

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.

Act 1402 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H2/11/05

A Bill

HOUSE BILL 1504

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO ARKANSAS STATE
10 UNIVERSITY FOR PERSONAL SERVICES AND OPERATING
11 EXPENSES FOR THE OPERATIONS OF THE ARKANSAS
12 BIOSCIENCES INSTITUTE; AND FOR OTHER PURPOSES.
13
14

Subtitle

16 AN ACT FOR THE ARKANSAS STATE
17 UNIVERSITY - ARKANSAS BIOSCIENCES
18 INSTITUTE APPROPRIATION FOR THE
19 2005-2007 BIENNIUM.
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - ARKANSAS BIOSCIENCES INSTITUTE. There is
25 hereby established for the Arkansas State University - Arkansas Biosciences
26 Institute for the 2005-2007 biennium, the following maximum number of regular
27 employees whose salaries shall be governed by the provisions of the Uniform
28 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
29 its successor, and all laws amendatory thereto. Provided, however, that any
30 position to which a specific maximum annual salary is set out herein in
31 dollars, shall be exempt from the provisions of said Uniform Classification
32 and Compensation Act. All persons occupying positions authorized herein are
33 hereby governed by the provisions of the Regular Salaries Procedures and
34 Restrictions Act (Arkansas Code §21-5-101), or its successor.
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Item	No. of Employees	Maximum Salary Rate	Maximum Annual Salary Rate
No. Title		2005-2006	2006-2007
<u>ARKANSAS BIOSCIENCE INSTITUTE</u>			
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>ADMINISTRATIVE POSITIONS</u>			
(1) Exec Director of Biosciences Institu	1	\$147,199	\$150,317
(2) Director, Research & Tech Transfer	1	\$137,941	\$140,920
(3) Asst Director, Biosciences Institute	1	\$77,295	\$79,314
(4) Project/Program Administrator	3		
Project/Program Director		\$77,074	\$79,088
Project/Program Manager		\$69,796	\$71,672
Project/Program Specialist		\$60,143	\$61,836
(5) Research Assistant	3	\$49,622	\$51,111
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>CLASSIFIED POSITIONS</u>			
(6) Accounting Supervisor I	1		GRADE 20
(7) Plant Maintenance Coordinator	1		GRADE 20
(8) Accountant	2		GRADE 18
(9) Administrative Assistant II	1		GRADE 17
(10) Skilled Trades Worker	2		GRADE 17
(11) Accounting Tech II	1		GRADE 15
(12) Laboratory Coordinator	1		GRADE 15
(13) Administrative Secretary	3		GRADE 14
(14) Greenhouse Technician	1		GRADE 14
(15) Custodial Worker II	2		GRADE 4
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>ACADEMIC POSITIONS</u>			
(16) Faculty	14		
Research Professor		\$135,101	\$138,038
Research Associate Professor		\$127,604	\$130,428
Research Assistant Professor		\$120,433	\$123,149
Research Instructor		\$82,613	\$84,733
(17) Research Associate	6	\$83,241	\$85,373
(18) Research Graduate Assistant	<u>6</u>	\$32,334	\$33,304

MAX. NO. OF EMPLOYEES 50

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Arkansas State University - Arkansas Biosciences Institute for the 2005-2007 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: fifty (50) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - ARKANSAS BIOSCIENCES INSTITUTE. There is hereby appropriated, to the Arkansas State University, to be payable from the Arkansas Biosciences Institute Program Account, for personal services and maintenance and operations of the Arkansas State University - Arkansas Biosciences Institute for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 2,023,228	\$ 2,230,616
(02) EXTRA HELP	51,000	51,000
(03) PERSONAL SERV MATCHING	611,035	673,341
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	1,209,939	1,140,245
(B) CONF. & TRAVEL	100,000	100,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	920,000	720,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 4,915,202</u>	<u>\$ 4,915,202</u>

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD. Such appropriation as is authorized in this Act which remains at the end of the first fiscal year of the biennium may be carried forward into the second fiscal year of the biennium there to be used for the same purposes.

