

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

# A Bill

HOUSE BILL 1090

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 PUBLIC ACCOUNTANCY FOR THE FISCAL YEAR ENDING JUNE  
11 30, 2017; AND FOR OTHER PURPOSES.  
12  
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## Subtitle

14 AN ACT FOR THE ARKANSAS STATE BOARD OF  
15 PUBLIC ACCOUNTANCY APPROPRIATION FOR THE  
16 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. REGULAR SALARIES - OPERATIONS. There is hereby established  
23 for the Arkansas State Board of Public Accountancy for the 2016-2017 fiscal  
24 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 2016-2017 |
|----------|------------|--------------------------------------|--------------------------|--|
| 30       | (1) N117N  | BD OF ACCT EXECUTIVE DIRECTOR        | 1                        | GRADE N904                                       |
| 31       | (2) X021C  | BD OF ACCT INVESTIGATOR              | 2                        | GRADE C124                                       |
| 32       | (3) D057C  | INFORMATION TECHNOLOGY MANAGER       | 1                        | GRADE C120                                       |
| 33       | (4) A086C  | BD OF ACCT FISCAL OFFICER/CPE COORD  | 1                        | GRADE C116                                       |
| 34       | (5) C056C  | ADMINISTRATIVE SPECIALIST III        | 1                        | GRADE C112                                       |
| 35       | (6) X176C  | BD OF ACCT ADMIN ASST/LICENSING SPEC | 1                        | GRADE C112                                       |
| 36       | (7) X175C  | BD OF ACCT CRED COORD/EXAM SPEC      | 1                        | GRADE C112                                       |



1 (8) C080C CREDENTIALING ASSISTANT 1 GRADE C108  
 2 MAX. NO. OF EMPLOYEES 9

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4 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 5 the Arkansas State Board of Public Accountancy for the 2016-2017 fiscal year,  
 6 the following maximum number of part-time or temporary employees, to be known  
 7 as "Extra Help", payable from funds appropriated herein for such purposes:  
 8 one (1) temporary or part-time employees, when needed, at rates of pay not to  
 9 exceed those provided in the Uniform Classification and Compensation Act, or  
 10 its successor, or this act for the appropriate classification.

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12 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 13 to the Arkansas State Board of Public Accountancy, to be payable from cash  
 14 funds as defined by Arkansas Code 19-4-801 of the Arkansas State Board of  
 15 Public Accountancy, for personal services and operating expenses of the  
 16 Arkansas State Board of Public Accountancy for the fiscal year ending June  
 17 30, 2017, the following:

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| 19 ITEM                            | FISCAL YEAR               |
|------------------------------------|---------------------------|
| 20 <u>NO.</u>                      | <u>2016-2017</u>          |
| 21 (01) REGULAR SALARIES           | \$451,388                 |
| 22 (02) EXTRA HELP                 | 35,000                    |
| 23 (03) PERSONAL SERVICES MATCHING | 145,218                   |
| 24 (04) MAINT. & GEN. OPERATION    |                           |
| 25 (A) OPER. EXPENSE               | 230,662                   |
| 26 (B) CONF. & TRAVEL              | 20,583                    |
| 27 (C) PROF. FEES                  | 39,041                    |
| 28 (D) CAP. OUTLAY                 | 0                         |
| 29 (E) DATA PROC.                  | 0                         |
| 30 (05) REFUNDS/REIMBURSEMENTS     | 14,520                    |
| 31 (06) EXAM FEES                  | <u>280,000</u>            |
| 32 TOTAL AMOUNT APPROPRIATED       | <u><u>\$1,216,412</u></u> |

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34 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in  
 35 this Act for Maintenance and General Operation shall be expended in payment  
 36 for services of attorneys, unless the agency shall first make a request in

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

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

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

12 Such certification shall be required with respect to each instance of  
13 the employment of special legal counsel, or shall be required annually with  
14 respect to legal counsel employed on a retainer basis. A copy of such  
15 certification shall be entered in the official minutes of the agency, and  
16 shall be retained in the fiscal records of the agency for audit purposes.  
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18 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
19 authorized by this act shall be limited to the appropriation for such agency  
20 and funds made available by law for the support of such appropriations; and  
21 the restrictions of the State Procurement Law, the General Accounting and  
22 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
23 Procedures and Restrictions Act, or their successors, and other fiscal  
24 control laws of this State, where applicable, and regulations promulgated by  
25 the Department of Finance and Administration, as authorized by law, shall be  
26 strictly complied with in disbursement of said funds.  
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28 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
29 Assembly that any funds disbursed under the authority of the appropriations  
30 contained in this act shall be in compliance with the stated reasons for  
31 which this act was adopted, as evidenced by the Agency Requests, Executive  
32 Recommendations and Legislative Recommendations contained in the budget  
33 manuals prepared by the Department of Finance and Administration, letters, or  
34 summarized oral testimony in the official minutes of the Arkansas Legislative  
35 Council or Joint Budget Committee which relate to its passage and adoption.  
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1           SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
 2 Assembly, that the Constitution of the State of Arkansas prohibits the  
 3 appropriation of funds for more than a one (1) year period; that the  
 4 effectiveness of this Act on July 1, 2016 is essential to the operation of  
 5 the agency for which the appropriations in this Act are provided, and that in  
 6 the event of an extension of the legislative session, the delay in the  
 7 effective date of this Act beyond July 1, 2016 could work irreparable harm  
 8 upon the proper administration and provision of essential governmental  
 9 programs. Therefore, an emergency is hereby declared to exist and this Act  
 10 being necessary for the immediate preservation of the public peace, health  
 11 and safety shall be in full force and effect from and after July 1, 2016.

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