

1 State of Arkansas  
2 89th General Assembly  
3 Fiscal Session, 2014  
4

# A Bill

HOUSE BILL 1046

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 STATE BOARD OF  
10 LICENSURE FOR PROFESSIONAL ENGINEERS AND PROFESSIONAL  
11 SURVEYORS FOR THE FISCAL YEAR ENDING JUNE 30, 2015;  
12 AND FOR OTHER PURPOSES.  
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14

## Subtitle

15 AN ACT FOR THE STATE BOARD OF LICENSURE  
16 FOR PROFESSIONAL ENGINEERS AND  
17 PROFESSIONAL SURVEYORS APPROPRIATION FOR  
18 THE 2014-2015 FISCAL YEAR.  
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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 Licensure for Professional Engineers and Professional Surveyors for  
26 the 2014-2015 fiscal year, the following maximum number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2014-2015
32	(1) N132N	ENG & LAND SURVEYORS EXEC DIRECTOR	1	GRADE N903
33	(2) B008C	ENG & LAND SURVEYORS PROF ENGINEER	1	GRADE C128
34	(3) C031C	ENG & LAND SURVEYORS ASST EXEC DIREC	1	GRADE C115
35	(4) C056C	ADMINISTRATIVE SPECIALIST III	<u>2</u>	GRADE C112
36	MAX. NO. OF EMPLOYEES		5	



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 2 SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board  
 3 of Licensure for Professional Engineers and Professional Surveyors for the  
 4 2014-2015 fiscal year, the following maximum number of part-time or temporary  
 5 employees, to be known as "Extra Help", payable from funds appropriated  
 6 herein for such purposes: one (1) temporary or part-time employees, when  
 7 needed, at rates of pay not to exceed those provided in the Uniform  
 8 Classification and Compensation Act, or its successor, or this act for the  
 9 appropriate classification.

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 11 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 12 to the State Board of Licensure for Professional Engineers and Professional  
 13 Surveyors, to be payable from the cash fund deposited in the State Treasury  
 14 as determined by the Chief Fiscal Officer of the State, for personal services  
 15 and operating expenses of the State Board of Licensure for Professional  
 16 Engineers and Professional Surveyors for the fiscal year ending June 30,  
 17 2015, the following:

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19 ITEM	FISCAL YEAR
20 <u>NO.</u>	<u>2014-2015</u>
21 (01) REGULAR SALARIES	\$252,165
22 (02) EXTRA HELP	12,000
23 (03) PERSONAL SERVICES MATCHING	80,144
24 (04) MAINT. & GEN. OPERATION	
25 (A) OPER. EXPENSE	259,461
26 (B) CONF. & TRAVEL	10,227
27 (C) PROF. FEES	11,744
28 (D) CAP. OUTLAY	0
29 (E) DATA PROC.	<u>0</u>
30 TOTAL AMOUNT APPROPRIATED	<u><u>\$625,741</u></u>

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 32 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in  
 33 this Act for Maintenance and General Operation shall be expended in payment  
 34 for services of attorneys, unless the agency shall first make a request in  
 35 writing to the Attorney General of the State of Arkansas to provide the  
 36 required legal services. The Attorney General's Office shall provide the

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

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

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

10 Such certification shall be required with respect to each instance of  
11 the employment of special legal counsel, or shall be required annually with  
12 respect to legal counsel employed on a retainer basis. A copy of such  
13 certification shall be entered in the official minutes of the agency, and  
14 shall be retained in the fiscal records of the agency for audit purposes.  
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16 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
17 authorized by this act shall be limited to the appropriation for such agency  
18 and funds made available by law for the support of such appropriations; and  
19 the restrictions of the State Procurement Law, the General Accounting and  
20 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
21 Procedures and Restrictions Act, or their successors, and other fiscal  
22 control laws of this State, where applicable, and regulations promulgated by  
23 the Department of Finance and Administration, as authorized by law, shall be  
24 strictly complied with in disbursement of said funds.  
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26 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
27 Assembly that any funds disbursed under the authority of the appropriations  
28 contained in this act shall be in compliance with the stated reasons for  
29 which this act was adopted, as evidenced by the Agency Requests, Executive  
30 Recommendations and Legislative Recommendations contained in the budget  
31 manuals prepared by the Department of Finance and Administration, letters, or  
32 summarized oral testimony in the official minutes of the Arkansas Legislative  
33 Council or Joint Budget Committee which relate to its passage and adoption.  
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35 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
36 Assembly, that the Constitution of the State of Arkansas prohibits the

1 appropriation of funds for more than a one (1) year period; that the  
 2 effectiveness of this Act on July 1, 2014 is essential to the operation of  
 3 the agency for which the appropriations in this Act are provided, and that in  
 4 the event of an extension of the legislative session, the delay in the  
 5 effective date of this Act beyond July 1, 2014 could work irreparable harm  
 6 upon the proper administration and provision of essential governmental  
 7 programs. Therefore, an emergency is hereby declared to exist and this Act  
 8 being necessary for the immediate preservation of the public peace, health  
 9 and safety shall be in full force and effect from and after July 1, 2014.

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