

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 48 of 2001
HOUSE BILL 1224

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
11 REGISTERED INTERIOR DESIGNERS FOR THE BIENNIAL PERIOD
12 ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.
13
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Subtitle

15 AN ACT FOR THE STATE BOARD OF REGISTERED
16 INTERIOR DESIGNERS APPROPRIATION
17 FOR THE 2001-2003 BIENNIAL PERIOD.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. EXTRA HELP. There is hereby authorized, for the State Board of
24 Registered Interior Designers for the 2001-2003 biennium, the following
25 maximum number of part-time or temporary employees, to be known as "Extra
26 Help", payable from funds appropriated herein for such purposes: one (1)
27 temporary or part-time employees, when needed, at rates of pay not to exceed
28 those provided in the Uniform Classification and Compensation Act, or its
29 successor, or this act for the appropriate classification.
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31 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State
32 Board of Registered Interior Designers, to be payable from cash funds as
33 defined by Arkansas Code 19-4-801 of the State Board of Registered Interior
34 Designers, for personal services and operating expenses of the State Board of
35 Registered Interior Designers for the biennial period ending June 30, 2003,
36 the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) EXTRA HELP	\$ 800	\$ 800
(02) PERSONAL SERV MATCHING	62	62
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	1,175	1,175
(B) CONF. & TRAVEL	200	200
(C) PROF. FEES	1,200	1,200
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,437</u>	<u>\$ 3,437</u>

SECTION 3. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this Act for Maintenance and General Operation shall be expended in payment for services of attorneys, unless the agency shall first make a request in writing to the Attorney General of the State of Arkansas to provide the required legal services. The Attorney General's Office shall provide the requested legal services, or, if the Attorney General's Office shall determine that sufficient personnel are not available to provide the requested legal services, the Attorney General shall certify the same to the agency and may authorize the agency to employ legal counsel and to expend monies appropriated for Maintenance and General Operations therefor, if:

- (1) The Attorney General determines, and certifies in writing, that such agency needs the advice or assistance of legal counsel, and
- (2) The Attorney General consents in writing to the employment of the legal counsel to be retained by the agency.

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

SECTION 4. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all appropriations as provided in this Act, the agency disbursing officer shall

1 monitor the level of fund balances in relation to expenditures on a monthly
2 basis. If any proposed expenditures would cause a fund balance to decline to
3 less than fifty percent (50%) of the balance available on July 1, 2001, the
4 disbursing officer shall immediately notify the executive head of the agency.

5 Prior to any obligations being made under these circumstances, the agency
6 head shall file written documentation with the Chief Fiscal Officer of the
7 State requesting approval of the expenditures. Such documentation shall
8 provide sufficient financial data to justify the expenditures and shall
9 include the following:

10 1) a plan that clearly indicates the specific fiscal impact of such
11 expenditures on the fund balance.

12 2) information clearly indicating and explaining what programs would be cut or
13 any other measures to be taken by the agency to restore the fund balance.

14 3) the extent to which any of the planned expenditures are for one-time costs
15 or one-time purchase of capitalized items.

16 4) a statement certifying that the expenditure of fund balances will not
17 jeopardize the financial health of the agency, nor result in a permanent
18 depletion of the fund balance.

19 (B) The Chief Fiscal Officer of the State shall review the request and
20 approve or disapprove all or any part of the request , after having sought
21 prior review by the Legislative Council.

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

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33 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
34 that any funds disbursed under the authority of the appropriations contained
35 in this act shall be in compliance with the stated reasons for which this act
36 was adopted, as evidenced by the Agency Requests, Executive Recommendations

1 and Legislative Recommendations contained in the budget manuals prepared by
2 the Department of Finance and Administration, letters, or summarized oral
3 testimony in the official minutes of the Arkansas Legislative Council or Joint
4 Budget Committee which relate to its passage and adoption.

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6 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
7 Assembly, that the Constitution of the State of Arkansas prohibits the
8 appropriation of funds for more than a two (2) year period; that the
9 effectiveness of this Act on July 1, 2001 is essential to the operation of the
10 agency for which the appropriations in this Act are provided, and that in the
11 event of an extension of the Regular Session, the delay in the effective date
12 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
13 administration and provision of essential governmental programs. Therefore, an
14 emergency is hereby declared to exist and this Act being necessary for the
15 immediate preservation of the public peace, health and safety shall be in full
16 force and effect from and after July 1, 2001.

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19 APPROVED: 1/31/2001
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