

cStricken 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
4

As Engrossed: S1/27/97

A Bill

SENATE BILL 108

5 By: Joint Budget Committee
6
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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 ARCHITECTS FOR
11 THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND FOR OTHER
12 PURPOSES."
13

Subtitle

14 "AN ACT FOR THE STATE BOARD OF
15 ARCHITECTS APPROPRIATION FOR THE 1997-99
16 BIENNIUM."
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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 Architects for the 1997-99 biennium, the following maximum number of
23 regular employees whose salaries shall be governed by the provisions of the
24 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
25 seq.), or its successor, and all laws amendatory thereto. Provided, however,
26 that any position to which a specific maximum annual salary is set out herein
27 in dollars, shall be exempt from the provisions of said Uniform Classification
28 and Compensation Act. All persons occupying positions authorized herein are
29 hereby governed by the provisions of the Regular Salaries Procedures and
30 Restrictions Act (Arkansas Code §21-5-101), or its successor.
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Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	1997-98	1998-99
35	No. Code Title	Employees		1997-98	1998-99
36	(1) 7213 BD OF ARCH DIRECTOR	1	\$ 60,000	\$ 61,680	

1	(2) 7214 BD OF ARCH ADMIN ASST/OFC MGR	1	\$ 30,000	\$ 30,840
2	(3) 7215 BD OF ARCH CLERK/BOOKKEEPER	<u>1</u>	\$ 7,065	\$ 7,262
3	MAX NO. OF EMPLOYEES	3		

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

11	ITEM	FISCAL YEARS	
12	NO.	1997-98	1998-99
13	(01) REGULAR SALARIES	\$ 97,065	\$ 99,782
14	(02) PERSONAL SERV MATCHING	26,275	26,758
15	(03) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSE	97,290	97,290
17	(B) CONF. & TRVL.	5,750	5,750
18	(C) PROF. FEES	13,000	
19	13,000 (D) CAP. OUTLAY		6,000
20	6,000 (E) DATA PROC.		0
21	0 (04) CONTRACT SALARIES		2,850
22	2,850 (05) EXAMS		<u>15,892</u>
23	<u>15,892</u> TOTAL AMOUNT APPROPRIATED	<u>\$</u>	<u>264,122</u> <u>\$</u>
24	<u>267,322</u>		

SECTION 3. SPECIAL LANGUAGE. CONTRACT SALARIES. There is hereby authorized, for the State Board of Architects, for the 1997-99 biennium, the following additional salaries for certain positions provided in the Regular Salary schedule in this Act, which shall be in addition to the annual amounts as established in Section 1 herein. The position of Board of Architects Administrative Assistant/Office Manager is eligible for an additional rate of pay not to exceed \$1,650 per year. The position of Board of Architects Director is eligible for an additional rate of pay not to exceed \$1,200 per year. The additional salaries authorized herein shall be payable from the appropriation provided by this Act for Contract Salaries. Funding for the

1 appropriation for contract salaries shall be made available to the Arkansas
2 State Board of Architects by the Advisory Committee for Registration of
3 Landscape Architects through a contractual agreement for services to be
4 provided by those employees of the State Board of Architects designated herein
5 and such amounts are limited by the amounts received through and under the
6 terms of such contractual agreement.

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

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

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

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

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28 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
29 authorized by this Act shall be limited to the appropriation for such agency
30 and funds made available by law for the support of such appropriations; and
31 the restrictions of the State Purchasing Law, the General Accounting and
32 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
33 Procedures and Restrictions Act, or their successors, and other fiscal control
34 laws of this State, where applicable, and regulations promulgated by the
35 Department of Finance and Administration, as authorized by law, shall be

1 strictly complied with in disbursement of said funds.

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3 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
4 Assembly that any funds disbursed under the authority of the appropriations
5 contained in this Act shall be in compliance with the stated reasons for which
6 this Act was adopted, as evidenced by the Agency Requests, Executive
7 Recommendations and Legislative Recommendations contained in the budget
8 manuals prepared by the Department of Finance and Administration, letters, or
9 summarized oral testimony in the official minutes of the Arkansas Legislative
10 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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

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/s/Russ

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