

As Engrossed: 2/10/95 4/4/95 4/7/95

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 1185 OF 1995
HOUSE BILL 1242

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES,
9 OPERATING EXPENSES AND GRANTS FOR THE DEPARTMENT OF HIGHER
10 EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997;
11 AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE DEPARTMENT OF HIGHER
15 EDUCATION APPROPRIATION FOR THE 1995-97
16 BIENNIUM."

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

21 SECTION 1. REGULAR SALARIES - GENERAL OPERATIONS. There is hereby
22 established for the Department of Higher Education - General Operations for
23 the 1995-97 biennium, the following maximum number of regular employees whose
24 salaries shall be governed by the provisions of the Uniform Classification and
25 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
26 laws amendatory thereto. Provided, however, that any position to which a
27 specific maximum annual salary is set out herein in dollars, shall be exempt
28 from the provisions of said Uniform Classification and Compensation Act. All
29 persons occupying positions authorized herein are hereby governed by the
30 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
31 Code §21-5-101), or its successor.

| | | Maximum Annual | |
|----------------|-----------------|------------------|---------------------------------------|
| | | Maximum | Salary Rate |
| Item | Class | No. of | Fiscal Years |
| No. | Code | Title | Employees |
| | | | 1995-96 1996-97 |

| | | | | | |
|----|------|--|----------|-----------|-----------|
| 1 | (1) | 9960 HIGHER ED DIRECTOR | 1 | \$ 95,301 | \$ 97,683 |
| 2 | (2) | 7243 HIGHER EDUCATION DEPUTY DIRECTOR | 1 | \$ 88,243 | \$ 90,449 |
| 3 | (3) | 9773 HIGHER ED SENIOR ASSOC DIR | 1 | \$ 80,775 | \$ 82,794 |
| 4 | (4) | 9774 HIGHER ED ASSOC DIR FOR FISCAL AFF | 1 | \$ 69,808 | \$ 71,553 |
| 5 | (5) | 9922 DHE ASSOC DIR FOR ACADEMIC AFFAIRS | 1 | \$ 69,808 | \$ 71,553 |
| 6 | (6) | 9620 NSF ASSOC DIR-SSI MATH PROG | 1 | \$ 61,500 | \$ 63,037 |
| 7 | (7) | 9626 NSF ASSOC DIR-SSIC SCIENCE PROG | 1 | \$ 61,500 | \$ 63,037 |
| 8 | (8) | 9627 NSF ASSOC DIR-SSI PROJECT EVAL | 1 | \$ 56,375 | \$ 57,784 |
| 9 | (9) | 9964 DHE COORDINATOR FOR AGENCY FINANCE | 1 | \$ 53,302 | \$ 54,634 |
| 10 | (10) | 9965 HIGHER ED COORD OF ACADEMIC PROGRAM | 1 | \$ 53,302 | \$ 54,634 |
| 11 | (11) | 9966 HIGHER ED STUDENT FIN AID MANAGER | 1 | \$ 53,302 | \$ 54,634 |
| 12 | (12) | 9623 H E COORD OF INSTITUTIONAL FINANCE | 1 | \$ 53,302 | \$ 54,634 |
| 13 | (13) | 9983 HIGHER ED COORDINATOR OF Y.O.U. PGM | 1 | \$ 53,302 | \$ 54,634 |
| 14 | (14) | 7091 DHE COORD OF FEDERAL PROGRAMS | 1 | \$ 53,302 | \$ 54,634 |
| 15 | (15) | A252 DHE FINANCIAL MANAGER | 1 | | GRADE 24 |
| 16 | | D064 SR SYSTEMS PROGRAMMER | 1 | | |
| 17 | (16) | R088 HIGHER ED FINANCIAL OFFICER | 2 | | GRADE 22 |
| 18 | | R096 HIGHER ED ASST COORD STDNT FIN AID | 3 | | |
| 19 | | A032 AGENCY FISCAL MANAGER | 1 | | |
| 20 | (17) | D036 SR PROGRAMMER/ANALYST | 1 | | GRADE 21 |
| 21 | | R488 GRANTS ADMIN SUPV | 1 | | |
| 22 | | R298 AGENCY PROGRAM COORDINATOR | 1 | | |
| 23 | (18) | R240 DHE DATA COLLECTION ANALYST | 2 | | GRADE 20 |
| 24 | (19) | R264 MANAGEMENT PROJECT ANALYST I | 3 | | GRADE 18 |
| 25 | (20) | K011 ADMINISTRATIVE OFFICE SUPERVISOR | 1 | | GRADE 15 |
| 26 | | R444 BUSINESS CONTROLLER I | 1 | | |
| 27 | (21) | K153 SECRETARY II | 7 | | GRADE 13 |
| 28 | (22) | K155 SECRETARY I | 1 | | GRADE 11 |
| 29 | (23) | K097 RECEPTIONIST | <u>1</u> | | GRADE 10 |
| 30 | | MAX NO. OF EMPLOYEES | 41 | | |

