

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 1130

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5 By: Joint Budget Committee
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For An Act To Be Entitled

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9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE STATE BOARD OF
11 REGISTRATION FOR PROFESSIONAL GEOLOGISTS FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2001; AND FOR OTHER
13 PURPOSES. "

Subtitle

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16 "AN ACT FOR THE STATE BOARD OF
17 REGISTRATION FOR PROFESSIONAL GEOLOGISTS
18 APPROPRIATION FOR THE 1999-2001
19 BIENNIUM. "

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

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Maximum Annual

KCA011

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Item	Class	Maximum No. of Employees	Salary Rate Fiscal Years
No.	Code Title		1999-2000 2000-2001
(1)	8706 GEOLOGY BRD BUSINESS CONTROLLER I	1	\$21,346 \$21,943
(2)	8704 GEOLOGY BOARD CLERK TYPIST	1	\$14,932 \$15,350
	MAX. NO. OF EMPLOYEES	2	

SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State Board of Registration for Professional Geologists, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the State Board of Registration for Professional Geologists, for personal services and operating expenses of the State Board of Registration for Professional Geologists for the biennial period ending June 30, 2001, the following:

ITEM NO.		FISCAL YEARS	
		1999-2000	2000-2001
(01)	REGULAR SALARIES	\$ 36,278	\$ 37,293
(02)	PERSONAL SERV MATCHING	12,879	13,062
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	31,046	31,046
(B)	CONF. & TRAVEL	2,000	2,000
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	3,800	0
(E)	DATA PROC.	0	0
	TOTAL AMOUNT APPROPRIATED	<u>\$ 86,003</u>	<u>\$ 83,401</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INVESTMENT OPTIONS. The agency, board or commission, to which appropriation in this Act is made, shall consider all possible options available in investing cash fund balances for which it is responsible. Such options investigated shall specifically include the provisions of the Treasury Management Trust Fund option beginning at Arkansas Code 19-3-602. In the event that the Treasury Management Trust Fund option is not selected, the agency, board, or commission shall report to the State Board of Finance the option selected and the additional benefits accruing by selecting a different option.

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

- (1) The Attorney General determines, and certifies in writing, that such agency needs the advice or assistance of legal counsel, and
- (2) The Attorney General consents in writing to the employment of the legal counsel to be retained by the agency.

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

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

SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by

1 the Department of Finance and Administration, letters, or summarized oral
2 testimony in the official minutes of the Arkansas Legislative Council or Joint
3 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 application
10 thereof to any person or circumstance is held invalid, such invalidity shall
11 not affect other provisions or applications of the act which can be given
12 effect without the invalid provision or application, and to this end the
13 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 with
16 this act are hereby repealed.

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18 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
19 Eighty-second 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, 1999 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, 1999 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, 1999.