

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.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 37 of 2001
HOUSE BILL 1211

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE ARKANSAS BOARD OF
11 DISPENSING OPTICIANS FOR THE BIENNIAL PERIOD ENDING
12 JUNE 30, 2003; AND FOR OTHER PURPOSES.
13
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Subtitle

15 AN ACT FOR THE ARKANSAS BOARD OF
16 DISPENSING OPTICIANS APPROPRIATION
17 FOR THE 2001-2003 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 Arkansas
24 Board of Dispensing Opticians for the 2001-2003 biennium, the following
25 maximum number of regular employees whose salaries shall be governed by the
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
28 Provided, however, that any position to which a specific maximum annual salary
29 is set out herein in dollars, shall be exempt from the provisions of said
30 Uniform 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
Maximum Salary Rate

Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	2001-2002	2002-2003
(1)	7251	OPTICIAN SECRETARY TREASURER	1	\$7,033	\$7,215
		MAX. NO. OF EMPLOYEES	1		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Board of Dispensing Opticians for the 2001-2003 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: one (1) 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. There is hereby appropriated, to the Arkansas Board of Dispensing Opticians, to be payable from the Board of Dispensing Opticians' Fund, for personal services and operating expenses of the Arkansas Board of Dispensing Opticians for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 7,033	\$ 7,215
(02) EXTRA HELP	1,200	1,200
(03) PERSONAL SERV MATCHING	4,301	4,332
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	15,900	15,900
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	784	784
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) REFUNDS/REIMBURSEMENTS	200	200
TOTAL AMOUNT APPROPRIATED	\$ 29,418	\$ 29,631

SECTION 4. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all appropriations as provided in this Act, the agency disbursing officer shall

1 monitor the level of fund balances in relation to expenditures on a monthly
 2 basis. If any proposed expenditures would cause a fund balance to decline to
 3 less than fifty percent (50%) of the balance available on July 1, 2001, the
 4 disbursing officer shall immediately notify the executive head of the agency.

5 Prior to any obligations being made under these circumstances, the agency
 6 head shall file written documentation with the Chief Fiscal Officer of the
 7 State requesting approval of the expenditures. Such documentation shall
 8 provide sufficient financial data to justify the expenditures and shall
 9 include the following:

10 1) a plan that clearly indicates the specific fiscal impact of such
 11 expenditures on the fund balance.

12 2) information clearly indicating and explaining what programs would be cut or
 13 any other measures to be taken by the agency to restore the fund balance.

14 3) the extent to which any of the planned expenditures are for one-time costs
 15 or one-time purchase of capitalized items.

16 4) a statement certifying that the expenditure of fund balances will not
 17 jeopardize the financial health of the agency, nor result in a permanent
 18 depletion of the fund balance.

19 (B) The Chief Fiscal Officer of the State shall review the request and
 20 approve or disapprove all or any part of the request , after having sought
 21 prior review by the Legislative Council.

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

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 33 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
 34 that any funds disbursed under the authority of the appropriations contained
 35 in this act shall be in compliance with the stated reasons for which this act
 36 was adopted, as evidenced by the Agency Requests, Executive Recommendations

1 and Legislative Recommendations contained in the budget manuals prepared by
2 the Department of Finance and Administration, letters, or summarized oral
3 testimony in the official minutes of the Arkansas Legislative Council or Joint
4 Budget Committee which relate to its passage and adoption.

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6 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
7 Assembly, that the Constitution of the State of Arkansas prohibits the
8 appropriation of funds for more than a two (2) year period; that the
9 effectiveness of this Act on July 1, 2001 is essential to the operation of the
10 agency for which the appropriations in this Act are provided, and that in the
11 event of an extension of the Regular Session, the delay in the effective date
12 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
13 administration and provision of essential governmental programs. Therefore, an
14 emergency is hereby declared to exist and this Act being necessary for the
15 immediate preservation of the public peace, health and safety shall be in full
16 force and effect from and after July 1, 2001.

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19 APPROVED: 1/29/2001
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