31

32 SECTION 2. REGULAR SALARIES - TECHNICAL EDUCATION IMPLEMENTATION -
33 STATE. There is hereby established for the Department of Higher Education -
34 Technical Education Implementation - State for the 1995-97 biennium, the
35 following maximum number of regular employees whose salaries shall be governed

1 by the provisions of the Uniform Classification and Compensation Act (Arkansas
 2 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
 3 Provided, however, that any position to which a specific maximum annual salary
 4 is set out herein in dollars, shall be exempt from the provisions of said
 5 Uniform Classification and Compensation Act. All persons occupying positions
 6 authorized herein are hereby governed by the provisions of the Regular
 7 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
 8 successor.

9

| | | | Maximum Annual | | |
|-----------------------|----------------------|-------------------------------------|--------------------------------|-------------|-----------|
| | | | Maximum | Salary Rate | |
| Item Class | | | No. of Fiscal Years | | |
| No. | Code | Title | Employees | 1995-96 | 1996-97 |
| 14 | (1) 9772 | HIGHER ED DEPUTY DIR TECHNICAL ED | 1 | \$ 88,243 | \$ 90,449 |
| 15 | (2) 9090 | HE ASST DIR OF INFO SERVICES | 1 | \$ 59,393 | \$ 60,877 |
| 16 | (3) 9091 | HE ASST DIR OF POLICY & PROGRAMS | 1 | \$ 59,393 | \$ 60,877 |
| 17 | (4) 9978 | ASST DIR FOR PLNG & ACCOUNTABILITY | 1 | \$ 59,393 | \$ 60,877 |
| 18 | (5) 9956 | ASST DIRECTOR FOR HEALTH AFFAIRS | 1 | \$ 59,393 | \$ 60,877 |
| 19 | (6) 9092 | HE COORD OF GENERAL ADMIN | 1 | \$ 53,302 | \$ 54,634 |
| 20 | (7) 9093 | HE COORD 2-YR INST FINANCE | 1 | \$ 53,302 | \$ 54,634 |
| 21 | (8) 9094 | HE COORD TECHNICIAN EDUCATION | 1 | \$ 53,302 | \$ 54,634 |
| 22 | (9) 9095 | HE COORD ACCREDITATION/ARTICULATIVE | 1 | \$ 53,302 | \$ 54,634 |
| 23 | (10) 9097 | HE COORD PROG REVIEW & APPROVAL | 1 | \$ 53,302 | \$ 54,634 |
| 24 | (11) 9098 | HE COORD OF 2-YR FINANCIAL AID | 1 | \$ 53,302 | \$ 54,634 |
| 25 | (12) A252 | DHE FINANCIAL MANAGER | 1 | GRADE 24 | |
| 26 | D064 | SR SYSTEMS PROGRAMMER | 1 | | |
| 27 | (13) R201 | DHE PERSONNEL MANAGER | 1 | GRADE 22 | |
| 28 | R088 | HIGHER ED FINANCIAL OFFICER | 2 | | |
| 29 | (14) R240 | DHE DATA COLLECTION ANALYST | 1 | GRADE 20 | |
| 30 | (15) K153 | SECRETARY II | 2 | GRADE 13 | |
| 31 | MAX NO. OF EMPLOYEES | | 19 | | |

32

33 SECTION 3. EXTRA HELP. There is hereby authorized, for the
 34 Department of Higher Education for the 1995-97 biennium, the following maximum
 35 number of part-time or temporary employees, to be known as "Extra Help",

1 payable from funds appropriated herein for such purposes: Thirteen (13)
2 temporary or part-time employees, when needed, at rates of pay not to exceed
3 those provided in the Uniform Classification and Compensation Act, or its
4 successor, or this act for the appropriate classification.

5

6 SECTION 4. APPROPRIATIONS - GENERAL OPERATIONS. There is hereby
7 appropriated, to the Department of Higher Education, to be payable from the
8 Department of Higher Education Fund Account, for personal services, operating
9 expenses and grants of the Department of Higher Education for the biennial
10 period ending June 30, 1997, the following:

11

| ITEM | | FISCAL YEARS | |
|------|---|---------------------|---------------------|
| NO. | | 1995-96 | 1996-97 |
| (01) | REGULAR SALARIES | \$ 1,165,294 | \$ 1,165,294 |
| (02) | EXTRA HELP | 5,101 | 5,101 |
| (03) | PERSONAL SERV MATCHING | 266,305 | 266,305 |
| (04) | MAINT. & GEN. OPERATION | | |
| | (A) OPER. EXPENSE | \$ 308,499 | \$ 315,499 |
| | (B) CONF. & TRVL. | 37,525 | 37,525 |
| | (C) PROF. FEES | 4,000 | 4,000 |
| | (D) CAP. OUTLAY | 29,622 | 14,500 |
| | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| | TOTAL MAINT. & GEN. OPER. | 379,646 | 371,524 |
| (05) | YOUTH OPPORTUNITIES UNLIMITED GRANTS/AIDS | 98,779 | 98,779 |
| (06) | PROGRAM EVALUATION | <u>65,000</u> | <u>69,260</u> |
| | TOTAL AMOUNT APPROPRIATED | <u>\$ 1,980,125</u> | <u>\$ 1,976,263</u> |

