

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

A Bill

ACT 44 OF 1993
SENATE BILL 132

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."

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

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.

Item	Class	No. of	Maximum Annual		
			Maximum	Salary Rate	
No.	Code	Title	Employees	1993-94	1994-95
33	(1) 7213	BD OF ARCH EXEC DIR/INVESTIGATOR	1	\$ 41,820	\$ 43,283
34	(2) 7214	BD OF ARCH ADMIN ASST/OFC MGR	1	\$ 20,544	\$
35	21,263				
36	(3) 7215	BD OF ARCH CLERK/BOOKKEEPER	<u>1</u>	\$ 6,041	\$ 6,252

1 MAX NO. OF EMPLOYEES 3

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

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

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

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

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7 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
8 this Act for Maintenance and General Operation shall be expended in payment
9 for services of attorneys, unless the agency shall first make a request in
10 writing to the Attorney General of the State of Arkansas to provide the
11 required legal services. The Attorney General's Office shall provide the
12 requested legal services, or, if the Attorney General's Office shall determine
13 that sufficient personnel are not available to provide the requested legal
14 services, the Attorney General shall certify the same to the agency and may
15 authorize the agency to employ legal counsel and to expend monies appropriated
16 for Maintenance and General Operations therefor, if:

17 (1) The Attorney General determines, and certifies in writing, that
18 such agency needs the advice or assistance of legal counsel, and

19 (2) The Attorney General consents in writing to the employment of the
20 legal counsel to be retained by the agency.

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

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27 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
28 authorized by this Act shall be limited to the appropriation for such agency
29 and funds made available by law for the support of such appropriations; and
30 the restrictions of the State Purchasing Law, the General Accounting and
31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
32 Procedures and Restrictions Act, or their successors, and other fiscal control
33 laws of this State, where applicable, and regulations promulgated by the
34 Department of Finance and Administration, as authorized by law, shall be
35 strictly complied with in disbursement of said funds.

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

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11 SECTION 7. CODE. All provisions of this Act of a general and permanent
12 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
13 Code Revision Commission shall incorporate the same in the Code.

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15 SECTION 8. SEVERABILITY. If any provision of this Act or the
16 application thereof to any person or circumstance is held invalid, such
17 invalidity shall not affect other provisions or applications of the Act which
18 can be given effect without the invalid provision or application, and to this
19 end the provisions of this Act are declared to be severable.

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21 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict
22 with this Act are hereby repealed.

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

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APPROVED: 2/4/93