

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 87th General Assembly
3 Regular Session, 2009

A Bill

SENATE BILL 83

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 APPRAISER LICENSING AND CERTIFICATION BOARD FOR
12 THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS APPRAISER
17 LICENSING AND CERTIFICATION BOARD
18 APPROPRIATION FOR THE 2009-2010 FISCAL
19 YEAR.
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21
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas
26 Appraiser Licensing and Certification Board for the 2009-2010 fiscal year,
27 the following maximum number of regular employees whose salaries shall be
28 governed by the provisions of the Uniform Classification and Compensation Act
29 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
30 thereto. Provided, however, that any position to which a specific maximum
31 annual salary is set out herein in dollars, shall be exempt from the
32 provisions of said Uniform Classification and Compensation Act. All persons
33 occupying positions authorized herein are hereby governed by the provisions
34 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
35 101), or its successor.
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Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2009-2010
(1)	N146N	BD OF APPRAISER EXECUTIVE DIRECTOR	1	GRADE N902
(2)	X030C	BD OF APPRAISER CHIEF INVESTIGATOR	1	GRADE C123
(3)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
(4)	C056C	ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE C112
MAX. NO. OF EMPLOYEES			4	

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11 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 12 the Arkansas Appraiser Licensing and Certification Board, to be payable from
 13 cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Appraiser
 14 Licensing and Certification Board, for personal services and operating
 15 expenses of the Arkansas Appraiser Licensing and Certification Board for the
 16 fiscal year ending June 30, 2010, the following:

17

ITEM		FISCAL YEAR
NO.		2009-2010
(01)	REGULAR SALARIES	\$ 227,420
(02)	PERSONAL SERVICES MATCHING	61,975
(03)	MAINT. & GEN. OPERATION	
(A)	OPER. EXPENSE	147,078
(B)	CONF. & TRAVEL	9,700
(C)	PROF. FEES	11,500
(D)	CAP. OUTLAY	0
(E)	DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED		<u>\$ 457,673</u>

29

30 SECTION 3. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
 31 this Act for Maintenance and General Operation shall be expended in payment
 32 for services of attorneys, unless the agency shall first make a request in
 33 writing to the Attorney General of the State of Arkansas to provide the
 34 required legal services. The Attorney General's Office shall provide the
 35 requested legal services, or, if the Attorney General's Office shall
 36 determine that sufficient personnel are not available to provide the

1 requested legal services, the Attorney General shall certify the same to the
2 agency and may authorize the agency to employ legal counsel and to expend
3 monies appropriated for Maintenance and General Operations therefor, if:

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

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

8 Such certification shall be required with respect to each instance of the
9 employment of special legal counsel, or shall be required annually with
10 respect to legal counsel employed on a retainer basis. A copy of such
11 certification shall be entered in the official minutes of the agency, and
12 shall be retained in the fiscal records of the agency for audit purposes.
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14 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
15 by this act shall be limited to the appropriation for such agency and funds
16 made available by law for the support of such appropriations; and the
17 restrictions of the State Procurement Law, the General Accounting and
18 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
19 Procedures and Restrictions Act, or their successors, and other fiscal
20 control laws of this State, where applicable, and regulations promulgated by
21 the Department of Finance and Administration, as authorized by law, shall be
22 strictly complied with in disbursement of said funds.
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24 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
25 that any funds disbursed under the authority of the appropriations contained
26 in this act shall be in compliance with the stated reasons for which this act
27 was adopted, as evidenced by the Agency Requests, Executive Recommendations
28 and Legislative Recommendations contained in the budget manuals prepared by
29 the Department of Finance and Administration, letters, or summarized oral
30 testimony in the official minutes of the Arkansas Legislative Council or
31 Joint Budget Committee which relate to its passage and adoption.
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33 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
34 Assembly, that the Constitution of the State of Arkansas prohibits the
35 appropriation of funds for more than a one (1) year period; that the
36 effectiveness of this Act on July 1, 2009 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, 2009 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, 2009.

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