

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

Act 603 of 2001
SENATE BILL 557

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE ARKANSAS STATE MEDICAL
11 BOARD FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003;
12 AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS STATE MEDICAL
16 BOARD APPROPRIATION FOR THE 2001-2003
17 BIENNIAL PERIOD.
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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 - MEDICAL BOARD. There is hereby established
24 for the Arkansas State Medical Board for the 2001-2003 biennium, the following
25 maximum number of regular employees whose salaries shall be governed by the
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
28 Provided, however, that any position to which a specific maximum annual salary
29 is set out herein in dollars, shall be exempt from the provisions of said
30 Uniform Classification and Compensation Act. All persons occupying positions
31 authorized herein are hereby governed by the provisions of the Regular
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
33 successor.
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36
Maximum Annual
Maximum Salary Rate

1	Item Class			No. of	Fiscal Years	
	2	No.	Code Title		Empl oyees	2001-2002
3	(1)	7130	MEDICAL BOARD SECRETARY/TREASURER	1	\$76,723	\$78,717
4	(2)	9064	MED BD COMPUTER PROG SYS ANALYST	1	\$51,327	\$52,661
5	(3)	9023	MED BD CEN CREDIT VERIF SVCS COORD	1	\$35,928	\$36,862
6	(4)	9024	MED BD ACCOUNTING RENEWAL SUPV	1	\$35,928	\$36,862
7	(5)	9025	MED BD CREDENTIAL COORD SUPV	1	\$35,928	\$36,862
8	(6)	9232	MEDICAL BD LICENSING COORDINATOR	3	\$32,726	\$33,576
9	(7)	8974	MEDICAL BOARD CREDENTIALING COORD	14	\$29,751	\$30,524
10	(8)	8975	MEDICAL BOARD DATA COORDINATOR SUPV	1	\$29,751	\$30,524
11	(9)	7131	MEDICAL BOARD BOOKKEEPER/STENO	4	\$26,180	\$26,860
12	(10)	7200	MEDICAL BOARD DATA ENTRY SPEC	<u>5</u>	\$21,048	\$21,595
13			MAX. NO. OF EMPLOYEES	32		

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15 SECTION 2. EXTRA HELP - MEDICAL BOARD. There is hereby authorized, for the
 16 Arkansas State Medical Board for the 2001-2003 biennium, the following maximum
 17 number of part-time or temporary employees, to be known as "Extra Help",
 18 payable from funds appropriated herein for such purposes: one (1) temporary
 19 or part-time employees, when needed, at rates of pay not to exceed those
 20 provided in the Uniform Classification and Compensation Act, or its successor,
 21 or this act for the appropriate classification.

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23 SECTION 3. APPROPRIATIONS - MEDICAL BOARD. There is hereby appropriated,
 24 to the Arkansas State Medical Board, to be payable from cash funds as defined
 25 by Arkansas Code 19-4-801 of the Arkansas State Medical Board, for personal
 26 services and operating expenses of the Arkansas State Medical Board for the
 27 biennial period ending June 30, 2003, the following:

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29	ITEM	FISCAL YEARS			
		30	NO.	2001-2002	2002-2003
31	(01) REGULAR SALARIES	\$	990,237	\$	1,015,967
32	(02) EXTRA HELP		7,000		7,000
33	(03) PERSONAL SERV MATCHING		272,251		276,828
34	(04) MAINT. & GEN. OPERATION				
35	(A) OPER. EXPENSE		881,239		887,718
36	(B) CONF. & TRAVEL		10,000		10,000

1	(C) PROF. FEES	140,500	140,500
2	(D) CAP. OUTLAY	40,000	40,000
3	(E) DATA PROC.	0	0
4	(05) REFUNDS/REIMBURSEMENTS	<u>22,500</u>	<u>22,500</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,363,727</u>	<u>\$ 2,400,513</u>

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7 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
8 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The State
9 Medical Board is hereby authorized to expend from monies authorized herein, no
10 more than \$150,000 each fiscal year for educational programs, either public or
11 private, for impaired physicians with alcohol or drug abuse problems. The
12 provisions of this section shall be in effect only from July 1, 2001 through
13 June 30, 2003.

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15 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
16 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ATTORNEY FEES.
17 The State Medical Board is hereby authorized to expend from monies
18 appropriated in Section 3 herein up to ~~\$48,500~~ \$53,500 in each year for legal
19 representation, to include general legal services and representation in
20 administrative hearings and appeals. Other legal service contracts may be
21 entered into when necessary after the contract is approved by the Board, the
22 Attorney General, and submitted for review to the Legislative Council or Joint
23 Budget Committee. The provisions of this section shall be in effect only from
24 July 1, 2001 through June 30, 2003.

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26 SECTION 6. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
27 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all
28 appropriations as provided in this Act, the agency disbursing officer shall
29 monitor the level of fund balances in relation to expenditures on a monthly
30 basis. If any proposed expenditures would cause a fund balance to decline to
31 less than fifty percent (50%) of the balance available on July 1, 2001, the
32 disbursing officer shall immediately notify the executive head of the agency.
33 Prior to any obligations being made under these circumstances, the agency
34 head shall file written documentation with the Chief Fiscal Officer of the
35 State requesting approval of the expenditures. Such documentation shall
36 provide sufficient financial data to justify the expenditures and shall

1 include the following:

2 1) a plan that clearly indicates the specific fiscal impact of such
3 expenditures on the fund balance.

4 2) information clearly indicating and explaining what programs would be cut or
5 any other measures to be taken by the agency to restore the fund balance.

6 3) the extent to which any of the planned expenditures are for one-time costs
7 or one-time purchase of capitalized items.

8 4) a statement certifying that the expenditure of fund balances will not
9 jeopardize the financial health of the agency, nor result in a permanent
10 depletion of the fund balance.

11 (B) The Chief Fiscal Officer of the State shall review the request and
12 approve or disapprove all or any part of the request , after having sought
13 prior review by the Legislative Council.

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15 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
16 this act shall be limited to the appropriation for such agency and funds made
17 available by law for the support of such appropriations; and the restrictions
18 of the State Purchasing Law, the General Accounting and Budgetary Procedures
19 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
20 Restrictions Act, or their successors, and other fiscal control laws of this
21 State, where applicable, and regulations promulgated by the Department of
22 Finance and Administration, as authorized by law, shall be strictly complied
23 with in disbursement of said funds.

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

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34 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
35 Assembly, that the Constitution of the State of Arkansas prohibits the
36 appropriation of funds for more than a two (2) year period; that the

1 effectiveness of this Act on July 1, 2001 is essential to the operation of the
2 agency for which the appropriations in this Act are provided, and that in the
3 event of an extension of the Regular Session, the delay in the effective date
4 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
5 administration and provision of essential governmental programs. Therefore, an
6 emergency is hereby declared to exist and this Act being necessary for the
7 immediate preservation of the public peace, health and safety shall be in full
8 force and effect from and after July 1, 2001.

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11 **APPROVED: 3/7/2001**
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