

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

HOUSE BILL 1457

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR DISTRIBUTING
10 PROCEEDS FROM THE SALE OR REDEMPTION OF TAX DELINQUENT
11 LAND AND FOR PERSONAL SERVICES AND OPERATING EXPENSES
12 FOR THE LAND DEPARTMENT FOR THE BIENNIAL PERIOD ENDING
13 JUNE 30, 2001; AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE LAND DEPARTMENT -
16 BIENNIAL OPERATIONS APPROPRIATION
17 FOR THE 1999-2001 BIENNIUM."
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
24 the Land Department for the 1999-2001 biennium, the following maximum number
25 of regular employees whose salaries shall be governed by the provisions of the
26 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
27 seq.), or its successor, and all laws amendatory thereto. Provided, however,
28 that any position to which a specific maximum annual salary is set out herein
29 in dollars, shall be exempt from the provisions of said Uniform Classification
30 and Compensation Act. All persons occupying positions authorized herein are
31 hereby governed by the provisions of the Regular Salaries Procedures and
32 Restrictions Act (Arkansas Code §21-5-101), or its successor.
33

| | | Maximum Annual |
|------------|---------|----------------|
| | Maximum | Salary Rate |
| Item Class | No. of | Fiscal Years |

LEB054

| No. | Code | Title | Employees | 1999-2000 | 2000-2001 |
|------|------|-------------------------------|-----------|-----------|-----------|
| (1) | | CHIEF DEPUTY | 1 | \$72,000 | \$74,016 |
| (2) | | MINERAL LEASING OFFICER | 1 | \$56,013 | \$57,580 |
| (3) | | SYSTEMS MANAGER | 1 | \$55,000 | \$56,540 |
| (4) | | ADMINISTRATIVE ASSISTANT | 1 | \$50,762 | \$52,184 |
| (5) | | EXECUTIVE ASSISTANT | 1 | \$50,762 | \$52,184 |
| (6) | | FORFEITED LANDS SALES MANAGER | 1 | \$46,126 | \$47,417 |
| (7) | | LAND COMMISSION ATTORNEY | 1 | \$45,541 | \$46,816 |
| (8) | | APPRAISER | 8 | \$42,845 | \$44,045 |
| (9) | | ABTRACTOR | 1 | \$42,640 | \$43,843 |
| (10) | | FISCAL ADMINISTRATOR | 1 | \$40,663 | \$41,801 |
| (11) | | DEEDWRITER/ CASHIER | 1 | \$36,073 | \$37,084 |
| (12) | | FORFEITED LAND SALES TECH | 6 | \$36,073 | \$37,084 |
| (13) | | EXECUTIVE SECRETARY | 1 | \$36,073 | \$37,084 |
| (14) | | ACCOUNTANT | 1 | \$31,848 | \$33,441 |
| (15) | | RESEARCH ANALYST | 7 | \$31,181 | \$32,054 |
| (16) | | DATA PROCESSING MANAGER | 1 | \$34,105 | \$35,060 |
| (17) | | SECRETARY II | <u>2</u> | \$25,476 | \$26,190 |
| | | MAX. NO. OF EMPLOYEES | 36 | | |

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Land Department for the 1999-2001 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: five (5) 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, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Land Department, to be payable from the State Central Services Fund, for personal services and operating expenses of the Land Department for the biennial period ending June 30, 2001, the following:

| ITEM NO. | FISCAL YEARS | |
|-----------------------|--------------|--------------|
| | 1999-2000 | 2000-2001 |
| (01) REGULAR SALARIES | \$ 1,426,023 | \$ 1,466,672 |

| | | | |
|---|------------------------------|---------------------|---------------------|
| 1 | (02) EXTRA HELP | 40,000 | 40,000 |
| 2 | (03) PERSONAL SERV MATCHING | 370,961 | 378,136 |
| 3 | (04) MAINT. & GEN. OPERATION | | |
| 4 | (A) OPER. EXPENSE | 66,000 | 66,000 |
| 5 | (B) CONF. & TRAVEL | 10,000 | 10,000 |
| 6 | (C) PROF. FEES | 0 | 0 |
| 7 | (D) CAP. OUTLAY | 0 | 0 |
| 8 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 9 | TOTAL AMOUNT APPROPRIATED | <u>\$ 1,912,984</u> | <u>\$ 1,960,808</u> |

