

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 18 OF 1995
HOUSE BILL 1062

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE BOARD OF BARBER EXAMINERS
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR
11 OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE STATE BOARD OF BARBER
15 EXAMINERS APPROPRIATION FOR THE 1995-97
16 BIENNIUM."

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20 SECTION 1. REGULAR SALARIES. There is hereby established for the State
21 Board of Barber Examiners for the 1995-97 biennium, the following maximum
22 number of regular employees whose salaries shall be governed by the provisions
23 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
24 et seq.), or its successor, and all laws amendatory thereto. Provided,
25 however, that any position to which a specific maximum annual salary is set
26 out herein in dollars, shall be exempt from the provisions of said Uniform
27 Classification and Compensation Act. All persons occupying positions
28 authorized herein are hereby governed by the provisions of the Regular
29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
30 successor.

Item	Class		Maximum	Maximum Annual
			No. of	Salary Rate
			Employees	Fiscal Years
No.	Code	Title		1995-96 1996-97
36	(1)	7218 BD OF BARBER EXAM SECRETARY	1	\$ 36,879 \$ 37,800

1	(2) 7223 BD OF BARBER EXAM ADMIN SECRETARY	1	\$ 26,805	\$ 27,475
2	(3) 7222 BD OF BARBER EXAM INSPECTOR	1	\$ 26,220	\$ 26,875
3	(4) 8026 BD OF BARBER EXAM INSPECTOR I	1	\$ 15,110	\$ 15,487
4	(5) 7224 BD OF BARBER EXAM STENOGRAPHER	<u>1</u>	\$ 6,368	\$ 6,527
5	MAX NO. OF EMPLOYEES	5		

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7 SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board
 8 of Barber Examiners for the 1993-95 biennium, the following maximum number of
 9 part-time or temporary employees, to be known as "Extra Help", payable from
 10 funds appropriated herein for such purposes: two (2) temporary or part-time
 11 employees, when needed, at rates of pay not to exceed those provided in the
 12 Uniform Classification and Compensation Act, or its successor,
 13 or this act for the appropriate classification.

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15 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State
 16 Board of Barber Examiners, to be payable from cash funds as defined by
 17 Arkansas Code 19-4-801 of the State Board of Barber Examiners, for personal
 18 services and operating expenses of the State Board of Barber Examiners for the
 19 biennial period ending June 30, 1997, the following:

21	ITEM	FISCAL YEARS	
22	NO.	1995-96	1996-97
23	(01) REGULAR SALARIES	\$ 108,097	\$ 108,097
24	(02) EXTRA HELP	14,596	14,596
25	(03) PERSONAL SERV MATCHING	28,323	28,323
26	(04) MAINT. & GEN. OPERATION		
27	(A) OPER. EXPENSE \$	38,750	\$ 38,750
28	(B) CONF. & TRVL.	3,150	3,150
29	(C) PROF. FEES	1,500	1,500
30	(D) CAP. OUTLAY	2,000	3,000
31	(E) DATA PROC.	<u>0</u>	<u>0</u>
32	TOTAL MAINT. & GEN. OPER.	<u>45,400</u>	<u>46,400</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 196,416</u>	<u>\$ 197,416</u>

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35 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in

1 this Act for Maintenance and General Operation shall be expended in payment
2 for services of attorneys, unless the agency shall first make a request in
3 writing to the Attorney General of the State of Arkansas to provide the
4 required legal services. The Attorney General's Office shall provide the
5 requested legal services, or, if the Attorney General's Office shall determine
6 that sufficient personnel are not available to provide the requested legal
7 services, the Attorney General shall certify the same to the agency and may
8 authorize the agency to employ legal counsel and to expend monies appropriated
9 for Maintenance and General Operations therefor, if:

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

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

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

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20 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
21 authorized by this Act shall be limited to the appropriation for such agency
22 and funds made available by law for the support of such appropriations; and
23 the restrictions of the State Purchasing Law, the General Accounting and
24 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
25 Procedures and Restrictions Act, or their successors, and other fiscal control
26 laws of this State, where applicable, and regulations promulgated by the
27 Department of Finance and Administration, as authorized by law, shall be
28 strictly complied with in disbursement of said funds.

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30 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
31 Assembly that any funds disbursed under the authority of the appropriations
32 contained in this Act shall be in compliance with the stated reasons for which
33 this Act was adopted, as evidenced by the Agency Requests, Executive
34 Recommendations and Legislative Recommendations contained in the budget
35 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 7. CODE. All provisions of this Act of a general and permanent
5 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
6 Code Revision Commission shall incorporate the same in the Code.

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8 SECTION 8. SEVERABILITY. If any provision of this Act or the
9 application thereof to any person or circumstance is held invalid, such
10 invalidity shall not affect other provisions or applications of the Act which
11 can be given effect without the invalid provision or application, and to this
12 end the provisions of this Act are declared to be severable.

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14 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict
15 with this Act are hereby repealed.

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17 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
18 Eightieth General Assembly, that the Constitution of the State of Arkansas
19 prohibits the appropriation of funds for more than a two (2) year period; that
20 the effectiveness of this Act on July 1, 1995 is essential to the operation of
21 the agency for which the appropriations in this Act are provided, and that in
22 the event of an extension of the Regular Session, the delay in the effective
23 date of this Act beyond July 1, 1995 could work irreparable harm upon the
24 proper administration and provision of essential governmental programs.
25 Therefore, an emergency is hereby declared to exist and this Act being
26 necessary for the immediate preservation of the public peace, health and
27 safety shall be in full force and effect from and after July 1, 1995.

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29 APPROVED: 1/23/95

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