

**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 57 of the Regular Session**

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1107

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 STATE BOARD OF PUBLIC ACCOUNTANCY FOR THE FISCAL
12 YEAR ENDING JUNE 30, 2010; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS STATE BOARD OF
17 PUBLIC ACCOUNTANCY APPROPRIATION FOR THE
18 2009-2010 FISCAL YEAR.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas
25 State Board of Public Accountancy for the 2009-2010 fiscal year, the
26 following maximum number of regular employees whose salaries shall be
27 governed by the provisions of the Uniform Classification and Compensation Act
28 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
29 thereto. Provided, however, that any position to which a specific maximum
30 annual salary is set out herein in dollars, shall be exempt from the
31 provisions of said Uniform Classification and Compensation Act. All persons
32 occupying positions authorized herein are hereby governed by the provisions
33 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
34 101), or its successor.
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Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2009-2010
(1)	N117N	BD OF ACCT EXECUTIVE DIRECTOR	1	GRADE N904
(2)	X021C	BD OF ACCT INVESTIGATOR	1	GRADE C124
(3)	D057C	INFORMATION TECHNOLOGY MANAGER	1	GRADE C120
(4)	A086C	BD OF ACCT FISCAL OFFICER/CPE COORD	1	GRADE C116
(5)	C056C	ADMINISTRATIVE SPECIALIST III	1	GRADE C112
(6)	X176C	BD OF ACCT ADMIN ASST/LICENSING SPE	1	GRADE C112
(7)	X175C	BD OF ACCT CREDENTIALING COORD/EXAM	1	GRADE C112
(8)	C080C	CREDENTIALING ASSISTANT	<u>2</u>	GRADE C108
MAX. NO. OF EMPLOYEES			9	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas State Board of Public Accountancy for the 2009-2010 fiscal year, 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. APPROPRIATIONS - OPERATIONS. There is hereby appropriated, to the Arkansas State Board of Public Accountancy, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas State Board of Public Accountancy, for personal services and operating expenses of the Arkansas State Board of Public Accountancy for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 417,215
(02) EXTRA HELP	5,000
(03) PERSONAL SERVICES MATCHING	131,978
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	266,913

1	(B) CONF. & TRAVEL	15,137
2	(C) PROF. FEES	39,041
3	(D) CAP. OUTLAY	27,500
4	(E) DATA PROC.	0
5	(05) REFUNDS/REIMBURSEMENTS	10,020
6	(06) EXAM FEES	<u>235,000</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,147,804</u>

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

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

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

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

1 strictly complied with in disbursement of said funds.

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

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12 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
13 Assembly, that the Constitution of the State of Arkansas prohibits the
14 appropriation of funds for more than a one (1) year period; that the
15 effectiveness of this Act on July 1, 2009 is essential to the operation of
16 the agency for which the appropriations in this Act are provided, and that in
17 the event of an extension of the Regular Session, the delay in the effective
18 date of this Act beyond July 1, 2009 could work irreparable harm upon the
19 proper administration and provision of essential governmental programs.
20 Therefore, an emergency is hereby declared to exist and this Act being
21 necessary for the immediate preservation of the public peace, health and
22 safety shall be in full force and effect from and after July 1, 2009.

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25 APPROVED: 2/5/2009
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