

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 1201

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 BARBER EXAMINERS
11 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND FOR
12 OTHER PURPOSES."

Subtitle

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

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

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21 SECTION 1. REGULAR SALARIES. There is hereby established for the State
22 Board of Barber Examiners for the 1997-99 biennium, the following maximum
23 number of regular employees whose salaries shall be governed by the provisions
24 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
25 et seq.), or its successor, and all laws amendatory thereto. Provided,
26 however, that any position to which a specific maximum annual salary is set
27 out herein in dollars, shall be exempt from the provisions of said Uniform
28 Classification and Compensation Act. All persons occupying positions
29 authorized herein are hereby governed by the provisions of the Regular
30 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
31 successor.

Item	Class	No. of	Maximum Annual
		Employees	Salary Rate
			Fiscal Years
No.	Code	Title	1997-98 1998-99

1	(1) 7218 BD OF BARBER EXAM SECRETARY	1	\$ 39,867	\$ 40,983
2	(2) 7223 BD OF BARBER EXAM ADMIN SECRETARY	1	\$ 28,977	\$ 29,788
3	(3) 7222 BD OF BARBER EXAM INSPECTOR	1	\$ 28,345	\$ 29,138
4	(4) 8026 BD OF BARBER EXAM INSPECTOR I	1	\$ 16,333	\$ 16,790
5	(5) 7224 BD OF BARBER EXAM STENOGRAPHER	<u>1</u>	\$ 6,882	\$ 7,074
6	MAX NO. OF EMPLOYEES	5		

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8 SECTION 2. EXTRA HELP. There is hereby authorized, for the State

9 Board of Barber Examiners for the 1997-99 biennium, the following maximum

10 number of part-time or temporary employees, to be known as "Extra Help",

11 payable from funds appropriated herein for such purposes: two (2) temporary

12 or part-time employees, when needed, at rates of pay not to exceed those

13 provided in the Uniform Classification and Compensation Act, or its successor,

14 or this act for the appropriate classification.

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16 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State

17 Board of Barber Examiners, to be payable from cash funds as defined by

18 Arkansas Code 19-4-801 of the State Board of Barber Examiners, for personal

19 services and operating expenses of the State Board of Barber Examiners for the

20 biennial period ending June 30, 1999, the following:

22	ITEM		FISCAL YEARS	
23	NO.		1997 98	1998 99
24	(01) REGULAR SALARIES	\$	103,510	\$ 106,406
25	(02) EXTRA HELP		11,648	11,648
26	(03) PERSONAL SERV MATCHING		25,247	25,759
27	(04) MAINT. & GEN. OPERATION			
28	(A) OPER. EXPENSE		32,650	32,650
29	(B) CONF. & TRVL.		2,250	2,250
30	(C) PROF. FEES		500	500
31	(D) CAP. OUTLAY		0	0
32	(E) DATA PROC.		<u>0</u>	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	\$	<u>175,805</u>	\$ <u>179,213</u>

34 179,213

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

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

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

15 Such certification shall be required with respect to each instance of
16 the employment of special legal counsel, or shall be required annually with
17 respect to legal counsel employed on a retainer basis. A copy of such
18 certification shall be entered in the official minutes of the agency, and
19 shall be retained in the fiscal records of the agency for audit purposes.
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21 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
22 authorized by this Act shall be limited to the appropriation for such agency
23 and funds made available by law for the support of such appropriations; and
24 the restrictions of the State Purchasing Law, the General Accounting and
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
26 Procedures and Restrictions Act, or their successors, and other fiscal control
27 laws of this State, where applicable, and regulations promulgated by the
28 Department of Finance and Administration, as authorized by law, shall be
29 strictly complied with in disbursement of said funds.
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31 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
32 Assembly that any funds disbursed under the authority of the appropriations
33 contained in this Act shall be in compliance with the stated reasons for which
34 this Act was adopted, as evidenced by the Agency Requests, Executive
35 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or
 2 summarized oral testimony in the official minutes of the Arkansas Legislative
 3 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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18 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
 19 Eighty-First General Assembly, that the Constitution of the State of Arkansas
 20 prohibits the appropriation of funds for more than a two (2) year period; that
 21 the effectiveness of this Act on July 1, 1997 is essential to the operation of
 22 the agency for which the appropriations in this Act are provided, and that in
 23 the event of an extension of the Regular Session, the delay in the effective
 24 date of this Act beyond July 1, 1997 could work irreparable harm upon the
 25 proper administration and provision of essential governmental programs.
 26 Therefore, an emergency is hereby declared to exist and this Act being
 27 necessary for the immediate preservation of the public peace, health and
 28 safety shall be in full force and effect from and after July 1, 1997.

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