27

28 SECTION 5. APPROPRIATIONS - TECHNICAL EDUCATION IMPLEMENTATION. There
29 is hereby appropriated, to the Department of Higher Education, to be payable
30 from the Department of Higher Education Fund Account, for personal services,
31 operating expenses and grants for technical education implementation and
32 restructuring in the Department of Higher Education for the biennial period
33 ending June 30, 1997, the following:

34

35 ITEM FISCAL YEARS

| 1 NO. | | 1995-96 | 1996-97 |
|---------|----------------------------------|---------------------|---------------------|
| 2 (01) | REGULAR SALARIES | \$ 819,270 | \$ 819,270 |
| 3 (02) | EXTRA HELP | 45,000 | 45,000 |
| 4 (03) | PERSONAL SERV MATCHING | 198,920 | 198,920 |
| 5 (04) | OVERTIME | 10,000 | 10,000 |
| 6 (05) | MAINT. & GEN. OPERATION | | |
| 7 | (A) OPER. EXPENSE \$ | 315,656 | \$ 319,156 |
| 8 | (B) CONF. & TRVL. | 35,649 | 35,649 |
| 9 | (C) PROF. FEES | 19,950 | 19,950 |
| 10 | (D) CAP. OUTLAY | 29,622 | 7,500 |
| 11 | (E) DATA PROC. | <u>21,076</u> | <u>21,076</u> |
| 12 | TOTAL MAINT. & GEN. OPER. | 421,953 | 403,331 |
| 13 (06) | PROGRAM EVALUATION/ACCREDITATION | <u>90,000</u> | <u>90,000</u> |
| 14 | TOTAL AMOUNT APPROPRIATED | <u>\$ 1,585,143</u> | <u>\$ 1,566,521</u> |

15

16 SECTION 6. APPROPRIATIONS - HIGHER EDUCATION PROMOTIONAL GRANTS. There

17 is hereby appropriated, to the Department of Higher Education, to be payable

18 from the Department of Higher Education Fund Account, for the State Board of

19 Higher Education to utilize in the promotion of statewide higher education

20 priorities of the State Board of Higher Education for the biennial period

21 ~~ending June 30, 1997, the following:~~

22

| 23 ITEM | | FISCAL YEARS | |
|---------|-------------------------------------|---------------------|---------------------|
| 24 NO. | | 1995-96 | 1996-97 |
| 25 (01) | HIGHER EDUCATION PROMOTIONAL GRANTS | <u>\$ 3,002,285</u> | <u>\$ 3,002,285</u> |

26

27 SECTION 7. APPROPRIATIONS - SREB INSTITUTE. There is hereby

28 appropriated, to the Department of Higher Education, to be payable from the

29 Department of Higher Education Fund Account, for making the contribution of

30 the State of Arkansas to the SREB Institute for higher educational opportunity

31 by the Department of Higher Education for the biennial period ending June 30,

32 ~~1997, the following:~~

33

| 34 ITEM | | FISCAL YEARS | |
|--------------------|--|-------------------------|---------|
| 35 NO. | | 1995-96 | 1996-97 |

1 (01) STATE'S CONTRIBUTION - SREB INSTITUTE \$ 149,750 \$ 152,600

2

3 SECTION 8. APPROPRIATIONS - REPORTS OF COLLEGE ACHIEVEMENT OF HIGH
4 SCHOOL GRADUATES/ASSESSMENT OF 8TH GRADERS. There is hereby appropriated, to
5 the Department of Higher Education, to be payable from the Department of
6 Higher Education Fund Account, for expenses incurred by the Department of
7 Higher Education in collecting, analyzing, and providing reports of college
8 achievement of high school graduates, including contracts with the American
9 College Testing Service or other organizations and for assessing skills of all
10 8th graders in accordance with the provisions of Ark. Code §§6-5-401 et seq.
11 ~~by the Department of Higher Education for the biennial period ending June 30,~~
12 1997, the following:

13

| 14 ITEM | FISCAL YEARS | |
|---|-------------------|-------------------|
| 15 NO. | 1995-96 | 1996-97 |
| 16 (01) EXPENSES FOR REPORTS OF COLLEGE | | |
| 17 ACHIEVEMENT OF HIGH SCHOOL GRADUATES | | |
| 18 & ASSESSMENT OF 8TH GRADERS | \$ <u>206,500</u> | \$ <u>206,500</u> |

