

Department Appropriation Summary

Historical Data

Agency Request and Executive/Legislative Recommendation

Appropriation	2007-2008		2008-2009		2008-2009		2009-2010						2010-2011					
	Actual	Pos	Budget	Pos	Authorized	Pos	Agency	Pos	Executive	Pos	Legislative	Pos	Agency	Pos	Executive	Pos	Legislative	Pos
436 Nonpartisan Judicial General Elections	674	0	1,599,326	0	0	0	1,600,000	0	1,600,000	0	800,000	0	0	0	0	0	800,000	0
580 Election Commissioners - Operations	464,219	6	491,542	6	491,542	6	583,419	7	583,419	7	583,419	7	594,071	7	594,071	7	594,071	7
581 Election Expenses	146,664	0	3,640,336	0	0	0	5,037,000	0	4,987,000	0	2,493,500	0	0	0	0	0	2,493,500	0
Total	611,557	6	5,731,204	6	491,542	6	7,220,419	7	7,170,419	7	3,876,919	7	594,071	7	594,071	7	3,887,571	7

Funding Sources		%		%		%		%		%		%		%		%	
Fund Balance	4000005	353,939	7.0	4,429,513	77.3	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
General Revenue	4000010	4,251,209	84.3	491,542	8.6	5,620,419	77.8	4,370,419	61.0	2,476,919	63.9	594,071	100.0	594,071	100.0	2,487,571	64.0
Budget Stabilization Trust	4000130	0	0.0	0	0.0	0	0.0	1,200,000	16.7	600,000	15.5	0	0.0	0	0.0	600,000	15.4
Judicial Filing Fees	4000320	435,912	8.6	810,149	14.1	1,600,000	22.2	1,600,000	22.3	800,000	20.6	0	0.0	0	0.0	800,000	20.6
M & R Sales	4000340	10	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Total Funds		5,041,070	100.0	5,731,204	100.0	7,220,419	100.0	7,170,419	100.0	3,876,919	100.0	594,071	100.0	594,071	100.0	3,887,571	100.0
Excess Appropriation/(Funding)		(4,429,513)		0		0		0		0		0		0		0	
Grand Total		611,557		5,731,204		7,220,419		7,170,419		3,876,919		594,071		594,071		3,887,571	

Nonpartisan Judicial General Elections (436) is a 2007-2009 biennial appropriation. FY09 Budget amount has been adjusted to reflect the carry forward balance of appropriation between fiscal years of \$1,599,326.

Election Expenses (581) is a 2007-2009 biennial appropriation and Special Language authorizes carry forward of funding and appropriation. FY09 Budget amount has been adjusted to reflect the carry forward balance of appropriation between fiscal years of \$3,640,336.

Analysis of Budget Request

Appropriation: 436 - Nonpartisan Judicial General Elections

Funding Sources: MFF - Judicial Filing Fee Fund

Amendment 80, §§17 and 18, to the Arkansas Constitution states that Circuit Judges, District Judges, Supreme Court Justices and Court of Appeals Judges be elected on a nonpartisan basis. This amendment went into effect July 2001. Act 1789 of 2001 established the guidelines for the nonpartisan judicial elections and charged the State Board of Election Commissioners with funding nonpartisan judicial general elections and establishing reasonable filing fees for nonpartisan judicial offices. The Board promulgates rules and regulations establishing nonpartisan judicial office filing fees for covering the cost of election expenses paid from this appropriation.

The Board is requesting Base Level for the 2009-2011 Biennium

The Executive Recommendation provides for the Agency Request.

The Legislative Recommendation concurs with the Executive Recommendation. Due to the passage of Amendment 86 requiring annual sessions, the Legislative Recommendation is to authorize one-half (1/2) of the total appropriation for each fiscal year.

