

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010

A Bill

SENATE BILL 92

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 STATE UNIVERSITY FOR THE FISCAL YEAR ENDING JUNE
12 30, 2011; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS STATE UNIVERSITY
16 APPROPRIATION FOR THE 2010-2011 FISCAL
17 YEAR.
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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 - OPERATIONS. There is hereby established for
24 the Arkansas State University for the 2010-2011 fiscal year, the following
25 maximum number of regular employees whose salaries shall be governed by the
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
28 Provided, however, that any position to which a specific maximum annual
29 salary is set out herein in dollars, shall be exempt from the provisions of
30 said Uniform Classification and Compensation Act. All persons occupying
31 positions authorized herein are hereby governed by the provisions of the
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
33 or its successor.
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Maximum Annual
Maximum Salary Rate

1	Item	No. of	Fiscal Year
2	No. Title	Empl oyees	2010-2011
3	<u>ARKANSAS STATE UNIVERSITY-SYSTEM</u>		
4	<u>TWELVE MONTH EDUCATION AND GENERAL</u>		
5	<u>ADMINISTRATIVE POSITIONS</u>		
6	(001) President Arkansas State University	1	\$188,325
7	(002) Vice Pres. For System Operations	1	\$175,010
8	(003) Vice Pres. For Academic Affairs	1	\$162,284
9	(004) General Counsel	1	\$152,877
10	(005) Vice Pres. For University Relations	1	\$149,785
11	(006) Vice Pres. For University Advanc.	1	\$149,785
12	(007) Assoc. Vice Pres.	2	\$132,994
13	(008) Director of Planning & Resource Serv	1	\$126,351
14	(009) Exec. Asst. to President	1	\$104,806
15	(010) Assistant Vice Pres. For Admin.	1	\$101,563
16	(011) Dir of Corp & Foundation Relations	1	\$99,172
17	(012) Dir. for Internal Audit	1	\$84,652
18	(013) Sr. Internal Auditor	1	\$70,295
19	(014) Project/Program Specialist	1	\$67,996
20	(015) Associate for Administration	1	\$62,980
21	(016) Research Assistant	2	\$56,197
22	(017) Legislative Intern/Research Assis.	1	\$56,197
23	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
24	<u>CLASSIFIED POSITIONS</u>		
25	(018) Fiscal Support Analyst	1	GRADE C116
26	(019) Administrative Specialist III	1	GRADE C112
27	(020) Administrative Specialist II	2	GRADE C109
28	<u>ARKANSAS STATE UNIV-JONESBORO</u>		
29	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
30	<u>ADMINISTRATIVE POSITIONS</u>		
31	(021) Chancellor ASU-Jonesboro	1	\$175,009
32	(022) Executive Vice Chancellor and Provo.	1	\$172,010
33	(023) Sr. Assoc. Vice Chanc. for AA/Resch.	1	\$148,694
34	(024) Vice Chancellor for Finance & Admin	1	\$144,310
35	(025) Vice Chancellor for Univ Advancement	1	\$142,118
36	(026) Vice Chancellor for Student Affairs	1	\$142,118

