

## Department Appropriation Summary

### Historical Data

### Agency Request and Executive/Legislative Recommendation

Appropriation	2009-2010		2010-2011		2010-2011		2011-2012						2012-2013					
	Actual	Pos	Budget	Pos	Authorized	Pos	Agency	Pos	Executive	Pos	Legislative	Pos	Agency	Pos	Executive	Pos	Legislative	Pos
436 Nonpartisan Judicial General Elections	0	0	933,922	0	1,600,000	0	1,600,000	0	1,600,000	0	1,600,000	0	1,600,000	0	1,600,000	0	1,600,000	0
580 Election Commissioners - Operations	519,523	7	562,021	7	594,071	7	559,223	7	578,320	7	578,320	7	559,223	7	588,509	7	588,509	7
581 Election Expenses	211,389	0	3,575,611	0	4,987,000	0	6,340,000	0	6,340,000	0	6,340,000	0	6,340,000	0	6,340,000	0	6,340,000	0
<b>Total</b>	<b>730,912</b>	<b>7</b>	<b>5,071,554</b>	<b>7</b>	<b>7,181,071</b>	<b>7</b>	<b>8,499,223</b>	<b>7</b>	<b>8,518,320</b>	<b>7</b>	<b>8,518,320</b>	<b>7</b>	<b>8,499,223</b>	<b>7</b>	<b>8,528,509</b>	<b>7</b>	<b>8,528,509</b>	<b>7</b>

Funding Sources		%		%		%		%		%		%		%		%	
Fund Balance	4000005	789,176	15.1	4,509,533	88.9	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
General Revenue	4000010	4,306,523	82.2	562,021	11.1	5,499,223	64.7	4,715,320	55.4	4,715,320	55.4	559,223	100.0	588,509	100.0	588,509	100.0
Budget Stabilization Trust	4000130	0	0.0	0	0.0	1,400,000	16.5	2,203,000	25.9	2,203,000	25.9	0	0.0	0	0.0	0	0.0
Judicial Filing Fees	4000320	144,746	2.8	0	0.0	1,600,000	18.8	1,600,000	18.8	1,600,000	18.8	0	0.0	0	0.0	0	0.0
<b>Total Funds</b>		<b>5,240,445</b>	<b>100.0</b>	<b>5,071,554</b>	<b>100.0</b>	<b>8,499,223</b>	<b>100.0</b>	<b>8,518,320</b>	<b>100.0</b>	<b>8,518,320</b>	<b>100.0</b>	<b>559,223</b>	<b>100.0</b>	<b>588,509</b>	<b>100.0</b>	<b>588,509</b>	<b>100.0</b>
Excess Appropriation/(Funding)		(4,509,533)		0		0		0		0		7,940,000		7,940,000		7,940,000	
<b>Grand Total</b>		<b>730,912</b>		<b>5,071,554</b>		<b>8,499,223</b>		<b>8,518,320</b>		<b>8,518,320</b>		<b>8,499,223</b>		<b>8,528,509</b>		<b>8,528,509</b>	

Election Expenses (581): Special Language authorizes the carryforward of General Revenue funding from FY2012 to FY2013.

Election Expenses (581) and Nonpartisan Judicial General Elections (436): Expenditure of appropriation in FY2013 is contingent upon the carryforward of available funding from FY2012.

## **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 2011-2013 Biennium

The Executive Recommendation provides for the Agency Request.

The Legislative Recommendation concurs with the Executive Recommendation.

## Appropriation Summary

**Appropriation:** 436 - Nonpartisan Judicial General Elections

**Funding Sources:** MFF - Judicial Filing Fee Fund

Commitment Item	2009-2010	2010-2011	2010-2011	2011-2012			2012-2013		
	Actual	Budget	Authorized	Agency	Executive	Legislative	Agency	Executive	Legislative
Grants and Aid 5100004	0	933,922	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000
<b>Total</b>	0	933,922	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000
<b>Funding Sources</b>									
Fund Balance 4000005	789,176	933,922		0	0	0	0	0	0
Judicial Filing Fees 4000320	144,746	0		1,600,000	1,600,000	1,600,000	0	0	0
<b>Total Funding</b>	933,922	933,922		1,600,000	1,600,000	1,600,000	0	0	0
Excess Appropriation/(Funding)	(933,922)	0		0	0	0	1,600,000	1,600,000	1,600,000
<b>Grand Total</b>	0	933,922		1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000

Expenditure of appropriation in FY2013 is contingent upon the carryforward of available funding from FY2012.

## **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 and matching do not include appropriation for a Cost of Living Adjustment or Career Service Payments. The Base Level request for Regular Salaries includes board member stipend payments.

The Board's Base Level Request includes appropriation and general revenue funding of \$559,223 each year with seven (7) regular positions.

