

1 State of Arkansas *As Engrossed: H1/29/13 H2/14/13*

2 89th General Assembly

# A Bill

3 Regular Session, 2013

HOUSE BILL 1158

4

5 By: Joint Budget Committee

6

7

## For An Act To Be Entitled

8

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES

9

AND OPERATING EXPENSES FOR THE DIVISION OF

10

LEGISLATIVE AUDIT OF THE LEGISLATIVE JOINT AUDITING

11

COMMITTEE FOR THE FISCAL YEAR ENDING JUNE 30, 2014;

12

AND FOR OTHER PURPOSES.

13

14

15

## Subtitle

16

AN ACT FOR THE DIVISION OF LEGISLATIVE

17

AUDIT OF THE LEGISLATIVE JOINT AUDITING

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COMMITTEE APPROPRIATION FOR THE 2013-2014

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FISCAL YEAR.

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21

22

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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24

SECTION 1. REGULAR SALARIES. There is hereby established for the

25

Division of Legislative Audit of the Legislative Joint Auditing Committee for

26

the 2013-2014 fiscal year, the following maximum number of regular employees.

27

28

Maximum Annual

29

Maximum

Salary Rate

30

Item Class

No. of

Fiscal Year

31

No. Code Title

Employees

2013-2014

32

(1) Q001U LEGISLATIVE AUDITOR

1

\$181,785

33

(2) Q001N ASSISTANT LEGISLATIVE AUDITOR

1

GRADE N918

34

(3) Q003N DEPUTY LEGISLATIVE AUDITOR

6

GRADE N917

35

(4) Q002N LA LEGAL COUNSEL

1

GRADE N917

36

(5) Q006N LA AUDIT MANAGER

5

GRADE N913



1	(6)	Q010N	LA FIELD AUDIT SUPERVISOR	21	GRADE N911
2	(7)	Q013N	LA SUPERVISING SENIOR AUDITOR	15	GRADE N910
3	(8)	Q016N	LA APPLICATION SYSTEMS ANALYST	1	GRADE N908
4	(9)	Q019N	LA NETWORK ADMINISTRATOR	1	GRADE N907
5	(10)	Q018N	LA SENIOR AUDITOR	33	GRADE N907
6	(11)	Q002C	LA ASSISTANT NETWORK ADMINISTRATOR	2	GRADE C130
7	(12)	Q001C	LA STAFF AUDITOR	129	GRADE C130
8	(13)	Q022C	LA ADMINISTRATIVE SERVICES MANAGER	1	GRADE C127
9	(14)	Q045C	LA ASSOCIATE AUDITOR	57	GRADE C124
10	(15)	Q053C	LA ADMINISTRATIVE ASSISTANT	3	GRADE C123
11	(16)	Q060C	LA PURCHASING MANAGER	1	GRADE C122
12	(17)	Q085C	LA SENIOR ADMIN SERVICES SPECIALIST	3	GRADE C119
13	(18)	Q096C	LA ADMINISTRATIVE SERVICES SPECIAL	<u>9</u>	GRADE C118
14			MAX. NO. OF EMPLOYEES	290	

15

16 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 17 to the Division of Legislative Audit of the Legislative Joint Auditing  
 18 Committee, to be payable from the State Central Services Fund, for personal  
 19 services and operating expenses of the Division of Legislative Audit of the  
 20 Legislative Joint Auditing Committee for the fiscal year ending June 30,  
 21 2014, the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2013-2014</u>
25	(01) REGULAR SALARIES	\$27,717,849
26	(02) PERSONAL SERVICES MATCHING	7,475,929
27	(03) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	3,464,400
29	(B) CONF. & TRAVEL	343,000
30	(C) PROF. FEES	760,000
31	(D) CAP. OUTLAY	355,000
32	(E) DATA PROC.	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$40,116,178</u>

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35 SECTION 3. APPROPRIATION - SOUTHERN LEGISLATIVE CONFERENCE. There is  
 36 hereby appropriated, to the Division of Legislative Audit of the Legislative

1 *Joint Auditing Committee, to be payable from the State Central Services Fund,*  
2 *to assist in defraying the expenses of hosting the Southern Legislative*  
3 *Conference, the sum of .....\$100,000.*

