

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

SENATE BILL 68

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE CONTRACTORS LICENSING  
10 BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND  
11 FOR OTHER PURPOSES.  
12  
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## Subtitle

14 AN ACT FOR THE CONTRACTORS LICENSING  
15 BOARD APPROPRIATION FOR THE 2013-2014  
16 FISCAL YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Contractors Licensing Board for the 2013-2014 fiscal year, the following  
24 maximum number of regular employees.  
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| Item No. | Class Code | Title                             | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2013-2014 |
|----------|------------|-----------------------------------|--------------------------|--|
| 30       | (1) N090N  | CONTRACTORS LICENSE ADMR/INVEST   | 1                        | GRADE N906                                       |
| 31       | (2) G047C  | ATTORNEY SPECIALIST               | 1                        | GRADE C126                                       |
| 32       | (3) X073C  | CONTRACTORS BOARD INVESTIGATOR    | 8                        | GRADE C119                                       |
| 33       | (4) E031C  | EDUCATION PROGRAM COORDINATOR     | 1                        | GRADE C119                                       |
| 34       | (5) X105C  | CONTRACTORS LICENSING COORDINATOR | 7                        | GRADE C117                                       |
| 35       | (6) A091C  | FISCAL SUPPORT ANALYST            | 1                        | GRADE C115                                       |
| 36       | (7) C056C  | ADMINISTRATIVE SPECIALIST III     | 2                        | GRADE C112                                       |



1 (8) C073C ADMINISTRATIVE SPECIALIST II 1 GRADE C109  
 2 MAX. NO. OF EMPLOYEES 22

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 4 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 5 to the Contractors Licensing Board, to be payable from the cash fund  
 6 deposited in the State Treasury as determined by the Chief Fiscal Officer of  
 7 the State, for personal services and operating expenses of the Contractors  
 8 Licensing Board for the fiscal year ending June 30, 2014, the following:

| 10 ITEM                                       | FISCAL YEAR               |
|---|---------------------------|
| 11 <u>NO.</u>                                 | <u>2013-2014</u>          |
| 12 (01) REGULAR SALARIES                      | \$1,024,405               |
| 13 (02) PERSONAL SERVICES MATCHING            | 332,059                   |
| 14 (03) MAINT. & GEN. OPERATION               |                           |
| 15 (A) OPER. EXPENSE                          | 345,481                   |
| 16 (B) CONF. & TRAVEL                         | 9,400                     |
| 17 (C) PROF. FEES                             | 44,000                    |
| 18 (D) CAP. OUTLAY                            | 0                         |
| 19 (E) DATA PROC.                             | 0                         |
| 20 (04) EDUCATION TRAINING GRANTS             | 150,000                   |
| 21 (05) REFUNDS/REIMBURSEMENTS                | 100,000                   |
| 22 (06) INVESTMENTS                           | 156,504                   |
| 23 (07) SECONDARY AREA TECHNICAL CENTERS -    |                           |
| 24 CONSTRUCTION TRADES TRAINING GRANTS        | 150,000                   |
| 25 (08) CONSTRUCTION INDUSTRY TRAINING GRANTS | <u>300,000</u>            |
| 26 TOTAL AMOUNT APPROPRIATED                  | <u><u>\$2,611,849</u></u> |

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

1 monies appropriated for Maintenance and General Operations therefor, if:

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

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

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

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12 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
13 authorized by this act shall be limited to the appropriation for such agency  
14 and funds made available by law for the support of such appropriations; and  
15 the restrictions of the State Procurement Law, the General Accounting and  
16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
17 Procedures and Restrictions Act, or their successors, and other fiscal  
18 control laws of this State, where applicable, and regulations promulgated by  
19 the Department of Finance and Administration, as authorized by law, shall be  
20 strictly complied with in disbursement of said funds.

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

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31 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
32 Assembly, that the Constitution of the State of Arkansas prohibits the  
33 appropriation of funds for more than a one (1) year period; that the  
34 effectiveness of this Act on July 1, 2013 is essential to the operation of  
35 the agency for which the appropriations in this Act are provided, and that in  
36 the event of an extension of the legislative session, the delay in the

1 effective date of this Act beyond July 1, 2013 could work irreparable harm  
2 upon the proper administration and provision of essential governmental  
3 programs. Therefore, an emergency is hereby declared to exist and this Act  
4 being necessary for the immediate preservation of the public peace, health  
5 and safety shall be in full force and effect from and after July 1, 2013.

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