

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 ACCOUNTANCY FOR
10 THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR OTHER
11 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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20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 State Board of Accountancy for the 1995-97 biennium, the following maximum
22 number of regular employees whose salaries shall be governed by the
23 provisions of the Uniform Classification and Compensation Act (Arkansas Code
24 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
25 Provided, however, that any position to which a specific maximum annual
26 salary is set out herein in dollars, shall be exempt from the provisions of
27 said Uniform Classification and Compensation Act. All persons occupying
28 positions authorized herein are hereby governed by the provisions of the
29 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
30 or its successor.

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		Maximum Annual		
		Maximum	Salary Rate	
Item	Class	No. of	Fiscal Years	
No.	Code	Title	Employees	1995-96 1996-97

1	(1) 7206 BD OF ACCOUNTING EXECUTIVE DIRECTOR	1	\$ 41,907	\$
2	42,954			
3	(2) 8708 BD OF ACCOUNTANCY EXECUTIVE ASST	1	\$ 30,862	\$
4	31,633			
5	(3) 7207 BD OF ACCOUNTING ADMIN ASST	1	\$ 23,878	\$
6	24,474			
7	(4) 7208 BD OF ACCOUNTING INVESTIGATOR	1	\$ 19,066	\$
8	19,542			
9	(5) 8705 ACCTG BOARD SECRETARY	<u>1</u>	\$ 18,146	\$
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SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board of Accountancy for the 1995-97 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: one (1) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

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

27	ITEM		FISCAL YEARS
28	NO.		1995-96 1996-97
29	(01) REGULAR SALARIES	\$	130,596 \$
30	130,596		
31	(02) EXTRA HELP		1,000
32	1,000		
33	(03) PERSONAL SERV MATCHING		36,724
34	36,724		
35	(04) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE \$	109,250	\$	109,250
2	(B) CONF. & TRVL.	12,199		12,199
3	(C) PROF. FEES	13,271		13,271
4	(D) CAP. OUTLAY	4,000		4,000
5	(E) DATA PROC.	<u>0</u>		<u>0</u>
6	TOTAL MAINT. & GEN. OPER.			138,720
7	138,720			
8	(05) FEE REFUNDS			7,521
9	7,521			
10	(06) GRADING FEES			<u>72,000</u>
11	<u>72,000</u>			
12	TOTAL AMOUNT APPROPRIATED		\$	<u>386,561</u> \$
13	<u>386,561</u>			

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

16 this Act for Maintenance and General Operation shall be expended in payment

17 for services of attorneys, unless the agency shall first make a request in

18 writing to the Attorney General of the State of Arkansas to provide the

19 required legal services. The Attorney General's Office shall provide the

20 requested legal services, or, if the Attorney General's Office shall

21 determine that sufficient personnel are not available to provide the

22 requested legal services, the Attorney General shall certify the same to the

23 agency and may authorize the agency to employ legal counsel and to expend

24 monies appropriated for Maintenance and General Operations therefor, if:

25 (1) The Attorney General determines, and certifies in writing, that

26 such agency needs the advice or assistance of legal counsel, and

27 (2) The Attorney General consents in writing to the employment of the

28 legal counsel to be retained by the agency.

29 Such certification shall be required with respect to each instance of

30 the employment of special legal counsel, or shall be required annually with

31 respect to legal counsel employed on a retainer basis. A copy of such

32 certification shall be entered in the official minutes of the agency, and

33 shall be retained in the fiscal records of the agency for audit purposes.

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35 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds

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

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10 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
11 Assembly that any funds disbursed under the authority of the appropriations
12 contained in this Act shall be in compliance with the stated reasons for
13 which this Act was adopted, as evidenced by the Agency Requests, Executive
14 Recommendations and Legislative Recommendations contained in the budget
15 manuals prepared by the Department of Finance and Administration, letters, or
16 summarized oral testimony in the official minutes of the Arkansas Legislative
17 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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32 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by
33 the Eightieth General Assembly, that the Constitution of the State of
34 Arkansas prohibits the appropriation of funds for more than a two (2) year
35 period; that the effectiveness of this Act on July 1, 1995 is essential to

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

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