

Stricken language will be deleted and underlined language will be added.
Act 605 of the Regular Session

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

As Engrossed: H3/9/15
A Bill

HOUSE BILL 1043

5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE STATE BOARD OF BARBER
10 EXAMINERS FOR THE FISCAL YEAR ENDING JUNE 30, 2016;
11 AND FOR OTHER PURPOSES.
12
13

14 **Subtitle**

15 AN ACT FOR THE STATE BOARD OF BARBER
16 EXAMINERS APPROPRIATION FOR THE 2015-2016
17 FISCAL YEAR.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
23 for the State Board of Barber Examiners for the 2015-2016 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 2015-2016
30	(1) X028C	BD OF BARBER EXAM SECRETARY	1	GRADE C123
31	(2) X159C	BD OF BARBER EXAM INSPECTOR	1	GRADE C114
32	(3) C056C	ADMINISTRATIVE SPECIALIST III	1	GRADE C112
33	(4) C087C	ADMINISTRATIVE SPECIALIST I	<u>1</u>	GRADE C106
34		MAX. NO. OF EMPLOYEES	4	

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36 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for



1 the State Board of Barber Examiners for the 2015-2016 fiscal year, the
 2 following maximum number of part-time or temporary employees, to be known as
 3 "Extra Help", payable from funds appropriated herein for such purposes: one
 4 (1) temporary or part-time employees, when needed, at rates of pay not to
 5 exceed those provided in the Uniform Classification and Compensation Act, or
 6 its successor, or this act for the appropriate classification.

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 8 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 9 to the State Board of Barber Examiners, to be payable from the cash fund
 10 deposited in the State Treasury as determined by the Chief Fiscal Officer of
 11 the State, for personal services and operating expenses of the State Board of
 12 Barber Examiners for the fiscal year ending June 30, 2016, the following:

14 ITEM	FISCAL YEAR
15 NO.	2015-2016
16 (01) REGULAR SALARIES	\$158,939
17 (02) EXTRA HELP	10,802
18 (03) PERSONAL SERVICES MATCHING	56,084
19 (04) MAINT. & GEN. OPERATION	
20 (A) OPER. EXPENSE	45,150
21 (B) CONF. & TRAVEL	3,550
22 (C) PROF. FEES	500
23 (D) CAP. OUTLAY	0
24 (E) DATA PROC.	<u>0</u>
25 TOTAL AMOUNT APPROPRIATED	<u><u>\$275,025</u></u>

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 27 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 29 LEGISLATIVE REVIEW OF PROPOSED RULES AND REGULATIONS. Notwithstanding any
 30 other provisions under Arkansas law, the State Board of Barber Examiners
 31 shall not establish any rules, regulations or policies without the prior
 32 review and consent of the Arkansas General Assembly.

33 The provisions of this section shall be in effect only from July 1,
 34 2015 through June 30, 2016.

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 36 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. APPLICANT*
2 *PROXIMITY TO EXISTING BARBER COLLEGES. Notwithstanding any other provisions*
3 *under Arkansas law, the State Board of Barber Examiners shall not deny an*
4 *application for the establishment of a new barber college on the basis of*
5 *geographic proximity to an existing barber college.*

6 *The provisions of this section shall be in effect only from July 1,*
7 *2015 through June 30, 2016.*

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9 SECTION 6. 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
20 such 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
24 the 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 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
30 authorized by this act shall be limited to the appropriation for such agency
31 and funds made available by law for the support of such appropriations; and
32 the 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 8. LEGISLATIVE INTENT. It is the intent of the General
4 Assembly that any funds disbursed under the authority of the appropriations
5 contained in this act shall be in compliance with the stated reasons for
6 which this act was adopted, as evidenced by the Agency Requests, Executive
7 Recommendations and Legislative Recommendations contained in the budget
8 manuals prepared by the Department of Finance and Administration, letters, or
9 summarized oral testimony in the official minutes of the Arkansas Legislative
10 Council or Joint Budget Committee which relate to its passage and adoption.

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12 SECTION 9. 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, 2015 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 legislative session, the delay in the
18 effective date of this Act beyond July 1, 2015 could work irreparable harm
19 upon the proper administration and provision of essential governmental
20 programs. Therefore, an emergency is hereby declared to exist and this Act
21 being necessary for the immediate preservation of the public peace, health
22 and safety shall be in full force and effect from and after July 1, 2015.

23
24 /s/ Joint Budget Committee

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27 **APPROVED: 03/23/2015**
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