19

20 SECTION 9. APPROPRIATIONS - STUDENT ASSISTANCE GRANTS AND VARIOUS
21 SCHOLARSHIPS. There is hereby appropriated, to the Department of Higher
22 Education, to be payable from the Higher Education Grants Fund Account, for
23 providing student assistance grants and various scholarships as provided by
24 ~~law by the Department of Higher Education for the biennial period ending June~~
25 30, 1997, the following:

26

| 27 ITEM | FISCAL YEARS | |
|--|--------------|-----------|
| 28 NO. | 1995-96 | 1996-97 |
| 29 (01) SCHOLARSHIPS TO DEPENDENTS | | |
| 30 - MIA/KIA TUITION WAIVERS | \$ 48,000 | \$ 48,000 |
| 31 (02) TEACHER RETRAINING GRANTS | 179,544 | 179,544 |
| 32 (03) MATH/SCIENCE TEACHER LOAN AWARDS | 81,717 | 81,717 |
| 33 (04) GOVERNOR'S SCHOLARS PROGRAM AWARDS | 1,065,000 | 1,065,000 |
| 34 (05) JUNIOR/SENIOR MINORITY | | |
| 35 SCHOLARSHIPS | 600,000 | 600,000 |

| | | | | |
|----|------|--|----------------------|----------------------|
| 1 | (06) | FRESHMAN/SOPHOMORE MINORITY | | |
| 2 | | SCHOLARSHIPS | 600,000 | 600,000 |
| 3 | (07) | MINORITY TEACHER RECRUITMENT & | | |
| 4 | | TRAINING PROG. - PAYMENT OF HONORARIUMS | 50,000 | 50,000 |
| 5 | (08) | SECOND EFFORT SCHOLARSHIPS | 50,000 | 50,000 |
| 6 | (09) | SREB MINORITY FACULTY RECRUITMENT SCHOLARSHIPS | 200,000 | 200,000 |
| 7 | (10) | ARK. OPPORTUNITY SCHOLARSHIP ACT - OPPORTUNITY | | |
| 8 | | SCHOLARSHIP FUND | 100,000 | 100,000 |
| 9 | (11) | GRANTS/DP SERV/SUPPLIES - STATE | | |
| 10 | | SCHOLARSHIP PGM | 7,966,419 | 7,966,419 |
| 11 | (12) | ACADEMIC CHALLENGE SCHOLARSHIPS | 7,000,000 | 7,000,000 |
| 12 | (13) | MINORITY TEACHER SCHOLARS PROGRAM | 600,000 | 600,000 |
| 13 | (14) | SURVIVING CHILDREN SCHOLARSHIPS | 40,000 | 40,000 |
| 14 | (15) | FACULTY/ADMINISTRATOR DEVELOPMENT | | |
| 15 | | <i>MATCHING</i> | 30,000 | 30,000 |
| 16 | (16) | <i>TUITION ADJUSTMENT</i> | <u>800,000</u> | <u>800,000</u> |
| 17 | | TOTAL AMOUNT APPROPRIATED | <u>\$ 19,410,680</u> | <u>\$ 19,410,680</u> |

18

19 SECTION 10. APPROPRIATIONS - STATE SCHOLARSHIP - FEDERAL. There is

20 hereby appropriated, to the Department of Higher Education, to be payable from

21 ~~the federal funds as designated by the Chief Fiscal Officer of the State, for~~

22 grants-in-aid of the State Scholarship - Federal program of the Department of

23 Higher Education for the biennial period ending June 30, 1997, the following:

| | | | | |
|----|------|--|-------------------|-------------------|
| 24 | | | | |
| 25 | ITEM | | FISCAL YEARS | |
| 26 | NO. | | 1995-96 | 1996-97 |
| 27 | (01) | GRANTS/AIDS - ST. SCHOLARSHIPS - FEDERAL | <u>\$ 505,832</u> | <u>\$ 505,832</u> |

28

29 SECTION 11. APPROPRIATIONS - CONGRESSIONAL TEACHER SCHOLARSHIP PROGRAM.

30 There is hereby appropriated, to the Department of Higher Education, to be

31 payable from the federal funds as designated by the Chief Fiscal Officer of

32 the State, for Congressional Teacher Scholarships of the Department of Higher

33 Education for the biennial period ending June 30, 1997, the following:

| | | | | |
|----|------|--|--------------|--|
| 34 | | | | |
| 35 | ITEM | | FISCAL YEARS | |

| | | | | |
|---|---|--|-------------------|-------------------|
| 1 | NO. | | 1995-96 | 1996-97 |
| 2 | (01) CONGRESSIONAL TEACHER SCHOLARSHIPS | | <u>\$ 225,000</u> | <u>\$ 225,000</u> |

3

4 SECTION 12. APPROPRIATIONS - DWIGHT D. EISENHOWER GRANTS. There is
5 hereby appropriated, to the Department of Higher Education, to be payable from
6 ~~the federal funds as designated by the Chief Fiscal Officer of the State, for~~
7 operating expenses and grants/aids of the Dwight D. Eisenhower Program of the
8 Department of Higher Education for the biennial period ending June 30, 1997,
9 the following:

