

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 1173

4
5 By: Joint Budget Committee

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES
10 FOR THE COMMITTEE FOR REGISTRATION OF LANDSCAPE ARCHITECTS
11 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND FOR
12 OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE COMMITTEE FOR
16 REGISTRATION OF LANDSCAPE ARCHITECTS
17 APPROPRIATION 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. APPROPRIATIONS. There is hereby appropriated, to the
22 Committee for Registration of Landscape Architects, to be payable from cash
23 funds as defined by Arkansas Code 19-4-801 of the Committee for Registration
24 of Landscape Architects, for operating expenses of the Committee for
25 Registration of Landscape Architects for the biennial period ending June 30,
26 1999, the following:

28 ITEM	29 FISCAL YEARS	
	1997-98	1998-99
30 (01) MAINT. & GEN. OPERATION		
31 (A) OPER. EXPENSE	7,895	7,895
32 (B) CONF. & TRVL.	0	
33 0		
34 (C) PROF. FEES	2,971	2,971
35 (D) CAP. OUTLAY	0	0
36 (E) DATA PROC.	0	0

1	(02) EXAMS	\$	<u>7,720</u>	\$	<u>7,720</u>
2	TOTAL AMOUNT APPROPRIATED	\$	<u>18,586</u>	\$	<u>18,586</u>
3	<u>18,586</u>				

4 SECTION 2. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
5 this Act for Maintenance and General Operation shall be expended in payment
6 for services of attorneys, unless the agency shall first make a request in
7 writing to the Attorney General of the State of Arkansas to provide the
8 required legal services. The Attorney General's Office shall provide the
9 requested legal services, or, if the Attorney General's Office shall determine
10 that sufficient personnel are not available to provide the requested legal
11 services, the Attorney General shall certify the same to the agency and may
12 authorize the agency to employ legal counsel and to expend monies appropriated
13 for Maintenance and General Operations therefor, if:

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

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

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

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24 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
25 authorized by this Act shall be limited to the appropriation for such agency
26 and funds made available by law for the support of such appropriations; and
27 the restrictions of the State Purchasing Law, the General Accounting and
28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
29 Procedures and Restrictions Act, or their successors, and other fiscal control
30 laws of this State, where applicable, and regulations promulgated by the
31 Department of Finance and Administration, as authorized by law, shall be
32 strictly complied with in disbursement of said funds.

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34 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
35 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this Act shall be in compliance with the stated reasons for which
2 this Act was adopted, as evidenced by the Agency Requests, Executive
3 Recommendations and Legislative Recommendations contained in the budget
4 manuals prepared by the Department of Finance and Administration, letters, or
5 summarized oral testimony in the official minutes of the Arkansas Legislative
6 Council or Joint Budget Committee which relate to its passage and adoption.

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8 SECTION 5. CODE. All provisions of this Act of a general and permanent
9 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
10 Code Revision Commission shall incorporate the same in the Code.

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12 SECTION 6. SEVERABILITY. If any provision of this Act or the
13 application thereof to any person or circumstance is held invalid, such
14 invalidity shall not affect other provisions or applications of the Act which
15 can be given effect without the invalid provision or application, and to this
16 end the provisions of this Act are declared to be severable.

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18 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict
19 with this Act are hereby repealed.

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21 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
22 Eighty-First General Assembly, that the Constitution of the State of Arkansas
23 prohibits the appropriation of funds for more than a two (2) year period; that
24 the effectiveness of this Act on July 1, 1997 is essential to the operation of
25 the agency for which the appropriations in this Act are provided, and that in
26 the event of an extension of the Regular Session, the delay in the effective
27 date of this Act beyond July 1, 1997 could work irreparable harm upon the
28 proper administration and provision of essential governmental programs.
29 Therefore, an emergency is hereby declared to exist and this Act being
30 necessary for the immediate preservation of the public peace, health and
31 safety shall be in full force and effect from and after July 1, 1997.

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