

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

# A Bill

HOUSE BILL 1079

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
10 STATE BOARD OF CHIROPRACTIC EXAMINERS FOR THE  
11 FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER  
12 PURPOSES.  
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14

## Subtitle

15 AN ACT FOR THE ARKANSAS STATE BOARD OF  
16 CHIROPRACTIC EXAMINERS APPROPRIATION FOR  
17 THE 2011-2012 FISCAL YEAR.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
24 for the Arkansas State Board of Chiropractic Examiners for the 2011-2012  
25 fiscal year, the following maximum number of regular employees.  
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Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2011-2012
(1)	X087C	ASBCE EXECUTIVE DIRECTOR	<u>1</u>	GRADE C118
		MAX. NO. OF EMPLOYEES	1	

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34 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
35 the Arkansas State Board of Chiropractic Examiners for the 2011-2012 fiscal  
36 year, the following maximum number of part-time or temporary employees, to be



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

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 7 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 8 to the Arkansas State Board of Chiropractic Examiners, to be payable from the  
 9 cash fund deposited in the State Treasury as determined by the Chief Fiscal  
 10 Officer of the State, for personal services and operating expenses of the  
 11 Arkansas State Board of Chiropractic Examiners for the fiscal year ending  
 12 June 30, 2012, the following:

14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2011-2012</u>
16 (01) REGULAR SALARIES	\$53,993
17 (02) EXTRA HELP	8,256
18 (03) PERSONAL SERVICES MATCHING	17,199
19 (04) MAINT. & GEN. OPERATION	
20 (A) OPER. EXPENSE	50,044
21 (B) CONF. & TRAVEL	3,396
22 (C) PROF. FEES	8,000
23 (D) CAP. OUTLAY	0
24 (E) DATA PROC.	<u>0</u>
25 TOTAL AMOUNT APPROPRIATED	<u><u>\$140,888</u></u>

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

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

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

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

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11 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
12 authorized by this act shall be limited to the appropriation for such agency  
13 and funds made available by law for the support of such appropriations; and  
14 the restrictions of the State Procurement Law, the General Accounting and  
15 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
16 Procedures and Restrictions Act, or their successors, and other fiscal  
17 control laws of this State, where applicable, and regulations promulgated by  
18 the Department of Finance and Administration, as authorized by law, shall be  
19 strictly complied with in disbursement of said funds.

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21 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
22 Assembly that any funds disbursed under the authority of the appropriations  
23 contained in this act shall be in compliance with the stated reasons for  
24 which this act was adopted, as evidenced by the Agency Requests, Executive  
25 Recommendations and Legislative Recommendations contained in the budget  
26 manuals prepared by the Department of Finance and Administration, letters, or  
27 summarized oral testimony in the official minutes of the Arkansas Legislative  
28 Council or Joint Budget Committee which relate to its passage and adoption.

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30 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
31 Assembly, that the Constitution of the State of Arkansas prohibits the  
32 appropriation of funds for more than a one (1) year period; that the  
33 effectiveness of this Act on July 1, 2011 is essential to the operation of  
34 the agency for which the appropriations in this Act are provided, and that in  
35 the event of an extension of the legislative session, the delay in the  
36 effective date of this Act beyond July 1, 2011 could work irreparable harm

1 upon the proper administration and provision of essential governmental  
2 programs. Therefore, an emergency is hereby declared to exist and this Act  
3 being necessary for the immediate preservation of the public peace, health  
4 and safety shall be in full force and effect from and after July 1, 2011.

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