

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 84th General Assembly
3 Regular Session, 2003

A Bill

SENATE BILL 204

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 STATE MEDICAL BOARD FOR THE BIENNIAL PERIOD
12 ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS STATE MEDICAL
16 BOARD APPROPRIATION FOR THE 2003-2005
17 BIENNIUM.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES - MEDICAL BOARD. There is hereby established
24 for the Arkansas State Medical Board for the 2003-2005 biennium, the
25 following maximum number of regular employees whose salaries shall be
26 governed by the provisions of the Uniform Classification and Compensation Act
27 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
28 thereto. Provided, however, that any position to which a specific maximum
29 annual salary is set out herein in dollars, shall be exempt from the
30 provisions of said Uniform Classification and Compensation Act. All persons
31 occupying positions authorized herein are hereby governed by the provisions
32 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
33 101), or its successor.
34

35 Maximum Annual
36 Maximum Salary Rate



Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	2003-2004	2004-2005
(1)	7130	MEDICAL BOARD SECRETARY/TREASURER	1	\$80,613	\$82,544
(2)	9312	MEDICAL BD LEAD SYSTEMS PROGRAMMER	1	\$54,061	\$55,489
(3)	9278	MEDICAL BOARD PROGRAMMER	1	\$46,215	\$47,463
(4)	9313	MED BD HUMAN RESOURCES/ACCOUNTING MG	1	\$40,167	\$41,252
(5)	9025	MED BD CREDENTIAL COORD SUPV	1	\$40,000	\$41,080
(6)	9023	MED BD CEN CREDIT VERIF SVCS COORD	1	\$40,000	\$41,080
(7)	9232	MEDICAL BD LICENSING COORDINATOR	3	\$34,483	\$35,414
(8)	9311	MEDICAL BD ACCOUNTING ASSISTANT	1	\$31,348	\$32,194
(9)	8975	MEDICAL BOARD DATA COORDINATOR SUPV	1	\$31,348	\$32,195
(10)	8974	MEDICAL BOARD CREDENTIALING COORD	13	\$31,348	\$32,195
(11)	9279	MEDICAL BOARD PC SUPPORT SPECIALIST	1	\$30,810	\$31,642
(12)	7131	MEDICAL BOARD BOOKKEEPER/STENO	4	\$27,585	\$28,330
(13)	7200	MEDICAL BOARD DATA ENTRY SPEC	5	\$22,178	\$22,777
MAX. NO. OF EMPLOYEES			34		

SECTION 2. EXTRA HELP - MEDICAL BOARD. There is hereby authorized, for the Arkansas State Medical Board for the 2003-2005 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. APPROPRIATIONS - MEDICAL BOARD. There is hereby appropriated, to the Arkansas State Medical Board, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas State Medical Board, for personal services and operating expenses of the Arkansas State Medical Board for the biennial period ending June 30, 2005, the following:

ITEM	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 966,000	\$ 991,500
(02) EXTRA HELP	7,000	7,000
(03) PERSONAL SERV MATCH	269,514	273,951

1	(04) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	598,000	595,000
3	(B) CONF. & TRAVEL	5,000	5,000
4	(C) PROF. FEES	127,000	130,000
5	(D) CAP. OUTLAY	0	0
6	(E) DATA PROC.	0	0
7	(05) REFUNDS/REIMBURSE	<u>7,500</u>	<u>7,500</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,980,014</u>	<u>\$ 2,009,951</u>

9

10 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 12 EDUCATIONAL PROGRAMS. The State Medical Board is hereby authorized to expend
 13 from monies authorized herein, no more than \$150,000 each fiscal year for
 14 educational programs, either public or private, for impaired physicians with
 15 alcohol or drug abuse problems. The provisions of this section shall be in
 16 effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30,
 17 2005.

18

19 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ATTORNEY
 21 FEES. The State Medical Board is hereby authorized to expend from monies
 22 appropriated in Section 3 herein up to ~~\$53,500~~ \$56,500 in each year for legal
 23 representation, to include general legal services and representation in
 24 administrative hearings and appeals. Other legal service contracts may be
 25 entered into when necessary after the contract is approved by the Board, the
 26 Attorney General, and submitted for review to the Legislative Council or
 27 Joint Budget Committee.

28 The provisions of this section shall be in effect only from ~~July 1, 2001~~
 29 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

30

31 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 32 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES -
 33 MEDICAL BOARD CASH FUND. (A) For all appropriations as provided in this Act,
 34 the agency disbursing officer shall monitor the level of fund balances in
 35 relation to expenditures on a monthly basis. If any proposed expenditures
 36 would cause the Medical Board Cash Fund to decline below Four Hundred Ninety

1 ~~One Thousand, Seven Hundred and Nine dollars (\$491,709) a fund balance to~~
 2 ~~decline to less than fifty percent (50%) of the balance available on July 1,~~
 3 2001, the disbursing officer shall immediately notify the executive head of
 4 the agency. Prior to any obligations being made under these circumstances,
 5 the agency head shall file written documentation with the Chief Fiscal
 6 Officer of the State requesting approval of the expenditures. Such
 7 documentation shall provide sufficient financial data to justify the
 8 expenditures and shall include the following:

- 9 1) a plan that clearly indicates the specific fiscal impact of such
- 10 expenditures on the fund balance.
- 11 2) information clearly indicating and explaining what programs would be cut
- 12 or any other measures to be taken by the agency to restore the fund balance.
- 13 3) the extent to which any of the planned expenditures are for one-time costs
- 14 or one-time purchase of capitalized items.
- 15 4) a statement certifying that the expenditure of fund balances will not
- 16 jeopardize the financial health of the agency, nor result in a permanent
- 17 depletion of the fund balance.

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

21 The provisions of this section shall be in effect only from July 1, 2003
 22 through June 30, 2005.

23
 24 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 25 by this act shall be limited to the appropriation for such agency and funds
 26 made available by law for the support of such appropriations; and the
 27 restrictions of the State Purchasing Law, the General Accounting and
 28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 29 Procedures and Restrictions Act, or their successors, and other fiscal
 30 control laws of this State, where applicable, and regulations promulgated by
 31 the Department of Finance and Administration, as authorized by law, shall be
 32 strictly complied with in disbursement of said funds.

33
 34 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly
 35 that any funds disbursed under the authority of the appropriations contained
 36 in this act shall be in compliance with the stated reasons for which this act

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

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7 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
8 Assembly, that the Constitution of the State of Arkansas prohibits the
9 appropriation of funds for more than a two (2) year period; that the
10 effectiveness of this Act on July 1, 2003 is essential to the operation of
11 the agency for which the appropriations in this Act are provided, and that in
12 the event of an extension of the Regular Session, the delay in the effective
13 date of this Act beyond July 1, 2003 could work irreparable harm upon the
14 proper administration and provision of essential governmental programs.
15 Therefore, an emergency is hereby declared to exist and this Act being
16 necessary for the immediate preservation of the public peace, health and
17 safety shall be in full force and effect from and after July 1, 2003.