

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 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

HOUSE BILL 1089

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 CHIROPRACTIC EXAMINERS FOR THE  
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE ARKANSAS STATE BOARD OF  
17 CHIROPRACTIC EXAMINERS APPROPRIATION FOR  
18 THE 2005-2007 BIENNIUM.  
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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 Chiropractic Examiners for the 2005-2007  
26 biennium, the following maximum number of regular employees whose salaries  
27 shall be governed by the provisions of the Uniform Classification and  
28 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and  
29 all laws amendatory thereto. Provided, however, that any position to which a  
30 specific maximum annual salary is set out herein in dollars, shall be exempt  
31 from the provisions of said Uniform Classification and Compensation Act. All  
32 persons occupying positions authorized herein are hereby governed by the  
33 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
34 Code §21-5-101), or its successor.  
35

36 Maximum Annual



Item	Class	Maximum No. of Employees	Salary Rate Fiscal Years 2005-2006	2006-2007
(1)	7338 CHIROPRACTIC EXMR EXEC SECTRY	<u>1</u>	\$49,238	\$50,715
	MAX. NO. OF EMPLOYEES	1		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas State Board of Chiropractic Examiners for the 2005-2007 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 - OPERATIONS. There is hereby appropriated, to the Arkansas State Board of Chiropractic Examiners, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas State Board of Chiropractic Examiners, for personal services and operating expenses of the Arkansas State Board of Chiropractic Examiners for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 49,238	\$ 50,715
(02) EXTRA HELP	8,256	8,256
(03) PERSONAL SERVICES MATCHING	13,732	14,011
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	50,044	50,044
(B) CONF. & TRAVEL	3,396	3,396
(C) PROF. FEES	8,000	8,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 132,666</u>	<u>\$ 134,422</u>

SECTION 4. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this Act for Maintenance and General Operation shall be expended in payment

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

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

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

13 Such certification shall be required with respect to each instance of the  
 14 employment of special legal counsel, or shall be required annually with  
 15 respect to legal counsel employed on a retainer basis. A copy of such  
 16 certification shall be entered in the official minutes of the agency, and  
 17 shall be retained in the fiscal records of the agency for audit purposes.  
 18

19 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 20 by this act shall be limited to the appropriation for such agency and funds  
 21 made available by law for the support of such appropriations; and the  
 22 restrictions of the State Procurement Law, the General Accounting and  
 23 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 24 Procedures and Restrictions Act, or their successors, and other fiscal  
 25 control laws of this State, where applicable, and regulations promulgated by  
 26 the Department of Finance and Administration, as authorized by law, shall be  
 27 strictly complied with in disbursement of said 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  
 36 Joint Budget Committee which relate to its passage and adoption.

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SECTION 7. EMERGENCY CLAUSE. It is found and determined by the 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, 2005 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, 2005 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, 2005.