

AR STATE BOARD OF CHIROPRACTIC EXAMINERS

Enabling Laws

Act 80 of 2007
A.C.A. §17-81-101

History and Organization

The Arkansas State Board of Chiropractic Examiners was created by Act 126 of 1915, to create a safeguard for the public health and welfare of the citizens of Arkansas by providing for the licensure and examination of any person practicing or offering to practice Chiropractic in the State. The Arkansas State Board of Chiropractic Examiners Board is a cash agency funded from examination and license renewal fees charged pursuant to subchapter 3 of Arkansas Code Annotated §17-81.

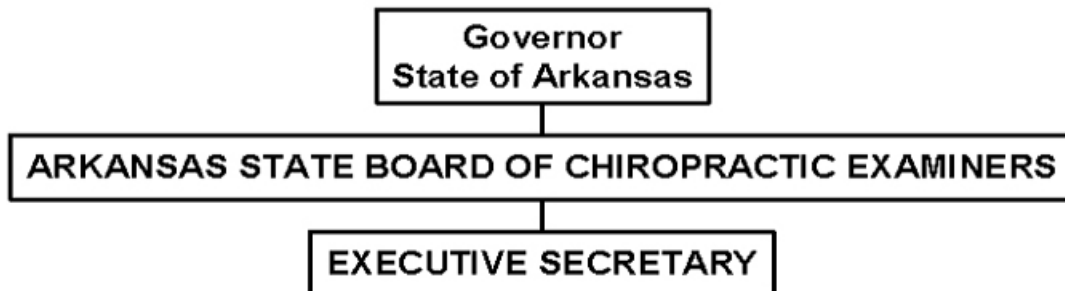
The Arkansas State Board of Chiropractic Examiners was authorized by Act 706 of 1971, for the following purposes:

1. Licensing of qualified Doctors of Chiropractic by Examination.
2. Annual renewal of the license holders both the resident and non-resident.
3. Make suitable bylaws for carrying out its duties.
4. Adopt and revise rules and regulations.
5. To serve as a regulatory, judicial, and disciplinary body for chiropractic practitioners in terms of laws and regulations.

Board Member Functions:

The Board consists of seven members, five of whom must be licensed chiropractors practicing in Arkansas for a period of 5 years, one consumer member and one senior citizen member.

1. Prepare and maintain a current roster of license holders.
2. Empowered to establish the criteria that credentialing candidates must meet.
3. Receive and investigate consumer complaints relating to legal and ethical violations by Doctors of Chiropractic. Conduct disciplinary proceedings.
4. Empowered to make by-laws, rules and regulations for the operation in accordance with the Chiropractic Practice Act.



Agency Commentary

The goal of the Arkansas State Board of Chiropractic Examiners is to create a safeguard for the public health and welfare of the citizens of Arkansas by providing for the licensure and examination of any person practicing or offering to practice chiropractic in the State. The Board is a cash agency funded from application, license renewal, and continuing education sponsor fees.

The Arkansas State Board of Chiropractic Examiners is requesting an increase in Base Level for the 2009-2011 biennium for \$6,000 in operating expenses for the lease of new office equipment, including a new copier and postage machine. We have recently created an Access database to help track funds received, license renewals, new applicants, complaints/investigations, and continuing education courses. We are also requesting an increase in professional fees for \$1,000 to maintain this database for the 2009-2011 biennium. A one time \$4,000 request in fiscal year 2010 is for the purchase of new computer hardware for the Board.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT
AUDIT OF :
ARKANSAS STATE BOARD OF CHIROPRACTIC EXAMINERS
FOR THE YEAR ENDED JUNE 30, 2007

Findings	Recommendations
None	None

Employment Summary

	Male	Female	Total	%
White Employees	0	1	1	100 %
Black Employees	0	0	0	0 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			0	0 %
Total Employees			1	100 %

Cash Fund Balance Description as of June 30, 2008

Fund Account	Balance	Type	Location
3090000	\$198,044	State Treasury Money Management / Checking	State Treasury / Bank of America

Statutory/Other Restrictions on use:

A.C.A. 17-81-311 Provides for annual renewal fee of \$300 per license.

Statutory Provisions for Fees, Fines, Penalties:

A.C.A. 17-81-311; A.C.A. 17-81-313 Provides for fines of no less than \$1,000 and no more than \$5,000 per violation.

Revenue Receipts Cycle:

Funds are deposited upon annual renewal receipts.

Fund Balance Utilization:

Fees transferred to the State Treasury to cover payroll as needed.

Publications

A.C.A. 25-1-204

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution
		Governor	General Assembly		
ASBCE Newsletter	A.C.A. 17-81-206	N	N	600	At the board's direction, distribute information of the board's proceedings and actions for the past year.