10

| 11 | ITEM | FISCAL YEARS | | |
|----|---------------------------------------|--------------|-------------------|-------------------|
| 12 | NO. | | 1995-96 | 1996-97 |
| 13 | (01) MAINT. & GEN. OPERATION | | | |
| 14 | (A) OPER. EXPENSE | \$ 24,761 | \$ 24,761 | |
| 15 | (B) CONF. & TRVL. | 5,000 | 5,000 | |
| 16 | (C) PROF. FEES | 2,500 | 2,500 | |
| 17 | (D) CAP. OUTLAY | 3,000 | 3,000 | |
| 18 | (E) DATA PROC. | <u>0</u> | <u>0</u> | |
| 19 | TOTAL MAINT. & GEN. OPER. | | 35,261 | 35,261 |
| 20 | (02) DWIGHT D. EISENHOWER GRANTS/AIDS | | <u>\$ 767,150</u> | <u>\$ 767,150</u> |
| 21 | TOTAL AMOUNT APPROPRIATED | | <u>\$ 802,411</u> | <u>\$ 802,411</u> |

22

23 SECTION 13. APPROPRIATIONS - SYSTEMIC INITIATIVE PROJECT. There is
24 hereby appropriated, to the Department of Higher Education, to be payable from
25 ~~the federal funds as designated by the Chief Fiscal Officer of the State, for~~
26 personal services, operating expenses and grants to support math/science
27 education of the Department of Higher Education for the biennial period ending
28 June 30, 1997, the following:

29

| 30 | ITEM | FISCAL YEARS | | |
|----|------------------------------|--------------|--------------------|--------------------|
| 31 | NO. | | 1995-96 | 1996-97 |
| 32 | (01) REGULAR SALARIES | \$ 286,336 | \$ 286,336 | \$ 293,494 |
| 33 | (02) EXTRA HELP | | 15,000 | 15,000 |
| 34 | (03) PERSONAL SERV MATCHING | | 74,927 | 76,195 |
| 35 | (04) MAINT. & GEN. OPERATION | | | |

| | | | |
|---|---|------------|---|
| 1 | (A) OPER. EXPENSE | \$ 111,700 | \$ 111,700 |
| 2 | (B) CONF. & TRVL. | 31,000 | 31,000 |
| 3 | (C) PROF. FEES | 65,000 | 65,000 |
| 4 | (D) CAP. OUTLAY | 10,000 | 10,000 |
| 5 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 6 | TOTAL MAINT. & GEN. OPER. | | 217,700 217,700 |
| 7 | (05) GRANTS TO SUPPORT MATH/SCIENCE EDUCATION | | <u>1,792,767</u> <u>1,792,767</u> |
| 8 | TOTAL AMOUNT APPROPRIATED | | <u>\$ 2,386,730</u> <u>\$ 2,395,156</u> |

~~10 SECTION 14. APPROPRIATIONS - TECHNICAL EDUCATION - FEDERAL PROGRAMS.~~

11 There is hereby appropriated, to the Department of Higher Education, to be
12 payable from the federal funds as designated by the Chief Fiscal Officer of
13 the State, for personal services and operating expenses of the Department of
14 Higher Education for the biennial period ending June 30, 1997, the following:

| 16 | ITEM | FISCAL YEARS | |
|----|------------------------------|-------------------|-------------------|
| 17 | NO. | 1995-96 | 1996-97 |
| 18 | (01) REGULAR SALARIES | \$ 52,000 | \$ 52,000 |
| 19 | (02) EXTRA HELP | 14,409 | 14,409 |
| 20 | (03) PERSONAL SERV MATCHING | 12,916 | 12,916 |
| 21 | (04) MAINT. & GEN. OPERATION | | |
| 22 | (A) OPER. EXPENSE | \$ 14,000 | \$ 14,000 |
| 23 | (B) CONF. & TRVL. | 17,000 | 17,000 |
| 24 | (C) PROF. FEES | 115,440 | 115,440 |
| 25 | (D) CAP. OUTLAY | 0 | 0 |
| 26 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 27 | TOTAL MAINT. & GEN. OPER. | <u>146,440</u> | <u>146,440</u> |
| 28 | TOTAL AMOUNT APPROPRIATED | <u>\$ 225,765</u> | <u>\$ 225,765</u> |

