u>
11	<u>118,750</u>		
12	TOTAL AMOUNT APPROPRIATED		<u>\$ 118,750 \$</u>
13	<u>118,750</u>		

14
15 SECTION 7. APPROPRIATIONS - CORPORATE FILING FEES/FRANCHISE TAX

16 REFUNDS. There is hereby appropriated, to the Secretary of State, to be
17 payable from the Miscellaneous Revolving Fund, for making refunds of various
18 ~~corporate filing fees and corporate franchise tax paid for the biennial~~
19 period ending June 30, 1997, the following:

20		
21	ITEM	FISCAL YEARS
22	NO.	1995-96 1996-97
23	(01) REFUNDS/REIMBURSEMENTS	<u>\$ 500,000 \$</u>
24	<u>500,000</u>	

25
26 SECTION 8. APPROPRIATIONS - LEGISLATIVE PORTRAITS. There is hereby
27 appropriated, to the Secretary of State, to be payable from the State Central
28 Services Fund, for costs associated with the repair of legislative portraits
29 by the Secretary of State for the biennial period ending June 30, 1997, the
30 sum of \$ 3,600.

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32 SECTION 9. APPROPRIATIONS - STATE BOARD OF ELECTION COMMISSIONERS.
33 There is hereby appropriated to the Secretary of State, to be payable from
34 the State Central Services Fund for the State Board of Election Commissioners
35 for costs associated with the publishing of election law booklets and payment

1 of a stipend and expense reimbursement to board members as authorized by law
2 for the biennial period ending June 30, 1997, the sum of \$ 60,000.

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4 SECTION 10. APPROPRIATIONS - SIGNATURE IMAGING SYSTEM. There is
5 hereby appropriated, to the Secretary of State, to be payable from the
6 Signature Imaging System Fund, for the acquisition and operation of a
7 signature imaging system by the Secretary of State for the biennial period
8 ending June 30, 1997, the sum of \$ 300,000.

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10 SECTION 11. REIMBURSEMENT. The Miscellaneous Revolving Fund shall be
11 reimbursed in the manner provided by law.

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13 SECTION 12. CARRY FORWARD. At the close of the fiscal year ending June
14 30, 1996, any unexpended appropriation and funds provided in item (04)(D),
15 (05) and (06) of Section 3 and items (03)(D) of Section 5 herein, shall be
16 carried forward and made available for the same purposes for the fiscal year
17 ending June 30, 1997.

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19 SECTION 13. The State Board of Election Commissioners may, by a
20 majority vote of the total membership of the board cast during its first
21 regularly scheduled meeting of each calendar year, authorize expense
22 reimbursement for the board members to perform official duties of the board
23 and such expense reimbursement shall not exceed the rate established for
24 state employees in the state travel regulations. The board may, by a
25 majority vote of the total membership of the board cast during its first
26 regularly scheduled meeting of each calendar year, authorize payment to its
27 members of a stipend not to exceed fifty dollars (\$50.00) per meeting
28 attended, and the board members shall receive no other compensation, expense
29 reimbursement, or in lieu payments except as provided in this section.

30

31 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
32 authorized by this Act shall be limited to the appropriation for such agency
33 and funds made available by law for the support of such appropriations; and
34 the restrictions of the State Purchasing Law, the General Accounting and
35 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal
2 control laws of this State, where applicable, and regulations promulgated by
3 the Department of Finance and Administration, as authorized by law, shall be
4 strictly complied with in disbursement of said funds.

5

6 SECTION 15. *Arkansas Code §25-18-206(c) is hereby amended to read as*
7 *follows:*

8 "*(c) The Secretary of State shall reserve from sale copies of the acts*
9 *of the General Assembly for free distribution of one (1) copy of each as they*
10 *are published and bound to the following officers, only upon written request*
11 *therefor within thirty days following the date of sine die adjournment of any*
12 *legislative session: County and probate judges, county clerks, prosecuting*
13 *attorneys, municipal judges, circuit judges, chancery judges, Supreme Court*
14 *Reporter, Supreme Court Justices, Court of Appeals Justices, Supreme Court*
15 *Librarian, Attorney General, each state department, Justices of the peace,*
16 *circuit clerks, sheriffs, tax collectors, county treasurers, assessors and*
17 *members of the General Assembly. However, the Attorney General shall, upon*
18 *written request within the same time period, be supplied with two (2) copies*
19 *of each.*"

20

21 SECTION 16. *Arkansas Code §25-18-206(e) is hereby amended to read as*
22 *follows:*

23 "*(e) A justice of the peace must state in his request that as justice*
24 *of the peace he is actively engaged in the hearing and trial of civil or*
25 *criminal cases and matters.*"

26

27 SECTION 17. 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.

35

1 SECTION 18. CODE. All provisions of this Act of a general and
2 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
3 the Arkansas Code Revision Commission shall incorporate the same in the Code.
4

5 SECTION 19. 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.

10

11 SECTION 20. GENERAL REPEALER. All laws and parts of laws in conflict
12 with this Act are hereby repealed.

13

14 SECTION 21. EMERGENCY CLAUSE. It is hereby found and determined by
15 the Eightieth General Assembly, that the Constitution of the State of
16 Arkansas prohibits the appropriation of funds for more than a two (2) year
17 period; that the effectiveness of this Act on July 1, 1995 is essential to
18 the 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.

26

/s/Russ

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