

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

# A Bill

HOUSE BILL 1338

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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 AUDITOR  
11 OF STATE OPERATIONS AND UNCLAIMED PROPERTY  
12 PROGRAM FOR THE BIENNIAL PERIOD ENDING JUNE 30,  
13 2007; AND FOR OTHER PURPOSES.  
14

## Subtitle

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16 AN ACT FOR THE AUDITOR OF STATE -  
17 BIENNIAL OPERATIONS AND UNCLAIMED  
18 PROPERTY PROGRAM APPROPRIATION FOR THE  
19 2005-2007 BIENNIUM.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for  
26 the Auditor of State for the 2005-2007 biennium, the following maximum number  
27 of regular employees whose salaries shall be governed by the provisions of  
28 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
29 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
30 that any position to which a specific maximum annual salary is set out herein  
31 in dollars, shall be exempt from the provisions of said Uniform  
32 Classification and Compensation Act. All persons occupying positions  
33 authorized herein are hereby governed by the provisions of the Regular  
34 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
35 successor.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				Fiscal Years 2005-2006	Fiscal Years 2006-2007
5	(1) 043D	DEPUTY AUDITOR	1	\$91,044	\$93,319
6	(2) 042D	CHIEF DEPUTY	1	\$91,044	\$93,319
7	(3) 045D	DP MANAGER / ANALYST	1	\$75,568	\$77,553
8	(4) 044D	ACCOUNTING MANAGER	1	\$75,568	\$77,553
9	(5) 046D	ADMINISTRATIVE SUPERVISOR	1	\$60,958	\$62,666
10	(6) 047D	ACCOUNTING TECH II	2	\$60,388	\$62,085
11	(7) 048D	DP SPECIALIST	2	\$59,281	\$60,957
12	(8) 049D	DIVISION MANAGER	1	\$53,133	\$54,692
13	(9) 051D	TECH SPECIALIST III	1	\$50,674	\$52,186
14	(10) 050D	EXECUTIVE ASSISTANT	1	\$50,674	\$52,186
15	(11) 052D	CLERICAL TECH III	5	\$49,434	\$50,917
16	(12) 053D	CLERICAL TECH II	2	\$44,180	\$45,505
17	(13) 054D	TECHNICAL SPECIALIST	1	\$37,612	\$38,740
18	(14) 055D	WARRANT CLERK	5	\$36,508	\$37,603
19	(15) 056D	CLERICAL TECH I	<u>1</u>	\$32,637	\$33,616
20	MAX. NO. OF EMPLOYEES		26		

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Auditor of State for the 2005-2007 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: fifteen (15) 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 Auditor of State, to be payable from the State Central Services Fund, for personal services and operating expenses of the Auditor of State for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007

1	(01)	REGULAR SALARIES	\$	1,376,320	\$	1,415,524
2	(02)	EXTRA HELP		12,713		12,713
3	(03)	PERSONAL SERVICES MATCHING		361,168		368,522
4	(04)	MAINT. & GEN. OPERATION				
5	(A)	OPER. EXPENSE		534,187		534,187
6	(B)	CONF. & TRAVEL		30,000		30,000
7	(C)	PROF. FEES		2,500		2,500
8	(D)	CAP. OUTLAY		25,000		25,000
9	(E)	DATA PROC.		<u>0</u>		<u>0</u>
10		TOTAL AMOUNT APPROPRIATED	\$	<u>2,341,888</u>	\$	<u>2,388,446</u>

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12 SECTION 4. REGULAR SALARIES - UNCLAIMED PROPERTY PROGRAM. There is hereby  
 13 established for the Auditor of State - Unclaimed Property Program for the  
 14 2005-2007 biennium, the following maximum number of regular employees whose  
 15 salaries shall be governed by the provisions of the Uniform Classification  
 16 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,  
 17 and all laws amendatory thereto. Provided, however, that any position to  
 18 which a specific maximum annual salary is set out herein in dollars, shall be  
 19 exempt from the provisions of said Uniform Classification and Compensation  
 20 Act. All persons occupying positions authorized herein are hereby governed  
 21 by the provisions of the Regular Salaries Procedures and Restrictions Act  
 22 (Arkansas Code §21-5-101), or its successor.

