

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

A Bill

SENATE BILL

76

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

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Subtitle

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

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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 Architects 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) 7213 BD OF ARCH EXEC DIR/INVESTIGATOR	1	\$ 45,251	\$
2	46,382			
3	(2) 7214 BD OF ARCH ADMIN ASST/OFC MGR	1	\$ 22,230	\$
4	22,785			
5	(3) 7215 BD OF ARCH CLERK/BOOKKEEPER	<u>1</u>	\$ 6,536	\$
6	6,699			
7	MAX NO. OF EMPLOYEES	3		

9 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State
 10 Board of Architects, to be payable from cash funds as defined by Arkansas
 11 ~~Code 19-4-801 of the State Board of Architects, for personal services and~~
 12 operating expenses of the State Board of Architects for the biennial period
 13 ending June 30, 1997, the following:

15	ITEM	FISCAL YEARS	
16	NO.	1995-96	1996-97
17	(01) REGULAR SALARIES	\$ 72,204	\$
18	72,204		
19	(02) PERSONAL SERV MATCHING	18,137	
20	18,137		
21	(03) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE \$	61,790	\$ 61,790
23	(B) CONF. & TRVL.	4,820	4,820
24	(C) PROF. FEES	12,000	12,000
25	(D) CAP. OUTLAY	3,000	3,500
26	(E) DATA PROC.	<u>0</u>	<u>0</u>
27	TOTAL MAINT. & GEN. OPER.	81,610	
28	82,110		
29	(04) CONTRACT SALARIES	2,850	
30	2,850		
31	(05) EXAMS	<u>15,000</u>	
32	<u>15,000</u>		
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 189,801</u>	<u>\$</u>
34	<u>190,301</u>		

1 SECTION 3. CONTRACT SALARIES. There is hereby authorized, for the
2 State Board of Architects, for the 1995-97 biennium, the following additional
3 salaries for certain positions provided in the Regular Salary schedule in
4 this Act, which shall be in addition to the annual amounts as established in
5 Section 1 herein. The position of Board of Architects Administrative
6 Assistant/Office Manager is eligible for an additional rate of pay not to
7 exceed \$1,650 per year. The position of Board of Architects Executive
8 Director/Investigator is eligible for an additional rate of pay not to exceed
9 \$1,200 per year. The additional salaries authorized herein shall be payable
10 from the appropriation provided by this Act for Contract Salaries. Funding
11 for the appropriation for contract salaries shall be made available to the
12 Arkansas State Board of Architects by the Advisory Committee for Registration
13 of Landscape Architects through a contractual agreement for services to be
14 provided by those employees of the State Board of Architects designated
15 herein and such amounts are limited by the amounts received through and under
16 the terms of such contractual agreement.

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18 SECTION 4. 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 5. 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 6. 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 7. 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 8. 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 9. GENERAL REPEALER. All laws and parts of laws in conflict
33 with this Act are hereby repealed.

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35 SECTION 10. 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.

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