29
30 SECTION 15. APPROPRIATIONS - CASH FUNDS. There is hereby appropriated,
31 to the Department of Higher Education, to be payable from cash funds as
32 defined by Arkansas Code 19-4-801 of the Department of Higher Education, for
33 operating expenses and Academic Alliances Program Grants and Aids of the
34 Department of Higher Education for the biennial period ending June 30, 1997,
35 the following:

| | | | |
|----|---|-------------------|-------------------|
| 1 | | | |
| 2 | ITEM | FISCAL YEARS | |
| 3 | NO. | 1995-96 | 1996-97 |
| 4 | (01) MAINT. & GEN. OPERATION | | |
| 5 | (A) OPER. EXPENSE \$ | 12,782 \$ | 12,782 |
| 6 | (B) CONF. & TRVL. | 6,215 | 6,215 |
| 7 | (C) PROF. FEES | 0 | 0 |
| 8 | (D) CAP. OUTLAY | 200,000 | 200,000 |
| 9 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 10 | TOTAL MAINT. & GEN. OPER. | 218,997 | 218,997 |
| 11 | (02) ACADEMIC ALLIANCES PROGRAM - GRANTS/AIDS | \$ <u>10,000</u> | \$ <u>10,000</u> |
| 12 | TOTAL AMOUNT APPROPRIATED | <u>\$ 228,997</u> | <u>\$ 228,997</u> |

13

14 SECTION 16. APPROPRIATIONS. There is hereby appropriated, to the
 15 Department of Higher Education, to be payable from the Higher Education
 16 Building Maintenance Fund, for maintenance of various buildings at the
 17 Institutions of Higher Education by the Department of Higher Education for the
 18 biennial period ending June 30, 1997, the sum of\$26,000,000.

19

20 SECTION 17. APPROPRIATIONS. There is hereby appropriated, to the
 21 Department of Higher Education, to be payable from the Research Development
 22 Fund, for providing Arkansas Research Development Program Grants to
 23 Institutions of Higher Education by the Department of Higher Education for the
 24 biennial period ending June 30, 1997, the sum of\$10,000,000.

25

26 SECTION 18. REPORTING REQUIREMENTS. The reports of college achievement
 27 of high school graduates, as appropriated in Section 8 herein, shall be
 28 provided to high school and school district administrators and may also be
 29 provided to the State Board of Higher Education, the Governor, the Joint
 30 Interim Committee on Education, the Board of Education and the Department of
 31 ~~Education, as designated by the Department of Higher Education.~~

32

33 SECTION 19. TRANSFER PROVISION. Upon certification by the Director of
 34 the Department of Higher Education that transfers are needed to make maximum
 35 utilization of funds and appropriations provided for financial aid programs,

1 and with the approval of the Chief Fiscal Officer of the State and a review by
2 the Arkansas Legislative Council, funds and appropriations may be transferred
3 between financial aid programs.

4

5 SECTION 20. TRANSFER PROVISION. Upon certification by the Chairman of
6 the State Board of Higher Education to the Chief Fiscal Officer of the State,
7 funds and appropriation provided in Section 6 of this Act may be transferred
8 to Institutions of Higher Education as deemed appropriate by the State Board
9 of Higher Education. Upon filing of any required plan by an Institution of
10 Higher Education to the State Board of Higher Education, such plan shall be
11 filed with the Arkansas Legislative Council for its review.

12

13 SECTION 21. In order to provide timely payments under financial aid
14 appropriations made in this Act, the Chief Fiscal Officer of the State is
15 authorized to provide loans from the Budget Stabilization Trust Fund to make
16 available all funds attributable to the financial aid programs under the then
17 current official revenue estimates. In the event of an unanticipated state
18 revenue shortfall, any such loans remaining at the end of a fiscal year shall
19 be repaid from revenues distributed in the first two months of the next fiscal
20 year. Funds for appropriations made in this Act for purposes other than
21 financial aid shall not be affected by the application of this provision.

22

23 SECTION 22. CARRY FORWARD. The unexpended balances of funding and
24 appropriation authorized in Section 4 of this Act, General Operations, for
25 capital outlay that pertain to the completion of the acquisition of a
26 telecommunications system, that remains on June 30, 1996, shall be carried
27 forward for the same purposes for the fiscal year ending June 30, 1997.

28

29 SECTION 23. On June 30, 1999, after the initial transition period and
30 accreditation has been achieved for the various technical colleges, ten (10)
31 of the positions authorized in Section 32 of Act 1101 of 1991 for the purpose
32 of providing personnel resources necessary to implement the technical college
33 legislation enacted by the Seventy-Eighth General Assembly will be deleted
34 from the Department's appropriation.

35

1 SECTION 24. The unexpended balances of the appropriations and funding
2 authorized in Section 5 of this Act as of June 30, 1996, shall be carried
3 forward and made available for the purpose of continuing the technical
4 education implementation/restructuring through the fiscal year ending June 30,
5 1997.

6
7 SECTION 25. The Department of Higher Education is hereby authorized to
8 utilize the appropriations and funds authorized by this Act for minority
9 scholarships for the payment of "paid internships" as may be authorized by
10 "The Minority Teacher Recruitment and Training Program."

