

1 State of Arkansas  
2 90th General Assembly  
3 Fiscal Session, 2016  
4

# A Bill

HOUSE BILL 1038

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 ARKANSAS STATE BOARD  
10 OF REGISTRATION OF FORESTERS FOR THE FISCAL YEAR  
11 ENDING JUNE 30, 2017; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE ARKANSAS STATE BOARD OF  
15 REGISTRATION OF FORESTERS APPROPRIATION  
16 FOR THE 2016-2017 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. EXTRA HELP. There is hereby authorized, for the Arkansas  
23 State Board of Registration of Foresters for the 2016-2017 fiscal year, the  
24 following maximum number of part-time or temporary employees, to be known as  
25 "Extra Help", payable from funds appropriated herein for such purposes: two  
26 (2) temporary or part-time employees, when needed, at rates of pay not to  
27 exceed those provided in the Uniform Classification and Compensation Act, or  
28 its successor, or this act for the appropriate classification.  
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30 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
31 to the Arkansas State Board of Registration of Foresters, to be payable from  
32 the cash fund deposited in the State Treasury as determined by the Chief  
33 Fiscal Officer of the State, for personal services and operating expenses of  
34 the Arkansas State Board of Registration of Foresters for the fiscal year  
35 ending June 30, 2017, the following:  
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1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2016-2017</u>
3	(01) EXTRA HELP	\$12,000
4	(02) PERSONAL SERVICES MATCHING	926
5	(03) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	7,100
7	(B) CONF. & TRAVEL	0
8	(C) PROF. FEES	0
9	(D) CAP. OUTLAY	0
10	(E) DATA PROC.	<u>0</u>
11	TOTAL AMOUNT APPROPRIATED	<u><u>\$20,026</u></u>

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13       SECTION 3. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in  
14 this Act for Maintenance and General Operation shall be expended in payment  
15 for services of attorneys, unless the agency shall first make a request in  
16 writing to the Attorney General of the State of Arkansas to provide the  
17 required legal services. The Attorney General's Office shall provide the  
18 requested legal services, or, if the Attorney General's Office shall  
19 determine that sufficient personnel are not available to provide the  
20 requested legal services, the Attorney General shall certify the same to the  
21 agency and may authorize the agency to employ legal counsel and to expend  
22 monies appropriated for Maintenance and General Operations therefor, if:

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

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

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

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33       SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
34 authorized by this act shall be limited to the appropriation for such agency  
35 and funds made available by law for the support of such appropriations; and  
36 the restrictions of the State Procurement Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 2 Procedures and Restrictions Act, or their successors, and other fiscal  
 3 control laws of this State, where applicable, and regulations promulgated by  
 4 the Department of Finance and Administration, as authorized by law, shall be  
 5 strictly complied with in disbursement of said funds.

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

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 16 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
 17 Assembly, that the Constitution of the State of Arkansas prohibits the  
 18 appropriation of funds for more than a one (1) year period; that the  
 19 effectiveness of this Act on July 1, 2016 is essential to the operation of  
 20 the agency for which the appropriations in this Act are provided, and that in  
 21 the event of an extension of the legislative session, the delay in the  
 22 effective date of this Act beyond July 1, 2016 could work irreparable harm  
 23 upon the proper administration and provision of essential governmental  
 24 programs. Therefore, an emergency is hereby declared to exist and this Act  
 25 being necessary for the immediate preservation of the public peace, health  
 26 and safety shall be in full force and effect from and after July 1, 2016.