

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.

Act 522 of the Regular Session

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: H3/19/07

A Bill

HOUSE BILL 1114

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE STATE
11 BOARD OF PHARMACY FOR THE BIENNIAL PERIOD ENDING
12 JUNE 30, 2009; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE STATE BOARD OF PHARMACY
16 APPROPRIATION FOR THE 2007-2009
17 BIENNIUM.
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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. There is hereby established for the State
24 Board of Pharmacy for the 2007-2009 biennium, the following maximum number of
25 regular employees whose salaries shall be governed by the provisions of the
26 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
27 seq.), or its successor, and all laws amendatory thereto. Provided, however,
28 that any position to which a specific maximum annual salary is set out herein
29 in dollars, shall be exempt from the provisions of said Uniform
30 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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Maximum Annual



Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate 2007-2008	Salary Rate 2008-2009
(1)	9854	DIRECTOR OF PHARMACY	1	\$128,249	\$130,814
(2)	7170	ASSISTANT PHARMACY DIRECTOR	1	\$113,333	\$115,600
(3)	9853	PHARMACIST II	3	\$107,234	\$109,378
(4)	7172	PHARMACY BD CHIEF FISCAL OFFICER	1	\$68,587	\$69,958
(5)	7173	PHARMACY BD ADMIN ASST	1	\$35,979	\$36,698
(6)	7175	DATABASE COORD / BUS LICENSE ANALYS	1	\$35,700	\$36,414
(7)	7337	PHARMACY BD SECRETARY II	1	\$28,387	\$28,954
(8)	7777	PHARMACY BD SECRETARY I	<u>1</u>	\$25,491	\$26,000
MAX. NO. OF EMPLOYEES			10		

SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board of Pharmacy for the 2007-2009 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: four (4) 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. APPROPRIATION - CASH OPERATIONS. There is hereby appropriated, to the State Board of Pharmacy, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the State Board of Pharmacy for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 642,052	\$ 654,729
(02) EXTRA HELP	8,000	8,000
(03) PERSONAL SERVICES MATCHING	170,783	173,512
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	233,954	233,954
(B) CONF. & TRAVEL	17,220	17,220

1	(C) PROF. FEES	25,000	25,000
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	4,460	4,460
4	(05) REFUNDS/REIMBURSEMENTS	<u>3,000</u>	<u>3,000</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,104,469</u>	<u>\$ 1,119,875</u>

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7 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
8 this Act for Maintenance and General Operation shall be expended in payment
9 for services of attorneys, unless the agency shall first make a request in
10 writing to the Attorney General of the State of Arkansas to provide the
11 required legal services. The Attorney General's Office shall provide the
12 requested legal services, or, if the Attorney General's Office shall
13 determine that sufficient personnel are not available to provide the
14 requested legal services, the Attorney General shall certify the same to the
15 agency and may authorize the agency to employ legal counsel and to expend
16 monies appropriated for Maintenance and General Operations therefor, if:

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

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

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

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27 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
28 by this act shall be limited to the appropriation for such agency and funds
29 made available by law for the support of such appropriations; and the
30 restrictions of the State Procurement Law, the General Accounting and
31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
32 Procedures and Restrictions Act, or their successors, and other fiscal
33 control laws of this State, where applicable, and regulations promulgated by
34 the Department of Finance and Administration, as authorized by law, shall be
35 strictly complied with in disbursement of said funds.

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

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10 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
11 Assembly, that the Constitution of the State of Arkansas prohibits the
12 appropriation of funds for more than a two (2) year period; that the
13 effectiveness of this Act on July 1, 2007 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the Regular Session, the delay in the effective
16 date of this Act beyond July 1, 2007 could work irreparable harm upon the
17 proper administration and provision of essential governmental programs.
18 Therefore, an emergency is hereby declared to exist and this Act being
19 necessary for the immediate preservation of the public peace, health and
20 safety shall be in full force and effect from and after July 1, 2007.

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22 /s/ Joint Budget Committee

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24 APPROVED: 3/28/2007
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