1	(027)	Dean of Graduate School	1	\$137,735
2	(028)	Dean of Schools	12	\$137,735
3	(029)	Assoc. Dean of Schools	6	\$130,572
4	(030)	Assoc Vice Chanc. Academic Affairs	2	\$129,763
5	(031)	Associate Vice Chancellor	4	\$124,898
6	(032)	Executive Asst. to the Chancellor	1	\$124,898
7	(033)	Dir. of Delta Heritage Initiatives	1	\$122,749
8	(034)	Dean of Libraries	1	\$122,749
9	(035)	Asst Vice Chancellor for Info/Tech	1	\$120,962
10	(036)	Coord. of Organized Research	1	\$118,967
11	(037)	Director of Prof. Educ. Programs	1	\$118,967
12	(038)	Controller	1	\$111,416
13	(039)	Director of International Programs	1	\$111,128
14	(040)	Director of Development	1	\$109,235
15	(041)	Asst. Vice Chancellor for Facilities	1	\$104,872
16	(042)	Asst. Vice Chancellor for Business	1	\$101,563
17	(043)	Asst. Vice Chanc for Student Affairs	1	\$101,563
18	(044)	Registrar	1	\$100,236
19	(045)	Director of Planned Giving	1	\$99,172
20	(046)	Director of Counseling	1	\$99,172
21	(047)	Director of Museum & Ed. Ctr.	1	\$93,959
22	(048)	Archivist	1	\$93,959
23	(049)	Director of Museum	1	\$93,959
24	(050)	Dean of Student Affairs	1	\$93,959
25	(051)	Dean of Student Aff. -Enroll. Svcs.	1	\$93,959
26	(052)	Coord. Off-Campus Courses	1	\$93,959
27	(053)	Coord. of Non-Credit Activity	1	\$93,959
28	(054)	Director of First Years Studies	1	\$92,612
29	(055)	Assoc Director - Info & Tech Svcs	2	\$92,612
30	(056)	Exec. Director of Delta Economic Dev	1	\$92,612
31	(057)	Assoc. Dir. of Development	1	\$91,859
32	(058)	Director of Alumni	1	\$91,859
33	(059)	Director of Inst Research & Planning	1	\$91,024
34	(060)	Director of Student Aid	1	\$90,552
35	(061)	Director of Univ. Communications	1	\$87,534
36	(062)	Director of Student Health Services	1	\$87,125

1	(063)	Project/Program Administrator	51	
2		Project/Program Director		\$86,964
3		Project/Program Manager		\$78,810
4		Project/Program Specialist		\$67,996
5	(064)	Business Manager	1	\$84,802
6	(065)	Treasurer	1	\$84,802
7	(066)	Associate Controller	1	\$84,802
8	(067)	Dir. Of Grants & Other Spon. Progs.	1	\$84,802
9	(068)	Annual Fund Coordinator	1	\$84,343
10	(069)	Director of Admissions	1	\$84,321
11	(070)	Assoc. Dean of Student Affairs	6	\$84,321
12	(071)	Computer Network Coordinator	1	\$82,501
13	(072)	Architect	1	\$82,343
14	(073)	Dir. of UPD, CS, Traff & Parking	1	\$82,190
15	(074)	Asst. to VP Student Affairs	1	\$82,038
16	(075)	Asst. to the VP of Academic Affairs	1	\$82,038
17	(076)	Project Engineer	1	\$81,988
18	(077)	Counselor	4	\$81,685
19	(078)	Director of Budget	1	\$80,864
20	(079)	Development Officer	11	\$78,495
21	(080)	Director of University Relations	1	\$78,034
22	(081)	Communications Specialist	1	\$77,632
23	(082)	Director of Testing	1	\$76,681
24	(083)	Research Compliance Coordinator	1	\$75,661
25	(084)	Director of Career Services	1	\$73,860
26	(085)	Director of Upward Bound	1	\$72,675
27	(086)	Project Architect	1	\$72,636
28	(087)	Dir. of Pub. & Creative Svcs.	1	\$72,461
29	(088)	Art Gallery Director	1	\$72,461
30	(089)	Director of Printing	1	\$72,461
31	(090)	Director of Assessment	1	\$72,424
32	(091)	Dir. of Student Activities	1	\$70,114
33	(092)	Dir of Off of Int'l Student Svcs	1	\$69,106
34	(093)	Director of Distance Learning	1	\$68,382
35	(094)	Asst. Dean of Students	7	\$68,296
36	(095)	Director of Academic Advising	1	\$68,296

