

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

# A Bill

Act 183 of 1999  
HOUSE BILL 1199

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 DIETETICS LICENSING  
11 BOARD FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2001;  
12 AND FOR OTHER PURPOSES. "  
13

## Subtitle

14 "AN ACT FOR THE DIETETICS LICENSING  
15 BOARD APPROPRIATION FOR THE 1999-2001  
16 BIENNIUM. "  
17  
18  
19

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 for  
23 the Dietetics Licensing Board for the 1999-2001 biennium, the following  
24 maximum number of regular employees whose salaries shall be governed by the  
25 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
26 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
27 Provided, however, that any position to which a specific maximum annual salary  
28 is set out herein in dollars, shall be exempt from the provisions of said  
29 Uniform Classification and Compensation Act. All persons occupying positions  
30 authorized herein are hereby governed by the provisions of the Regular  
31 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
32 successor.  
33

		Maximum Annual
	Maximum	Salary Rate
Item Class	No. of	Fiscal Years

\*LEB008\*

No.	Code	Title	Employees	1999-2000	2000-2001
(1)	7180	DIETETICS LIC BD SECRETARY	1	\$13,222	\$13,592
		MAX. NO. OF EMPLOYEES	1		

SECTION 2. APPROPRIATIONS - OPERATIONS. There is hereby appropriated, to the Dietetics Licensing Board, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Dietetics Licensing Board, for personal services and operating expenses of the Dietetics Licensing Board for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 13,222	\$ 13,592
(02) PERSONAL SERV MATCHING	5,569	5,635
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	8,229	8,229
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 27,020</u>	<u>\$ 27,456</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INVESTMENT OPTIONS. The agency, board or commission, to which appropriation in this Act is made, shall consider all possible options available in investing cash fund balances for which it is responsible. Such options investigated shall specifically include the provisions of the Treasury Management Trust Fund option beginning at Arkansas Code 19-3-602. In the event that the Treasury Management Trust Fund option is not selected, the agency, board, or commission shall report to the State Board of Finance the option selected and the additional benefits accruing by selecting a different option.

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

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

8 (1) The Attorney General determines, and certifies in writing, that such  
 9 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 the  
 13 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 authorized by  
 19 this act shall be limited to the appropriation for such agency and funds made  
 20 available by law for the support of such appropriations; and the restrictions  
 21 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
 22 Law, the Revenue Stabilization Law, the Regular Salary Procedures and  
 23 Restrictions Act, or their successors, and other fiscal control laws of this  
 24 State, where applicable, and regulations promulgated by the Department of  
 25 Finance and Administration, as authorized by law, shall be strictly complied  
 26 with in disbursement of said funds.  
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28 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 29 that any funds disbursed under the authority of the appropriations contained  
 30 in this act shall be in compliance with the stated reasons for which this act  
 31 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 32 and Legislative Recommendations contained in the budget manuals prepared by  
 33 the Department of Finance and Administration, letters, or summarized oral  
 34 testimony in the official minutes of the Arkansas Legislative Council or Joint  
 35 Budget Committee which relate to its passage and adoption.  
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1 SECTION 7. CODE. All provisions of this Act of a general and permanent  
2 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
3 Code Revision Commission shall incorporate the same in the Code.

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

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

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14 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the  
15 Eighty-second General Assembly, that the Constitution of the State of Arkansas  
16 prohibits the appropriation of funds for more than a two (2) year period; that  
17 the effectiveness of this Act on July 1, 1999 is essential to the operation of  
18 the agency for which the appropriations in this Act are provided, and that in  
19 the event of an extension of the Regular Session, the delay in the effective  
20 date of this Act beyond July 1, 1999 could work irreparable harm upon the  
21 proper administration and provision of essential governmental programs.  
22 Therefore, an emergency is hereby declared to exist and this Act being  
23 necessary for the immediate preservation of the public peace, health and  
24 safety shall be in full force and effect from and after July 1, 1999.

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27 APPROVED: 2/19/1999  
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