

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

A Bill

SENATE BILL 94

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 ARKANSAS STATE BOARD
10 OF PHYSICAL THERAPY FOR THE FISCAL YEAR ENDING JUNE
11 30, 2017; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE ARKANSAS STATE BOARD OF
15 PHYSICAL THERAPY APPROPRIATION FOR THE
16 2016-2017 FISCAL YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Arkansas State Board of Physical Therapy for the 2016-2017 fiscal year, the
24 following maximum number of regular employees.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
30	(1) X050C	PHYSICAL THERAPY BD EXEC DIR	1	GRADE C120
31	(2) C056C	ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE C112
32		MAX. NO. OF EMPLOYEES	2	

33
34 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas
35 State Board of Physical Therapy for the 2016-2017 fiscal year, the following
36 maximum number of part-time or temporary employees, to be known as "Extra



1 Help", payable from funds appropriated herein for such purposes: one (1)
 2 temporary or part-time employees, when needed, at rates of pay not to exceed
 3 those provided in the Uniform Classification and Compensation Act, or its
 4 successor, or this act for the appropriate classification.

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 6 SECTION 3. APPROPRIATION. There is hereby appropriated, to the
 7 Arkansas State Board of Physical Therapy, to be payable from cash funds as
 8 defined by Arkansas Code 19-4-801 of the Arkansas State Board of Physical
 9 Therapy, for personal services and operating expenses of the Arkansas State
 10 Board of Physical Therapy for the fiscal year ending June 30, 2017, the
 11 following:

13 ITEM	FISCAL YEAR
14 <u>NO.</u>	<u>2016-2017</u>
15 (01) REGULAR SALARIES	\$91,891
16 (02) EXTRA HELP	5,000
17 (03) PERSONAL SERVICES MATCHING	30,816
18 (04) MAINT. & GEN. OPERATION	
19 (A) OPER. EXPENSE	89,833
20 (B) CONF. & TRAVEL	3,489
21 (C) PROF. FEES	41,000
22 (D) CAP. OUTLAY	0
23 (E) DATA PROC.	<u>0</u>
24 TOTAL AMOUNT APPROPRIATED	<u><u>\$262,029</u></u>

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 26 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 28 PROFESSIONAL FEES. Twenty-five thousand dollars (\$25,000) of the available
 29 appropriation in the Professional Fees Line Item of this Act shall be made
 30 available to the board for the purpose of contracting an independent or
 31 private investigator to perform any investigative task as needed or may be
 32 required by law. Physical Therapy board members may not act as investigators
 33 nor do investigative work required by the board.

34 The provisions of this section shall be in effect only from July 1,
 35 ~~2015~~2016 through June 30, ~~2016~~2017.

1 SECTION 5. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
2 this Act for Maintenance and General Operation shall be expended in payment
3 for services of attorneys, unless the agency shall first make a request in
4 writing to the Attorney General of the State of Arkansas to provide the
5 required legal services. The Attorney General's Office shall provide the
6 requested legal services, or, if the Attorney General's Office shall
7 determine that sufficient personnel are not available to provide the
8 requested legal services, the Attorney General shall certify the same to the
9 agency and may authorize the agency to employ legal counsel and to expend
10 monies appropriated for Maintenance and General Operations therefor, if:

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

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

15 Such certification shall be required with respect to each instance of
16 the employment of special legal counsel, or shall be required annually with
17 respect to legal counsel employed on a retainer basis. A copy of such
18 certification shall be entered in the official minutes of the agency, and
19 shall be retained in the fiscal records of the agency for audit purposes.
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21 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
22 authorized by this act shall be limited to the appropriation for such agency
23 and funds made available by law for the support of such appropriations; and
24 the restrictions of the State Procurement Law, the General Accounting and
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
26 Procedures and Restrictions Act, or their successors, and other fiscal
27 control laws of this State, where applicable, and regulations promulgated by
28 the Department of Finance and Administration, as authorized by law, shall be
29 strictly complied with in disbursement of said funds.
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31 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General
32 Assembly that any funds disbursed under the authority of the appropriations
33 contained in this act shall be in compliance with the stated reasons for
34 which this act was adopted, as evidenced by the Agency Requests, Executive
35 Recommendations and Legislative Recommendations contained in the budget
36 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
5 Assembly, that the Constitution of the State of Arkansas prohibits the
6 appropriation of funds for more than a one (1) year period; that the
7 effectiveness of this Act on July 1, 2016 is essential to the operation of
8 the agency for which the appropriations in this Act are provided, and that in
9 the event of an extension of the legislative session, the delay in the
10 effective date of this Act beyond July 1, 2016 could work irreparable harm
11 upon the proper administration and provision of essential governmental
12 programs. Therefore, an emergency is hereby declared to exist and this Act
13 being necessary for the immediate preservation of the public peace, health
14 and safety shall be in full force and effect from and after July 1, 2016.

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17 **APPROVED: 04/29/2016**
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