

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010

A Bill

HOUSE BILL 1067

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 DIETETICS LICENSING BOARD FOR THE FISCAL YEAR
12 ENDING JUNE 30, 2011; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS DIETETICS
16 LICENSING BOARD APPROPRIATION FOR THE
17 2010-2011 FISCAL YEAR.
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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 - OPERATIONS. There is hereby established for
24 the Arkansas Dietetics Licensing Board for the 2010-2011 fiscal year, the
25 following maximum number of regular employees whose salaries shall be
26 governed by the provisions of the Uniform Classification and Compensation Act
27 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
28 thereto. Provided, however, that any position to which a specific maximum
29 annual salary is set out herein in dollars, shall be exempt from the
30 provisions of said Uniform Classification and Compensation Act. All persons
31 occupying positions authorized herein are hereby governed by the provisions
32 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
33 101), or its successor.
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36
Maximum Annual
Maximum Salary Rate



Item Class	No. of	Fiscal Year
No. Code Title	Employees	2010-2011
(1) X141C DIETETICS LICENSING BOARD SECRETARY	<u>1</u>	GRADE C115
MAX. NO. OF EMPLOYEES	1	

SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Dietetics Licensing Board, 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 Arkansas Dietetics Licensing Board for the fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
NO.	2010-2011
(01) REGULAR SALARIES	\$ 18,723
(02) PERSONAL SERVICES MATCHING	8,605
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	8,229
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 35,557</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 requested legal services, the Attorney General shall certify the same to the agency and may authorize the agency to employ legal counsel and to expend monies appropriated for Maintenance and General Operations therefor, if:

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

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

3 Such certification shall be required with respect to each instance of the
 4 employment of special legal counsel, or shall be required annually with
 5 respect to legal counsel employed on a retainer basis. A copy of such
 6 certification shall be entered in the official minutes of the agency, and
 7 shall be retained in the fiscal records of the agency for audit purposes.
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9 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 10 by this act shall be limited to the appropriation for such agency and funds
 11 made available by law for the support of such appropriations; and the
 12 restrictions of the State Procurement Law, the General Accounting and
 13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 14 Procedures and Restrictions Act, or their successors, and other fiscal
 15 control laws of this State, where applicable, and regulations promulgated by
 16 the Department of Finance and Administration, as authorized by law, shall be
 17 strictly complied with in disbursement of said funds.
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19 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
 20 that any funds disbursed under the authority of the appropriations contained
 21 in this act shall be in compliance with the stated reasons for which this act
 22 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 23 and Legislative Recommendations contained in the budget manuals prepared by
 24 the Department of Finance and Administration, letters, or summarized oral
 25 testimony in the official minutes of the Arkansas Legislative Council or
 26 Joint Budget Committee which relate to its passage and adoption.
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28 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
 29 Assembly, that the Constitution of the State of Arkansas prohibits the
 30 appropriation of funds for more than a one (1) year period; that the
 31 effectiveness of this Act on July 1, 2010 is essential to the operation of
 32 the agency for which the appropriations in this Act are provided, and that in
 33 the event of an extension of the legislative session, the delay in the
 34 effective date of this Act beyond July 1, 2010 could work irreparable harm
 35 upon the proper administration and provision of essential governmental
 36 programs. Therefore, an emergency is hereby declared to exist and this Act

1 being necessary for the immediate preservation of the public peace, health
2 and safety shall be in full force and effect from and after July 1, 2010.

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5 **APPROVED: 02/19/2010**
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