

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Joint Budget Committee**

# A Bill

**HOUSE BILL**

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## 7 **For An Act To Be Entitled**

8 "AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES  
9 FOR THE COMMITTEE FOR REGISTRATION OF LANDSCAPE ARCHITECTS  
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1995; AND FOR  
11 OTHER PURPOSES."

12

## 13 **Subtitle**

14 "AN ACT FOR THE COMMITTEE FOR REGISTRATION OF LANDSCAPE  
15 ARCHITECTS APPROPRIATION."

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

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19 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
20 Committee for Registration of Landscape Architects, to be payable from cash  
21 funds as defined by Arkansas Code 19-4-801 of the Committee for Registration  
22 of Landscape Architects, for operating expenses of the Committee for  
23 Registration of Landscape Architects for the biennial period ending June 30,  
24 1995, the following:

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26 ITEM	FISCAL YEARS	
27 NO.	1993-94	1994-95
28 (01) MAINT. & GEN. OPERATION		
29 (A) OPER. EXPENSE \$	5,652 \$	5,662
30 (B) CONF. & TRVL.	0	0
31 (C) PROF. FEES	3,103	3,103
32 (D) CAP. OUTLAY	0	0
33 (E) DATA PROC.	0	0
34 TOTAL MAINT. & GEN. OPER.	8,755	8,765
35 (02) EXAMS	4,836	4,836

1 TOTAL AMOUNT APPROPRIATED \$ 13,591 \$ 13,601

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

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

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

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

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

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34 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
35 that any funds disbursed under the authority of the appropriations contained

1 in this Act shall be in compliance with the stated reasons for which this Act  
2 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
3 and Legislative Recommendations contained in the budget manuals prepared by  
4 the Department of Finance and Administration, letters, or summarized oral  
5 testimony in the official minutes of the Arkansas Legislative Council or Joint  
6 Budget Committee which relate to its passage and adoption.

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

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12 SECTION 6. SEVERABILITY. If any provision of this Act or the  
13 application thereof to any person or circumstance is held invalid, such  
14 invalidity shall not affect other provisions or applications of the Act which  
15 can be given effect without the invalid provision or application, and to this  
16 end the provisions of this Act are declared to be severable.

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18 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict  
19 with this Act are hereby repealed.

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21 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the  
22 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
23 prohibits the appropriation of funds for more than a two (2) year period; that  
24 the effectiveness of this Act on July 1, 1993 is essential to the operation of  
25 the agency for which the appropriations in this Act are provided, and that in  
26 the event of an extension of the Regular Session, the delay in the effective  
27 date of this Act beyond July 1, 1993 could work irreparable harm upon the  
28 proper administration and provision of essential governmental programs.  
29 Therefore, an emergency is hereby declared to exist and this Act being  
30 necessary for the immediate preservation of the public peace, health and  
31 safety shall be in full force and effect from and after July 1, 1993.

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**HB**

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