

1 State of Arkansas  
2 90th General Assembly  
3 Fiscal Session, 2016  
4

# A Bill

SENATE BILL 117

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE ARKANSAS STATE BOARD  
10 OF DENTAL EXAMINERS FOR THE FISCAL YEAR ENDING JUNE  
11 30, 2017; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE ARKANSAS STATE BOARD OF  
15 DENTAL EXAMINERS APPROPRIATION FOR THE  
16 2016-2017 FISCAL YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
23 for the Arkansas State Board of Dental Examiners for the 2016-2017 fiscal  
24 year, the following maximum number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
30	(1) X027C	DENTAL EXAMINERS BD EXEC DIR	1	GRADE C123
31	(2) X103C	DENTAL EXAMINERS BD INVESTIGATOR	1	GRADE C117
32	(3) C037C	ADMINISTRATIVE ANALYST	<u>1</u>	GRADE C115
33	MAX. NO. OF EMPLOYEES		3	

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35 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
36 to the Arkansas State Board of Dental Examiners, to be payable from the cash



1 funds as defined by Arkansas Code 19-4-801 of the Arkansas State Board of  
 2 Dental Examiners, for personal services and operating expenses of the  
 3 Arkansas State Board of Dental Examiners for the fiscal year ending June 30,  
 4 2017, the following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2016-2017</u>
8 (01) REGULAR SALARIES	\$172,486
9 (02) PERSONAL SERVICES MATCHING	51,949
10 (03) MAINT. & GEN. OPERATION	
11 (A) OPER. EXPENSE	214,637
12 (B) CONF. & TRAVEL	7,166
13 (C) PROF. FEES	42,126
14 (D) CAP. OUTLAY	0
15 (E) DATA PROC.	0
16 (04) REFUNDS/REIMBURSEMENTS	<u>10,000</u>
17 TOTAL AMOUNT APPROPRIATED	<u><u>\$498,364</u></u>

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 19 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS  
 21 STATE DENTAL EXAMINERS BOARD EMPLOYMENT OF ATTORNEYS. None of the funds  
 22 appropriated in this Act for Maintenance and General Operation shall be  
 23 expended in payment for services of attorneys, unless the agency shall first  
 24 make a request in writing to the Attorney General of the State of Arkansas to  
 25 provide the required legal services. The Attorney General's Office shall  
 26 provide the requested legal services, or, if the Attorney General's Office  
 27 shall determine that sufficient personnel are not available to provide the  
 28 requested legal services, the Attorney General shall certify the same to the  
 29 agency and may authorize the agency to employ legal counsel and to expend  
 30 monies appropriated for Maintenance and General Operations therefore, if:

- 31 (1) The Attorney General determines, and certifies in writing, that such  
 32 agency needs the advice or assistance of legal counsel, and
- 33 (2) The Attorney General consents in writing to the employment of the  
 34 legal counsel to be retained by the agency, and
- 35 (3) The Attorney General receives confirmation in writing from the Agency  
 36 that the agency will re-advertise annually for legal counsel if outside legal

1 counsel is hired and that any amount to be paid for outside legal counsel  
2 will be reviewed and approved by the Arkansas Legislative Council or Joint  
3 Budget Committee.

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

9 The provisions of this section shall be in effect only from July 1, 2015  
10 2016 through June 30, ~~2016~~ 2017.

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12 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
13 authorized by this act shall be limited to the appropriation for such agency  
14 and funds made available by law for the support of such appropriations; and  
15 the restrictions of the State Procurement Law, the General Accounting and  
16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
17 Procedures and Restrictions Act, or their successors, and other fiscal  
18 control laws of this State, where applicable, and regulations promulgated by  
19 the Department of Finance and Administration, as authorized by law, shall be  
20 strictly complied with in disbursement of said funds.

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

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31 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
32 Assembly, that the Constitution of the State of Arkansas prohibits the  
33 appropriation of funds for more than a one (1) year period; that the  
34 effectiveness of this Act on July 1, 2016 is essential to the operation of  
35 the agency for which the appropriations in this Act are provided, and that in  
36 the event of an extension of the legislative session, the delay in the

effective date of this Act beyond July 1, 2016 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, 2016.

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