

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.

Act 31 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

As Engrossed: H1/21/05

A Bill

HOUSE BILL 1047

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION FOR OPERATING
10 EXPENSES FOR THE ARKANSAS STATE BOARD OF
11 LANDSCAPE ARCHITECTS FOR THE BIENNIAL PERIOD
12 ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES.
13
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Subtitle

15
16 AN ACT FOR THE ARKANSAS STATE BOARD OF
17 LANDSCAPE ARCHITECTS APPROPRIATION FOR
18 THE 2005-2007 BIENNIUM.
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20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATIONS - OPERATIONS. There is hereby appropriated, to
24 the Arkansas State Board of Landscape Architects, to be payable from cash
25 funds as defined by Arkansas Code 19-4-801 of the Arkansas State Board of
26 Landscape Architects, for operating expenses of the Arkansas State Board of
27 Landscape Architects for the biennial period ending June 30, 2007, the
28 following:
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ITEM	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 14,490	\$ 14,490
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0



1	(D) CAP. OUTLAY	0	0
2	(E) DATA PROC.	0	0
3	(02) EXAMS	7,348	7,348
4	(03) REIMBURSE BOARD OF ARCHITECTS	<u>14,146</u>	<u>14,571</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 35,984</u>	<u>\$ 36,409</u>

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7 SECTION 2. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
 8 this Act for Maintenance and General Operation shall be expended in payment
 9 for services of attorneys, unless the agency shall first make a request in
 10 writing to the Attorney General of the State of Arkansas to provide the
 11 required legal services. The Attorney General's Office shall provide the
 12 requested legal services, or, if the Attorney General's Office shall
 13 determine that sufficient personnel are not available to provide the
 14 requested legal services, the Attorney General shall certify the same to the
 15 agency and may authorize the agency to employ legal counsel and to expend
 16 monies appropriated for Maintenance and General Operations therefor, if:

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

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

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27 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 28 by this act shall be limited to the appropriation for such agency and funds
 29 made available by law for the support of such appropriations; and the
 30 restrictions of the State Procurement Law, the General Accounting and
 31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 32 Procedures and Restrictions Act, or their successors, and other fiscal
 33 control laws of this State, where applicable, and regulations promulgated by
 34 the Department of Finance and Administration, as authorized by law, shall be
 35 strictly complied with in disbursement of said funds.

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

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10 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
11 Assembly, that the Constitution of the State of Arkansas prohibits the
12 appropriation of funds for more than a two (2) year period; that the
13 effectiveness of this Act on July 1, 2005 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the Regular Session, the delay in the effective
16 date of this Act beyond July 1, 2005 could work irreparable harm upon the
17 proper administration and provision of essential governmental programs.
18 Therefore, an emergency is hereby declared to exist and this Act being
19 necessary for the immediate preservation of the public peace, health and
20 safety shall be in full force and effect from and after July 1, 2005.

21
22 /s/ Joint Budget Committee

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25 APPROVED: 2/1/2005

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