

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

A Bill

SENATE BILL 53

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 STATE BOARD OF DENTAL
11 EXAMINERS FOR THE BIENNIAL PERIOD ENDING JUNE 30,
12 2001; AND FOR OTHER PURPOSES."

Subtitle

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15 "AN ACT FOR THE STATE BOARD OF DENTAL
16 EXAMINERS APPROPRIATION FOR THE 1999-2001
17 BIENNIUM."
18
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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 State
23 Board of Dental Examiners for the 1999-2001 biennium, the following maximum
24 number of regular employees whose salaries shall be governed by the provisions
25 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
26 et seq.), or its successor, and all laws amendatory thereto. Provided,
27 however, that any position to which a specific maximum annual salary is set
28 out herein in dollars, shall be exempt from the provisions of said Uniform
29 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.
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		Maximum Annual
	Maximum	Salary Rate
Item Class	No. of	Fiscal Years

LEB002

No.	Code	Title	Employees	1999-2000	2000-2001
(1)	7133	BD OF DENTAL EXAM EXEC DIRECTOR	1	\$48,862	\$50,230
(2)	8707	DENTAL BD CHIEF ADMIN ASSISTANT	1	\$36,370	\$37,388
(3)	7139	BD OF DENTAL COMPUTER OPS SPECIAL	1	\$23,606	\$24,266
(4)	7134	BD OF DENTAL EXAM INVESTIGATOR	1	\$23,379	\$24,033
		MAX. NO. OF EMPLOYEES	4		

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

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 132,217	\$ 135,917
(02) PERSONAL SERV MATCHING	36,328	36,982
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	111,637	111,637
(B) CONF. & TRAVEL	4,166	4,166
(C) PROF. FEES	45,126	45,126
(D) CAP. OUTLAY	7,000	7,000
(E) DATA PROC.	0	0
(04) REFUNDS/REIMBURSEMENTS	2,800	2,800
TOTAL AMOUNT APPROPRIATED	\$ 339,274	\$ 343,628

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INVESTMENT OPTIONS. The agency, board or commission, to which appropriation in this Act is made, shall consider all possible options available in investing cash fund balances for which it is responsible. Such options investigated shall specifically include the provisions of the Treasury Management Trust Fund option beginning at Arkansas Code 19-3-602. In the event that the Treasury Management Trust Fund option is not selected, the agency, board, or commission shall report to the State Board of Finance the option selected and the additional benefits accruing by selecting a different option.

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

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

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

16 Such certification shall be required with respect to each instance of
17 the employment of special legal counsel, or shall be required annually with
18 respect to legal counsel employed on a retainer basis. A copy of such
19 certification shall be entered in the official minutes of the agency, and
20 shall be retained in the fiscal records of the agency for audit purposes.
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22 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
23 this act shall be limited to the appropriation for such agency and funds made
24 available by law for the support of such appropriations; and the restrictions
25 of the State Purchasing Law, the General Accounting and Budgetary Procedures
26 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
27 Restrictions Act, or their successors, and other fiscal control laws of this
28 State, where applicable, and regulations promulgated by the Department of
29 Finance and Administration, as authorized by law, shall be strictly complied
30 with in disbursement of said funds.
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32 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
33 that any funds disbursed under the authority of the appropriations contained
34 in this act shall be in compliance with the stated reasons for which this act
35 was adopted, as evidenced by the Agency Requests, Executive Recommendations
36 and Legislative Recommendations contained in the budget manuals prepared by

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

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

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

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 15 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with
 16 this act are hereby repealed.

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 18 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
 19 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 20 prohibits the appropriation of funds for more than a two (2) year period; that
 21 the effectiveness of this Act on July 1, 1999 is essential to the operation of
 22 the agency for which the appropriations in this Act are provided, and that in
 23 the event of an extension of the Regular Session, the delay in the effective
 24 date of this Act beyond July 1, 1999 could work irreparable harm upon the
 25 proper administration and provision of essential governmental programs.
 26 Therefore, an emergency is hereby declared to exist and this Act being
 27 necessary for the immediate preservation of the public peace, health and
 28 safety shall be in full force and effect from and after July 1, 1999.