Appropriation Summary

Appropriation: 436 - Nonpartisan Judicial General Elections

Funding Sources: MFF - Judicial Filing Fee Fund

Commitment Item		2007-2008	2008-2009	2008-2009	2009-2010			2010-2011		
		Actual	Budget	Authorized	Agency	Executive	Legislative	Agency	Executive	Legislative
Grants and Aid	5100004	674	1,599,326	0	1,600,000	1,600,000	800,000	0	0	800,000
Total		674	1,599,326	0	1,600,000	1,600,000	800,000	0	0	800,000
Funding Sources										
Fund Balance	4000005	353,939	789,177		0	0	0	0	0	0
Judicial Filing Fees	4000320	435,912	810,149		1,600,000	1,600,000	800,000	0	0	800,000
Total Funding		789,851	1,599,326		1,600,000	1,600,000	800,000	0	0	800,000
Excess Appropriation/(Funding)		(789,177)	0		0	0	0	0	0	0
Grand Total		674	1,599,326		1,600,000	1,600,000	800,000	0	0	800,000

This is a 2007-2009 biennial appropriation. FY09 Budget amount has been adjusted to reflect the carry forward balance of appropriation between fiscal years of \$1,599,326.

Due to the passage of Amendment 86 requiring annual sessions, the Legislative Recommendation is to authorize one-half (1/2) of the total appropriation for each fiscal year.

Analysis of Budget Request

Appropriation: 580 - Election Commissioners - Operations

Funding Sources: HUA - Miscellaneous Agencies Fund

The State Board of Election Commissioners is a general revenue funded Agency that administers state supported political party primary and special elections. The seven member Board is comprised of the Secretary of State as Chairperson, two members appointed by the Governor, and one member each appointed by the chair of the state Democratic party, the chair of the state Republican party, the President Pro Tempore of the Arkansas Senate, and the Speaker of the Arkansas House of Representatives. Legislation passed during the 1995 session redefined the duties of the Board and created for the first time a staff and an operating appropriation.

The Board develops resources to educate and assist candidates and county election administrators, develops specialized training programs, conducts and coordinates statewide training of county election commissioners and election officials, monitors compliance by local election authorities with federal and state election laws, investigates complaints of alleged election misconduct and election law violations, and distributes funds to the counties for state-supported political party primary elections, nonpartisan judicial general elections, special primary elections, and statewide special elections.

The responsibilities of the Board have increased each session as a result of legislation passed by the Arkansas General Assembly in an attempt to ensure public confidence in the election process.

Base Level salaries for classified positions reflect the recommendations of the Pay Plan Study as well as the recommendation for the State Election Commission Director transition from an unclassified to a classified position. Salaries are adjusted accordingly. A 2.3% Cost of Living Allowance is reflected in the second year of the biennium. The Base Level request for Regular Salaries may include board member Stipend payments and Career Service payments for eligible employees. Personal Services Matching includes a \$75 increase in the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$425.

The Board requests Base Level and additional appropriation and general revenue funding of \$82,653 for FY2010 and \$84,436 for FY2011 for an Attorney Specialist position and related Personal Services Matching to serve as legal counsel to the Board, to conduct legal research, and to provide legal assistance in developing and implementing Agency programs designed to improve the conduct of elections and promote public confidence in the election process.

The Executive Recommendation provides for the Agency Request.

The Legislative Recommendation concurs with the Executive Recommendation.

Appropriation Summary

Appropriation: 580 - Election Commissioners - Operations

Funding Sources: HUA - Miscellaneous Agencies Fund

Commitment Item		2007-2008	2008-2009	2008-2009	2009-2010			2010-2011		
		Actual	Budget	Authorized	Agency	Executive	Legislative	Agency	Executive	Legislative
Regular Salaries	5010000	283,222	291,514	291,514	363,789	363,789	363,789	372,763	372,763	372,763
#Positions		6	6	6	7	7	7	7	7	7
Personal Services Matching	5010003	82,048	83,968	83,968	103,570	103,570	103,570	105,248	105,248	105,248
Operating Expenses	5020002	98,949	108,060	108,060	108,060	108,060	108,060	108,060	108,060	108,060
Conference & Travel Expenses	5050009	0	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000
Professional Fees	5060010	0	5,000	5,000	5,000	5,000	5,000	5,000	5,000	5,000
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Capital Outlay	5120011	0	0	0	0	0	0	0	0	0
Total		464,219	491,542	491,542	583,419	583,419	583,419	594,071	594,071	594,071
Funding Sources										
General Revenue	4000010	464,209	491,542		583,419	583,419	583,419	594,071	594,071	594,071
M & R Sales	4000340	10	0		0	0	0	0	0	0
Total Funding		464,219	491,542		583,419	583,419	583,419	594,071	594,071	594,071
Excess Appropriation/(Funding)		0	0		0	0	0	0	0	0
Grand Total		464,219	491,542		583,419	583,419	583,419	594,071	594,071	594,071