4  
5 *SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
6 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. 2014*  
7 *SOUTHERN LEGISLATIVE CONFERENCE HOST COMMITTEE. The President Pro Tempore of*  
8 *the Arkansas Senate and the Speaker of the Arkansas House of Representatives*  
9 *are hereby authorized to designate an appropriate Host Committee consisting*  
10 *of members of the Arkansas General Assembly to conduct advanced planning and*  
11 *to conduct a program of activities for attendees of the 2014 Annual Meeting*  
12 *of the Southern Legislative Conference of the Council of State Governments to*  
13 *be held in Arkansas. Upon authorization of the President Pro Tempore and the*  
14 *Speaker of the House, the Legislative Auditor shall have a voucher prepared*  
15 *and cause a warrant to be issued in the amount as appropriated in this Act*  
16 *for expenses of planning and hosting the Southern Legislative Conference.*  
17 *The Legislative Auditor shall deposit or invest the funds in an account or*  
18 *accounts in a qualified financial institution or institutions located in the*  
19 *State of Arkansas established solely for planning and hosting the Southern*  
20 *Legislative Conference. The Host Committee shall have oversight*  
21 *responsibilities over the funds. The Legislative Auditor shall be custodian*  
22 *of these funds, which shall be considered state governmental trust funds.*  
23 *These funds are exempt from the provisions of the General Accounting and*  
24 *Budgetary Procedures Law. Any funds remaining in the account after all*  
25 *expenses for hosting the Southern Legislative Conference have been paid, not*  
26 *exceeding the amount appropriated for hosting the Southern Legislative*  
27 *Conference, shall be deposited in the State Treasury to the credit of the*  
28 *State Central Services Fund.*

29  
30 *SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
31 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER*  
32 *PROVISION – LINE ITEMS. The Legislative Auditor is hereby authorized to*  
33 *direct the Chief Fiscal Officer of the State to transfer appropriation*  
34 *between the line items of the appropriation in Section 2 of this Act in such*  
35 *amounts determined necessary. In no event, however, shall the Regular*  
36 *Salaries line item in Section 2 be increased or decreased by such transfers*

1 authorized herein, until the Legislative Council or Joint Budget Committee  
2 reviews such transfers.

3 The provisions of this section shall be in effect only from July 1, ~~2012~~  
4 2013 through June 30, ~~2013~~ 2014.

5

6 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SALARIES.  
8 Employees of the Division of Legislative Audit shall be eligible for cost-of-  
9 living increases on July 1, in an amount equal to that granted to all other  
10 state agency, board, commission or institution of higher education employees  
11 on those dates. Any additional adjustments in annual salary rates for  
12 Division employees, labor market adjustments, merit pay adjustments or  
13 employee retention or recruitment requirements shall be made at the  
14 discretion of the Legislative Auditor. In addition, the Legislative Auditor  
15 may implement a merit program to reward employees of the Division for  
16 exceptional service. The plan shall be approved by the Legislative Joint  
17 Auditing Committee prior to its implementation. In order that exceptionally  
18 well-qualified personnel may be recruited and retained, the Division of  
19 Legislative Audit may exceed the maximum salary levels by no more than twenty  
20 percent (20%) for no more than one-third (1/3) of the positions authorized in  
21 the appropriation act after receiving approval from the Arkansas Legislative  
22 Council or Joint Budget Committee. Salary payments in accordance with this  
23 section shall not be restricted to maximum amounts authorized by law.

24 The provisions of this section shall be in effect only from July 1, ~~2012~~  
25 2013 through June 30, ~~2013~~ 2014.

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27 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDS.  
29 In the event the Division of Legislative Audit of the Legislative Joint  
30 Auditing Committee should receive any funds in connection with performing  
31 their duties as prescribed by the Arkansas Scholarship Lottery Act, such  
32 funds shall be deposited into the State Central Services Fund to be utilized  
33 solely by the Division of Legislative Audit of the Legislative Joint Auditing  
34 Committee in performing such duties.

35 The provisions of this section shall be in effect only from July 1, ~~2012~~  
36 2013 through June 30, ~~2013~~ 2014.

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2 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
3 authorized by this act shall be limited to the appropriation for such agency  
4 and funds made available by law for the support of such appropriations; and  
5 the 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 9. LEGISLATIVE INTENT. It is the intent of the General  
13 Assembly that any funds disbursed under the authority of the appropriations  
14 contained in this act shall be in compliance with the stated reasons for  
15 which this act was adopted, as evidenced by the Agency Requests, Executive  
16 Recommendations and Legislative Recommendations contained in the budget  
17 manuals prepared by the Department of Finance and Administration, letters, or  
18 summarized oral testimony in the official minutes of the Arkansas Legislative  
19 Council or Joint Budget Committee which relate to its passage and adoption.

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21 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the  
22 General Assembly, that the Constitution of the State of Arkansas prohibits  
23 the appropriation of funds for more than a one (1) year period; that the  
24 effectiveness of this Act on July 1, 2013 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 legislative session, the delay in the  
27 effective date of this Act beyond July 1, 2013 could work irreparable harm  
28 upon the proper administration and provision of essential governmental  
29 programs. Therefore, an emergency is hereby declared to exist and this Act  
30 being necessary for the immediate preservation of the public peace, health  
31 and safety shall be in full force and effect from and after July 1, 2013.

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33 */s/Joint Budget Committee*  
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