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			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class		Employees	2005-2006	2006-2007
No.	Code	Title			
(1)	057D	UCP MANAGER	1	\$60,621	\$62,322
(2)	058D	UCP ADMIN. ASSISTANT	1	\$57,971	\$59,622
(3)	059D	UCP TECH III	1	\$54,706	\$56,295
(4)	060D	UCP TECH III	1	\$54,108	\$55,686
(5)	061D	UCP TECH II	1	\$47,082	\$48,494
(6)	062D	UCP TECH I	3	\$42,191	\$43,456
(7)	063D	UCP TECH	<u>1</u>	\$40,056	\$41,257
		MAX. NO. OF EMPLOYEES	9		

SECTION 5. APPROPRIATION - UNCLAIMED PROPERTY PROGRAM. There is hereby appropriated, to the Auditor of State, to be payable from the State Central Services Fund, for personal services and operating expenses of the Auditor of State - Unclaimed Property Program for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 441,117	\$ 454,044
(02) PERSONAL SERVICES MATCHING	118,315	120,770
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	436,146	436,146
(B) CONF. & TRAVEL	16,500	16,500
(C) PROF. FEES	10,000	10,000
(D) CAP. OUTLAY	25,000	25,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,047,078</u>	<u>\$ 1,062,460</u>

SECTION 6. APPROPRIATIONS - PAYMENT OF UNCLAIMED PROPERTY CLAIMS - CASH. There is hereby appropriated, to the Auditor of State, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Auditor of State, for operating expenses and the payment of claims by the Auditor of State - Unclaimed Property Program for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) OPERATING EXPENSES	\$ 5,000	\$ 5,000
(02) PAYMENT OF UNCLAIMED PROPERTY CLAIMS	<u>5,000,000</u>	<u>5,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 5,005,000</u>	<u>\$ 5,005,000</u>

SECTION 7. APPROPRIATIONS - PAYMENT OF UNCLAIMED MINERAL PROCEEDS - CASH. There is hereby appropriated, to the Auditor of State, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Auditor of State, for operating expenses and the payment of claims for abandoned mineral proceeds by the Auditor of State for the biennial period ending June 30, 2007, the

1 following:

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3 ITEM	4 FISCAL YEARS	
	5 NO.	6
7 (01) OPERATING EXPENSES	\$ 2,500	\$ 2,500
8 (02) PAYMENT OF CLAIMS FOR ABANDONED		
9 MINERAL PROCEEDS	<u>500,000</u>	<u>500,000</u>
10 TOTAL AMOUNT APPROPRIATED	<u>\$ 502,500</u>	<u>\$ 502,500</u>

11 SECTION 8. APPROPRIATION - PAYMENT OF CLAIMS - MISCELLANEOUS REVOLVING  
 12 FUND. There is hereby appropriated, to the Auditor of State, to be payable  
 13 from the Miscellaneous Revolving Fund, for the payment of unclaimed property  
 14 claims by the Auditor of State for the biennial period ending June 30, 2007,  
 15 the following:

16 ITEM	17 FISCAL YEARS	
	18 NO.	19
20 (01) PAYMENT OF UNCLAIMED PROPERTY CLAIMS	<u>\$ 775,000</u>	<u>\$ 775,000</u>

21 SECTION 9. SPECIAL LANGUAGE. Amend Arkansas Code 19-5-205(e) (3)  
 22 concerning the disbursement of funds from the State Central Services Fund to  
 23 add a new subsection to read as follows:  
 24 (E) In no event shall any funds or appropriations for that particular  
 25 disbursing agency enumerated in (e)(3)(C) of this subdivision be affected if  
 26 a deficit occurs in other State Central Services Fund appropriations or funds  
 27 not enumerated in (e)(3)(C) of this subdivision for that particular  
 28 disbursing agency.

29 SECTION 10. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 30 by this act shall be limited to the appropriation for such agency and funds  
 31 made available by law for the support of such appropriations; and the  
 32 restrictions of the State Procurement Law, the General Accounting and  
 33 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 34 Procedures and Restrictions Act, or their successors, and other fiscal  
 35 control laws of this State, where applicable, and regulations promulgated by  
 36 the Department of Finance and Administration, as authorized by law, shall be

1 strictly complied with in disbursement of said funds.

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3 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General Assembly  
4 that any funds disbursed under the authority of the appropriations contained  
5 in this act shall be in compliance with the stated reasons for which this act  
6 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
7 and Legislative Recommendations contained in the budget manuals prepared by  
8 the Department of Finance and Administration, letters, or summarized oral  
9 testimony in the official minutes of the Arkansas Legislative Council or  
10 Joint Budget Committee which relate to its passage and adoption.

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