

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

# A Bill

Act 70 of 1999  
HOUSE BILL 1129

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 AND OPERATING EXPENSES FOR THE CONTRACTORS LICENSING  
11 BOARD FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2001;  
12 AND FOR OTHER PURPOSES. "  
13

## Subtitle

14 "AN ACT FOR THE CONTRACTORS LICENSING  
15 BOARD APPROPRIATION FOR THE 1999-2001  
16 BIENNIUM. "  
17  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Contractors Licensing Board for the 1999-2001 biennium, the following maximum  
24 number of regular employees whose salaries shall be governed by the provisions  
25 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201  
26 et seq.), or its successor, and all laws amendatory thereto. Provided,  
27 however, that any position to which a specific maximum annual salary is set  
28 out herein in dollars, shall be exempt from the provisions of said Uniform  
29 Classification and Compensation Act. All persons occupying positions  
30 authorized herein are hereby governed by the provisions of the Regular  
31 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
32 successor.  
33

34			Maximum Annual
35		Maximum	Salary Rate
36	Item Class	No. of	Fiscal Years

\*KCA013\*

No.	Code	Title	Employees	1999-2000	2000-2001
(1)	7209	CONTRACTORS LICNSNG ADMR/INVSTGTOR	1	\$64,208	\$66,005
(2)	9020	CONTRACTORS BOARD ATTORNEY	1	\$51,909	\$53,362
(3)	9034	CONTRACTOR'S BD EDUCATION COORD	1	\$45,421	\$46,692
(4)	7272	CONTRACTORS BOARD INVESTIGATOR	4	\$37,583	\$38,635
(5)	7211	CONTRACTORS LICENSING SR CLERK I	4	\$29,766	\$30,599
		MAX. NO. OF EMPLOYEES	11		

SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Contractors Licensing Board, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Contractors Licensing Board, for personal services and operating expenses of the Contractors Licensing Board for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 430,934	\$ 442,995
(02) PERSONAL SERV MATCHING	111,826	113,969
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	178,981	178,981
(B) CONF. & TRAVEL	4,700	4,700
(C) PROF. FEES	23,000	23,000
(D) CAP. OUTLAY	14,500	12,000
(E) DATA PROC.	0	0
(04) EDUCATION/TRAINING GRANTS	50,000	50,000
(05) INVESTMENTS	156,504	156,504
(06) REFUNDS/REIMBURSEMENTS	50,000	50,000
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,020,445</u>	<u>\$ 1,032,149</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INVESTMENT OPTIONS. The agency, board or commission, to which appropriation in this Act is made, shall consider all possible options available in investing cash fund balances for which it is responsible. Such options investigated shall specifically include the provisions of the Treasury Management Trust Fund option beginning at Arkansas Code 19-3-602. In the event that the Treasury

1 Management Trust Fund option is not selected, the agency, board, or commission  
 2 shall report to the State Board of Finance the option selected and the  
 3 additional benefits accruing by selecting a different option.

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

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

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

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

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

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 35 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 36 that any funds disbursed under the authority of the appropriations contained

1 in this act shall be in compliance with the stated reasons for which this act  
 2 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 3 and Legislative Recommendations contained in the budget manuals prepared by  
 4 the Department of Finance and Administration, letters, or summarized oral  
 5 testimony in the official minutes of the Arkansas Legislative Council or Joint  
 6 Budget Committee which relate to its passage and adoption.

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

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

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 18 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with  
 19 this act are hereby repealed.

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 21 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the  
 22 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
 23 prohibits the appropriation of funds for more than a two (2) year period; that  
 24 the effectiveness of this Act on July 1, 1999 is essential to the operation of  
 25 the agency for which the appropriations in this Act are provided, and that in  
 26 the event of an extension of the Regular Session, the delay in the effective  
 27 date of this Act beyond July 1, 1999 could work irreparable harm upon the  
 28 proper administration and provision of essential governmental programs.  
 29 Therefore, an emergency is hereby declared to exist and this Act being  
 30 necessary for the immediate preservation of the public peace, health and  
 31 safety shall be in full force and effect from and after July 1, 1999.

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 33 APPROVED: 2/16/1999  
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