1 The provisions of this section shall be in effect only from July 1, 2003
2 2005 through June 30, ~~2005~~ 2007.

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4 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
6 RESTRICTIONS. The appropriations provided in this act shall not be
7 transferred under the provisions of Arkansas Code 19-4-522 or the provisions
8 of Arkansas Code 6-62-104, but only as provided by this act.

9 The provisions of this section shall be in effect only from July 1, 2003
10 2005 through June 30, ~~2005~~ 2007.

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12 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
14 PROVISIONS. The state-supported institution of higher education in this act
15 may transfer appropriations between the various line items within each
16 appropriation contained in this appropriation act. Such transfers shall be
17 made only after the approval of the Department of Higher Education and the
18 Chief Fiscal Officer of the State, and the approval of the Legislative
19 Council.

20 The General Assembly has determined that the institution in this act could
21 be operated more efficiently if some flexibility is given to that institution
22 and that flexibility is being accomplished by providing authority to transfer
23 between items of appropriation made by this act. Since the General Assembly
24 has granted the institution broad powers under the transfer of
25 appropriations, it is both necessary and appropriate that the General
26 Assembly maintain oversight of the utilization of the transfers by requiring
27 prior approval of the Legislative Council in the utilization of the transfer
28 authority. Therefore, the requirement of approval by the Legislative Council
29 is not a severable part of this section. If the requirement of approval by
30 the Legislative Council is ruled unconstitutional by a court of competent
31 jurisdiction, this entire section is void.

32 The provisions of this section shall be in effect only from July 1, 2003
33 2005 through June 30, ~~2005~~ 2007.

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35 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

1 POSITIONS. (a) Nothing in this act shall be construed as a commitment of the
2 State of Arkansas or any of its agencies or institutions to continue funding
3 any position paid from the proceeds of the Tobacco Settlement in the event
4 that Tobacco Settlement funds are not sufficient to finance the position.

5 (b) State funds will not be used to replace Tobacco Settlement funds when
6 such funds expire, unless appropriated by the General Assembly and authorized
7 by the Governor.

8 (c) A disclosure of the language contained in (a) and (b) of this Section
9 shall be made available to all new hire and current positions paid from the
10 proceeds of the Tobacco Settlement by the Tobacco Settlement Commission.

11 (d) Whenever applicable the information contained in (a) and (b) of this
12 Section shall be included in the employee handbook and or Professional
13 Services Contract paid from the proceeds of the Tobacco Settlement.

14 The provisions of this section shall be in effect only from July 1, 2003
15 2005 through June 30, ~~2005~~ 2007.

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17 SECTION 8. SPECIAL LANGUAGE. COMPLIANCE WITH OTHER LAWS. Disbursement of
18 funds authorized by this act shall be limited to the appropriation for such
19 agency and funds made available by law for the support of such
20 appropriations; and the restrictions of the State Purchasing Law, the General
21 Accounting and Budgetary Procedures Law, the Regular Salary Procedures and
22 Restrictions Act, or their successors, and other fiscal control laws of this
23 State, where applicable, and regulations promulgated by the Department of
24 Finance and Administration, as authorized by law, shall be strictly complied
25 with in disbursement of said funds.

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27 SECTION 9. SPECIAL LANGUAGE. LEGISLATIVE INTENT. It is the intent of the
28 General Assembly that any funds disbursed under the authority of the
29 appropriations contained in this act shall be in compliance with the stated
30 reasons for which this act was adopted, as evidenced by Initiated Act 1 of
31 2000, the Agency Requests, Executive Recommendations and Legislative
32 Recommendations contained in the budget manuals prepared by the Department of
33 Finance and Administration, letters, or summarized oral testimony in the
34 official minutes of the Arkansas Legislative Council or Joint Budget
35 Committee which relate to its passage and adoption.

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