

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Joint Budget Committee**

# A Bill

**SENATE 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 ARCHITECTS FOR  
10 THE BIENNIAL PERIOD ENDING JUNE 30, 1995; AND FOR OTHER  
11 PURPOSES."

## Subtitle

14 "AN ACT FOR THE STATE BOARD OF ARCHITECTS APPROPRIATION."

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

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18 SECTION 1. REGULAR SALARIES. There is hereby established for the State  
19 Board of Architects for the 1993-95 biennium, the following maximum number of  
20 regular employees whose salaries shall be governed by the provisions of the  
21 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
22 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
23 that any position to which a specific maximum annual salary is set out herein  
24 in dollars, shall be exempt from the provisions of said Uniform Classification  
25 and Compensation Act. All persons occupying positions authorized herein are  
26 hereby governed by the provisions of the Regular Salaries Procedures and  
27 Restrictions Act (Arkansas Code §21-5-101), or its successor.

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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				1993-94	1994-95
(1)	7213	BD OF ARCH EXEC DIR/INVESTIGATOR	1	\$ 41,820	\$ 43,283
(2)	7214	BD OF ARCH ADMIN ASST/OFC MGR	1	\$ 20,544	\$

21,263

1 (3) 7215 BD OF ARCH CLERK/BOOKKEEPER 1 \$ 6,041 \$ 6,252  
 2 MAX NO. OF EMPLOYEES 3

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 5 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State  
 6 Board of Architects, to be payable from cash funds as defined by Arkansas Code  
 7 19-4-801 of the State Board of Architects, for personal services and operating  
 8 expenses of the State Board of Architects for the biennial period ending June  
 9 ~~30, 1995, the following:~~

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11 ITEM	FISCAL YEARS	
12 NO.	1993-94	1994-95
13 (01) REGULAR SALARIES	\$ 68,405	\$ 70,798
14 (02) PERSONAL SERV MATCHING	18,955	19,377
15 (03) MAINT. & GEN. OPERATION		
16 (A) OPER. EXPENSE \$ 43,304	\$ 43,304	
17 (B) CONF. & TRVL. 6,000	6,000	
18 (C) PROF. FEES 0	0	
19 (D) CAP. OUTLAY 2,336	2,394	
20 (E) DATA PROC. <u>0</u>	<u>0</u>	
21 TOTAL MAINT. & GEN. OPER.	51,640	51,698
22 (04) CONTRACT SALARIES	2,850	2,850
23 (05) EXAMS <u>15,000</u>	<u>15,000</u>	<u>15,000</u>
24 TOTAL AMOUNT APPROPRIATED	<u>\$ 156,850</u>	<u>\$ 159,723</u>

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 26 SECTION 3. CONTRACT SALARIES. There is hereby authorized, for the  
 27 State Board of Architects, for the 1993-95 biennium, the following additional  
 28 salaries for certain positions provided in the Regular Salary schedule in this  
 29 Act, which shall be in addition to the annual amounts as established in  
 30 Section 1 herein. The position of Board of Architects Administrative  
 31 Assistant/Office Manager is eligible for an additional rate of pay not to  
 32 exceed \$1,650 per year. The position of Board of Architects Executive  
 33 Director/Investigator is eligible for an additional rate of pay not to exceed  
 34 \$1,200 per year. The additional salaries authorized herein shall be payable  
 35 from the appropriation provided by this Act for Contract Salaries. Funding

1 for the appropriation for contract salaries shall be made available to the  
2 Arkansas State Board of Architects by the Advisory Committee for Registration  
3 of Landscape Architects through a contractual agreement for services to be  
4 provided by those employees of the State Board of Architects designated herein  
5 and such amounts are limited by the amounts received through and under the  
6 terms of such contractual agreement.

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8       SECTION 4. 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 5. 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 6. 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 7. 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 8. 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 9. GENERAL REPEALER. All laws and parts of laws in conflict  
23 with this Act are hereby repealed.

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25 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the  
26 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
27 prohibits the appropriation of funds for more than a two (2) year period; that  
28 the effectiveness of this Act on July 1, 1993 is essential to the operation of  
29 the agency for which the appropriations in this Act are provided, and that in  
30 the event of an extension of the Regular Session, the delay in the effective  
31 date of this Act beyond July 1, 1993 could work irreparable harm upon the  
32 proper administration and provision of essential governmental programs.  
33 Therefore, an emergency is hereby declared to exist and this Act being  
34 necessary for the immediate preservation of the public peace, health and  
35 safety shall be in full force and effect from and after July 1, 1993.

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