1	(096)	Director of Disability Services	1	\$68,296
2	(097)	Dir. of Environmental Health & Saf.	1	\$68,107
3	(098)	Asst. Dir. Records	1	\$68,107
4	(099)	Asst. Dir. of Admissions	2	\$68,107
5	(100)	Student Development Specialist	8	\$66,307
6	(101)	Registered Nurse Pract.	1	\$66,307
7	(102)	Dir. of Recreation & Intramurals	1	\$63,693
8	(103)	Assoc. Dir. of Student Aid	1	\$63,693
9	(104)	Coord. of ASU Comm. Coll. Deg. Cntrs	5	\$63,693
10	(105)	Research Analyst	3	\$63,665
11	(106)	Major Gifts Officer	1	\$62,980
12	(107)	Asst. Dir. Student Health Center	1	\$61,872
13	(108)	Assistant Director of Publications	1	\$60,822
14	(109)	Technical Director	1	\$56,333
15	(110)	Conservator	1	\$56,333
16	(111)	Academic Adviser	8	\$55,594
17	(112)	Assistant Director of Museum	1	\$55,235
18	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
19	<u>CLASSIFIED POSITIONS</u>			
20	(113)	Inst Information Tech Coord	3	GRADE C125
21	(114)	Asst Controller	1	GRADE C125
22	(115)	Computer Support Manager	1	GRADE C125
23	(116)	Information Systems Coord	1	GRADE C125
24	(117)	Systems Specialist	5	GRADE C125
25	(118)	Sr Software Support Analyst	1	GRADE C125
26	(119)	Systems Analyst	5	GRADE C122
27	(120)	Computer Support Coordinator	1	GRADE C121
28	(121)	Procurement Manager	1	GRADE C121
29	(122)	ASU Assoc Dir of Physical Plant	1	GRADE C120
30	(123)	ASU Construction Coordinator	1	GRADE C120
31	(124)	ASU Engineer Comm Facilities Dir	1	GRADE C120
32	(125)	HE Public Safety Commander I	1	GRADE C120
33	(126)	Information Technology Manager	5	GRADE C120
34	(127)	ASU Dir of Farming	1	GRADE C119
35	(128)	Computer Support Specialist	14	GRADE C119
36	(129)	Curator	2	GRADE C119

1	(130)	Data Base Analyst	2	GRADE C119
2	(131)	Development Specialist	1	GRADE C119
3	(132)	Education Counselor	2	GRADE C119
4	(133)	ASU Asst Dir of Physical Plant	3	GRADE C118
5	(134)	Career Plng & Plac Coordinator	1	GRADE C118
6	(135)	Fiscal Support Supervisor	10	GRADE C118
7	(136)	Network Support Analyst	3	GRADE C118
8	(137)	Websi te Develo per	1	GRADE C118
9	(138)	Asst Dir of Financi al Aid	1	GRADE C117
10	(139)	Budget Speci al ist	1	GRADE C117
11	(140)	Edi tor	2	GRADE C117
12	(141)	HE Publi c Safety Supervi sor	3	GRADE C117
13	(142)	Human Resources Analyst	4	GRADE C117
14	(143)	Informati on Systems Analyst	8	GRADE C117
15	(144)	Mai ntenance Coordi nator	1	GRADE C117
16	(145)	Skil led Trades Foreman	5	GRADE C117
17	(146)	ASU Asst Di rector of Farmi ng	1	GRADE C116
18	(147)	ASU Di r of Housekeepi ng	1	GRADE C116
19	(148)	ASU Payrol l Servi ces Manager	1	GRADE C116
20	(149)	Buyer	3	GRADE C116
21	(150)	Constructi on Inspector	1	GRADE C116
22	(151)	Constructi on/Mai nt Coordi nator	1	GRADE C116
23	(152)	Desi gn Consul tant	1	GRADE C116
24	(153)	Di rector of Alumni	1	GRADE C116
25	(154)	HEI Program Coordi nator	24	GRADE C116
26	(155)	Publi c Informati on Speci al ist	1	GRADE C116
27	(156)	Publi c Safety Offi cer	22	GRADE C116
28	(157)	Radi o News Di rector	1	GRADE C116
29	(158)	Radi o Program Di rector	1	GRADE C116
30	(159)	Skil led Trades Supervi sor	18	GRADE C116
31	(160)	Admi ni strati ve Analyst	11	GRADE C115
32	(161)	Admi ni strati ve Support Supv	2	GRADE C115
33	(162)	Assi stant Regi strar	5	GRADE C115
34	(163)	Computer Support Techni ci an	12	GRADE C115
35	(164)	Fi nanci al Aid Analyst	7	GRADE C115
36	(165)	Fi scal Support Analyst	5	GRADE C115

