

1 State of Arkansas
2 88th General Assembly
3 Fiscal Session, 2012
4

A Bill

SENATE BILL 109

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE ARKANSAS APPRAISER
10 LICENSING AND CERTIFICATION BOARD FOR THE FISCAL YEAR
11 ENDING JUNE 30, 2013; AND FOR OTHER PURPOSES.
12
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Subtitle

14 AN ACT FOR THE ARKANSAS APPRAISER LICENSING
15 AND CERTIFICATION BOARD APPROPRIATION FOR
16 THE 2012-2013 FISCAL YEAR.
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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
23 Arkansas Appraiser Licensing and Certification Board for the 2012-2013 fiscal
24 year, the following maximum number of regular employees.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2012-2013
30	(1) N146N	BD. OF APPRAISER EXECUTIVE DIRECTOR	1	GRADE N902
31	(2) X030C	BD. OF APPRAISER CHIEF INVESTIGATOR	1	GRADE C123
32	(3) C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
33	(4) C056C	ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE C112
34	MAX. NO. OF EMPLOYEES		4	

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36 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,



1 to the Arkansas Appraiser Licensing and Certification Board, to be payable
 2 from the cash funds as defined by Arkansas Code 19-4-801 of the Arkansas
 3 Appraiser Licensing and Certification Board, for personal services and
 4 operating expenses of the Arkansas Appraiser Licensing and Certification
 5 Board for the fiscal year ending June 30, 2013, the following:

7 ITEM	FISCAL YEAR
8 <u>NO.</u>	<u>2012-2013</u>
9 (01) REGULAR SALARIES	\$244,332
10 (02) PERSONAL SERVICES MATCHING	66,552
11 (03) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	147,078
13 (B) CONF. & TRAVEL	9,700
14 (C) PROF. FEES	11,500
15 (D) CAP. OUTLAY	0
16 (E) DATA PROC.	<u>0</u>
17 TOTAL AMOUNT APPROPRIATED	<u><u>\$479,162</u></u>

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

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

33 Such certification shall be required with respect to each instance of
 34 the employment of special legal counsel, or shall be required annually with
 35 respect to legal counsel employed on a retainer basis. A copy of such
 36 certification shall be entered in the official minutes of the agency, and

1 shall be retained in the fiscal records of the agency for audit purposes.

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3 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
4 authorized by this act shall be limited to the appropriation for such agency
5 and funds made available by law for the support of such appropriations; and
6 the restrictions of the State Procurement Law, the General Accounting and
7 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
8 Procedures and Restrictions Act, or their successors, and other fiscal
9 control laws of this State, where applicable, and regulations promulgated by
10 the Department of Finance and Administration, as authorized by law, shall be
11 strictly complied with in disbursement of said funds.

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

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22 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
23 Assembly, that the Constitution of the State of Arkansas prohibits the
24 appropriation of funds for more than a one (1) year period; that the
25 effectiveness of this Act on July 1, 2012 is essential to the operation of
26 the agency for which the appropriations in this Act are provided, and that in
27 the event of an extension of the legislative session, the delay in the
28 effective date of this Act beyond July 1, 2012 could work irreparable harm
29 upon the proper administration and provision of essential governmental
30 programs. Therefore, an emergency is hereby declared to exist and this Act
31 being necessary for the immediate preservation of the public peace, health
32 and safety shall be in full force and effect from and after July 1, 2012.

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35 APPROVED: 02/24/2012