

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  
4

# A Bill

SENATE BILL 64

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
11 STATE BOARD OF PHYSICAL THERAPY FOR THE BIENNIAL  
12 PERIOD ENDING JUNE 30, 2005; AND FOR OTHER  
13 PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE ARKANSAS STATE BOARD OF  
17 PHYSICAL THERAPY APPROPRIATION FOR THE  
18 2003-2005 BIENNIUM.  
19  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for  
25 the Arkansas State Board of Physical Therapy for the 2003-2005 biennium, the  
26 following maximum number of regular employees whose salaries shall be  
27 governed by the provisions of the Uniform Classification and Compensation Act  
28 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory  
29 thereto. Provided, however, that any position to which a specific maximum  
30 annual salary is set out herein in dollars, shall be exempt from the  
31 provisions of said Uniform Classification and Compensation Act. All persons  
32 occupying positions authorized herein are hereby governed by the provisions  
33 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-  
34 101), or its successor.  
35  
36

Maximum Annual



01172003TWV1057.TWV074

1			Maximum	Salary Rate
2	Item Class		No. of	Fiscal Years
3	No. Code Title		Employees	2003-2004 2004-2005
4	(1) 9044 PHYSICAL THERAPY EXECUTIVE DIRECTOR		1	\$54,064 \$55,491
5	(2) 9045 PHYSICAL THERAPY ADMIN ASST		<u>1</u>	\$29,189 \$29,978
6	MAX. NO. OF EMPLOYEES		2	

7

8 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the

9 Arkansas State Board of Physical Therapy for the 2003-2005 biennium, the

10 following maximum number of part-time or temporary employees, to be known as

11 "Extra Help", payable from funds appropriated herein for such purposes: one

12 (1) temporary or part-time employee, when needed, at rates of pay not to

13 exceed those provided in the Uniform Classification and Compensation Act, or

14 its successor, or this act for the appropriate classification.

15

16 SECTION 3. APPROPRIATIONS - OPERATIONS. There is hereby appropriated, to

17 the Arkansas State Board of Physical Therapy, to be payable from cash funds

18 as defined by Arkansas Code 19-4-801 of the Arkansas State Board of Physical

19 Therapy, for personal services and operating expenses of the Arkansas State

20 Board of Physical Therapy for the biennial period ending June 30, 2005, the

21 following:

22			FISCAL YEARS	
23	ITEM		2003-2004	2004-2005
24	NO.			
25	(01) REGULAR SALARIES	\$	83,275	\$ 85,523
26	(02) EXTRA HELP		5,000	5,000
27	(03) PERSONAL SERV MATCH		21,853	22,252
28	(04) MAINT. & GEN. OPERATION			
29	(A) OPER. EXPENSE		85,033	85,033
30	(B) CONF. & TRAVEL		3,489	3,489
31	(C) PROF. FEES		2,000	2,000
32	(D) CAP. OUTLAY		0	0
33	(E) DATA PROC.		<u>2,000</u>	<u>2,000</u>
34	TOTAL AMOUNT APPROPRIATED	\$	<u>202,650</u>	\$ <u>205,297</u>

35

36 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 2 DISBURSEMENT OF FUNDS. No monies collected by the Arkansas State Board of  
 3 Physical Therapy or funds authorized by this Act, shall be disbursed except  
 4 by a member of the State Board of Physical Therapy designated as the Board's  
 5 Disbursing Officer.

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

- 17 (1) The Attorney General determines, and certifies in writing, that such
- 18 agency needs the advice or assistance of legal counsel, and
- 19 (2) The Attorney General consents in writing to the employment of the
- 20 legal counsel to be retained by the agency.

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

26  
 27 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 28 by this act shall be limited to the appropriation for such agency and funds  
 29 made available by law for the support of such appropriations; and the  
 30 restrictions of the State Purchasing Law, the General Accounting and  
 31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 32 Procedures and Restrictions Act, or their successors, and other fiscal  
 33 control laws of this State, where applicable, and regulations promulgated by  
 34 the Department of Finance and Administration, as authorized by law, shall be  
 35 strictly complied with in disbursement of said funds.

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

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