

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 1175 OF 1995
HOUSE BILL 1108

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE COMMISSION ON ARKANSAS' FUTURE
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR
11 OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE COMMISSION ON ARKANSAS'
15 FUTURE APPROPRIATION FOR THE 1995-97
16 BIENNIUM."

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

20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 Commission on Arkansas' Future for the 1995-97 biennium, the following maximum
22 number of regular employees whose salaries shall be governed by the provisions
23 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
24 et seq.), or its successor, and all laws amendatory thereto. Provided,
25 however, that any position to which a specific maximum annual salary is set
26 out herein in dollars, shall be exempt from the provisions of said Uniform
27 Classification and Compensation Act. All persons occupying positions
28 authorized herein are hereby governed by the provisions of the Regular
29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
30 successor.

Item	Class	No. of Employees	Maximum Annual Salary Rate	Fiscal Years
No.	Code	Title	1995-96	1996-97
36	(1) 9006	DIRECTOR, COMMISSION ARK FUTURE	\$ 50,726	\$ 51,994

1	(2) 9013 CAF RESEARCH/PLANNING SPECIALIST	2	\$ 38,464	\$ 39,425
2	(3) 9009 COMM ARK FUTURE ADMIN OFFICER	1	\$ 24,987	\$ 25,611
3	(4) 9015 CAF SECRETARY	<u>1</u>	\$ 19,796	\$ 20,290
4	MAX NO. OF EMPLOYEES	5		

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6 SECTION 2. APPROPRIATIONS - OPERATIONS. There is hereby appropriated,
7 to the Commission on Arkansas' Future, to be payable from sources other than
8 general revenue, for personal services and operating expenses of the
9 Commission on Arkansas' Future for the biennial period ending June 30, 1997,
10 the following:

12 ITEM	FISCAL YEARS	
13 NO.	1995-96	1996-97
14 (01) REGULAR SALARIES	\$ 141,021	\$ 167,618
15 (02) PERSONAL SERV MATCHING	40,213	47,503
16 (03) MAINT. & GEN. OPERATION		
17 (A) OPER. EXPENSE \$	51,293	\$ 66,541
18 (B) CONF. & TRVL.	5,658	7,203
19 (C) PROF. FEES	11,625	18,550
20 (D) CAP. OUTLAY	3,000	3,200
21 (E) DATA PROC.	<u>1,500</u>	<u>1,600</u>
22 TOTAL MAINT. & GEN. OPER.	<u>73,076</u>	<u>97,094</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$ 254,310</u>	<u>\$ 312,215</u>

24
25 SECTION 3. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to
26 the Commission on Arkansas' Future, to be payable from federal funds as
27 designated by the Chief Fiscal Officer of the State, for personal services and
28 operating expenses of the Commission on Arkansas' Future for the biennial
29 period ending June 30, 1997, the following:

31 ITEM	FISCAL YEARS	
32 NO.	1995-96	1996-97
33 (01) REGULAR SALARIES	\$ 23,166	\$
34 (02) PERSONAL SERV MATCHING	6,703	
35 (03) SPECIAL PROJECTS/PROGRAMS	<u>35,000</u>	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$ 64,866 \$ 0

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3 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the
4 Commission on Arkansas' Future, to be payable from cash funds as defined by
5 Arkansas Code 19-4-801 of the Commission on Arkansas' Future, for operating
6 expenses of the Commission on Arkansas' Future for the biennial period ending
7 June 30, 1997, the following:

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9 ITEM	FISCAL YEARS	
10 NO.	1995-96	1996-97
11		
12 (01) MAINT. & GEN. OPERATION		
13 (A) OPER. EXPENSE \$	0 \$	0
14 (B) CONF. & TRVL.	0	0
15 (C) PROF. FEES	7,500	7,500
16 (D) CAP. OUTLAY	0	0
17 (E) DATA PROC.	<u>0</u>	<u>0</u>
18 TOTAL MAINT. & GEN. OPER.	7,500	7,500
19 (02) SPECIAL PROJECTS/PROGRAMS	\$ <u>7,500</u>	\$ <u>7,500</u>
20 TOTAL AMOUNT APPROPRIATED	\$ <u>15,000</u>	\$ <u>15,000</u>

21

22 SECTION 5. APPROPRIATIONS - STATE OPERATIONS. There is hereby
23 appropriated, to the Commission on Arkansas' Future, to be payable from the
24 State General Services Fund Account, for personal services and operating
25 expenses of the Commission on Arkansas' Future for the biennial period ending
26 June 30, 1997, the following:

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28 ITEM	FISCAL YEARS	
29 NO.	1995-96	1996-97
30 (01) REGULAR SALARIES	\$ 74,229	\$ 76,085
31 (02) PERSONAL SERVICES MATCHING	17,815	18,260
32 (03) MAINTENANCE & GENERAL OPERATIONS		
33 (A) OPER. EXPENSES	26,000	26,000
34 (B) CONF. & TRAVEL	1,000	1,000
35 (C) PROF. FEES	0	0

1	(D) CAPITAL OUTLAY	0	0
2	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
3	TOTAL MAINT. & GEN. OPERATIONS	<u>27,000</u>	<u>27,000</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 119,044</u>	<u>\$ 121,345</u>

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6 SECTION 6. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
7 this Act for Maintenance and General Operation shall be expended in payment
8 for services of attorneys, unless the agency shall first make a request in
9 writing to the Attorney General of the State of Arkansas to provide the
10 required legal services. The Attorney General's Office shall provide the
11 requested legal services, or, if the Attorney General's Office shall determine
12 that sufficient personnel are not available to provide the requested legal
13 services, the Attorney General shall certify the same to the agency and may
14 authorize the agency to employ legal counsel and to expend monies appropriated
15 for Maintenance and General Operations therefor, if:

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

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

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

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26 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
27 authorized by this Act shall be limited to the appropriation for such agency
28 and funds made available by law for the support of such appropriations; and
29 the restrictions of the State Purchasing Law, the General Accounting and
30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
31 Procedures and Restrictions Act, or their successors, and other fiscal control
32 laws of this State, where applicable, and regulations promulgated by the
33 Department of Finance and Administration, as authorized by law, shall be
34 strictly complied with in disbursement of said funds.

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

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10 SECTION 9. CODE. All provisions of this Act of a general and permanent
11 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
12 Code Revision Commission shall incorporate the same in the Code.

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

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20 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict
21 with this Act are hereby repealed.

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23 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the
24 Eightieth General Assembly, that the Constitution of the State of Arkansas
25 prohibits the appropriation of funds for more than a two (2) year period; that
26 the effectiveness of this Act on July 1, 1995 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the Regular Session, the delay in the effective
29 date of this Act beyond July 1, 1995 could work irreparable harm upon the
30 proper administration and provision of essential governmental programs.
31 Therefore, an emergency is hereby declared to exist and this Act being
32 necessary for the immediate preservation of the public peace, health and
33 safety shall be in full force and effect from and after July 1, 1995.

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/s/Rep. E. Thicksten

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As Engrossed: 4/6/95

HB 1108

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APPROVED: 4-11-95

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