

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

SENATE BILL 139

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR OPERATING
9 EXPENSES FOR THE ARKANSAS STATE BOARD OF ACUPUNCTURE
10 AND RELATED TECHNIQUES FOR THE FISCAL YEAR ENDING
11 JUNE 30, 2016; AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE ARKANSAS STATE BOARD OF
15 ACUPUNCTURE AND RELATED TECHNIQUES
16 APPROPRIATION FOR THE 2015-2016 FISCAL
17 YEAR.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - OPERATIONS. There is hereby appropriated,
24 to the Arkansas State Board of Acupuncture and Related Techniques, to be
25 payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas
26 State Board of Acupuncture and Related Techniques, for operating expenses of
27 the Arkansas State Board of Acupuncture and Related Techniques for the fiscal
28 year ending June 30, 2016, the following:
29

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$2,999
(B) CONF. & TRAVEL	0
(C) PROF. FEES	8,001
(D) CAP. OUTLAY	0



1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$11,000</u></u>

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4 SECTION 2. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
5 this Act for Maintenance and General Operation shall be expended in payment
6 for services of attorneys, unless the agency shall first make a request in
7 writing to the Attorney General of the State of Arkansas to provide the
8 required legal services. The Attorney General's Office shall provide the
9 requested legal services, or, if the Attorney General's Office shall
10 determine that sufficient personnel are not available to provide the
11 requested legal services, the Attorney General shall certify the same to the
12 agency and may authorize the agency to employ legal counsel and to expend
13 monies appropriated for Maintenance and General Operations therefor, if:

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

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

23

24 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
25 authorized by this act shall be limited to the appropriation for such agency
26 and funds made available by law for the support of such appropriations; and
27 the restrictions of the State Procurement 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.

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34 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
35 Assembly that any funds disbursed under the authority of the appropriations
36 contained in this act shall be in compliance with the stated reasons for

1 which this act was adopted, as evidenced by the Agency Requests, Executive
2 Recommendations and Legislative Recommendations contained in the budget
3 manuals prepared by the Department of Finance and Administration, letters, or
4 summarized oral testimony in the official minutes of the Arkansas Legislative
5 Council or Joint Budget Committee which relate to its passage and adoption.
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7 SECTION 5. 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 one (1) year period; that the
10 effectiveness of this Act on July 1, 2015 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 legislative session, the delay in the
13 effective date of this Act beyond July 1, 2015 could work irreparable harm
14 upon the proper administration and provision of essential governmental
15 programs. Therefore, an emergency is hereby declared to exist and this Act
16 being necessary for the immediate preservation of the public peace, health
17 and safety shall be in full force and effect from and after July 1, 2015.