

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  
4

*As Engrossed: H3/19/07*

# A Bill

HOUSE BILL 1114

5 By: Joint Budget Committee  
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## 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.  
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## Subtitle

15 AN ACT FOR THE STATE BOARD OF PHARMACY  
16 APPROPRIATION FOR THE 2007-2009  
17 BIENNIUM.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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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.  
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35 Maximum Annual  
36 Maximum Salary Rate



Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	2007-2008	2008-2009
(1)	9854	DIRECTOR OF PHARMACY	1	\$128,249	\$130,814
(2)	7170	ASSISTANT PHARMACY DIRECTOR	1	\$113,333	\$115,600
(3)	9853	PHARMACIST II	3	\$107,234	\$109,378
(4)	7172	PHARMACY BD CHIEF FISCAL OFFICER	1	\$68,587	\$69,958
(5)	7173	PHARMACY BD ADMIN ASST	1	\$35,979	\$36,698
(6)	7175	DATABASE COORD / BUS LICENSE ANALYS	1	\$35,700	\$36,414
(7)	7337	PHARMACY BD SECRETARY II	1	\$28,387	\$28,954
(8)	7777	PHARMACY BD SECRETARY I	<u>1</u>	\$25,491	\$26,000
MAX. NO. OF EMPLOYEES			10		

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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
(01) REGULAR SALARIES	\$ 642,052	\$ 654,729
(02) EXTRA HELP	8,000	8,000
(03) PERSONAL SERVICES MATCHING	170,783	173,512
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	233,954	233,954
(B) CONF. & TRAVEL	17,220	17,220
(C) PROF. FEES	25,000	25,000

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

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

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

SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

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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21 */s/ Joint Budget Committee*  
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