

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

SENATE BILL 203

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

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9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE ARKANSAS STATE BOARD OF
11 PHYSICAL THERAPY FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 2001; AND FOR OTHER PURPOSES."

Subtitle

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15 "AN ACT FOR THE ARKANSAS STATE BOARD
16 OF PHYSICAL THERAPY - BIENNIAL OPERATIONS
17 APPROPRIATION FOR THE 1999-2001 BIENNIUM."
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19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
23 the Arkansas State Board of Physical Therapy for the 1999-2001 biennium, the
24 following maximum number of regular employees whose salaries shall be governed
25 by the provisions of the Uniform Classification and Compensation Act (Arkansas
26 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
27 Provided, however, that any position to which a specific maximum annual salary
28 is set out herein in dollars, shall be exempt from the provisions of said
29 Uniform Classification and Compensation Act. All persons occupying positions
30 authorized herein are hereby governed by the provisions of the Regular
31 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
32 successor.
33

		Maximum Annual
	Maximum	Salary Rate
Item Class	No. of	Fiscal Years

LEB028

No.	Code	Title	Employees	1999-2000	2000-2001
(1)	9044	PHYSICAL THERAPY EXECUTIVE DIRECTOR	1	\$48,665	\$50,028
(2)	9045	PHYSICAL THERAPY SECRETARY	<u>1</u>	\$12,166	\$12,507
		MAX. NO. OF EMPLOYEES	2		

SECTION 2. APPROPRIATIONS - OPERATIONS. There is hereby appropriated, to the Arkansas State Board of Physical Therapy, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas State Board of Physical Therapy, for personal services and operating expenses of the Arkansas State Board of Physical Therapy for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 60,833	\$ 62,537
(02) PERSONAL SERV MATCHING	17,230	17,532
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	81,533	87,033
(B) CONF. & TRAVEL	3,489	3,489
(C) PROF. FEES	2,000	2,000
(D) CAP. OUTLAY	7,230	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 172,315</u>	<u>\$ 172,591</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISBURSEMENT OF FUNDS. No monies collected by the Arkansas State Board of Physical Therapy or funds authorized by this Act, shall be disbursed except by a member of the State Board of Physical Therapy designated as the Board's Disbursing Officer.

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA HELP RESTRICTION. No extra help employee of the State Board of Physical Therapy shall be employed for a period of time to exceed eighteen hundred hours (1800) in any single fiscal year.

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

11 (1) The Attorney General determines, and certifies in writing, that such
12 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 the
16 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 authorized by
22 this act shall be limited to the appropriation for such agency and funds made
23 available by law for the support of such appropriations; and the restrictions
24 of the State Purchasing Law, the General Accounting and Budgetary Procedures
25 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
26 Restrictions Act, or their successors, and other fiscal control laws of this
27 State, where applicable, and regulations promulgated by the Department of
28 Finance and Administration, as authorized by law, shall be strictly complied
29 with in disbursement of said funds.
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31 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General Assembly
32 that any funds disbursed under the authority of the appropriations contained
33 in this act shall be in compliance with the stated reasons for which this act
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations
35 and Legislative Recommendations contained in the budget manuals prepared by
36 the Department of Finance and Administration, letters, or summarized oral

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

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 4 SECTION 8. CODE. All provisions of this Act of a general and permanent
 5 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
 6 Code Revision Commission shall incorporate the same in the Code.

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 8 SECTION 9. SEVERABILITY. If any provision of this act or the application
 9 thereof to any person or circumstance is held invalid, such invalidity shall
 10 not affect other provisions or applications of the act which can be given
 11 effect without the invalid provision or application, and to this end the
 12 provisions of this act are declared to be severable.

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 14 SECTION 10. GENERAL REPEALER. All laws and parts of laws in conflict with
 15 this act are hereby repealed.

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 17 SECTION 11. EMERGENCY CLAUSE. It is hereby found and determined by the
 18 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 19 prohibits the appropriation of funds for more than a two (2) year period; that
 20 the effectiveness of this Act on July 1, 1999 is essential to the operation of
 21 the agency for which the appropriations in this Act are provided, and that in
 22 the event of an extension of the Regular Session, the delay in the effective
 23 date of this Act beyond July 1, 1999 could work irreparable harm upon the
 24 proper administration and provision of essential governmental programs.
 25 Therefore, an emergency is hereby declared to exist and this Act being
 26 necessary for the immediate preservation of the public peace, health and
 27 safety shall be in full force and effect from and after July 1, 1999.