11
12 SECTION 26. After the amounts to be made available to the various
13 technical colleges have been determined by the State Board of Higher Education
14 under the provisions of Act 1244 of 1991 and Act 1246 of 1991, and upon the
15 review and approval of the Chief Fiscal Officer of the State, such documents
16 as may be necessary shall be processed so that funds may be transferred from
17 the Work Force 2000 Development Fund to the State Treasury fund or fund
18 account from which the technical college draws is general revenue support. Be
19 it further provided that such funds as may be transferred shall not exceed
20 73.24% of the total funds available from the Work Force 2000 Development Fund
21 during each fiscal year of the biennial period ending June 30, 1997.

22
23 SECTION 27. After the sum of \$13,200,000 has been deposited into the
24 Higher Education Building Maintenance Fund, the next \$10,000,000 or so much as
25 is collected, is to be transferred to the Research Development Fund there to
26 be used as provided by law.

27
28 SECTION 28. REFUND TO EXPENDITURES. Proceeds derived from the
29 repayment of loans as authorized in Item (03) of Section 9 of this act for the
30 Math/Science Teacher Loan Awards Program shall be deposited into the State
31 Treasury as "Refunds to Expenditures."

32
33 SECTION 29. CARRY FORWARD. The balance of the funds and appropriations
34 as provided in Section 9 of this Act for the Academic Challenge Scholarships
35 Program which remain on June 30, 1996, shall be carried forward and made

1 available for the same purpose for the fiscal year ending June 30, 1997.

2

3 SECTION 30. Upon certification by the State Board of Higher Education,
4 and at the request of the Director of the Department of Higher Education, the
5 Chief Fiscal Officer of the State is hereby authorized to transfer from the
6 balances remaining in appropriation and funds authorized for the Academic
7 Challenge Scholarships's line item, in such amounts as deemed appropriate by
8 the State Board of Higher Education in meeting the educational needs of the
9 State through a financial assistance program of grants and forgivable loans,
10 designed to meet State needs, based on comments and advice sought by the State
11 Board of Higher Education to determine areas of critical and strategic needs
12 for graduates in specific courses of study and for racial and gender
13 diversity.

14

15 SECTION 31. SPECIAL PROVISIONS. (1) Effective July 1, 1993, those
16 students who currently receive or who have been accepted to receive financial
17 assistance from the appropriations providing for payments of the contracts
18 with schools of higher learning for the education of Arkansas citizens at out-
19 of-state institutions of higher learning in the fields of dental medicine,
20 optometry, osteopathy, veterinary medicine, chiropractic education and
21 podiatry education shall continue to receive such financial assistance;

22 (2) Effective July 1, 1993, the State Board of Higher Education shall
23 determine the priorities for the applicable programs enumerated in item (1)
24 above and the disbursing officer for the appropriations shall re-adjust the
25 number of positions funded for new freshman positions for the applicable
26 programs according to the need of the State for each profession, based upon
27 the priorities determined by the board after hearing testimony from the
28 recognized associations of each of the applicable medical professionals; and

29 (3) The State Board of Higher Education shall conduct a study during the
30 1995-97 biennium as to the need for health care providers in Arkansas and
31 report its findings to the General Assembly on or before October 1, 1996.

32

33 SECTION 32. The State Board of Higher Education shall, after providing
34 funding for the various individual student scholarships and for Dental,
35 Optometry, Veterinary, Chiropractic, Osteopathy, and Podiatry Aid Programs

1 appropriated to the Department of Higher Education and the Arkansas Student
2 Loan Authority by law, set aside the sum of one million two hundred thousand
3 dollars (\$1,200,000) from the monies remaining in the Higher Education Grants
4 Fund Account on July 1, 1995. The amount set aside shall be used exclusively
5 by the Arkansas Student Loan Authority to provide tuition assistance loan
6 financing to the forty-one (41) Arkansas students, attending out-of-state
7 schools in Dentistry, Optometry, Veterinary, Podiatry, Chiropractic or
8 Osteopathy, who did not receive loan tuition assistance during the 1993-95
9 Biennium due to shortfalls in revenues available to the program.

10

11 *SECTION 33. The Legislative Joint Auditing Committee shall provide for*
12 *the verification of student enrollment data of each state-supported*
13 *institution of higher education. Verification of such enrollment data shall*
14 *be performed during the regularly scheduled annual audit of each institution*
15 *and shall be included in the final audit report for each institution. Such*
16 *reports shall be made available to the State Board of Higher Education and the*
17 *Arkansas Legislative Council. Criteria to be used by the Division of*
18 *Legislative Audit in making the verifications of enrollment data shall be*
19 *established by the Legislative Joint Auditing Committee.*

