

STATE BOARD OF ELECTION COMMISSIONERS

State Contracts Over \$50,000 Awarded To Minority Owned Businesses Fiscal Year 2020

None

Employment Summary

	Male	Female	Total	%
White Employees	3	3	6	86 %
Black Employees	0	1	1	14 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			1	14 %
Total Employees			7	100 %

Publications

A.C.A. 25-1-201 et seq.

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution	Unbound Black & White Copies Produced During the Last Two Years	Cost of Unbound Copies Produced During the Last Two Years
		Governor	General Assembly				
"County Board of Election Commissioners Procedures Manual"	7-4-101(f)(2); 7-4-109(e)(1)	N	N	400	Statewide training of county election commissioners to assure fair and orderly election procedures	0	0.00
"Poll Workers Training Guide and Checklist for Poll Workers"	7-4-101(f)(2); 7-4-107(b)(2); 7-4-109(e)(1)	N	N	11,500	Statewide training, testing, and Board certification of trainers to train poll workers locally - Statewide training of local poll workers to assist them in executing election day duties and responsibilities	0	0.00

A.C.A. 25-1-201 et seq.

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution	Unbound Black & White Copies Produced During the Last Two Years	Cost of Unbound Copies Produced During the Last Two Years
		Governor	General Assembly				
"Running for Public Office: A 'Plain English' Handbook for Candidates"	7-4-101(f)(1)	N	N	5,000	Statutory Requirement - to outline in a readable and understandable format the legal obligations of candidates running for public office	0	0.00

Department Appropriation Summary

Appropriation	Historical Data						Agency Request and Executive Recommendation							
	2019-2020		2020-2021		2020-2021		2021-2022				2022-2023			
	Actual	Pos	Budget	Pos	Authorized	Pos	Agency	Pos	Executive	Pos	Agency	Pos	Executive	Pos
436 Nonpartisan General Elections	0	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	590,179	7	598,728	7	621,127	7	647,199	7	647,199	7	647,199	7	647,199	7
581 Election Expenses	950,078	0	3,151,555	0	6,340,000	0	6,340,000	0	6,340,000	0	6,340,000	0	6,340,000	0
Total	1,540,257	7	5,350,283	7	8,561,127	7	8,587,199	7	8,587,199	7	8,587,199	7	8,587,199	7

Funding Sources		%		%		%		%		%		%	
Fund Balance	4000005	1,400,563	21.3	5,035,568	89.4	284,013	3.2	284,013	3.2	284,013	31.1	284,013	31.1
General Revenue	4000010	4,691,312	71.3	590,070	10.5	4,766,850	53.8	4,766,850	53.8	629,850	68.9	629,850	68.9
Performance Fund	4000055	0	0.0	8,658	0.2	0	0.0	0	0.0	0	0.0	0	0.0
Budget Stabilization Trust	4000130	0	0.0	0	0.0	2,203,000	24.9	2,203,000	24.9	0	0.0	0	0.0
Judicial Filing Fees	4000320	483,450	7.4	0	0.0	1,600,000	18.1	1,600,000	18.1	0	0.0	0	0.0
Other	4000370	500	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Total Funds		6,575,825	100.0	5,634,296	100.0	8,853,863	100.0	8,853,863	100.0	913,863	100.0	913,863	100.0
Excess Appropriation/(Funding)		(5,035,568)		(284,013)		(266,664)		(266,664)		7,673,336		7,673,336	
Grand Total		1,540,257		5,350,283		8,587,199		8,587,199		8,587,199		8,587,199	

Variance in Fund Balance is due to unfunded appropriation.

Analysis of Budget Request

Appropriation: 436 - Nonpartisan General Elections

Funding Sources: MFF - Nonpartisan 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 1110 of 2013 made the office of the prosecuting attorney a nonpartisan office. Act 1789 of 2001 established the guidelines for the nonpartisan elections and charged the State Board of Election Commissioners with funding nonpartisan general elections and establishing reasonable filing fees for nonpartisan offices. The Board promulgates rules and regulations establishing nonpartisan office filing fees for covering the cost of election expenses paid from this appropriation.

Continuing level of appropriation is the FY2021 Authorized.

The Agency requests to continue appropriation of \$1,600,000 in each year of the biennium.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 436 - Nonpartisan General Elections

Funding Sources: MFF - Nonpartisan Filing Fee Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item		2019-2020	2020-2021	2020-2021	2021-2022		2022-2023	
		Actual	Budget	Authorized	Agency	Executive	Agency	Executive
Grants and Aid	5100004	0	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000
Total		0	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000
Funding Sources								
Fund Balance	4000005	1,400,563	1,884,013		284,013	284,013	284,013	284,013
Judicial Filing Fees	4000320	483,450	0		1,600,000	1,600,000	0	0
Total Funding		1,884,013	1,884,013		1,884,013	1,884,013	284,013	284,013
Excess Appropriation/(Funding)		(1,884,013)	(284,013)		(284,013)	(284,013)	1,315,987	1,315,987
Grand Total		0	1,600,000		1,600,000	1,600,000	1,600,000	1,600,000

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 general elections, special primary elections, and statewide special elections.

This appropriation is funded by General Revenue.

With the exception of Regular Salaries and Personal Services Matching, continuing level of appropriation is the FY2021 Authorized.

