

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1088

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 BOARD OF
10 EXAMINERS IN COUNSELING FOR THE FISCAL YEAR ENDING
11 JUNE 30, 2014; AND FOR OTHER PURPOSES.
12
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Subtitle

14 AN ACT FOR THE ARKANSAS BOARD OF
15 EXAMINERS IN COUNSELING APPROPRIATION FOR
16 THE 2013-2014 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 Board of Examiners in Counseling for the 2013-2014 fiscal year, the
24 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 2013-2014
30	(1) N176N	EXEC DIR COUNSELING BRD	1	GRADE N901
31	(2) C073C	ADMINISTRATIVE SPECIALIST II	1	GRADE C109
32	(3) C087C	ADMINISTRATIVE SPECIALIST I	<u>1</u>	GRADE C106
33	MAX. NO. OF EMPLOYEES		3	

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35 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas
36 Board of Examiners in Counseling for the 2013-2014 fiscal year, the following



1 maximum number of part-time or temporary employees, to be known as "Extra
 2 Help", payable from funds appropriated herein for such purposes: two (2)
 3 temporary or part-time employees, when needed, at rates of pay not to exceed
 4 those provided in the Uniform Classification and Compensation Act, or its
 5 successor, or this act for the appropriate classification.

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 7 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 8 to the Arkansas Board of Examiners in Counseling, to be payable from the cash
 9 fund deposited in the State Treasury as determined by the Chief Fiscal
 10 Officer of the State, for personal services and operating expenses of the
 11 Arkansas Board of Examiners in Counseling for the fiscal year ending June 30,
 12 2014, the following:

14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2013-2014</u>
16 (01) REGULAR SALARIES	\$120,536
17 (02) EXTRA HELP	16,488
18 (03) PERSONAL SERVICES MATCHING	45,780
19 (04) OVERTIME	15,000
20 (05) MAINT. & GEN. OPERATION	
21 (A) OPER. EXPENSE	84,062
22 (B) CONF. & TRAVEL	0
23 (C) PROF. FEES	8,976
24 (D) CAP. OUTLAY	0
25 (E) DATA PROC.	0
26 (06) TESTING FEES	<u>50</u>
27 TOTAL AMOUNT APPROPRIATED	<u><u>\$290,892</u></u>

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 29 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
 30 this Act for Maintenance and General Operation shall be expended in payment
 31 for services of attorneys, unless the agency shall first make a request in
 32 writing to the Attorney General of the State of Arkansas to provide the
 33 required legal services. The Attorney General's Office shall provide the
 34 requested legal services, or, if the Attorney General's Office shall
 35 determine that sufficient personnel are not available to provide the
 36 requested legal services, the Attorney General shall certify the same to the

1 agency and may authorize the agency to employ legal counsel and to expend
 2 monies appropriated for Maintenance and General Operations therefor, if:

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

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

7 Such certification shall be required with respect to each instance of
 8 the employment of special legal counsel, or shall be required annually with
 9 respect to legal counsel employed on a retainer basis. A copy of such
 10 certification shall be entered in the official minutes of the agency, and
 11 shall be retained in the fiscal records of the agency for audit purposes.
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13 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 14 authorized by this act shall be limited to the appropriation for such agency
 15 and funds made available by law for the support of such appropriations; and
 16 the restrictions of the State Procurement Law, the General Accounting and
 17 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 18 Procedures and Restrictions Act, or their successors, and other fiscal
 19 control laws of this State, where applicable, and regulations promulgated by
 20 the Department of Finance and Administration, as authorized by law, shall be
 21 strictly complied with in disbursement of said funds.
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23 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
 24 Assembly that any funds disbursed under the authority of the appropriations
 25 contained in this act shall be in compliance with the stated reasons for
 26 which this act was adopted, as evidenced by the Agency Requests, Executive
 27 Recommendations and Legislative Recommendations contained in the budget
 28 manuals prepared by the Department of Finance and Administration, letters, or
 29 summarized oral testimony in the official minutes of the Arkansas Legislative
 30 Council or Joint Budget Committee which relate to its passage and adoption.
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32 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
 33 Assembly, that the Constitution of the State of Arkansas prohibits the
 34 appropriation of funds for more than a one (1) year period; that the
 35 effectiveness of this Act on July 1, 2013 is essential to the operation of
 36 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the legislative session, the delay in the
2 effective date of this Act beyond July 1, 2013 could work irreparable harm
3 upon the proper administration and provision of essential governmental
4 programs. Therefore, an emergency is hereby declared to exist and this Act
5 being necessary for the immediate preservation of the public peace, health
6 and safety shall be in full force and effect from and after July 1, 2013.

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9 **APPROVED: 04/22/2013**
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