

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999

# A Bill

HOUSE BILL 1090

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

8  
9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 AND OPERATING EXPENSES FOR THE PROFESSIONAL BAIL  
11 BONDSMAN LICENSING BOARD FOR THE BIENNIAL PERIOD  
12 ENDING JUNE 30, 2001; AND FOR OTHER PURPOSES."  
13

## Subtitle

14  
15 "AN ACT FOR THE PROFESSIONAL BAIL  
16 BONDSMAN LICENSING BOARD APPROPRIATION  
17 FOR THE 1999-2001 BIENNIUM."  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Professional Bail Bondsman Licensing Board for the 1999-2001 biennium, the  
24 following maximum number of regular employees whose salaries shall be governed  
25 by the provisions of the Uniform Classification and Compensation Act (Arkansas  
26 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
27 Provided, however, that any position to which a specific maximum annual salary  
28 is set out herein in dollars, shall be exempt from the provisions of said  
29 Uniform Classification and Compensation Act. All persons occupying positions  
30 authorized herein are hereby governed by the provisions of the Regular  
31 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
32 successor.  
33

		Maximum Annual
	Maximum	Salary Rate
Item Class	No. of	Fiscal Years

\*JAD011\*

No.	Code	Title	Employees	1999-2000	2000-2001
(1)	599Z	EXECUTIVE DIR - BAIL BONDSMAN BOARD	1		GRADE 26
(2)	X391	BAIL BONDSMAN INVESTIGATOR	1		GRADE 16
(3)	R009	ADMINISTRATIVE ASSISTANT I	<u>1</u>		GRADE 15
		MAX. NO. OF EMPLOYEES	3		

SECTION 2. APPROPRIATION. There is hereby appropriated, to the Professional Bail Bondsman Licensing Board, to be payable from the Bail Bondsman Board Fund, for personal services and operating expenses of the Professional Bail Bondsman Licensing Board for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 83,965	\$ 86,316
(02) PERSONAL SERV MATCHING	24,554	24,971
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	64,000	69,000
(B) CONF. & TRAVEL	3,000	3,000
(C) PROF. FEES	30,000	30,000
(D) CAP. OUTLAY	5,000	5,000
(E) DATA PROC.	1,786	1,786
(04) REFUNDS/REIMBURSEMENTS	<u>100,000</u>	<u>100,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 312,305</u>	<u>\$ 320,073</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER. The Professional Bail Bondsman Licensing Board, at the end of each fiscal year, shall transfer all but twenty-five percent (25%) of its fund balance to the General Revenue Fund Account in the State Treasury.

SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this Act for Maintenance and General Operation shall be expended in payment for services of attorneys, unless the agency shall first make a request in writing to the Attorney General of the State of Arkansas to provide the required legal services. The Attorney General's Office shall provide the requested legal

1 services, or, if the Attorney General's Office shall determine that sufficient  
 2 personnel are not available to provide the requested legal services, the  
 3 Attorney General shall certify the same to the agency and may authorize the  
 4 agency to employ legal counsel and to expend monies appropriated for  
 5 Maintenance and General Operations therefor, if:

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

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

10 Such certification shall be required with respect to each instance of  
 11 the employment of special legal counsel, or shall be required annually with  
 12 respect to legal counsel employed on a retainer basis. A copy of such  
 13 certification shall be entered in the official minutes of the agency, and  
 14 shall be retained in the fiscal records of the agency for audit purposes.  
 15

16 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by  
 17 this act shall be limited to the appropriation for such agency and funds made  
 18 available by law for the support of such appropriations; and the restrictions  
 19 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
 20 Law, the Revenue Stabilization Law, the Regular Salary Procedures and  
 21 Restrictions Act, or their successors, and other fiscal control laws of this  
 22 State, where applicable, and regulations promulgated by the Department of  
 23 Finance and Administration, as authorized by law, shall be strictly complied  
 24 with in disbursement of said funds.  
 25

26 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 27 that any funds disbursed under the authority of the appropriations contained  
 28 in this act shall be in compliance with the stated reasons for which this act  
 29 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 30 and Legislative Recommendations contained in the budget manuals prepared by  
 31 the Department of Finance and Administration, letters, or summarized oral  
 32 testimony in the official minutes of the Arkansas Legislative Council or Joint  
 33 Budget Committee which relate to its passage and adoption.  
 34

35 SECTION 7. CODE. All provisions of this Act of a general and permanent  
 36 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas

1 Code Revision Commission shall incorporate the same in the Code.

2  
3 SECTION 8. SEVERABILITY. If any provision of this act or the application  
4 thereof to any person or circumstance is held invalid, such invalidity shall  
5 not affect other provisions or applications of the act which can be given  
6 effect without the invalid provision or application, and to this end the  
7 provisions of this act are declared to be severable.

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9 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with  
10 this act are hereby repealed.

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12 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the  
13 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
14 prohibits the appropriation of funds for more than a two (2) year period; that  
15 the effectiveness of this Act on July 1, 1999 is essential to the operation of  
16 the agency for which the appropriations in this Act are provided, and that in  
17 the event of an extension of the Regular Session, the delay in the effective  
18 date of this Act beyond July 1, 1999 could work irreparable harm upon the  
19 proper administration and provision of essential governmental programs.  
20 Therefore, an emergency is hereby declared to exist and this Act being  
21 necessary for the immediate preservation of the public peace, health and  
22 safety shall be in full force and effect from and after July 1, 1999.