

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 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1114

4
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 STATE
11 BOARD OF PHARMACY FOR THE BIENNIAL PERIOD ENDING
12 JUNE 30, 2009; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE STATE BOARD OF PHARMACY
16 APPROPRIATION FOR THE 2007-2009
17 BIENNIUM.
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19
20

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

23 SECTION 1. REGULAR SALARIES. There is hereby established for the State
24 Board of Pharmacy for the 2007-2009 biennium, the following maximum number of
25 regular employees whose salaries shall be governed by the provisions of the
26 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
27 seq.), or its successor, and all laws amendatory thereto. Provided, however,
28 that any position to which a specific maximum annual salary is set out herein
29 in dollars, shall be exempt from the provisions of said Uniform
30 Classification and Compensation Act. All persons occupying positions
31 authorized herein are hereby governed by the provisions of the Regular
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
33 successor.
34

35 Maximum Annual
36 Maximum Salary Rate



Item	Class	No. of	Fiscal Years			
No.	Code	Title	Employees	2007-2008	2008-2009	
3	(1)	7174	PHARMACY BD EXECUTIVE DIRECTOR	1	\$113,413	\$115,681
4	(2)	7170	PHARMACY BD ASSISTANT DIRECTOR	1	\$87,059	\$88,800
5	(3)	7171	PHARMACY BD PHARMACY INSPECTOR	3	\$79,812	\$81,408
6	(4)	7172	PHARMACY BD CHIEF FISCAL OFFICER	1	\$68,587	\$69,958
7	(5)	7173	PHARMACY BD ADMIN ASST	1	\$35,979	\$36,698
8	(6)	7175	DATABASE COORD / BUS LICENSE ANALYS	1	\$35,700	\$36,414
9	(7)	7337	PHARMACY BD SECRETARY II	1	\$28,387	\$28,954
10	(8)	7777	PHARMACY BD SECRETARY I	<u>1</u>	\$25,491	\$26,000
11	MAX. NO. OF EMPLOYEES			10		

12

13 SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board of
 14 Pharmacy for the 2007-2009 biennium, the following maximum number of part-
 15 time or temporary employees, to be known as "Extra Help", payable from funds
 16 appropriated herein for such purposes: four (4) temporary or part-time
 17 employees, when needed, at rates of pay not to exceed those provided in the
 18 Uniform Classification and Compensation Act, or its successor, or this act
 19 for the appropriate classification.

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21 SECTION 3. APPROPRIATION - CASH OPERATIONS. There is hereby appropriated,
 22 to the State Board of Pharmacy, to be payable from the cash fund deposited in
 23 the State Treasury as determined by the Chief Fiscal Officer of the State,
 24 for personal services and operating expenses of the State Board of Pharmacy
 25 for the biennial period ending June 30, 2009, the following:

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ITEM	FISCAL YEARS	
NO.	2007-2008	2008-2009
30 (01)	REGULAR SALARIES \$ 642,052	\$ 654,729
31 (02)	EXTRA HELP 8,000	8,000
32 (03)	PERSONAL SERVICES MATCHING 170,783	173,512
33 (04)	MAINT. & GEN. OPERATION	
34 (A)	OPER. EXPENSE 233,954	233,954
35 (B)	CONF. & TRAVEL 17,220	17,220
36 (C)	PROF. FEES 25,000	25,000

1	(D) CAP. OUTLAY	0	0
2	(E) DATA PROC.	4,460	4,460
3	(05) REFUNDS/REIMBURSEMENTS	<u>3,000</u>	<u>3,000</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,104,469</u>	<u>\$ 1,119,875</u>

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

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

20 Such certification shall be required with respect to each instance of the
21 employment of special legal counsel, or shall be required annually with
22 respect to legal counsel employed on a retainer basis. A copy of such
23 certification shall be entered in the official minutes of the agency, and
24 shall be retained in the fiscal records of the agency for audit purposes.
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26 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
27 by this act shall be limited to the appropriation for such agency and funds
28 made available by law for the support of such appropriations; and the
29 restrictions of the State Procurement Law, the General Accounting and
30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
31 Procedures and Restrictions Act, or their successors, and other fiscal
32 control laws of this State, where applicable, and regulations promulgated by
33 the Department of Finance and Administration, as authorized by law, shall be
34 strictly complied with in disbursement of said funds.
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36 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly

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

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9 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
10 Assembly, that the Constitution of the State of Arkansas prohibits the
11 appropriation of funds for more than a two (2) year period; that the
12 effectiveness of this Act on July 1, 2007 is essential to the operation of
13 the agency for which the appropriations in this Act are provided, and that in
14 the event of an extension of the Regular Session, the delay in the effective
15 date of this Act beyond July 1, 2007 could work irreparable harm upon the
16 proper administration and provision of essential governmental programs.
17 Therefore, an emergency is hereby declared to exist and this Act being
18 necessary for the immediate preservation of the public peace, health and
19 safety shall be in full force and effect from and after July 1, 2007.

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