20

21 *SECTION 34. (a) HIGHER EDUCATION TUITION ADJUSTMENT FUND. The Higher*
22 *Education Tuition Adjustment Fund is hereby created upon the books of the*
23 *State Treasurer, State Auditor, and Chief Fiscal Officer of the State. The*
24 *fund shall consist of such revenues as are allocated to it by law.*
25 *(b) PURPOSE OF THE FUND. It is the intent of the Arkansas General Assembly*
26 *that this fund ensures that bonafide Arkansas income taxpayers and their*
27 *dependents who are residents of a bordering state in a contiguous county to*
28 *the Arkansas State line which is contiguous to a county where an insitution of*
29 *higher education is located receive the same higher education opportunities as*
30 *all other said taxpayers. In establishing this policy, it is the intent of*
31 *the General Assembly that taxpayers should have affordable access to the*
32 *state's higher education institutions.*
33 *Further, the Arkansas Department of Higher Education will require each*
34 *institution to track and report the number of qualifying students each year.*
35 *A list of students who benefit from the out-of-state tuition waiver including*

1 their social security number or their Arkansas taxpaying parents' or
2 guardians' names and social security numbers will be furnished by the Arkansas
3 Department of Higher Education to the Department of Finance and Administration
4 for confirmation that they or their parents are employed in Arkansas at a wage
5 in excess of five thousand five hundred dollars (\$5,500) per annum.
6 Documentation should be either an official W-2 form from an Arkansas employer
7 reflecting wages of at least five thousand five hundred dollars (\$5,500) in
8 the tax year prior to enrollment in college; or official employer verification
9 of a current year salary minimum of at least five thousand five hundred
10 dollars (\$5,500) which the college will keep on file for enrollment audit
11 purposes.

12 (c) APPROPRIATION TRANSFER PROCEDURES. The Director of the Arkansas
13 Department of Higher Education shall determine the difference between the
14 amount of tuition revenue which would have been generated by charging the
15 State Board of Higher Education approved out-of-state tuition rate to said
16 students as compared to approved in-state or out-of-district rate. Upon such
17 determination, the Director of the Arkansas Department of Higher Education
18 shall certify to the Chief Fiscal Officer of the State and the State Treasurer
19 such amounts as are required to be transferred from the Higher Education
20 Tuition Adjustment Fund. Upon receiving such certification, the Chief Fiscal
21 Officer of the State and the State Treasurer shall cause to be transferred the
22 necessary funds and appropriation to the fund account of the institution
23 receiving such certification from the Director of the Arkansas Department of
24 Higher Education. In order to provide funding for the appropriation set out
25 in Item (16) of Section 9 of this act, the Chief Fiscal Officer of the State
26 shall transfer to the Higher Education Tuition Adjustment Fund from the Higher
27 Education Grants Fund Account \$250,000 for each year of the biennium. The
28 remaining amounts required to finance the amount appropriated in Item 16 of
29 Section 9 of this Act shall be transferred from the Higher Education Grants
30 Fund Account after meeting the costs of scholarship and grant programs
31 administered by the State Board of Higher Education under Section 9 of this
32 act."

33

34 SECTION 35. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
35 authorized by this Act shall be limited to the appropriation for such agency

1 and funds made available by law for the support of such appropriations; and
2 the restrictions of the State Purchasing Law, the General Accounting and
3 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
4 Procedures and Restrictions Act, or their successors, and other fiscal control
5 laws of this State, where applicable, and regulations promulgated by the
6 Department of Finance and Administration, as authorized by law, shall be
7 strictly complied with in disbursement of said funds.

8

9 SECTION 36. LEGISLATIVE INTENT. It is the intent of the General
10 Assembly that any funds disbursed under the authority of the appropriations
11 contained in this Act shall be in compliance with the stated reasons for which
12 this Act was adopted, as evidenced by the Agency Requests, Executive
13 Recommendations and Legislative Recommendations contained in the budget
14 manuals prepared by the Department of Finance and Administration, letters, or
15 summarized oral testimony in the official minutes of the Arkansas Legislative
16 Council or Joint Budget Committee which relate to its passage and adoption.

17

18 SECTION 37. CODE. All provisions of this Act of a general and
19 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the
20 Arkansas Code Revision Commission shall incorporate the same in the Code.

21

22 SECTION 38. SEVERABILITY. If any provision of this Act or the
23 application thereof to any person or circumstance is held invalid, such
24 invalidity shall not affect other provisions or applications of the Act which
25 can be given effect without the invalid provision or application, and to this
26 end the provisions of this Act are declared to be severable.

27

28 SECTION 39. GENERAL REPEALER. All laws and parts of laws in conflict
29 with this Act are hereby repealed.

30

31 SECTION 40. EMERGENCY CLAUSE. It is hereby found and determined by the
32 Eightieth General Assembly, that the Constitution of the State of Arkansas
33 prohibits the appropriation of funds for more than a two (2) year period; that
34 the effectiveness of this Act on July 1, 1995 is essential to the operation of
35 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the Regular Session, the delay in the effective
2 date of this Act beyond July 1, 1995 could work irreparable harm upon the
3 proper administration and provision of essential governmental programs.
4 Therefore, an emergency is hereby declared to exist and this Act being
5 necessary for the immediate preservation of the public peace, health and
6 safety shall be in full force and effect from and after July 1, 1995.

7

8

9

/s/Rep. E. Thicksten

10

11

APPROVED: 4-11-95

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