

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 1113

4  
5 By: Joint Budget Committee

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
10 OPERATING EXPENSES FOR THE STATE BOARD OF REGISTRATION FOR  
11 FORESTERS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1999;  
12 AND FOR OTHER PURPOSES."

## Subtitle

15 "AN ACT FOR THE STATE BOARD OF  
16 REGISTRATION FOR FORESTERS APPROPRIATION  
17 FOR THE 1997-99 BIENNIUM."

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

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21 SECTION 1. EXTRA HELP. There is hereby authorized, for the State  
22 Board of Registration for Foresters for the 1997-99 biennium, the following  
23 maximum number of part-time or temporary employees, to be known as "Extra  
24 Help", payable from funds appropriated herein for such purposes: one (1)  
25 temporary or part-time employees, when needed, at rates of pay not to exceed  
26 those provided in the Uniform Classification and Compensation Act, or its  
27 successor, or this act for the appropriate classification.

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29 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State  
30 Board of Registration for Foresters, to be payable from cash funds as defined  
31 by Arkansas Code 19-4-801 of the State Board of Registration for Foresters,  
32 for personal services and operating expenses of the State Board of  
33 Registration for Foresters for the biennial period ending June 30, 1999, the  
34 following:

35  
36 ITEM

FISCAL YEARS

1 <del>NO.</del>	<del>1997-98</del>	<del>1998-99</del>
2 (01) EXTRA HELP	\$ 686	\$ 686
3 (02) PERSONAL SERV MATCHING	52	52
4 (03) MAINT. & GEN. OPERATION		
5 (A) OPER. EXPENSE	3,538	3,538
6 (B) CONF. & TRVL.	0	2,500
7 (C) PROF. FEES	0	0
8 (D) CAP. OUTLAY	0	0
9 (E) DATA PROC.	0	0
10 TOTAL AMOUNT APPROPRIATED	<u>\$ 4,276</u>	<u>\$ 6,776</u>

11

12 SECTION 3. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in  
 13 this Act for Maintenance and General Operation shall be expended in payment  
 14 for services of attorneys, unless the agency shall first make a request in  
 15 writing to the Attorney General of the State of Arkansas to provide the  
 16 required legal services. The Attorney General's Office shall provide the  
 17 requested legal services, or, if the Attorney General's Office shall determine  
 18 that sufficient personnel are not available to provide the requested legal  
 19 services, the Attorney General shall certify the same to the agency and may  
 20 authorize the agency to employ legal counsel and to expend monies appropriated  
 21 for Maintenance and General Operations therefor, if:

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

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

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

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32 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 33 authorized by this Act shall be limited to the appropriation for such agency  
 34 and funds made available by law for the support of such appropriations; and  
 35 the restrictions of the State Purchasing Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
2 Procedures and Restrictions Act, or their successors, and other fiscal control  
3 laws of this State, where applicable, and regulations promulgated by the  
4 Department of Finance and Administration, as authorized by law, shall be  
5 strictly complied with in disbursement of said funds.

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

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

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

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

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29 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
30 Eighty-First General Assembly, that the Constitution of the State of Arkansas  
31 prohibits the appropriation of funds for more than a two (2) year period; that  
32 the effectiveness of this Act on July 1, 1997 is essential to the operation of  
33 the agency for which the appropriations in this Act are provided, and that in  
34 the event of an extension of the Regular Session, the delay in the effective  
35 date of this Act beyond July 1, 1997 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.  
2 Therefore, an emergency is hereby declared to exist and this Act being  
3 necessary for the immediate preservation of the public peace, health and  
4 safety shall be in full force and effect from and after July 1, 1997.

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