

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Joint Budget Committee**  
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# A Bill

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES OF THE STATE BOARD OF EXAMINERS IN  
10 PSYCHOLOGY FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1993;  
11 AND FOR OTHER PURPOSES."

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13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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15 SECTION 1. REGULAR SALARIES. There is hereby established for the State  
16 Board of Examiners in Psychology for the 1991-93 biennium, the following  
17 maximum number of regular employees whose salaries shall be governed by the  
18 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
19 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
20 Provided, however, that any position to which a specific maximum annual salary  
21 is set out herein in dollars, shall be exempt from the provisions of said  
22 Uniform Classification and Compensation Act. All persons occupying positions  
23 authorized herein are hereby governed by the provisions of the Regular  
24 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
25 successor.

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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				1991-92	1992-93
30	No. Code				
31	(1)	7204 BD OF PSYCHOLOGY EXEC SECRETARY	1	\$ 21,964	\$23,062
32	(2)	7244 BD OF PSYCHOLOGY ADMIN ASST	<u>1</u>	\$ 15,543	\$16,320
33		MAX NO. OF EMPLOYEES	2		

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35 SECTION 2. EXTRA HELP. There is hereby authorized, for the State

1 Board of Examiners in Psychology for the 1991-93 biennium, the following  
2 maximum number of part-time or temporary employees, to be known as "Extra  
3 Help", payable from funds appropriated herein for such purposes: one (1)  
4 temporary or part-time employees, when needed, at rates of pay not to exceed  
5 those provided in the Uniform Classification and Compensation Act, or its  
6 successor, for the appropriate classification.

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8 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State  
9 Board of Examiners in Psychology, to be payable from cash funds as defined by  
10 Arkansas Code 19-4-801 of the State Board of Examiners in Psychology, for  
11 personal services and operating expenses of the State Board of Examiners in  
12 Psychology for the biennial period ending June 30, 1993, the following:

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14	<u>ITEM</u>	<u>FISCAL YEARS</u>	
15	NO.	1991-92	1992-93
16	(01) REGULAR SALARIES	\$ 37,507	\$ 39,382
17	(02) EXTRA HELP	2,080	2,080
18	(03) PERSONAL SERV MATCHING	9,874	10,445
19	(04) MAINT. & GEN. OPERATION		
20	(A) OPER. EXPENSES \$ 26,618	\$ 26,618	
21	(B) CONF. & TRAVEL 3,500	3,500	
22	(C) PROF. FEES 5,063	5,063	
23	(D) CAPITAL OUTLAY 1,000	1,000	
24	(E) DATA PROCESSING 0	0	
25	TOTAL MAINT. & GEN. OPER.	36,181	36,181
26	(05) TESTING	5,065	5,065
27	TOTAL AMOUNT APPROPRIATED	<u>\$ 90,707</u>	<u>\$ 93,153</u>

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29 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in  
30 this Act for Maintenance and General Operation shall be expended in payment  
31 for services of attorneys, unless the agency shall first make a request in  
32 writing to the Attorney General of the State of Arkansas to provide the  
33 required legal services. The Attorney General's Office shall provide the  
34 requested legal services, or, if the Attorney General's Office shall determine  
35 that sufficient personnel are not available to provide the requested legal

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

4       (1) The Attorney General determines, and certifies in writing, that  
5 such 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  
9 the 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 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
15 authorized by this Act shall be limited to the appropriation for such agency  
16 and funds made available by law for the support of such appropriations; and  
17 the restrictions of the State Purchasing 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 control  
20 laws of this State, where applicable, and regulations promulgated by the  
21 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 6. LEGISLATIVE INTENT. It is the intent of the General  
25 Assembly that any funds disbursed under the authority of the appropriations  
26 contained in this Act shall be in compliance with the stated reasons for which  
27 this Act was adopted, as evidenced by the Agency Requests, Executive  
28 Recommendations and Legislative Recommendations contained in the budget  
29 manuals prepared by the Department of Finance and Administration, letters, or  
30 summarized oral testimony in the official minutes of the Arkansas Legislative  
31 Council or Joint Budget Committee which relate to its passage and adoption.

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33       SECTION 7. CODE. All provisions of this Act of a general and permanent  
34 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
35 Code Revision Commission shall incorporate the same in the Code.

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SECTION 8. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 10. HEALTH PREMIUMS. The State Board of Examiners in Psychology shall not, during the 1992-93 fiscal year, spend more for health insurance per employee than the amount being contributed to the State Employees Health Insurance Program.

SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Eighth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1991 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1991 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1991.

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