1	(166)	Library Supervisor	1	GRADE C115
2	(167)	Payroll Services Specialist	1	GRADE C115
3	(168)	Skilled Tradesman	61	GRADE C115
4	(169)	Boiler Operator	5	GRADE C114
5	(170)	Broadcast Production Specialist	3	GRADE C114
6	(171)	Career Plng & Plac Specialist	1	GRADE C114
7	(172)	Commercial Graphic Artist	3	GRADE C114
8	(173)	Computer Operator	11	GRADE C114
9	(174)	Safety Supervisor	1	GRADE C114
10	(175)	Warehouse Manager	2	GRADE C114
11	(176)	Comm Artist I/Graphic Artist I	2	GRADE C113
12	(177)	Human Resources Specialist	1	GRADE C113
13	(178)	Landscape Supervisor	3	GRADE C113
14	(179)	LPN	1	GRADE C113
15	(180)	Museum Registrar	1	GRADE C113
16	(181)	Photographer	1	GRADE C113
17	(182)	Administrative Specialist III	52	GRADE C112
18	(183)	Director of Transit & Parking	1	GRADE C112
19	(184)	Farm Foreman - Institutional	1	GRADE C112
20	(185)	Fiscal Support Specialist	18	GRADE C112
21	(186)	Instrumentation Technician	3	GRADE C112
22	(187)	Maintenance Specialist	1	GRADE C112
23	(188)	Purchasing Technician	1	GRADE C112
24	(189)	Coordinator of Housekeeping	4	GRADE C111
25	(190)	Pest Control Tech	1	GRADE C111
26	(191)	Storeroom Supervisor	1	GRADE C111
27	(192)	Admissions Analyst Supervisor	1	GRADE C110
28	(193)	Farm Maint Mechanic	1	GRADE C110
29	(194)	Human Resources Assistant	1	GRADE C110
30	(195)	Landscape Specialist	3	GRADE C110
31	(196)	Payroll Officer	2	GRADE C110
32	(197)	Admissions Analyst II	4	GRADE C109
33	(198)	Administrative Specialist II	70	GRADE C109
34	(199)	Broadcast Announcer	2	GRADE C109
35	(200)	Library Technician	13	GRADE C109
36	(201)	Heavy Equipment Operator	7	GRADE C109

1	(202)	Cashi er	3	GRADE C109
2	(203)	Fi scal Support Techni ci an	3	GRADE C108
3	(204)	Inventor y Control Techni ci an	2	GRADE C108
4	(205)	Mai ntenance Assi stant	3	GRADE C108
5	(206)	Li brary Support Assi stant	4	GRADE C107
6	(207)	Regi strars Assi stant	2	GRADE C107
7	(208)	Admi ni strati ve Speci al i st I	39	GRADE C106
8	(209)	Agri cul tural Lab Techni ci an	2	GRADE C106
9	(210)	Audi o-Vi sual Lab Assi stant	1	GRADE C106
10	(211)	HE Publ ic Safet y Di spatcher	4	GRADE C106
11	(212)	Apprenti ce Tradesman	20	GRADE C105
12	(213)	Equi pment Operator	10	GRADE C105
13	(214)	Shi ppi ng & Recei vi ng Clerk	2	GRADE C105
14	(215)	Insti tuti onal Svcs Supervi sor	13	GRADE C104
15	(216)	Insti tuti onal Svcs Assi stant	78	GRADE C103
16	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
17	<u>ACADEMI C POSI TI ONS</u>			
18	(217)	Nurse Anesthesi a Cl i ni cal Coord.	4	\$172,062
19	(218)	Department Chai rperson	29	\$128,962
20	(219)	Facul ty	57	
21		Professor		\$126,769
22		Assoc. Professor		\$117,995
23		Asst. Professor		\$100,360
24		Instructor		\$82,501
25	(220)	Research Associ ate	5	\$93,874
26	(221)	Asst. Li brary Di rector	2	\$71,890
27	(222)	Li brari an	12	\$71,890
28	(223)	Research Assi stant	18	\$56,197
29	<u>NINE MONTH EDUCATIONAL AND GENERAL</u>			
30	<u>ACADEMI C POSI TI ONS</u>			
31	(224)	Facul ty	420	
32		Di sti ngui shed Professor		\$141,999
33		Professor		\$124,577
34		Assoc. Professor		\$109,223
35		Asst. Professor		\$91,430
36		Instructor		\$71,341

