

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: H2/10/05

A Bill

HOUSE BILL 1338

5 By: Joint Budget Committee
6
7

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

15
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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22
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.
36



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		

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22 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 23 Auditor of State for the 2005-2007 biennium, the following maximum number of
 24 part-time or temporary employees, to be known as "Extra Help", payable from
 25 funds appropriated herein for such purposes: fifteen (15) temporary or part-
 26 time employees, when needed, at rates of pay not to exceed those provided in
 27 the Uniform Classification and Compensation Act, or its successor, or this
 28 act for the appropriate classification.

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30 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 31 the Auditor of State, to be payable from the State Central Services Fund, for
 32 personal services and operating expenses of the Auditor of State for the
 33 biennial period ending June 30, 2007, the following:

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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007

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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.

23

24			Maximum Annual		
25			Maximum	Salary Rate	
26	Item	Class	No. of	Fiscal Years	
27	No.	Code Title	Employees	2005-2006	2006-2007
28	(1)	057D UCP MANAGER	1	\$60,621	\$62,322
29	(2)	058D UCP ADMIN. ASSISTANT	1	\$57,971	\$59,622
30	(3)	059D UCP TECH III	1	\$54,706	\$56,295
31	(4)	060D UCP TECH III	1	\$54,108	\$55,686
32	(5)	061D UCP TECH II	1	\$47,082	\$48,494
33	(6)	062D UCP TECH I	3	\$42,191	\$43,456
34	(7)	063D UCP TECH	<u>1</u>	\$40,056	\$41,257
35		MAX. NO. OF EMPLOYEES	9		

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

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 19 SECTION 6. APPROPRIATIONS - PAYMENT OF UNCLAIMED PROPERTY CLAIMS - CASH.
 20 There is hereby appropriated, to the Auditor of State, to be payable from
 21 cash funds as defined by Arkansas Code 19-4-801 of the Auditor of State, for
 22 operating expenses and the payment of claims by the Auditor of State -
 23 Unclaimed Property Program for the biennial period ending June 30, 2007, the
 24 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>

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

1 following:

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3 ITEM	FISCAL YEARS	
4 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
5 (01) OPERATING EXPENSES	\$ 2,500	\$ 2,500
6 (02) PAYMENT OF CLAIMS FOR ABANDONED		
7 MINERAL PROCEEDS	<u>500,000</u>	<u>500,000</u>
8 TOTAL AMOUNT APPROPRIATED	<u>\$ 502,500</u>	<u>\$ 502,500</u>

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

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16 ITEM	FISCAL YEARS	
17 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
18 (01) PAYMENT OF UNCLAIMED PROPERTY CLAIMS	<u>\$ 775,000</u>	<u>\$ 775,000</u>

19

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

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29 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 30 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CAPITAL
 31 OUTLAY-CARRY FORWARD/TRANSFER AUTHORITY. Any unexpended balance of any
 32 appropriation for Capital Outlay in Section 3 of this Act which remains at
 33 the close of the fiscal year ending June 30, 2006, shall be transferred
 34 forward and made available for the same purpose for the fiscal year ending
 35 June 30, 2007.

36 In the event that unforeseen circumstances arise during the fiscal year

1 ending June 30, 2006 such that appropriations made available for Capital
2 Outlay in Section 3 of this Act are insufficient, the Auditor of State shall
3 certify the amount thereof to the Chief Fiscal Officer of the State, who upon
4 receipt of the certification, shall transfer and deduct the amount so
5 certified from the appropriation authorized for the fiscal year ending June
6 30, 2007 to the Capital Outlay appropriation in Section 3 of this Act for
7 fiscal year ending June 30, 2006.

8 The provisions of this section shall be in effect only from July 1, 2005
9 through June 30, 2007.

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11 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
12 by this act shall be limited to the appropriation for such agency and funds
13 made available by law for the support of such appropriations; and the
14 restrictions of the State Procurement Law, the General Accounting and
15 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
16 Procedures and Restrictions Act, or their successors, and other fiscal
17 control laws of this State, where applicable, and regulations promulgated by
18 the Department of Finance and Administration, as authorized by law, shall be
19 strictly complied with in disbursement of said funds.

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21 SECTION 12. LEGISLATIVE INTENT. It is the intent of the General Assembly
22 that any funds disbursed under the authority of the appropriations contained
23 in this act shall be in compliance with the stated reasons for which this act
24 was adopted, as evidenced by the Agency Requests, Executive Recommendations
25 and Legislative Recommendations contained in the budget manuals prepared by
26 the Department of Finance and Administration, letters, or summarized oral
27 testimony in the official minutes of the Arkansas Legislative Council or
28 Joint Budget Committee which relate to its passage and adoption.

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30 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General
31 Assembly, that the Constitution of the State of Arkansas prohibits the
32 appropriation of funds for more than a two (2) year period; that the
33 effectiveness of this Act on July 1, 2005 is essential to the operation of
34 the agency for which the appropriations in this Act are provided, and that in
35 the event of an extension of the Regular Session, the delay in the effective
36 date of this Act beyond July 1, 2005 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after July 1, 2005.

5
6 */s/ Joint Budget Committee*
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