

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

A Bill

ACT 84 OF 1993
HOUSE BILL 1214

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

Subtitle

14 "AN ACT FOR THE STATE BOARD OF ACCOUNTANCY 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 Accountancy 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.	Code	Title	Employees	Maximum Annual	
						1993-94	1994-95
						Salary Rate	Fiscal Years
33	(1)	7206	BD OF ACCOUNTING	EXECUTIVE DIRECTOR	1	\$ 38,729	\$ 40,084
34	(2)	8708	BD OF ACCOUNTANCY	EXECUTIVE ASST	1	\$ 28,522	\$ 29,520
35	(3)	7207	BD OF ACCOUNTING	ADMIN ASST	1	\$ 22,068	\$ 22,840
36	(4)	7208	BD OF ACCOUNTING	INVESTIGATOR	1	\$ 17,621	\$ 18,237

1	(5) 8705 ACCTG BOARD SECRETARY	<u>1</u>	\$ 16,771	\$ 17,357
2	MAX NO. OF EMPLOYEES	5		

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4 SECTION 2. EXTRA HELP. There is hereby authorized, for the State

5 Board of Accountancy for the 1993-95 biennium, the following maximum number of

6 part-time or temporary employees, to be known as "Extra Help", payable from

7 funds appropriated herein for such purposes: one (1) temporary or part-time

8 employees, when needed, at rates of pay not to exceed those provided in the

9 Uniform Classification and Compensation Act, or its successor, or this act for

10 the appropriate classification.

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12 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State

13 Board of Accountancy, to be payable from cash funds as defined by Arkansas

14 Code 19-4-801 of the State Board of Accountancy, for personal services and

15 operating expenses of the State Board of Accountancy for the biennial period

16 ending June 30, 1995, the following:

18	ITEM	FISCAL YEARS	
19	NO.	1993-94	1994-95
20	(01) REGULAR SALARIES	\$ 123,711	\$ 128,038
21	(02) EXTRA HELP	1,000	1,000
22	(03) PERSONAL SERV MATCHING	33,388	34,151
23	(04) MAINT. & GEN. OPERATION		
24	(A) OPER. EXPENSE	\$ 94,250	\$ 94,250
25	(B) CONF. & TRVL.	12,199	12,199
26	(C) PROF. FEES	13,271	13,271
27	(D) CAP. OUTLAY	4,000	4,000
28	(E) DATA PROC.	<u>0</u>	<u>0</u>
29	TOTAL MAINT. & GEN. OPER.	123,720	123,720
30	(05) FEE REFUNDS	15,000	15,000
31	(06) GRADING FEES	<u>72,000</u>	<u>72,000</u>
32	TOTAL AMOUNT APPROPRIATED	<u>\$ 368,819</u>	<u>\$ 373,909</u>

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34 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in

35 this Act for Maintenance and General Operation shall be expended in payment

1 for services of attorneys, unless the agency shall first make a request in
2 writing to the Attorney General of the State of Arkansas to provide the
3 required legal services. The Attorney General's Office shall provide the
4 requested legal services, or, if the Attorney General's Office shall determine
5 that sufficient personnel are not available to provide the requested legal
6 services, the Attorney General shall certify the same to the agency and may
7 authorize the agency to employ legal counsel and to expend monies appropriated
8 for Maintenance and General Operations therefor, if:

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

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

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

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

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29 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
30 Assembly that any funds disbursed under the authority of the appropriations
31 contained in this Act shall be in compliance with the stated reasons for which
32 this Act was adopted, as evidenced by the Agency Requests, Executive
33 Recommendations and Legislative Recommendations contained in the budget
34 manuals prepared by the Department of Finance and Administration, letters, or
35 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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

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28 APPROVED: 2/4/93

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