

1 State of Arkansas  
2 90th General Assembly  
3 Fiscal Session, 2016  
4

# A Bill

HOUSE BILL 1129

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 STATE BOARD OF  
10 EXAMINERS OF ALCOHOLISM AND DRUG ABUSE COUNSELORS FOR  
11 THE FISCAL YEAR ENDING JUNE 30, 2017; AND FOR OTHER  
12 PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE STATE BOARD OF EXAMINERS  
16 OF ALCOHOLISM AND DRUG ABUSE COUNSELORS  
17 APPROPRIATION FOR THE 2016-2017 FISCAL  
18 YEAR.  
19  
20  
21

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

24 SECTION 1. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
25 to the State Board of Examiners of Alcoholism and Drug Abuse Counselors, to  
26 be payable from the cash fund deposited in the State Treasury as determined  
27 by the Chief Fiscal Officer of the State, for personal services and operating  
28 expenses of the State Board of Examiners of Alcoholism and Drug Abuse  
29 Counselors for the fiscal year ending June 30, 2017, the following:  
30

31 ITEM	FISCAL YEAR
32 <u>NO.</u>	<u>2016-2017</u>
33 (01) REGULAR SALARIES	\$7,400
34 (02) PERSONAL SERVICES MATCHING	566
35 (03) MAINT. & GEN. OPERATION	
36 (A) OPER. EXPENSE	12,000



1	(B) CONF. & TRAVEL	0
2	(C) PROF. FEES	12,000
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u><u>\$31,966</u></u>

6

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

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

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

26

27 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 28 authorized by this act shall be limited to the appropriation for such agency  
 29 and funds made available by law for the support of such appropriations; and  
 30 the restrictions of the State Procurement Law, the General Accounting and  
 31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 32 Procedures and Restrictions Act, or their successors, and other fiscal  
 33 control laws of this State, where applicable, and regulations promulgated by  
 34 the Department of Finance and Administration, as authorized by law, shall be  
 35 strictly complied with in disbursement of said funds.

36

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

9  
 10 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
 11 Assembly, that the Constitution of the State of Arkansas prohibits the  
 12 appropriation of funds for more than a one (1) year period; that the  
 13 effectiveness of this Act on July 1, 2016 is essential to the operation of  
 14 the agency for which the appropriations in this Act are provided, and that in  
 15 the event of an extension of the legislative session, the delay in the  
 16 effective date of this Act beyond July 1, 2016 could work irreparable harm  
 17 upon the proper administration and provision of essential governmental  
 18 programs. Therefore, an emergency is hereby declared to exist and this Act  
 19 being necessary for the immediate preservation of the public peace, health  
 20 and safety shall be in full force and effect from and after July 1, 2016.

21  
 22  
 23 **APPROVED: 05/03/2016**  
 24  
 25  
 26  
 27  
 28  
 29  
 30  
 31  
 32  
 33  
 34  
 35  
 36