

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 501 of the Regular Session**

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

*As Engrossed: H2/16/07*

**A Bill**

HOUSE BILL 1109

5 By: Joint Budget Committee  
6  
7

**For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE STATE  
11 BOARD OF REGISTRATION FOR PROFESSIONAL GEOLOGISTS  
12 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND  
13 FOR OTHER PURPOSES.  
14

**Subtitle**

15  
16 AN ACT FOR THE STATE BOARD OF  
17 REGISTRATION FOR PROFESSIONAL GEOLOGISTS  
18 APPROPRIATION FOR THE 2007-2009  
19 BIENNIUM.  
20  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. REGULAR SALARIES. There is hereby established for the State  
26 Board of Registration for Professional Geologists for the 2007-2009 biennium,  
27 the following maximum number of regular employees whose salaries shall be  
28 governed by the provisions of the Uniform Classification and Compensation Act  
29 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory  
30 thereto. Provided, however, that any position to which a specific maximum  
31 annual salary is set out herein in dollars, shall be exempt from the  
32 provisions of said Uniform Classification and Compensation Act. All persons  
33 occupying positions authorized herein are hereby governed by the provisions  
34 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-  
35 101), or its successor.



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2007-2008	2008-2009
(1)	8706	GEOLOGY BRD BUSINESS CONTROLLER I	<u>1</u>	\$30,000	\$30,600
		MAX. NO. OF EMPLOYEES	1		

SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board of Registration for Professional Geologists for the 2007-2009 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: one (1) 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. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the State Board of Registration for Professional Geologists, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the State Board of Registration for Professional Geologists for the biennial period ending June 30, 2009, the following:

ITEM NO.		FISCAL YEARS	
		2007-2008	2008-2009
(01)	REGULAR SALARIES	\$ 27,888	\$ 28,445
(02)	EXTRA HELP	3,000	3,000
(03)	PERSONAL SERVICES MATCHING	10,078	10,193
(04)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	10,850	13,250
(B)	CONF. & TRAVEL	1,700	1,700
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	<u>0</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 53,516</u>	<u>\$ 56,588</u>

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

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

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

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

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

31 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly  
32 that any funds disbursed under the authority of the appropriations contained  
33 in this act shall be in compliance with the stated reasons for which this act  
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
35 and Legislative Recommendations contained in the budget manuals prepared by  
36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or  
2 Joint Budget Committee which relate to its passage and adoption.

3  
4 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
5 Assembly, that the Constitution of the State of Arkansas prohibits the  
6 appropriation of funds for more than a two (2) year period; that the  
7 effectiveness of this Act on July 1, 2007 is essential to the operation of  
8 the agency for which the appropriations in this Act are provided, and that in  
9 the event of an extension of the Regular Session, the delay in the effective  
10 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
11 proper administration and provision of essential governmental programs.  
12 Therefore, an emergency is hereby declared to exist and this Act being  
13 necessary for the immediate preservation of the public peace, health and  
14 safety shall be in full force and effect from and after July 1, 2007.

15  
16 */s/ Joint Budget Committee*

17  
18 *APPROVED: 3/26/2007*