

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 74 of 1999  
HOUSE BILL 1134

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 STATE BOARD OF BARBER  
11 EXAMINERS FOR THE BIENNIAL PERIOD ENDING JUNE 30,  
12 2001; AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE STATE BOARD OF  
15 BARBER EXAMINERS APPROPRIATION  
16 FOR THE 1999-2001 BIENNIUM."  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the State  
23 Board of Barber Examiners 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

\*JAD021\*

No.	Code	Title	Employees	1999-2000	2000-2001
(1)	7218	BD OF BARBER EXAM SECRETARY	1	\$43,114	\$44,321
(2)	7223	BD OF BARBER EXAM ADMIN SECRETARY	1	\$31,336	\$32,213
(3)	7222	BD OF BARBER EXAM INSPECTOR	1	\$30,652	\$31,510
(4)	8026	BD OF BARBER EXAM INSPECTOR I	1	\$17,663	\$18,157
(5)	7224	BD OF BARBER EXAM STENOGRAPHER	<u>1</u>	\$7,441	\$7,649
		MAX. NO. OF EMPLOYEES	5		

SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board of Barber Examiners for the 1999-2001 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: two (2) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State Board of Barber Examiners, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the State Board of Barber Examiners, for personal services and operating expenses of the State Board of Barber Examiners for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 130,206	\$ 133,850
(02) EXTRA HELP	10,802	10,802
(03) PERSONAL SERV MATCHING	40,022	40,669
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	32,650	32,650
(B) CONF. & TRAVEL	2,250	2,250
(C) PROF. FEES	500	500
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 216,430</u>	<u>\$ 220,721</u>

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE

1 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INVESTMENT  
 2 OPTIONS. The agency, board or commission, to which appropriation in this Act  
 3 is made, shall consider all possible options available in investing cash fund  
 4 balances for which it is responsible. Such options investigated shall  
 5 specifically include the provisions of the Treasury Management Trust Fund  
 6 option beginning at Arkansas Code 19-3-602. In the event that the Treasury  
 7 Management Trust Fund option is not selected, the agency, board, or commission  
 8 shall report to the State Board of Finance the option selected and the  
 9 additional benefits accruing by selecting a different option.

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

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

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

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

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 31 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by  
 32 this act shall be limited to the appropriation for such agency and funds made  
 33 available by law for the support of such appropriations; and the restrictions  
 34 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
 35 Law, the Revenue Stabilization Law, the Regular Salary Procedures and  
 36 Restrictions Act, or their successors, and other fiscal control laws of this

1 State, where applicable, and regulations promulgated by the Department of  
 2 Finance and Administration, as authorized by law, shall be strictly complied  
 3 with in disbursement of said funds.

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

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

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 18 SECTION 9. SEVERABILITY. If any provision of this act or the application  
 19 thereof to any person or circumstance is held invalid, such invalidity shall  
 20 not affect other provisions or applications of the act which can be given  
 21 effect without the invalid provision or application, and to this end the  
 22 provisions of this act are declared to be severable.

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 24 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict with  
 25 this act are hereby repealed.

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 27 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the  
 28 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
 29 prohibits the appropriation of funds for more than a two (2) year period; that  
 30 the effectiveness of this Act on July 1, 1999 is essential to the operation of  
 31 the agency for which the appropriations in this Act are provided, and that in  
 32 the event of an extension of the Regular Session, the delay in the effective  
 33 date of this Act beyond July 1, 1999 could work irreparable harm upon the  
 34 proper administration and provision of essential governmental programs.  
 35 Therefore, an emergency is hereby declared to exist and this Act being  
 36 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after July 1, 1999.

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3 APPROVED: 2/16/1999  
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