

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Joint Budget Committee**

A Bill

ACT 389 OF 1993
SENATE BILL 130

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE MEDICAL BOARD FOR THE
10 BIENNIAL PERIOD ENDING JUNE 30, 1995; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "AN ACT FOR THE STATE MEDICAL BOARD APPROPRIATION."

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

18 SECTION 1. REGULAR SALARIES. There is hereby established for the State
19 Medical Board for the 1993-95 biennium, the following maximum number of
20 regular employees whose salaries shall be governed by the provisions of the
21 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
22 seq.), or its successor, and all laws amendatory thereto. Provided, however,
23 that any position to which a specific maximum annual salary is set out herein
24 in dollars, shall be exempt from the provisions of said Uniform Classification
25 and Compensation Act. All persons occupying positions authorized herein are
26 hereby governed by the provisions of the Regular Salaries Procedures and
27 Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item	Class	No.	Code	Title	Employees	Maximum Annual	
						1993-94	1994-95
						Maximum	Salary Rate
							Fiscal Years
33	(1)	7130		MEDICAL BOARD SECRETARY/TREASURER	1	\$ 57,502	\$ 59,514
34	(2)	7131		MEDICAL BOARD BOOKKEEPER/STENO	3	\$ 19,623	\$ 20,309
35	(3)	7200		MEDICAL BOARD CLERK TYPIST	<u>1</u>	\$ 15,778	\$ 16,330
36				MAX NO. OF EMPLOYEES	5		

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SECTION 2. EXTRA HELP. There is hereby authorized, for the State Medical Board for the 1993-95 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: one (1) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the State Medical Board, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the State Medical Board, for personal services and operating expenses of the State Medical Board for the biennial period ending June 30, 1995, the following:

ITEM		FISCAL YEARS	
NO.		1993-94	1994-95
(01)	REGULAR SALARIES	\$ 135,994	\$ 140,516
(02)	EXTRA HELP	1,000	1,000
(03)	PERSONAL SERV MATCHING	29,125	29,823
(04)	MAINT. & GEN. OPERATION		
	(A) OPER. EXPENSE	\$ 225,500	\$ 225,500
	(B) CONF. & TRVL.	3,000	3,000
	(C) PROF. FEES	55,300	55,300
	(D) CAP. OUTLAY	5,000	5,000
	(E) DATA PROC.	0	0
	TOTAL MAINT. & GEN. OPER.	288,800	288,800
(05)	REFUNDS/REIMBURSEMENT	6,000	6,000
	TOTAL AMOUNT APPROPRIATED	<u>\$ 460,919</u>	<u>\$ 460,919</u>

SECTION 4. The State Medical Board is hereby authorized to expend from monies authorized herein, no more than \$10,000 each fiscal year for educational programs, either public or private, for impaired physicians with alcohol or drug abuse problems.

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SECTION 5. ATTORNEY FEES. The State Medical Board is hereby authorized to expend from monies appropriated in Section 3 herein up to \$38,500 each year for legal representation, including general legal representation and representation in litigation. No payments shall be made under the provisions of this Section except upon billing for such services at a rate not to exceed \$60 per hour.

SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this Act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 7. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this Act shall be in compliance with the stated reasons for which this Act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 8. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 9. 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

1 end the provisions of this Act are declared to be severable.

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3 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict
4 with this Act are hereby repealed.

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6 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the
7 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
8 prohibits the appropriation of funds for more than a two (2) year period; that
9 the effectiveness of this Act on July 1, 1993 is essential to the operation of
10 the agency for which the appropriations in this Act are provided, and that in
11 the event of an extension of the Regular Session, the delay in the effective
12 date of this Act beyond July 1, 1993 could work irreparable harm upon the
13 proper administration and provision of essential governmental programs.
14 Therefore, an emergency is hereby declared to exist and this Act being
15 necessary for the immediate preservation of the public peace, health and
16 safety shall be in full force and effect from and after July 1, 1993.

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/s/ Senator Russ

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APPROVED: 3/8/93

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