Agency Position Usage Report

FY2006 - 2007						FY2007 - 2008						FY2008 - 2009					
Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused
	Filled	Unfilled	Total	Total			Total	Total	Filled	Unfilled			Total	Total	Filled	Unfilled	
1	1	0	1	0	0.00 %	1	1	0	1	0	0.00 %	1	1	0	1	0	0.00 %

Analysis of Budget Request

Appropriation: A30 - Cash Operations

Funding Sources: 309 - Chiropractic Examiners - Cash

The Arkansas State Board of Chiropractic Examiners was created by Act 126 of 1915. This Board was created to safeguard the public health and welfare of the citizens of Arkansas by providing for the licensure and examination of any person practicing or offering to practice chiropractic in the State. The Board is a cash agency funded from examination and license renewal fees charged pursuant to Arkansas Code Annotated §17-81-301 et seq. The Board utilizes these funds to finance one (1) Regular Salary position, one (1) Extra Help position and provide operating expenses for the administration of the laws governing the practice of chiropractic.

Base Level position was changed from unclassified to classified to reflect the recommendation of the Pay Plan Study and the salary was adjusted accordingly. A 2.3% Cost of Living Allowance is reflected in the second year of the biennium. The Base Level amount includes board member Stipend payments along with Career Service payments for eligible employees. The corresponding Personal Services Matching includes a \$75 increase in the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$425.

The Board requests Base Level in the amount of \$144,000 for FY10 and \$145,461 for FY11. In addition to the Base Level amount each year, the Agency requests a \$1,000 increase in Professional Fees to maintain a contract for database management. A \$6,000 increase in Operating Expenses reflects new leases on office equipment including a copier, fax machine and postage meter.

The Board requests a one-time amount of \$4,000 in Operating Expenses in FY10 to replace computer hardware and software in accordance with the Agency's IT Plan.

The Executive Recommendation provides for the Agency Request. Expenditure of appropriation is contingent upon available funding.

Appropriation Summary

Appropriation: A30 - Cash Operations
 Funding Sources: 309 - Chiropractic Examiners - Cash

Historical Data

Agency Request and Executive Recommendation

Commitment Item	Historical Data			Agency Request and Executive Recommendation			Agency Request and Executive Recommendation		
	2007-2008 Actual	2008-2009 Budget	2008-2009 Authorized	2009-2010			2010-2011		
				Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries 5010000	36,114	57,396	57,396	58,187	58,187	58,187	59,418	59,418	59,418
#Positions	1	1	1	1	1	1	1	1	1
Extra Help 5010001	8,797	8,256	8,256	8,256	8,256	8,256	8,256	8,256	8,256
#Extra Help	1	1	1	1	1	1	1	1	1
Personal Services Matching 5010003	11,077	15,031	15,874	16,117	16,117	16,117	16,347	16,347	16,347
Operating Expenses 5020002	39,272	50,044	50,044	50,044	60,044	60,044	50,044	56,044	56,044
Conference & Travel Expenses 5050009	998	3,396	3,396	3,396	3,396	3,396	3,396	3,396	3,396
Professional Fees 5060010	6,129	8,000	8,000	8,000	9,000	9,000	8,000	9,000	9,000
Data Processing 5090012	0	0	0	0	0	0	0	0	0
Capital Outlay 5120011	0	0	0	0	0	0	0	0	0
Total	102,387	142,123	142,966	144,000	155,000	155,000	145,461	152,461	152,461
Funding Sources									
Fund Balance 4000005	160,818	198,044		195,921	195,921	195,921	180,921	180,921	180,921
Cash Fund 4000045	139,613	140,000		129,000	140,000	140,000	133,000	140,000	140,000
Total Funding	300,431	338,044		324,921	335,921	335,921	313,921	320,921	320,921
Excess Appropriation/(Funding)	(198,044)	(195,921)		(180,921)	(180,921)	(180,921)	(168,460)	(168,460)	(168,460)
Grand Total	102,387	142,123		144,000	155,000	155,000	145,461	152,461	152,461

Actual exceeds Budget and Authorized Appropriation in Extra Help due to a transfer from the Cash Fund Holding Account.

Change Level by Appropriation

Appropriation: A30 - Cash Operations
Funding Sources: 309 - Chiropractic Examiners - Cash

Agency Request

Change Level		2009-2010	Pos	Cumulative	% of BL	2010-2011	Pos	Cumulative	% of BL
BL	Base Level	144,000	1	144,000	100.0	145,461	1	145,461	100.0
C01	Existing Program	7,000	0	151,000	104.9	7,000	0	152,461	104.8
C08	Technology	4,000	0	155,000	107.6	0	0	152,461	104.8

Executive Recommendation

Change Level		2009-2010	Pos	Cumulative	% of BL	2010-2011	Pos	Cumulative	% of BL
BL	Base Level	144,000	1	144,000	100.0	145,461	1	145,461	100.0
C01	Existing Program	7,000	0	151,000	104.9	7,000	0	152,461	104.8
C08	Technology	4,000	0	155,000	107.6	0	0	152,461	104.8

Justification

C01	A \$1,000 per yer increase in Professional Fees is requested to contract out the maintenance of a newly created data base for tracking licenses, new applicants, continuing education sponsors and complaints. The remaining \$6,000 is for the lease of office equipment including a new copier and rental of a postage machine.
C08	\$4,000 is requested in fiscal year 2010 to replace computer hardware for the agency (IT Support Costs - Hardware).