

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

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

A Bill

SENATE BILL 69

4
5 By: Joint Budget Committee
6
7

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
11 OPTOMETRY 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 OPTOMETRY
16 APPROPRIATION FOR THE 1999-2001
17 BIENNIUM."
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19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the State
23 Board of Optometry for the 1999-2001 biennium, the following maximum number of
24 regular employees whose salaries shall be governed by the provisions of the
25 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
26 seq.), or its successor, and all laws amendatory thereto. Provided, however,
27 that any position to which a specific maximum annual salary is set out herein
28 in dollars, shall be exempt from the provisions of said Uniform Classification
29 and Compensation Act. All persons occupying positions authorized herein are
30 hereby governed by the provisions of the Regular Salaries Procedures and
31 Restrictions Act (Arkansas Code §21-5-101), or its successor.
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Item Class		No. of Employees	Maximum Annual Salary Rate	Fiscal Years
No.	Code Title		1999-2000	2000-2001

PLR013

1	(1)	7216	BD OF OPTOMETRY STENO/BOOKKEEPER	1	\$13,470	\$13,847
2	(2)	7217	BD OF OPTOMETRY SECRETARY/TREASURER	<u>1</u>	\$9,729	\$9,937
3			MAX. NO. OF EMPLOYEES	2		

5 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State
6 Board of Optometry, to be payable from cash funds as defined by Arkansas Code
7 19-4-801 of the State Board of Optometry, for personal services and operating
8 expenses of the State Board of Optometry for the biennial period ending June
9 30, 2001, the following:

10

11	ITEM	FISCAL YEARS	
12	<u>NO.</u>	<u>1999-2000</u>	<u>2000-2001</u>
13	(01) REGULAR SALARIES	\$ 20,911	\$ 21,496
14	(02) PERSONAL SERV MATCHING	10,158	10,262
15	(03) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSE	23,154	23,154
17	(B) CONF. & TRAVEL	0	0
18	(C) PROF. FEES	7,012	7,012
19	(D) CAP. OUTLAY	0	0
20	(E) DATA PROC.	<u>400</u>	<u>400</u>
21	TOTAL AMOUNT APPROPRIATED	<u>\$ 61,635</u>	<u>\$ 62,324</u>

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

33

34 SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this
35 Act for Maintenance and General Operation shall be expended in payment for
36 services of attorneys, unless the agency shall first make a request in writing

1 to the Attorney General of the State of Arkansas to provide the required legal
2 services. The Attorney General's Office shall provide the requested legal
3 services, or, if the Attorney General's Office shall determine that sufficient
4 personnel are not available to provide the requested legal services, the
5 Attorney General shall certify the same to the agency and may authorize the
6 agency to employ legal counsel and to expend monies appropriated for
7 Maintenance and General Operations therefor, if:

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

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

12 Such certification shall be required with respect to each instance of
13 the employment of special legal counsel, or shall be required annually with
14 respect to legal counsel employed on a retainer basis. A copy of such
15 certification shall be entered in the official minutes of the agency, and
16 shall be retained in the fiscal records of the agency for audit purposes.
17

18 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
19 this act shall be limited to the appropriation for such agency and funds made
20 available by law for the support of such appropriations; and the restrictions
21 of the State Purchasing Law, the General Accounting and Budgetary Procedures
22 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
23 Restrictions Act, the Higher Education Expenditures Restrictions Act, or their
24 successors, and other fiscal control laws of this State, where applicable, and
25 regulations promulgated by the Department of Finance and Administration, as
26 authorized by law, shall be strictly complied with in disbursement of said
27 funds.
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29 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
30 that any funds disbursed under the authority of the appropriations contained
31 in this act shall be in compliance with the stated reasons for which this act
32 was adopted, as evidenced by the Agency Requests, Executive Recommendations
33 and Legislative Recommendations contained in the budget manuals prepared by
34 the Department of Finance and Administration, letters, or summarized oral
35 testimony in the official minutes of the Arkansas Legislative Council or Joint
36 Budget Committee which relate to its passage and adoption.

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

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

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

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