Analysis of Budget Request

Appropriation: 581 - Election Expenses

Funding Sources: HUA - Miscellaneous Agencies Fund

This general revenue funded appropriation provides reimbursement to the counties for the expenses of state supported political party primary elections, special primary elections, and statewide special elections. This appropriation also provides for County Election Commission training, certified trainer's pay and training publications. This is a biennial appropriation with carry forward provisions.

The State Board of Election Commissioners requests Base Level and a Change Level in Election Expenses of \$1,250,000 in appropriation and general revenue funding as follows:

	<u>BASE LEVEL</u>	<u>CHANGE LEVEL</u>	<u>TOTAL REQUEST</u>
Preferential Primary	2,204,000	250,000	2,454,000
Primary Runoff	1,454,000	(209,000)	1,245,000
Statewide Special Elections	0	1,200,000	1,200,000
County Election Commission Training	30,000	9,000	39,000
Certified Trainer's Pay	24,000	17,000	41,000
Training Publications	75,000	(17,000)	58,000
	<u>3,787,000</u>	<u>1,250,000</u>	<u>5,037,000</u>

The Change Level request covers increasing expenses of the Board and county boards of election commissioners to conduct state supported political party primary elections, special primary elections and statewide special elections. The request also covers an increase in the expenses incurred by the Board to compensate local election administrators for mandatory statewide training attendance, to publish a handbook for candidates running for public office, and to publish educational and training materials to aid county election authorities in administering elections in compliance with federal and state election laws, pursuant to Arkansas Code Annotated §§ 7-4-101, 7-4-107, and 7-4-109.

The Executive Recommendation provides for Base Level funding and additional appropriation of \$1,200,000 for statewide special elections. The Executive also adds Special Language to fund the \$1,200,000 for statewide special elections by a transfer from the Budget Stabilization Trust Fund to the Agency's Miscellaneous Agencies Fund if any Special Elections are required.

The Legislative Recommendation concurs with the Executive Recommendation. Due to the passage of Amendment 86 requiring annual sessions, the Legislative Recommendation is to authorize one-half (1/2) of the total appropriation for each fiscal year and discontinue Special Language provisions for carry forward of appropriation.

Appropriation Summary

Appropriation: 581 - Election Expenses

Funding Sources: HUA - Miscellaneous Agencies Fund

Commitment Item		2007-2008	2008-2009	2008-2009	2009-2010			2010-2011		
		Actual	Budget	Authorized	Agency	Executive	Legislative	Agency	Executive	Legislative
Election Expenses	5900046	146,664	3,640,336	0	5,037,000	4,987,000	2,493,500	0	0	2,493,500
Total		146,664	3,640,336	0	5,037,000	4,987,000	2,493,500	0	0	2,493,500

Funding Sources									
Fund Balance	4000005	0	3,640,336		0	0	0	0	0
General Revenue	4000010	3,787,000	0		5,037,000	3,787,000	1,893,500	0	1,893,500
Budget Stabilization Trust	4000130	0	0		0	1,200,000	600,000	0	600,000
Total Funding		3,787,000	3,640,336		5,037,000	4,987,000	2,493,500	0	2,493,500
Excess Appropriation/(Funding)		(3,640,336)	0		0	0	0	0	0
Grand Total		146,664	3,640,336		5,037,000	4,987,000	2,493,500	0	2,493,500

This is a 2007-2009 biennial appropriation and Special Language authorizes carry forward of funding and appropriation. FY09 Budget amount has been adjusted to reflect the carry forward balance of appropriation between fiscal years of \$3,640,336.

Executive Recommendation adds Special Language to fund the \$1,200,000 for Statewide Special Elections by a transfer from the Budget Stabilization Trust Fund to Miscellaneous Agencies Fund if any Special Elections are required.

Due to the passage of Amendment 86 requiring annual sessions, the Legislative Recommendation is to authorize one-half (1/2) of the total appropriation for each fiscal year and discontinue Special Language provisions for carry forward of appropriation.