

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 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1281

4
5 By: Joint Budget Committee
6
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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 LAND
11 DEPARTMENT AND FOR DISTRIBUTING PROCEEDS FROM THE
12 SALE OR REDEMPTION OF TAX DELINQUENT LAND FOR THE
13 BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR
14 OTHER PURPOSES.

Subtitle

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17 AN ACT FOR THE LAND DEPARTMENT
18 APPROPRIATION FOR THE 2007-2009
19 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 Land Department for the 2007-2009 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	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
			2007-2008	2008-2009
(1)	LAND COMMISSION ATTORNEY	1	\$89,729	\$91,523
(2)	CHIEF DEPUTY	1	\$88,843	\$90,619
(3)	LAND COMMISSION ATTORNEY II	1	\$74,251	\$75,736
(4)	SYSTEMS MANAGER	1	\$69,694	\$71,087
(5)	MINERALS LEASING OFFICER	1	\$69,555	\$70,946
(6)	FISCAL UNIT MANAGER	1	\$65,579	\$66,890
(7)	EXECUTIVE ASSISTANT	1	\$63,222	\$64,486
(8)	ADMINISTRATIVE ASSISTANT	2	\$63,222	\$64,486
(9)	DIRECTOR OF SPECIAL PROJECTS	1	\$58,543	\$59,713
(10)	FORFEITED LAND SALES MANAGER	1	\$56,572	\$57,703
(11)	APPRAISER	10	\$53,157	\$54,220
(12)	DIRECTOR OF URBAN & GOVT. AFFAIRS	1	\$52,673	\$53,726
(13)	ABTRACTOR	1	\$52,673	\$53,726
(14)	FISCAL ADMINISTRATOR	1	\$50,256	\$51,261
(15)	DIRECTOR OF PURCHASING	1	\$47,424	\$48,372
(16)	EXECUTIVE SECRETARY	1	\$45,713	\$46,627
(17)	FORFEITED LAND SALES TECH	6	\$44,553	\$45,444
(18)	DEED WRITER/CASHIER	1	\$44,553	\$45,444
(19)	DATA PROCESSING MANAGER	1	\$42,120	\$42,962
(20)	ACCOUNTANT	1	\$40,176	\$40,979
(21)	RESEARCH ANALYST	8	\$38,511	\$39,281
(22)	SECRETARY II	<u>2</u>	\$31,464	\$32,093
MAX. NO. OF EMPLOYEES		45		

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Land Department for the 2007-2009 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, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 2,307,924	\$ 2,354,070
(02) EXTRA HELP	40,000	40,000
(03) PERSONAL SERVICES MATCHING	659,440	668,786
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	66,000	66,000
(B) CONF. & TRAVEL	10,000	10,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,083,364</u>	<u>\$ 3,138,856</u>

SECTION 4. REGULAR SALARIES - LAND SURVEY DIVISION. There is hereby established for the Land Department for the 2007-2009 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item No.	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
			2007-2008	2008-2009
(1)	LAND SURVEY STATE SURVEYOR	1	\$71,006	\$72,426
(2)	LAND REMONUMENTATION COORDINATOR	1	\$50,009	\$51,009

1	(3)	LAND RECORDS CUSTODIAN	1	\$37,000	\$37,740
2	(4)	EXECUTIVE SECRETARY	<u>1</u>	\$37,000	\$37,740
3		MAX. NO. OF EMPLOYEES	4		

4
 5 SECTION 5. APPROPRIATION - LAND SURVEY DIVISION. There is hereby
 6 appropriated, to the Land Department, to be payable from the Miscellaneous
 7 Agencies Fund Account, for personal services and operating expenses of the
 8 Land Department - Land Survey Division for the biennial period ending June
 9 30, 2009, the following:

11	ITEM		FISCAL YEARS	
12	<u>NO.</u>		<u>2007-2008</u>	<u>2008-2009</u>
13	(01) REGULAR SALARIES	\$	195,015	\$ 198,915
14	(02) PERSONAL SERVICES MATCHING		56,289	57,079
15	(03) MAINT. & GEN. OPERATION			
16	(A) OPER. EXPENSE		61,986	61,986
17	(B) CONF. & TRAVEL		4,350	4,350
18	(C) PROF. FEES		86,520	86,870
19	(D) CAP. OUTLAY		35,000	35,000
20	(E) DATA PROC.		<u>0</u>	<u>0</u>
21	TOTAL AMOUNT APPROPRIATED	\$	<u>439,160</u>	<u>\$ 444,200</u>

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 23 SECTION 6. APPROPRIATIONS - DELINQUENT TAX. There is hereby appropriated,
 24 to the Land Department, to be payable from cash funds as defined by Arkansas
 25 Code 19-4-801 of the Land Department, for operating expenses and for
 26 distributing proceeds from the sale or redemption of tax delinquent land as
 27 prescribed by Chapter 37 of Title 26 of the Arkansas Code by the Land
 28 Department for the biennial period ending June 30, 2009, the following:

30	ITEM		FISCAL YEARS	
31	<u>NO.</u>		<u>2007-2008</u>	<u>2008-2009</u>
32	(01) MAINT. & GEN. OPERATION			
33	(A) OPER. EXPENSE	\$	986,000	\$ 986,000
34	(B) CONF. & TRAVEL		0	0
35	(C) PROF. FEES		530,000	530,000
36	(D) CAP. OUTLAY		0	0

1	(E) DATA PROC.	0	0
2	(02) REFUND/RECORDING FEE REIMBURSEMENTS	275,000	275,000
3	(03) DELIQUENT TAX REMITTAL/SALE REFUNDS	<u>18,500,000</u>	<u>18,500,000</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 20,291,000</u>	<u>\$ 20,291,000</u>

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6 SECTION 7. APPROPRIATIONS - CAPITAL OUTLAY/OPERATING EXPENSES. There is

7 hereby appropriated, to the Land Department, to be payable from cash funds as

8 defined by Arkansas Code 19-4-801 of the Land Department, from proceeds of

9 fees collected by the Land Department, for operating expenses and capital

10 outlay of the Land Department for the biennial period ending June 30, 2009,

11 the following:

12			
13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
15	(01) CAPITAL OUTLAY/OPERATING EXP	<u>\$ 267,800</u>	<u>\$ 267,800</u>

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17 SECTION 8. APPROPRIATION - NATURAL RESOURCES LEASING AND PERMIT PROGRAM.

18 There is hereby appropriated, to the Land Department, to be payable from the

19 Severed Resources Fund, for operating expenses of the Land Department -

20 Natural Resources Leasing and Permit Program for the biennial period ending

21 June 30, 2009, the following:

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23	ITEM	FISCAL YEARS	
24	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
25	(01) MAINT. & GEN. OPERATION		
26	(A) OPER. EXPENSE	\$ 15,000	\$ 15,000
27	(B) CONF. & TRAVEL	0	0
28	(C) PROF. FEES	0	0
29	(D) CAP. OUTLAY	0	0
30	(E) DATA PROC.	<u>0</u>	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 15,000</u>	<u>\$ 15,000</u>

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33 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

34 by this act shall be limited to the appropriation for such agency and funds

35 made available by law for the support of such appropriations; and the

36 restrictions of the State Procurement Law, the General Accounting and

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

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

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16 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General
17 Assembly, that the Constitution of the State of Arkansas prohibits the
18 appropriation of funds for more than a two (2) year period; that the
19 effectiveness of this Act on July 1, 2007 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, 2007 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, 2007.