

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

A Bill

HOUSE BILL 1125

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR OPERATING
10 EXPENSES FOR THE COMMITTEE FOR REGISTRATION OF
11 LANDSCAPE ARCHITECTS FOR THE BIENNIAL PERIOD ENDING
12 JUNE 30, 2001; AND FOR OTHER PURPOSES."
13

Subtitle

14 "AN ACT FOR THE COMMITTEE FOR
15 REGISTRATION OF LANDSCAPE ARCHITECTS
16 APPROPRIATION FOR THE 1999-2001
17 BIENNIUM."
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the Committee
24 for Registration of Landscape Architects, to be payable from cash funds as
25 defined by Arkansas Code 19-4-801 of the Committee for Registration of
26 Landscape Architects, for operating expenses of the Committee for Registration
27 of Landscape Architects for the biennial period ending June 30, 2001, the
28 following:
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ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	14,490	14,490
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0

1	(E) DATA PROC.	0	0
2	(02) EXAMS	7,348	7,348
3	(03) REIMBURSE BOARD OF ARCHITECTS	<u>2,850</u>	<u>2,850</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 24,688</u>	<u>\$ 24,688</u>

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6 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE

7 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INVESTMENT

8 OPTIONS. The agency, board or commission, to which appropriation in this Act

9 is made, shall consider all possible options available in investing cash fund

10 balances for which it is responsible. Such options investigated shall

11 specifically include the provisions of the Treasury Management Trust Fund

12 option beginning at Arkansas Code 19-3-602. In the event that the Treasury

13 Management Trust Fund option is not selected, the agency, board, or commission

14 shall report to the State Board of Finance the option selected and the

15 additional benefits accruing by selecting a different option.

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17 SECTION 3. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this

18 Act for Maintenance and General Operation shall be expended in payment for

19 services of attorneys, unless the agency shall first make a request in writing

20 to the Attorney General of the State of Arkansas to provide the required legal

21 services. The Attorney General's Office shall provide the requested legal

22 services, or, if the Attorney General's Office shall determine that sufficient

23 personnel are not available to provide the requested legal services, the

24 Attorney General shall certify the same to the agency and may authorize the

25 agency to employ legal counsel and to expend monies appropriated for

26 Maintenance and General Operations therefor, if:

27 (1) The Attorney General determines, and certifies in writing, that

28 such agency needs the advice or assistance of legal counsel, and

29 (2) The Attorney General consents in writing to the employment of the

30 legal counsel to be retained by the agency.

31 Such certification shall be required with respect to each instance of

32 the employment of special legal counsel, or shall be required annually with

33 respect to legal counsel employed on a retainer basis. A copy of such

34 certification shall be entered in the official minutes of the agency, and

35 shall be retained in the fiscal records of the agency for audit purposes.

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1 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
 2 this act shall be limited to the appropriation for such agency and funds made
 3 available by law for the support of such appropriations; and the restrictions
 4 of the State Purchasing Law, the General Accounting and Budgetary Procedures
 5 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
 6 Restrictions Act, or their successors, and other fiscal control laws of this
 7 State, where applicable, and regulations promulgated by the Department of
 8 Finance and Administration, as authorized by law, shall be strictly complied
 9 with in disbursement of said funds.

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

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

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

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 30 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict with
 31 this act are hereby repealed.

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 33 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
 34 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 35 prohibits the appropriation of funds for more than a two (2) year period; that
 36 the effectiveness of this Act on July 1, 1999 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in
2 the event of an extension of the Regular Session, the delay in the effective
3 date of this Act beyond July 1, 1999 could work irreparable harm upon the
4 proper administration and provision of essential governmental programs.
5 Therefore, an emergency is hereby declared to exist and this Act being
6 necessary for the immediate preservation of the public peace, health and
7 safety shall be in full force and effect from and after July 1, 1999.

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