

**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 83rd General Assembly  
3 Regular Session, 2001  
4

*As Engrossed: H3/22/01 H3/29/01*

## **A Bill**

**Act 1576 of 2001**  
**HOUSE BILL 1752**

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  
11 UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES –  
12 ARKANSAS SCHOOL OF PUBLIC HEALTH; AND FOR OTHER  
13 PURPOSES.  
14

### **Subtitle**

15 AN ACT FOR THE UNIVERSITY OF ARKANSAS  
16 FOR MEDICAL SCIENCES APPROPRIATION FOR  
17 THE ARKANSAS SCHOOL OF PUBLIC HEALTH.  
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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 – UNIVERSITY OF ARKANSAS FOR MEDICAL  
24 SCIENCES – ARKANSAS SCHOOL OF PUBLIC HEALTH – OPERATIONS. There is hereby  
25 established for the University of Arkansas for Medical Sciences – Arkansas  
26 School of Public Health, for the 2001-03 biennium, the following maximum  
27 number of regular employees whose salaries shall be governed by the  
28 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
29 §21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
30 Provided, however, that any position to which a specific maximum annual  
31 salary is set out herein in dollars, shall be exempt from the provisions of  
32 said Uniform Classification and Compensation Act. All persons occupying  
33 positions authorized herein are hereby governed by the provisions of the  
34 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
35 or its successor.  
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1			Maximum Annual	
2		Maximum	Salary Rate	
3	Item	No. of	Fiscal Years	
4	<u>No. Title</u>	<u>Employees</u>	<u>2001-2002</u>	<u>2002-</u>
5	<u>2003</u>			
6	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
7	<u>ADMINISTRATIVE POSITIONS</u>			
8	(1) Project/Program Director	1	\$69,464	
9	\$71,270			
10	(2) Project/Program Specialist	1	\$53,927	
11	\$55,329			
12	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
13	<u>CLASSIFIED POSITIONS</u>			
14	(3) <i>Systems Analyst II - INST</i>	1	GRADE 21	
15	(4) <i>Research Technologist II</i>	1	GRADE 20	
16	(5) <i>Administrative Assistant II</i>	6	GRADE 17	
17	(6) <i>Secretary II</i>	1	GRADE 13	
18	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
19	<u>ACADEMIC POSITIONS</u>			
20	(7) Dean	1	\$190,000	\$194,940
21	(8) Associate Dean	1	\$127,514	\$130,829
22	(9) Department Chairperson	5	\$133,443	\$136,913
23	(10) Faculty Pool	6		
24	Professor		\$126,741	\$130,036
25	Associate Professor		\$116,700	\$119,735
26	Assistant Professor	—	\$110,003	\$112,863
27	MAX. NO. OF EMPLOYEES	24		

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29 SECTION 2. APPROPRIATION – ARKANSAS SCHOOL OF PUBLIC HEALTH. There is

30 hereby appropriated, to the University of Arkansas for Medical Sciences –

31 Arkansas School of Public Health, to be payable from the Targeted State Needs

32 Program Account of the Tobacco Settlement Program Fund, for personal services

33 and maintenance and operations of the Arkansas School of Public Health, for

34 the biennial period ending June 30, 2003, the following:

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36 ITEM FISCAL YEARS

NO.		2001-2002	2002-2003
(01)	REGULAR SALARIES	\$ 799,215	\$2,386,552
(02)	PERSONAL SERVICES MATCHING	199,804	596,639
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	104,492	136,784
(B)	CONF. & TRAVEL	24,000	40,000
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	154,515	165,000
(E)	DATA PROC.	<u>0</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$1,282,026</u>	<u>\$3,324,975</u>

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12 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
 14 FORWARD. Such appropriation as is authorized in this Act which remains at the  
 15 end of the first fiscal year of the biennium may be carried forward into the  
 16 second fiscal year of the biennium there to be used for the same purposes.

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18 SECTION 4. SPECIAL LANGUAGE . NOT TO BE INCORPORATED INTO THE ARKANSAS  
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 20 RESTRICTIONS. The appropriations provided in this act shall not be  
 21 transferred under the provisions of Arkansas Code 19-4-522 or the provisions  
 22 of Arkansas Code 6-62-104, but only as provided by this act.

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24 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 26 PROVISIONS. The state-supported institution of higher education in this act  
 27 may transfer appropriations between the various line items within each  
 28 appropriation contained in this appropriation act. Such transfers shall be  
 29 made only after the approval of the Department of Higher Education and the  
 30 Chief Fiscal Officer of the State, and the approval of the Legislative  
 31 Council.

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33 The General Assembly has determined that the institution in this act  
 34 could be operated more efficiently if some flexibility is given to that  
 35 institution and that flexibility is being accomplished by providing authority  
 36 to transfer between items of appropriation made by this act. Since the  
General Assembly has granted the institution broad powers under the transfer

1 of appropriations, it is both necessary and appropriate that the General  
2 Assembly maintain oversight of the utilization of the transfers by requiring  
3 prior approval of the Legislative Council in the utilization of the transfer  
4 authority. Therefore, the requirement of approval by the Legislative Council  
5 is not a severable part of this section. If the requirement of approval by  
6 the Legislative Council is ruled unconstitutional by a court jurisdiction,  
7 this entire section is void.

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9 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITIONS.  
11 Nothing in this act shall be construed as a commitment of the State of  
12 Arkansas or any of its agencies or institutions to continue funding any  
13 position paid from the proceeds of the Tobacco Settlement in the event that  
14 Tobacco Settlement funds are not sufficient to finance the position.

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16 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
18 COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act  
19 shall be limited to the appropriation for such agency and funds made  
20 available by law for the support of such appropriations; and the restrictions  
21 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
22 Law, the Revenue Stabilization Law, the Regular Salary Procedures and  
23 Restrictions Act, or their successors, and other fiscal control laws of this  
24 State, where applicable, and regulations promulgated by the Department of  
25 Finance and Administration, as authorized by law, shall be strictly complied  
26 with in disbursement of said funds.

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28 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly  
29 that any funds disbursed under the authority of the appropriations contained  
30 in this act shall be in compliance with the stated reasons for which this act  
31 was adopted, as evidenced by Initiated Act 1 of 2000, the Agency Requests,  
32 Executive Recommendations and Legislative Recommendations contained in the  
33 budget manuals prepared by the Department of Finance and Administration,  
34 letters, or summarized oral testimony in the official minutes of the Arkansas  
35 Legislative Council or Joint Budget Committee which relate to its passage and  
36 adoption.

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SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-third General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 2001 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2001 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, 2001.

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*/s/ Joint Budget Committee*

APPROVED: 4/13/2001