

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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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 REGISTRATION FOR
10 FORESTERS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997;
11 AND FOR OTHER PURPOSES."

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Subtitle

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

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35 ITEM

A Bill

HOUSE BILL

1049

"AN ACT FOR THE STATE BOARD OF
REGISTRATION FOR FORESTERS APPROPRIATION
FOR THE 1995-97 BIENNIUM."

FISCAL YEARS

1 NO.	1995-96	1996-97
2 (01) EXTRA HELP	\$ 686	\$
3 686		
4 (02) PERSONAL SERV MATCHING		74
5 74		
6 (03) MAINT. & GEN. OPERATION		
7 (A) OPER. EXPENSE \$	3,626 \$	3,626
8 (B) CONF. & TRVL.	0	0
9 (C) PROF. FEES	0	0
10 (D) CAP. OUTLAY	0	0
11 (E) DATA PROC.	<u>0</u>	<u>0</u>
12 TOTAL MAINT. & GEN. OPER.		<u>3,626</u>
13 <u>3,626</u>		
14 TOTAL AMOUNT APPROPRIATED	<u>\$</u>	<u>4,386 \$</u>
15 <u>4,386</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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2 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
3 authorized by this Act shall be limited to the appropriation for such agency
4 and funds made available by law for the support of such appropriations; and
5 the restrictions of the State Purchasing Law, the General Accounting and
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
7 Procedures and Restrictions Act, or their successors, and other fiscal
8 control laws of this State, where applicable, and regulations promulgated by
9 the Department of Finance and Administration, as authorized by law, shall be
10 strictly complied with in disbursement of said funds.

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

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

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25 SECTION 7. SEVERABILITY. If any provision of this Act or the
26 application thereof to any person or circumstance is held invalid, such
27 invalidity shall not affect other provisions or applications of the Act which
28 can be given effect without the invalid provision or application, and to this
29 end the provisions of this Act are declared to be severable.

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31 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
32 with this Act are hereby repealed.

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34 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
35 Eightieth General Assembly, that the Constitution of the State of Arkansas

1 prohibits the appropriation of funds for more than a two (2) year period;
2 that the effectiveness of this Act on July 1, 1995 is essential to the
3 operation of the agency for which the appropriations in this Act are
4 provided, and that in the event of an extension of the Regular Session, the
5 delay in the effective date of this Act beyond July 1, 1995 could work
6 irreparable harm upon the proper administration and provision of essential
7 governmental programs. Therefore, an emergency is hereby declared to exist
8 and this Act being necessary for the immediate preservation of the public
9 peace, health and safety shall be in full force and effect from and after
10 July 1, 1995.

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