

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 91 of the Regular Session**

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

**A Bill**

SENATE BILL 56

4  
5 By: Joint Budget Committee  
6  
7

**For An Act To Be Entitled**

8  
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
11 STATE BOARD OF DENTAL EXAMINERS FOR THE BIENNIAL  
12 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER  
13 PURPOSES.  
14

**Subtitle**

15  
16 AN ACT FOR THE ARKANSAS STATE BOARD OF  
17 DENTAL EXAMINERS APPROPRIATION FOR THE  
18 2007-2009 BIENNIUM.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for  
25 the Arkansas State Board of Dental Examiners for the 2007-2009 biennium, the  
26 following maximum number of regular employees whose salaries shall be  
27 governed by the provisions of the Uniform Classification and Compensation Act  
28 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory  
29 thereto. Provided, however, that any position to which a specific maximum  
30 annual salary is set out herein in dollars, shall be exempt from the  
31 provisions of said Uniform Classification and Compensation Act. All persons  
32 occupying positions authorized herein are hereby governed by the provisions  
33 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-  
34 101), or its successor.  
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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2007-2008	2008-2009
(1)	7133	BD OF DENTAL EXAM EXEC DIRECTOR	1	\$63,520	\$64,790
(2)	8707	DENTAL BD INVESTIGATOR	1	\$48,430	\$49,398
(3)	7139	BD OF DENTAL ADMIN ASST II	<u>1</u>	\$29,722	\$30,316
MAX. NO. OF EMPLOYEES			3		

SECTION 2. APPROPRIATIONS - OPERATIONS. There is hereby appropriated, to the Arkansas State Board of Dental Examiners, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas State Board of Dental Examiners, for personal services and operating expenses of the Arkansas State Board of Dental Examiners for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 154,672	\$ 157,504
(02) PERSONAL SERVICES MATCHING	43,417	44,012
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	114,637	114,637
(B) CONF. & TRAVEL	7,166	7,166
(C) PROF. FEES	42,126	42,126
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) REFUNDS/REIMBURSEMENTS	<u>10,000</u>	<u>10,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 372,018</u>	<u>\$ 375,445</u>

SECTION 3. 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 to the Attorney General of the State of Arkansas to provide the required legal services. The Attorney General's Office shall provide the requested legal services, or, if the Attorney General's Office shall determine that sufficient personnel are not available to provide the

1 requested legal services, the Attorney General shall certify the same to the  
 2 agency and may authorize the agency to employ legal counsel and to expend  
 3 monies appropriated for Maintenance and General Operations therefor, if:

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

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

8 Such certification shall be required with respect to each instance of the  
 9 employment of special legal counsel, or shall be required annually with  
 10 respect to legal counsel employed on a retainer basis. A copy of such  
 11 certification shall be entered in the official minutes of the agency, and  
 12 shall be retained in the fiscal records of the agency for audit purposes.  
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14 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 15 by this act shall be limited to the appropriation for such agency and funds  
 16 made available by law for the support of such appropriations; and the  
 17 restrictions of the State Procurement Law, the General Accounting and  
 18 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 19 Procedures and Restrictions Act, or their successors, and other fiscal  
 20 control laws of this State, where applicable, and regulations promulgated by  
 21 the Department of Finance and Administration, as authorized by law, shall be  
 22 strictly complied with in disbursement of said funds.  
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24 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 25 that any funds disbursed under the authority of the appropriations contained  
 26 in this act shall be in compliance with the stated reasons for which this act  
 27 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 28 and Legislative Recommendations contained in the budget manuals prepared by  
 29 the Department of Finance and Administration, letters, or summarized oral  
 30 testimony in the official minutes of the Arkansas Legislative Council or  
 31 Joint Budget Committee which relate to its passage and adoption.  
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33 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
 34 Assembly, that the Constitution of the State of Arkansas prohibits the  
 35 appropriation of funds for more than a two (2) year period; that the  
 36 effectiveness of this Act on July 1, 2007 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in  
2 the event of an extension of the Regular Session, the delay in the effective  
3 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
4 proper administration and provision of essential governmental programs.  
5 Therefore, an emergency is hereby declared to exist and this Act being  
6 necessary for the immediate preservation of the public peace, health and  
7 safety shall be in full force and effect from and after July 1, 2007.

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10 **APPROVED: 2/12/2007**  
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