

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

SENATE BILL 53

4 By: Joint Budget Committee
5
6

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE BOARD OF EXAMINERS IN SPEECH-
10 LANGUAGE PATHOLOGY & AUDIOLOGY FOR THE BIENNIAL PERIOD
11 ENDING JUNE 30, 1997; AND FOR OTHER PURPOSES."
12

Subtitle

13 "AN ACT FOR THE BOARD OF EXAMINERS IN
14 SPEECH-LANGUAGE PATHOLOGY & AUDIOLOGY
15 APPROPRIATION FOR THE 1995-97 BIENNIUM."
16
17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
19

20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 Board of Examiners in Speech-Language Pathology & Audiology for the 1995-97
22 biennium, the following maximum number of regular employees whose salaries
23 shall be governed by the provisions of the Uniform Classification and
24 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
25 all laws amendatory thereto. Provided, however, that any position to which a
26 specific maximum annual salary is set out herein in dollars, shall be exempt
27 from the provisions of said Uniform Classification and Compensation Act. All
28 persons occupying positions authorized herein are hereby governed by the
29 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
30 Code §21-5-101), or its successor.
31

			Maximum Annual	
			Maximum	Salary Rate
Item	Class		No. of	Fiscal Years
<hr/>			<hr/>	
No.	Code	Title	Employees	1995-96 1996-97

1 (1) 8810 AUDIOLOGY OFFICE MANAGER 1 \$ 29,000 \$
 2 31,000

3 MAX NO. OF EMPLOYEES 1
 4

5 SECTION 2. EXTRA HELP. There is hereby authorized, for the Board
 6 of Examiners in Speech-Language Pathology & Audiology for the 1995-97
 7 biennium, the following maximum number of part-time or temporary employees,
 8 to be known as "Extra Help", payable from funds appropriated herein for such
 9 purposes: one (1) temporary or part-time employees, when needed, at rates of
 10 pay not to exceed those provided in the Uniform Classification and
 11 Compensation Act, or its successor, or this act for the appropriate
 12 classification.
 13

14 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the Board
 15 of Examiners in Speech-Language Pathology & Audiology, to be payable from
 16 cash funds as defined by Arkansas Code 19-4-801 of the Board of Examiners in
 17 Speech-Language Pathology & Audiology, for personal services and operating
 18 expenses of the Board of Examiners in Speech-Language Pathology & Audiology
 19 ~~for the biennial period ending June 30, 1997, the following:~~
 20

21 ITEM	FISCAL YEARS	
22 NO.	1995-96	1996-97
23 (01) REGULAR SALARIES	\$ 29,000	\$
24 31,000		
25 (02) EXTRA HELP	2,000	
26 2,000		
27 (03) PERSONAL SERV MATCHING	8,572	
28 8,925		
29 (04) MAINT. & GEN. OPERATION		
30 (A) OPER. EXPENSE \$	34,374	\$ 36,550
31 (B) CONF. & TRVL.	0	0
32 (C) PROF. FEES	500	500
33 (D) CAP. OUTLAY	2,000	2,000
34 (E) DATA PROC.	<u>0</u>	<u>0</u>
35 TOTAL MAINT. & GEN. OPER.	<u>36,874</u>	

1 39,050

2 TOTAL AMOUNT APPROPRIATED

\$ 76,446 \$

3 80,975

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

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

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

19 Such certification shall be required with respect to each instance of
20 the employment of special legal counsel, or shall be required annually with
21 respect to legal counsel employed on a retainer basis. A copy of such
22 certification shall be entered in the official minutes of the agency, and
23 shall be retained in the fiscal records of the agency for audit purposes.

24

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

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35 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General

1 Assembly that any funds disbursed under the authority of the appropriations
2 contained in this Act shall be in compliance with the stated reasons for
3 which this Act was adopted, as evidenced by the Agency Requests, Executive
4 Recommendations and Legislative Recommendations contained in the budget
5 manuals prepared by the Department of Finance and Administration, letters, or
6 summarized oral testimony in the official minutes of the Arkansas Legislative
7 Council or Joint Budget Committee which relate to its passage and adoption.

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9 SECTION 7. CODE. All provisions of this Act of a general and
10 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
11 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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13 SECTION 8. SEVERABILITY. If any provision of this Act or the
14 application thereof to any person or circumstance is held invalid, such
15 invalidity shall not affect other provisions or applications of the Act which
16 can be given effect without the invalid provision or application, and to this
17 end the provisions of this Act are declared to be severable.

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19 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict
20 with this Act are hereby repealed.

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22 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by
23 the Eightieth General Assembly, that the Constitution of the State of
24 Arkansas prohibits the appropriation of funds for more than a two (2) year
25 period; that the effectiveness of this Act on July 1, 1995 is essential to
26 the operation of the agency for which the appropriations in this Act are
27 provided, and that in the event of an extension of the Regular Session, the
28 delay in the effective date of this Act beyond July 1, 1995 could work
29 irreparable harm upon the proper administration and provision of essential
30 governmental programs. Therefore, an emergency is hereby declared to exist
31 and this Act being necessary for the immediate preservation of the public
32 peace, health and safety shall be in full force and effect from and after
33 July 1, 1995.

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