The Agency requests appropriation of \$647,199 and general revenue funding of \$629,850 in each year of the biennium.

The Agency Request includes the following change in each year:

- Reallocation of \$2,000 from Operating Expenses appropriation to Conference and Travel Expenses appropriation to accommodate the additional expenses related to the two attorneys requiring continuing education, and to allow more than one staff member to attend the National Election Directors conference each year.

The Executive Recommendation provides for the Agency Request and reclassification of one position.

Appropriation Summary

Appropriation: 580 - Election Commissioners - Operations

Funding Sources: HUA - Miscellaneous Agencies Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item		2019-2020	2020-2021	2020-2021	2021-2022		2022-2023	
		Actual	Budget	Authorized	Agency	Executive	Agency	Executive
Regular Salaries	5010000	374,926	376,863	380,694	400,122	400,122	400,122	400,122
#Positions		7	7	7	7	7	7	7
Personal Services Matching	5010003	121,234	121,404	122,623	129,267	129,267	129,267	129,267
Operating Expenses	5020002	91,613	96,961	109,810	107,810	107,810	107,810	107,810
Conference & Travel Expenses	5050009	2,406	3,000	3,000	5,000	5,000	5,000	5,000
Professional Fees	5060010	0	500	5,000	5,000	5,000	5,000	5,000
Data Processing	5090012	0	0	0	0	0	0	0
Capital Outlay	5120011	0	0	0	0	0	0	0
Total		590,179	598,728	621,127	647,199	647,199	647,199	647,199
Funding Sources								
General Revenue	4000010	589,679	590,070		629,850	629,850	629,850	629,850
Performance Fund	4000055	0	8,658		0	0	0	0
Other	4000370	500	0		0	0	0	0
Total Funding		590,179	598,728		629,850	629,850	629,850	629,850
Excess Appropriation/(Funding)		0	0		17,349	17,349	17,349	17,349
Grand Total		590,179	598,728		647,199	647,199	647,199	647,199

Analysis of Budget Request

Appropriation: 581 - Election Expenses

Funding Sources: HUA - Miscellaneous Agencies Fund

This 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 covers 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 administrators in conducting elections in compliance with federal and state election laws, pursuant to § 7-4-101, 7-4-107, and 7-4-109.

This appropriation is funded by general revenue.

Continuing level of appropriation is the FY2021 Authorized.

The Agency requests appropriation of \$6,340,000 in each year of the biennium and \$4,137,000 in general revenue funding in FY2022 only.

Carry Forward Special Language authorizes carry forward of remaining funds between fiscal years. Transfer of Funds Special Language authorizes the Chief Fiscal Officer of the State to transfer funds from the Budget Stabilization Trust Fund to the Board's Miscellaneous Agencies Fund Account to provide funding for expenses of state-supported elections, if funds are not available to pay for these elections.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 581 - Election Expenses

Funding Sources: HUA - Miscellaneous Agencies Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2019-2020	2020-2021	2020-2021	2021-2022		2022-2023	
	Actual	Budget	Authorized	Agency	Executive	Agency	Executive
Election Expenses 5900046	950,078	3,151,555	6,340,000	6,340,000	6,340,000	6,340,000	6,340,000
Total	950,078	3,151,555	6,340,000	6,340,000	6,340,000	6,340,000	6,340,000
Funding Sources							
Fund Balance 4000005	0	3,151,555		0	0	0	0
General Revenue 4000010	4,101,633	0		4,137,000	4,137,000	0	0
Budget Stabilization Trust 4000130	0	0		2,203,000	2,203,000	0	0
Total Funding	4,101,633	3,151,555		6,340,000	6,340,000	0	0
Excess Appropriation/(Funding)	(3,151,555)	0		0	0	6,340,000	6,340,000
Grand Total	950,078	3,151,555		6,340,000	6,340,000	6,340,000	6,340,000

Special Language authorizes carry forward of funding. Expenditure of appropriation in FY23 is contingent upon the carry forward of available funding from FY22.

**CARRY FORWARD OF ANY REMAINING FUND BALANCES
FROM FISCAL YEAR 2020 TO FISCAL YEAR 2021**

Agency: State Board of Election Commissioners

Program: Election Expenses

Act #: 89 Section(s) #: 3 & 5

Estimated Carry Forward Amount \$ 3,436,543.00 Funding Source: General Revenue

Accounting Information:

Business Area: 0232 Funds Center: 581 Fund: hua Functional Area: PROF

Current law requires a written statement be submitted to the DFA Office of Budget stating the reason(s) to carry forward funding for a program or a specific line item within a program remaining on June 30th of a fiscal year.

Justification for carry forward of fund balance:

The SBEC is required by state law to reimburse the counties for cost of the preferential primary as well as some state-funded special elections. The primary represents the vast majority of these expenses and only occurs once every two years. Because the expense is biennial, this funding for election expenses is provided only once in the two year cycle; however, the majority of counties will not be able to complete their request for reimbursement until after the start of the new fiscal year which is why the funds must carry forward. Furthermore, any state-funded special election called by the Governor in the odd numbered fiscal years are reimbursed from these funds.

Actual Funding Carry Forward Amount \$ 3,151,555.00

Current status of carry forward funding:

Funds will be expended in FY21

Daniel J. Shults

Director

08-06-2020

Date