

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE BOARD OF REGISTRATION FOR
10 FORESTERS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1993;
11 AND FOR OTHER PURPOSES."

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

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15 SECTION 1. EXTRA HELP. There is hereby authorized, for the State
16 Board of Registration for Foresters for the 1991-93 biennium, the following
17 maximum number of part-time or temporary employees, to be known as "Extra
18 Help", payable from funds appropriated herein for such purposes: One (1)
19 temporary or part-time employees, when needed, at rates of pay not to exceed
20 those provided in the Uniform Classification and Compensation Act, or its
21 successor, for the appropriate classification.

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23 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State
24 Board of Registration for Foresters, to be payable from cash funds as defined
25 by Arkansas Code §19-4-801 of the State Board of Registration for Foresters,
26 for personal services and operating expenses of the State Board of
27 Registration for Foresters for the biennial period ending June 30, 1993, the
28 following:

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ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) EXTRA HELP	\$ 686	\$ 686
(02) PERSONAL SERV MATCHING	52	52
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 3,715	\$ 3,715

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1	(B) CONF. & TRAVEL	0	0
2	(C) PROF. FEES	0	0
3	(D) CAPITAL OUTLAY	0	0
4	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
5	TOTAL MAINT. & GEN. OPER.		<u>3,715</u> <u>3,715</u>
6	TOTAL AMOUNT APPROPRIATED		<u>\$ 4,453</u> <u>\$ 4,453</u>

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8 SECTION 3. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
9 this Act for Maintenance and General Operation shall be expended in payment
10 for services of attorneys, unless the agency shall first make a request in
11 writing to the Attorney General of the State of Arkansas to provide the
12 required legal services. The Attorney General's Office shall provide the
13 requested legal services, or, if the Attorney General's Office shall determine
14 that sufficient personnel are not available to provide the requested legal
15 services, the Attorney General shall certify the same to the agency and may
16 authorize the agency to employ legal counsel and to expend monies appropriated
17 for Maintenance and General Operations therefor, if:

- 18 (1) The Attorney General determines, and certifies in writing, that
- 19 such agency needs the advice or assistance of legal counsel, and
- 20 (2) The Attorney General consents in writing to the employment of the
- 21 legal counsel to be retained by the agency.

22 Such certification shall be required with respect to each instance of
23 the employment of special legal counsel, or shall be required annually with
24 respect to legal counsel employed on a retainer basis. A copy of such
25 certification shall be entered in the official minutes of the agency, and
26 shall be retained in the fiscal records of the agency for audit purposes.

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28 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
29 authorized by this Act shall be limited to the appropriation for such agency
30 and funds made available by law for the support of such appropriations; and
31 the restrictions of the State Purchasing Law, the General Accounting and
32 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
33 Procedures and Restrictions Act, or their successors, and other fiscal control
34 laws of this State, where applicable, and regulations promulgated by the
35 Department of Finance and Administration, as authorized by law, shall be

1 strictly complied with in disbursement of said funds.

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3 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
4 Assembly that any funds disbursed under the authority of the appropriations
5 contained in this Act shall be in compliance with the stated reasons for which
6 this Act was adopted, as evidenced by the Agency Requests, Executive
7 Recommendations and Legislative Recommendations contained in the budget
8 manuals prepared by the Department of Finance and Administration, letters, or
9 summarized oral testimony in the official minutes of the Arkansas Legislative
10 Council or Joint Budget Committee which relate to its passage and adoption.

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12 SECTION 6. CODE. All provisions of this Act of a general and permanent
13 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
14 Code Revision Commission shall incorporate the same in the Code.

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16 SECTION 7. SEVERABILITY. If any provision of this Act or the
17 application thereof to any person or circumstance is held invalid, such
18 invalidity shall not affect other provisions or applications of the Act which
19 can be given effect without the invalid provision or application, and to this
20 end the provisions of this Act are declared to be severable.

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22 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
23 with this Act are hereby repealed.

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25 SECTION 9. HEALTH PREMIUMS. The State Board of Registration for
26 Foresters shall not, during the 1992-93 fiscal year, spend more for health
27 insurance per employee than the amount being contributed to the State
28 Employees Health Insurance Program.

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30 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
31 Seventy-Eighth General Assembly, that the Constitution of the State of
32 Arkansas prohibits the appropriation of funds for more than a two (2) year
33 period; that the effectiveness of this Act on July 1, 1991 is essential to the
34 operation of the agency for which the appropriations in this Act are provided,
35 and that in the event of an extension of the Regular Session, the delay in the

1 effective date of this Act beyond July 1, 1991 could work irreparable harm
2 upon the proper administration and provision of essential governmental
3 programs. Therefore, an emergency is hereby declared to exist and this Act
4 being necessary for the immediate preservation of the public peace, health and
5 safety shall be in full force and effect from and after July 1, 1991.

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