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	2009-2010	2010-2011	2010-2011	2011-2012			2012-2013		
	Actual	Budget	Authorized	Agency	Executive	Legislative	Agency	Executive	Legislative
Regular Salaries 5010000	328,142	344,237	372,763	341,737	358,166	358,166	341,737	366,663	366,663
<b>#Positions</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>
Personal Services Matching 5010003	93,887	101,724	105,248	101,426	104,094	104,094	101,426	105,786	105,786
Operating Expenses 5020002	96,927	108,060	108,060	108,060	108,060	108,060	108,060	108,060	108,060
Conference & Travel Expenses 5050009	567	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
<b>Total</b>	<b>519,523</b>	<b>562,021</b>	<b>594,071</b>	<b>559,223</b>	<b>578,320</b>	<b>578,320</b>	<b>559,223</b>	<b>588,509</b>	<b>588,509</b>
<b>Funding Sources</b>									
General Revenue 4000010	519,523	562,021		559,223	578,320	578,320	559,223	588,509	588,509
Total Funding	519,523	562,021		559,223	578,320	578,320	559,223	588,509	588,509
Excess Appropriation/(Funding)	0	0		0	0	0	0	0	0
<b>Grand Total</b>	<b>519,523</b>	<b>562,021</b>		<b>559,223</b>	<b>578,320</b>	<b>578,320</b>	<b>559,223</b>	<b>588,509</b>	<b>588,509</b>

## 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. Prior to the passage of Amendment 86 requiring annual sessions, this was a biennial appropriation.

The State Board of Election Commissioners' Base Level Request includes appropriation of \$4,987,000 each year with General Revenue funding of \$3,787,000 in the first year only with Special Language authorizing the carry forward of remaining funds between fiscal years. Special Language also authorizes the Chief Financial Officer of the State to transfer funds from the Budget Stabilization Trust Fund to the Board's Miscellaneous Agencies Fund to provide for expenses for any statewide special election or special primary election if any Special Elections are required.

The State Board of Election Commissioners' Change Level Request includes additional appropriation of \$1,353,000 each year with General Revenue funding of \$1,153,000 in the first year only.

The Total Request includes the following:

	<u>BASE LEVEL</u>	<u>CHANGE LEVEL</u>	<u>TOTAL REQUEST</u>	<u>Fund Source</u>
Preferential Primary (May)	2,204,000	796,000	3,000,000	General Revenue
Primary Runoff (June)	1,454,000	346,000	1,800,000	General Revenue
County Election Commission Training	30,000	0	30,000	General Revenue
Certified Trainer's Pay	24,000	11,000	35,000	General Revenue
Training Publications	75,000	0	75,000	General Revenue
Statewide Special Elections	<u>1,200,000</u>	<u>200,000</u>	<u>1,400,000</u>	Budget Stab Trust
	4,987,000	1,353,000	6,340,000	

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 the Agency Request for additional appropriation of \$1,353,000 each year along with additional General Revenue funding of \$350,000 in the first year only. The Executive also amends Special Language to authorize a transfer from the Budget Stabilization Trust Fund to the Agency's Miscellaneous Agencies Fund to pay the expenses for not only any statewide special election or special primary election, but also for any state supported preferential primary election, general primary election or nonpartisan judicial general election if funds are not available to pay for such elections.

The Legislative Recommendation concurs with the Executive Recommendation.

## Appropriation Summary

**Appropriation:** 581 - Election Expenses

**Funding Sources:** HUA - Miscellaneous Agencies Fund

Commitment Item		2009-2010	2010-2011	2010-2011	2011-2012			2012-2013		
		Actual	Budget	Authorized	Agency	Executive	Legislative	Agency	Executive	Legislative
Election Expenses	5900046	211,389	3,575,611	4,987,000	6,340,000	6,340,000	6,340,000	6,340,000	6,340,000	6,340,000
<b>Total</b>		211,389	3,575,611	4,987,000	6,340,000	6,340,000	6,340,000	6,340,000	6,340,000	6,340,000

Funding Sources									
Fund Balance	4000005	0	3,575,611		0	0	0	0	0
General Revenue	4000010	3,787,000	0		4,940,000	4,137,000	4,137,000	0	0
Budget Stabilization Trust	4000130	0	0		1,400,000	2,203,000	2,203,000	0	0
<b>Total Funding</b>		3,787,000	3,575,611		6,340,000	6,340,000	6,340,000	0	0
Excess Appropriation/(Funding)		(3,575,611)	0		0	0	0	6,340,000	6,340,000
<b>Grand Total</b>		211,389	3,575,611		6,340,000	6,340,000	6,340,000	6,340,000	6,340,000

Special Language authorizes carry forward of General Revenue funding. Expenditure of appropriation in FY2013 is contingent upon the carryforward of available funding from FY2012. The FY2011 Budget amount has been adjusted to reflect the actual amount of funding that carried forward from FY2010 to FY2011.