

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

*As Engrossed: S2/22/07*  
**A Bill**

SENATE BILL 259

4  
5 By: Joint Budget Committee  
6  
7

8 **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 2009; AND FOR OTHER PURPOSES.  
14

15  
16 **Subtitle**

17 AN ACT FOR THE AUDITOR OF STATE -  
18 BIENNIAL OPERATIONS AND UNCLAIMED  
19 PROPERTY PROGRAM APPROPRIATION FOR THE  
20 2007-2009 BIENNIUM.  
21

22  
23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for  
26 the Auditor of State 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 No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				Fiscal Years 2007-2008	Fiscal Years 2008-2009
5	(1) 043D	DEPUTY AUDITOR	1	\$95,185	\$97,088
6	(2) 042D	CHIEF DEPUTY	1	\$95,185	\$97,088
7	(3) 045D	DP MANAGER / ANALYST	1	\$79,104	\$80,686
8	(4) 044D	ACCOUNTING MANAGER	1	\$79,104	\$80,686
9	(5) 046D	ADMINISTRATIVE SUPERVISOR	1	\$63,919	\$65,197
10	(6) 047D	ACCOUNTING TECH II	2	\$63,326	\$64,592
11	(7) 048D	DP SPECIALIST	2	\$63,326	\$64,592
12	(8) 049D	DIVISION MANAGER	1	\$55,785	\$56,900
13	(9) 051D	TECH SPECIALIST III	1	\$53,229	\$54,293
14	(10) 050D	EXECUTIVE ASSISTANT	1	\$53,229	\$54,293
15	(11) 052D	CLERICAL TECH III	5	\$51,935	\$52,973
16	(12) 053D	CLERICAL TECH II	2	\$46,415	\$47,343
17	(13) 054D	TECHNICAL SPECIALIST	1	\$39,514	\$40,304
18	(14) 055D	WARRANT CLERK	5	\$38,355	\$39,122
19	(15) 056D	CLERICAL TECH I	<u>1</u>	\$34,288	\$34,973
20	MAX. NO. OF EMPLOYEES		26		

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Auditor of State 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: 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, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009

1	(01)	REGULAR SALARIES	\$	1,450,212	\$	1,485,913
2	(02)	EXTRA HELP		12,713		12,713
3	(03)	PERSONAL SERVICES MATCHING		403,849		411,077
4	(04)	MAINT. & GEN. OPERATION				
5	(A)	OPER. EXPENSE		584,187		534,187
6	(B)	CONF. & TRAVEL		30,000		30,000
7	(C)	PROF. FEES		12,500		2,500
8	(D)	CAP. OUTLAY		150,000		25,000
9	(E)	DATA PROC.		<u>0</u>		<u>0</u>
10		TOTAL AMOUNT APPROPRIATED		<u>\$ 2,643,461</u>		<u>\$ 2,501,390</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 2007-2009 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	2007-2008	2008-2009
28	(1)	057D UCP MANAGER	1	\$67,747	\$71,134
29	(2)	058D UCP ADMIN. ASSISTANT	1	\$60,814	\$62,030
30	(3)	059D UCP TECH III	1	\$57,420	\$58,568
31	(4)	060D UCP TECH III	1	\$56,799	\$57,934
32	(5)	061D UCP TECH II	1	\$49,463	\$50,452
33	(6)	062D UCP TECH I	2	\$44,325	\$45,211
34	(7)	063D UCP TECH	<u>2</u>	\$42,082	\$42,923
35		MAX. NO. OF EMPLOYEES	9		

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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, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 465,057	\$ 476,386
(02) PERSONAL SERVICES MATCHING	131,975	134,269
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	431,146	431,146
(B) CONF. & TRAVEL	11,500	11,500
(C) PROF. FEES	20,000	20,000
(D) CAP. OUTLAY	25,000	25,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,084,678</u>	<u>\$ 1,098,301</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, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) OPERATING EXPENSE	\$ 2,500	\$ 2,500
(02) PAYMENT OF UNCLAIMED PROPERTY CLAIMS	<u>15,000,000</u>	<u>15,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 15,002,500</u>	<u>\$ 15,002,500</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, 2009, the

1 following:

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3 ITEM	FISCAL YEARS	
4 <u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
5 (01) OPERATING EXPENSE	\$ 500	\$ 500
6 (02) PAYMENT OF CLAIMS FOR ABANDONED		
7 MINERAL PROCEEDS	<u>1,500,000</u>	<u>1,500,000</u>
8 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,500,500</u>	<u>\$ 1,500,500</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, 2009,  
 14 the following:

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16 ITEM	FISCAL YEARS	
17 <u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
18 (01) PAYMENT OF UNCLAIMED PROPERTY CLAIMS	<u>\$ 775,000</u>	<u>\$ 775,000</u>

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20 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CAPITAL  
 22 OUTLAY-CARRY FORWARD/TRANSFER AUTHORITY. Any unexpended balance of any  
 23 appropriation for Capital Outlay in Section 3 of this Act which remains at  
 24 the close of the fiscal year ending June 30, ~~2006~~ 2008, shall be transferred  
 25 forward and made available for the same purpose for the fiscal year ending  
 26 June 30, ~~2007~~ 2009.

27 In the event that unforeseen circumstances arise during the fiscal year  
 28 ending June 30, ~~2006~~ 2008 such that appropriations made available for Capital  
 29 Outlay in Section 3 of this Act are insufficient, the Auditor of State shall  
 30 certify the amount thereof to the Chief Fiscal Officer of the State, who upon  
 31 receipt of the certification, shall transfer and deduct the amount so  
 32 certified from the appropriation authorized for the fiscal year ending June  
 33 30, ~~2007~~ 2009 to the Capital Outlay appropriation in Section 3 of this Act  
 34 for fiscal year ending June 30, ~~2006~~ 2008.

35 The provisions of this section shall be in effect only from July 1, ~~2005~~  
 36 2007 through June 30, ~~2007~~ 2009.

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2 SECTION 10. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
3 by this act shall be limited to the appropriation for such agency and funds  
4 made available by law for the support of such appropriations; and the  
5 restrictions of the State Procurement Law, the General Accounting and  
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
7 Procedures and Restrictions Act, or their successors, and other fiscal  
8 control laws of this State, where applicable, and regulations promulgated by  
9 the Department of Finance and Administration, as authorized by law, shall be  
10 strictly complied with in disbursement of said funds.

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

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21 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the General  
22 Assembly, that the Constitution of the State of Arkansas prohibits the  
23 appropriation of funds for more than a two (2) year period; that the  
24 effectiveness of this Act on July 1, 2007 is essential to the operation of  
25 the agency for which the appropriations in this Act are provided, and that in  
26 the event of an extension of the Regular Session, the delay in the effective  
27 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
28 proper administration and provision of essential governmental programs.  
29 Therefore, an emergency is hereby declared to exist and this Act being  
30 necessary for the immediate preservation of the public peace, health and  
31 safety shall be in full force and effect from and after July 1, 2007.

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33 /s/ Joint Budget Committee  
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