

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H4/7/05
A Bill

HOUSE BILL 1111

5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE STATE
11 BOARD OF ELECTION COMMISSIONERS FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 2007; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE STATE BOARD OF ELECTION
17 COMMISSIONERS APPROPRIATION FOR THE
18 2005-2007 BIENNIUM.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
25 the State Board of Election Commissioners for the 2005-2007 biennium, the
26 following maximum number of regular employees whose salaries shall be
27 governed by the provisions of the Uniform Classification and Compensation Act
28 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
29 thereto. Provided, however, that any position to which a specific maximum
30 annual salary is set out herein in dollars, shall be exempt from the
31 provisions of said Uniform Classification and Compensation Act. All persons
32 occupying positions authorized herein are hereby governed by the provisions
33 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
34 101), or its successor.
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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2005-2006	2006-2007
(1)	8046	STATE ELECTIONS DIRECTOR	1	\$74,919	\$76,892
(2)	9348	DIRECTOR OF EDUCATIONAL SERVICES	1	\$45,127	\$46,480
(3)	9065	ELECTION COMM DIR OF COMPLIANCE	1	\$43,848	\$45,163
(4)	R298	AGENCY PROGRAM COORDINATOR	2	GRADE 21	
(5)	R266	MANAGEMENT PROJECT ANALYST II	<u>1</u>	GRADE 20	
MAX. NO. OF EMPLOYEES			6		

SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the State Board of Election Commissioners, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the State Board of Election Commissioners for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 288,460	\$ 296,837
(02) PERSONAL SERVICES MATCHING	78,159	79,750
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	128,060	108,060
(B) CONF. & TRAVEL	3,000	3,000
(C) PROF. FEES	5,000	5,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 502,679</u>	<u>\$ 492,647</u>

SECTION 3. APPROPRIATION - ELECTION EXPENSES. There is hereby appropriated, to the State Board of Election Commissioners, to be payable from the Miscellaneous Agencies Fund Account, for covering the costs of election expenses by the State Board of Election Commissioners for the biennial period ending June 30, 2007, the sum of\$2,770,000.

1 SECTION 4. APPROPRIATION - NONPARTISAN JUDICIAL GENERAL ELECTIONS. There
 2 is hereby appropriated, to the State Board of Election Commissioners, to be
 3 payable from the Judicial Filing Fee Fund, for covering the costs of election
 4 expenses by the State Board of Election Commissioners for the biennial period
 5 ending June 30, 2007, the sum of\$800,000.
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7 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 9 FORWARD – ELECTION EXPENSES. At the close of the fiscal year ending June 30,
 10 ~~2004~~ 2006, any unexpended balance of monies provided for Election Expenses,
 11 shall be transferred forward and made available for the same purpose for the
 12 fiscal year ending June 30, ~~2005~~ 2007. The provisions of this section shall
 13 be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.
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15 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
 17 ELECTION EXPENSES APPROPRIATION. The funds appropriated for Election
 18 Expenses may be used to cover the expenses of the State Board of Election
 19 Commissioners and the county election commissions to conduct preferential
 20 primary elections, general primary elections, special primary elections,
 21 nonpartisan judicial general elections, and statewide special elections. The
 22 provisions of this section shall be in effect only from July 1, ~~2003~~ 2005
 23 through June 30, ~~2005~~ 2007.
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25 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 26 by this act shall be limited to the appropriation for such agency and funds
 27 made available by law for the support of such appropriations; and the
 28 restrictions of the State Procurement Law, the General Accounting and
 29 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 30 Procedures and Restrictions Act, or their successors, and other fiscal
 31 control laws of this State, where applicable, and regulations promulgated by
 32 the Department of Finance and Administration, as authorized by law, shall be
 33 strictly complied with in disbursement of said funds.
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35 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly
 36 that any funds disbursed under the authority of the appropriations contained

1 in this act shall be in compliance with the stated reasons for which this act
2 was adopted, as evidenced by the Agency Requests, Executive Recommendations
3 and Legislative Recommendations contained in the budget manuals prepared by
4 the Department of Finance and Administration, letters, or summarized oral
5 testimony in the official minutes of the Arkansas Legislative Council or
6 Joint Budget Committee which relate to its passage and adoption.

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8 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
9 Assembly, that the Constitution of the State of Arkansas prohibits the
10 appropriation of funds for more than a two (2) year period; that the
11 effectiveness of this Act on July 1, 2005 is essential to the operation of
12 the agency for which the appropriations in this Act are provided, and that in
13 the event of an extension of the Regular Session, the delay in the effective
14 date of this Act beyond July 1, 2005 could work irreparable harm upon the
15 proper administration and provision of essential governmental programs.
16 Therefore, an emergency is hereby declared to exist and this Act being
17 necessary for the immediate preservation of the public peace, health and
18 safety shall be in full force and effect from and after July 1, 2005.

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20 /s/ Joint Budget Committee
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