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11 SECTION 4. APPROPRIATIONS - DELINQUENT TAX MONIES - CASH. There is hereby
 12 appropriated, to the Land Department, to be payable from cash funds as defined
 13 by Arkansas Code 19-4-801 of the Land Department, for operating expenses and
 14 for distributing proceeds from the sale or redemption of tax delinquent land
 15 as prescribed by Chapter 37 of Title 26 of the Arkansas Code by the Land
 16 Department for the biennial period ending June 30, 2001, the following:

17

| 18 | ITEM | FISCAL YEARS | |
|----|---|---------------------|----------------------|
| 19 | <u>NO.</u> | <u>1999-2000</u> | <u>2000-2001</u> |
| 20 | (01) MAINT. & GEN. OPERATION | | |
| 21 | (A) OPER. EXPENSE | 705,025 | 719,125 |
| 22 | (B) CONF. & TRAVEL | 0 | 0 |
| 23 | (C) PROF. FEES | 30,000 | 30,000 |
| 24 | (D) CAP. OUTLAY | 0 | 0 |
| 25 | (E) DATA PROC. | 0 | 0 |
| 26 | (02) RECORDING FEE REIMBURSEMENT | 100,000 | 100,000 |
| 27 | (03) DELINQUENT TAX REMITTAL/SALE REFUNDS | <u>9,000,000</u> | <u>10,000,000</u> |
| 28 | TOTAL AMOUNT APPROPRIATED | <u>\$ 9,835,025</u> | <u>\$ 10,849,125</u> |

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30 SECTION 5. APPROPRIATION - CAPITAL OUTLAY/OPERATING EXPENSE. There is
 31 hereby appropriated, to the Land Department, to be payable from the State
 32 Central Services Fund, from proceeds of fees collected by the Land Department,
 33 for operating expenses and capital outlay of the Land Department for the
 34 biennial period ending June 30, 2001, the following:

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| 36 | ITEM | FISCAL YEARS | |
|----|------|--------------|--|
|----|------|--------------|--|

| NO. | | 1999-2000 | 2000-2001 |
|------|-----------------------------------|-------------------|-------------------|
| (01) | CAPITAL OUTLAY/OPERATING EXPENSES | \$ <u>232,250</u> | \$ <u>249,885</u> |

SECTION 6. APPROPRIATION - NATURAL RESOURCES LEASING AND PERMIT PROGRAM.
 There is hereby appropriated, to the Land Department, to be payable from the Severed Resources Fund, for operating expenses of the Land Department - Natural Resources Leasing and Permit Program for the biennial period ending June 30, 2001, the following:

| ITEM NO. | FISCAL YEARS | |
|------------------------------|------------------|------------------|
| | 1999-2000 | 2000-2001 |
| (01) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSE | 15,000 | 15,000 |
| (B) CONF. & TRAVEL | 0 | 0 |
| (C) PROF. FEES | 0 | 0 |
| (D) CAP. OUTLAY | 0 | 0 |
| (E) DATA PROC. | <u>0</u> | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | \$ <u>15,000</u> | \$ <u>15,000</u> |

SECTION 7. 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 8. 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

1 Budget Committee which relate to its passage and adoption.

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

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

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 13 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict with
 14 this act are hereby repealed.

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 16 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the
 17 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 18 prohibits the appropriation of funds for more than a two (2) year period; that
 19 the effectiveness of this Act on July 1, 1999 is essential to the operation of
 20 the agency for which the appropriations in this Act are provided, and that in
 21 the event of an extension of the Regular Session, the delay in the effective
 22 date of this Act beyond July 1, 1999 could work irreparable harm upon the
 23 proper administration and provision of essential governmental programs.
 24 Therefore, an emergency is hereby declared to exist and this Act being
 25 necessary for the immediate preservation of the public peace, health and
 26 safety shall be in full force and effect from and after July 1, 1999.