

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

A Bill

SENATE BILL 9

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 TOWING AND
10 RECOVERY BOARD FOR THE FISCAL YEAR ENDING JUNE 30,
11 2016; AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE ARKANSAS TOWING AND
15 RECOVERY BOARD APPROPRIATION FOR THE
16 2015-2016 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 - OPERATIONS. There is hereby established
23 for the Arkansas Towing and Recovery Board 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) X147C	AR TOWING & RECOVERY BOARD DIRECTOR	1	GRADE C115
31	(2) X170C	AR TOWING & RECOVERY BD INVESTIGATOR	3	GRADE C113
32	(3) C087C	ADMINISTRATIVE SPECIALIST I	<u>1</u>	GRADE C106
33		MAX. NO. OF EMPLOYEES	5	

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35 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,
36 to the Arkansas Towing and Recovery Board, to be payable from cash funds as



1 defined by Arkansas Code 19-4-801 of the Arkansas Towing and Recovery Board,
2 for personal services and operating expenses of the Arkansas Towing and
3 Recovery Board for the fiscal year ending June 30, 2016, the following:

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2015-2016</u>
7 (01) REGULAR SALARIES	\$140,840
8 (02) PERSONAL SERVICES MATCHING	55,886
9 (03) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	47,124
11 (B) CONF. & TRAVEL	0
12 (C) PROF. FEES	7,200
13 (D) CAP. OUTLAY	0
14 (E) DATA PROC.	<u>0</u>
15 TOTAL AMOUNT APPROPRIATED	<u><u>\$251,050</u></u>

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

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

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

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

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

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

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 20 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
 21 Assembly, that the Constitution of the State of Arkansas prohibits the
 22 appropriation of funds for more than a one (1) year period; that the
 23 effectiveness of this Act on July 1, 2015 is essential to the operation of
 24 the agency for which the appropriations in this Act are provided, and that in
 25 the event of an extension of the legislative session, the delay in the
 26 effective date of this Act beyond July 1, 2015 could work irreparable harm
 27 upon the proper administration and provision of essential governmental
 28 programs. Therefore, an emergency is hereby declared to exist and this Act
 29 being necessary for the immediate preservation of the public peace, health
 30 and safety shall be in full force and effect from and after July 1, 2015.

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