

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007

# A Bill

SENATE BILL 70

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
11 BOARD OF EXAMINERS IN COUNSELING FOR THE BIENNIAL  
12 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER  
13 PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE ARKANSAS BOARD OF  
17 EXAMINERS IN COUNSELING APPROPRIATION  
18 FOR THE 2007-2009 BIENNIUM.  
19  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas  
25 Board of Examiners in Counseling for the 2007-2009 biennium, the following  
26 maximum number of regular employees whose salaries shall be governed by the  
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
29 Provided, however, that any position to which a specific maximum annual  
30 salary is set out herein in dollars, shall be exempt from the provisions of  
31 said Uniform Classification and Compensation Act. All persons occupying  
32 positions authorized herein are hereby governed by the provisions of the  
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
34 or its successor.  
35

36 Maximum Annual



Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate 2007-2008	Salary Rate 2008-2009
1	R108	COUNSELING BD EXECUTIVE SECRETARY	1	\$42,049	\$42,889
2	7245	COUNSELING BD SECRETARY I	2	\$23,432	\$23,900
MAX. NO. OF EMPLOYEES			3		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Board of Examiners in Counseling for the 2007-2009 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: two (2) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Board of Examiners in Counseling, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Board of Examiners in Counseling for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 88,913	\$ 90,689
(02) EXTRA HELP	5,000	5,000
(03) PERSONAL SERVICES MATCHING	35,658	36,106
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	70,338	70,338
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	10,000	10,000
(D) CAP. OUTLAY	11,500	0
(E) DATA PROC.	0	0
(05) TESTING FEES	<u>50</u>	<u>50</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 221,459</u>	<u>\$ 212,183</u>

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

11 (1) The Attorney General determines, and certifies in writing, that such  
12 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 the  
16 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.  
20

21 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
22 by this act shall be limited to the appropriation for such agency and funds  
23 made available by law for the support of such appropriations; and the  
24 restrictions of the State Procurement 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  
27 control laws of this State, where applicable, and regulations promulgated by  
28 the Department of Finance and Administration, as authorized by law, shall be  
29 strictly complied with in disbursement of said funds.  
30

31 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly  
32 that any funds disbursed under the authority of the appropriations contained  
33 in this act shall be in compliance with the stated reasons for which this act  
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
35 and Legislative Recommendations contained in the budget manuals prepared by  
36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or  
2 Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
5 Assembly, that the Constitution of the State of Arkansas prohibits the  
6 appropriation of funds for more than a two (2) year period; that the  
7 effectiveness of this Act on July 1, 2007 is essential to the operation of  
8 the agency for which the appropriations in this Act are provided, and that in  
9 the event of an extension of the Regular Session, the delay in the effective  
10 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
11 proper administration and provision of essential governmental programs.  
12 Therefore, an emergency is hereby declared to exist and this Act being  
13 necessary for the immediate preservation of the public peace, health and  
14 safety shall be in full force and effect from and after July 1, 2007.