

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1066

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE STATE BOARD OF
10 PHARMACY FOR THE FISCAL YEAR ENDING JUNE 30, 2014;
11 AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE STATE BOARD OF PHARMACY
15 APPROPRIATION FOR THE 2013-2014 FISCAL
16 YEAR.
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the State
23 Board of Pharmacy for the 2013-2014 fiscal year, the following maximum number
24 of regular employees.
25

| Item No. | Class Code | Title | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2013-2014 |
|----------|------------|--------------------------------------|--------------------------|--|
| 30 | (1) N001N | DIRECTOR OF PHARMACY BOARD | 1 | GRADE N918 |
| 31 | (2) L015N | ASST PHARMACY DIRECTOR | 1 | GRADE N914 |
| 32 | (3) L016N | REGISTERED PHARMACIST | 3 | GRADE N911 |
| 33 | (4) A023C | PHARMACY BOARD CHIEF FISCAL OFFICER | 1 | GRADE C125 |
| 34 | (5) C037C | ADMINISTRATIVE ANALYST | 1 | GRADE C115 |
| 35 | (6) D087C | DATABASE COORD/BUSINESS LICENSE ANAL | 1 | GRADE C113 |
| 36 | (7) C056C | ADMINISTRATIVE SPECIALIST III | <u>2</u> | GRADE C112 |



1 MAX. NO. OF EMPLOYEES 10

2

3 SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board
 4 of Pharmacy for the 2013-2014 fiscal year, the following maximum number of
 5 part-time or temporary employees, to be known as "Extra Help", payable from
 6 funds appropriated herein for such purposes: four (4) temporary or part-time
 7 employees, when needed, at rates of pay not to exceed those provided in the
 8 Uniform Classification and Compensation Act, or its successor, or this act
 9 for the appropriate classification.

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11 SECTION 3. APPROPRIATION - CASH OPERATIONS. There is hereby
 12 appropriated, to the State Board of Pharmacy, to be payable from the cash
 13 fund deposited in the State Treasury as determined by the Chief Fiscal
 14 Officer of the State, for personal services and operating expenses of the
 15 State Board of Pharmacy for the fiscal year ending June 30, 2014, the
 16 following:

17

| 18 ITEM | FISCAL YEAR |
|-------------------------------------|--------------------|
| 19 <u>NO.</u> | <u>2013-2014</u> |
| 20 (01) REGULAR SALARIES | \$778,607 |
| 21 (02) EXTRA HELP | 16,000 |
| 22 (03) PERSONAL SERVICES MATCHING | 217,430 |
| 23 (04) MAINT. & GEN. OPERATION | |
| 24 (A) OPER. EXPENSE | 467,985 |
| 25 (B) CONF. & TRAVEL | 17,220 |
| 26 (C) PROF. FEES | 25,000 |
| 27 (D) CAP. OUTLAY | 40,000 |
| 28 (E) DATA PROC. | 0 |
| 29 (05) REFUNDS/REIMBURSEMENTS | 3,000 |
| 30 (06) IMPAIRED PHARMACIST PROGRAM | <u>50,000</u> |
| 31 TOTAL AMOUNT APPROPRIATED | <u>\$1,615,242</u> |

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33 SECTION 4. APPROPRIATION - PHARMACY STUDENT LOANS. There is hereby
 34 appropriated, to the State Board of Pharmacy, to be payable from the cash
 35 fund deposited in the State Treasury as determined by the Chief Fiscal
 36 Officer of the State, for transfer by warrant to the cash fund as defined by

1 Arkansas Code 19-4-801 of the University of Arkansas for Medical Sciences -
 2 College of Pharmacy for the fiscal year ending June 30, 2014, the following:

| ITEM | FISCAL YEAR |
|-----------------------------|-----------------|
| NO. | 2013-2014 |
| (01) PHARMACY STUDENT LOANS | <u>\$50,000</u> |

7
 8 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 10 BY WARRANT. If, during the ~~2012-2013~~ 2013-2014 fiscal year, the need arises
 11 for additional funding for student loans and additional funds become
 12 available, the Director of the State Board of Pharmacy may request the Chief
 13 Fiscal Officer of the State to cause a transfer by warrant up to fifty
 14 thousand dollars (\$50,000) from the balance of cash funds deposited in the
 15 State Treasury for the State Board of Pharmacy to the cash fund as defined by
 16 the Arkansas Code 19-4-801 of the University of Arkansas for Medical
 17 Sciences, there to be used for the sole purpose of providing student loans to
 18 pharmacy students.

19 The provisions of this section shall be in effect only from July 1, ~~2012~~
 20 2013 through June 30, ~~2013~~ 2014.

21
 22 SECTION 6. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
 23 this Act for Maintenance and General Operation shall be expended in payment
 24 for services of attorneys, unless the agency shall first make a request in
 25 writing to the Attorney General of the State of Arkansas to provide the
 26 required legal services. The Attorney General's Office shall provide the
 27 requested legal services, or, if the Attorney General's Office shall
 28 determine that sufficient personnel are not available to provide the
 29 requested legal services, the Attorney General shall certify the same to the
 30 agency and may authorize the agency to employ legal counsel and to expend
 31 monies appropriated for Maintenance and General Operations therefor, if:

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

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

36 Such certification shall be required with respect to each instance of

1 the employment of special legal counsel, or shall be required annually with
 2 respect to legal counsel employed on a retainer basis. A copy of such
 3 certification shall be entered in the official minutes of the agency, and
 4 shall be retained in the fiscal records of the agency for audit purposes.

5
 6 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 7 authorized by this act shall be limited to the appropriation for such agency
 8 and funds made available by law for the support of such appropriations; and
 9 the restrictions of the State Procurement Law, the General Accounting and
 10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 11 Procedures and Restrictions Act, or their successors, and other fiscal
 12 control laws of this State, where applicable, and regulations promulgated by
 13 the Department of Finance and Administration, as authorized by law, shall be
 14 strictly complied with in disbursement of said funds.

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

24
 25 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
 26 Assembly, that the Constitution of the State of Arkansas prohibits the
 27 appropriation of funds for more than a one (1) year period; that the
 28 effectiveness of this Act on July 1, 2013 is essential to the operation of
 29 the agency for which the appropriations in this Act are provided, and that in
 30 the event of an extension of the legislative session, the delay in the
 31 effective date of this Act beyond July 1, 2013 could work irreparable harm
 32 upon the proper administration and provision of essential governmental
 33 programs. Therefore, an emergency is hereby declared to exist and this Act
 34 being necessary for the immediate preservation of the public peace, health
 35 and safety shall be in full force and effect from and after July 1, 2013.

36 APPROVED: 02/06/2013