

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 1108

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 COMMISSION ON ARKANSAS' FUTURE
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR
11 OTHER PURPOSES."

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Subtitle

14 "AN ACT FOR THE COMMISSION ON ARKANSAS'
15 FUTURE APPROPRIATION FOR THE 1995-97
16 BIENNIUM."

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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 Commission on Arkansas' Future for the 1995-97 biennium, the following
22 maximum 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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Item	Class		Maximum Annual	
No.	Code	Title	Salary Rate	Fiscal Years
			Maximum	No. of
			No. of	Employees
				1995-96
				1996-97

1	(1) 9006 DIRECTOR, COMMISSION ARK FUTURE	1	\$ 50,726	\$
2	51,994			
3	(2) 9013 CAF RESEARCH/PLANNING SPECIALIST	2	\$ 38,464	\$
4	39,425			
5	(3) 9009 COMM ARK FUTURE ADMIN OFFICER	1	\$ 24,987	\$
6	25,611			
7	(4) 9015 CAF SECRETARY	<u>1</u>	\$ 19,796	\$
8	20,290			
9	MAX NO. OF EMPLOYEES	5		

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11 SECTION 2. APPROPRIATIONS - OPERATIONS. There is hereby appropriated,
 12 to the Commission on Arkansas' Future, to be payable from sources other than
 13 ~~general revenue, for personal services and operating expenses of the~~
 14 Commission on Arkansas' Future for the biennial period ending June 30, 1997,
 15 the following:

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17	ITEM	FISCAL YEARS	
18	NO.	1995-96	1996-97
19	(01) REGULAR SALARIES	\$ 141,021	\$
20	167,618		
21	(02) PERSONAL SERV MATCHING	40,213	
22	47,503		
23	(03) MAINT. & GEN. OPERATION		
24	(A) OPER. EXPENSE \$	51,293	\$ 66,541
25	(B) CONF. & TRVL.	5,658	7,203
26	(C) PROF. FEES	11,625	18,550
27	(D) CAP. OUTLAY	3,000	3,200
28	(E) DATA PROC.	<u>1,500</u>	<u>1,600</u>
29	TOTAL MAINT. & GEN. OPER.		<u>73,076</u>
30	<u>97,094</u>		
31	TOTAL AMOUNT APPROPRIATED	\$	<u>254,310</u> \$
32	<u>312,215</u>		

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34 SECTION 3. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to
 35 the Commission on Arkansas' Future, to be payable from federal funds as

1 designated by the Chief Fiscal Officer of the State, for personal services
2 and operating expenses of the Commission on Arkansas' Future for the biennial
3 period ending June 30, 1997, the following:

4		FISCAL YEARS	
5 ITEM		1995-96	1996-97
6 NO.			
7 (01) REGULAR SALARIES	\$	23,166	\$
8 (02) PERSONAL SERV MATCHING		6,703	
9 (03) SPECIAL PROJECTS/PROGRAMS		<u>35,000</u>	<u>0</u>
10 TOTAL AMOUNT APPROPRIATED	\$	<u>64,866</u>	\$ <u>0</u>

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12 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the
13 Commission on Arkansas' Future, to be payable from cash funds as defined by
14 Arkansas Code 19-4-801 of the Commission on Arkansas' Future, for operating
15 expenses of the Commission on Arkansas' Future for the biennial period ending
16 June 30, 1997, the following:

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18 ITEM		FISCAL YEARS	
19 NO.		1995-96	1996-97
20			
21 (01) MAINT. & GEN. OPERATION			
22 (A) OPER. EXPENSE	\$ 0 \$	0	0
23 (B) CONF. & TRVL.	0	0	0
24 (C) PROF. FEES	7,500	7,500	
25 (D) CAP. OUTLAY	0	0	
26 (E) DATA PROC.	<u>0</u>	<u>0</u>	
27 TOTAL MAINT. & GEN. OPER.		7,500	
28	7,500		
29 (02) SPECIAL PROJECTS/PROGRAMS	\$	<u>7,500</u>	\$
30	<u>7,500</u>		
31 TOTAL AMOUNT APPROPRIATED	\$	<u>15,000</u>	\$
32	<u>15,000</u>		

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34 SECTION 5. APPROPRIATIONS - STATE OPERATIONS. There is hereby
35 appropriated, to the Commission on Arkansas' Future, to be payable from the

1 *State General Services Fund Account, for personal services and operating*
2 *expenses of the Commission on Arkansas' Future for the biennial period ending*
3 *June 30, 1997, the following:*

<i>ITEM</i>		<i>FISCAL YEARS</i>	
<i>NO.</i>		<i>1995-96</i>	<i>1996-97</i>
<i>(01)</i>	<i>REGULAR SALARIES</i>	<i>\$ 74,229</i>	<i>\$ 76,085</i>
<i>(02)</i>	<i>PERSONAL SERVICES MATCHING</i>	<i>17,815</i>	<i>18,260</i>
<i>(03)</i>	<i>MAINTENANCE & GENERAL OPERATIONS</i>		
	<i>(A) OPER. EXPENSES</i>	<i>26,000</i>	<i>26,000</i>
	<i>(B) CONF. & TRAVEL</i>	<i>1,000</i>	<i>1,000</i>
	<i>(C) PROF. FEES</i>	<i>0</i>	<i>0</i>
	<i>(D) CAPITAL OUTLAY</i>	<i>0</i>	<i>0</i>
	<i>(E) DATA PROCESSING</i>	<u><i>0</i></u>	<u><i>0</i></u>
	<i>TOTAL MAINT. & GEN. OPERATIONS</i>	<u><i>27,000</i></u>	<u><i>27,000</i></u>
	<i>TOTAL AMOUNT APPROPRIATED</i>	<u><i>\$ 119,044</i></u>	<u><i>\$ 121,345</i></u>

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18 SECTION 6. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
19 this Act for Maintenance and General Operation shall be expended in payment
20 for services of attorneys, unless the agency shall first make a request in
21 writing to the Attorney General of the State of Arkansas to provide the
22 required legal services. The Attorney General's Office shall provide the
23 requested legal services, or, if the Attorney General's Office shall
24 determine that sufficient personnel are not available to provide the
25 requested legal services, the Attorney General shall certify the same to the
26 agency and may authorize the agency to employ legal counsel and to expend
27 monies appropriated for Maintenance and General Operations therefor, if:

- 28 (1) The Attorney General determines, and certifies in writing, that
- 29 such agency needs the advice or assistance of legal counsel, and
- 30 (2) The Attorney General consents in writing to the employment of the
- 31 legal counsel to be retained by the agency.

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

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

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

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13 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
14 Assembly that any funds disbursed under the authority of the appropriations
15 contained in this Act shall be in compliance with the stated reasons for
16 which this Act was adopted, as evidenced by the Agency Requests, Executive
17 Recommendations and Legislative Recommendations contained in the budget
18 manuals prepared by the Department of Finance and Administration, letters, or
19 summarized oral testimony in the official minutes of the Arkansas Legislative
20 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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32 SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict
33 with this Act are hereby repealed.

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35 SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by

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

12 */s/Rep. E. Thicksten*

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