1	(225)	Part-Time Faculty	130	\$35,905
2	(226)	Graduate Assistant	240	\$22,517
3		<u>TWELVE MONTH AUXILIARY ENTERPRISES</u>		
4		<u>NON-CLASSIFIED POSITIONS</u>		
5	(227)	ASU Head Football Coach	1	\$151,660
6	(228)	Dir. of Athletics	1	\$131,653
7	(229)	Head Men's Basketball Coach	1	\$131,653
8	(230)	ASU Off. Coordinator-Football	1	\$120,718
9	(231)	ASU Def. Coordinator-Football	1	\$120,718
10	(232)	Assoc. Dir of Athletics	3	\$111,128
11	(233)	ASU Asst. Head Football Coach	1	\$106,638
12	(234)	Assistant Football Coach	6	\$106,638
13	(235)	Head Coach	9	\$93,563
14	(236)	ASU Dir. of Auxiliary Enterprises	1	\$89,878
15	(237)	Dir. of Convocation Center	1	\$87,125
16	(238)	Head Athletic Trainer	1	\$83,559
17	(239)	Asst. Dir. Athletics	6	\$83,559
18	(240)	Pharmacist	1	\$80,600
19	(241)	Assistant Coach	13	\$70,998
20	(242)	Dir of Strength & Conditioning	2	\$70,998
21	(243)	Facilities and Equipment Manager	1	\$63,934
22	(244)	Asst. Dir. of Convocation Center	1	\$61,872
23	(245)	Asst Dir of Development	1	\$56,255
24	(246)	Asst Dir of Media Relations	2	\$56,255
25	(247)	Director of Marketing	1	\$53,914
26	(248)	Ticket Manager/Convocation Center	1	\$52,302
27	(249)	Intern Coach	5	\$20,834
28		<u>TWELVE MONTH AUXILIARY ENTERPRISES</u>		
29		<u>CLASSIFIED POSITIONS</u>		
30	(250)	ASU Dir of Housing	1	GRADE C120
31	(251)	Registered Nurse	1	GRADE C120
32	(252)	Director of Student Union	1	GRADE C118
33	(253)	Skilled Trades Foreman	1	GRADE C117
34	(254)	Print Shop Manager	1	GRADE C116
35	(255)	Skilled Trades Supervisor	1	GRADE C116
36	(256)	ASU Asst Dir of Housing	2	GRADE C115

1	(257) Asst Dir of Student Union	2	GRADE C115
2	(258) Fiscal Support Analyst	1	GRADE C115
3	(259) Maintenance Supervisor	1	GRADE C115
4	(260) Skilled Tradesman	11	GRADE C115
5	(261) Special Events Manager	1	GRADE C115
6	(262) Institutional Printer	6	GRADE C114
7	(263) Student Union Night Manager	1	GRADE C114
8	(264) Administrative Specialist III	2	GRADE C112
9	(265) Assistant Bookstore Manager	1	GRADE C112
10	(266) Fiscal Support Specialist	1	GRADE C112
11	(267) Special Events Coordinator	1	GRADE C112
12	(268) Athletic Facility Supervisor	2	GRADE C111
13	(269) Residential Advisor	1	GRADE C111
14	(270) Administrative Specialist II	8	GRADE C109
15	(271) Student Union Sec Mgr	2	GRADE C109
16	(272) Cashier	1	GRADE C108
17	(273) Administrative Specialist I	4	GRADE C106
18	(274) Institutional Svcs Supervisor	5	GRADE C104
19	(275) Institutional Svcs Assistant	<u>33</u>	GRADE C103
20	MAX. NO. OF EMPLOYEES	1,984	

21

22 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 23 Arkansas State University for the 2010-2011 fiscal year, the following
 24 maximum number of part-time or temporary employees, to be known as "Extra
 25 Help", payable from funds appropriated herein for such purposes: two
 26 thousand sixty four (2,064) temporary or part-time employees, when needed, at
 27 rates of pay not to exceed those provided in the Uniform Classification and
 28 Compensation Act, or its successor, or this act for the appropriate
 29 classification.

30

31 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 32 the Arkansas State University, to be payable from the Arkansas State
 33 University Fund, for personal services and operating expenses of the Arkansas
 34 State University for the fiscal year ending June 30, 2011, the following:

35

36 ITEM FISCAL YEAR

1	<u>NO.</u>	<u>2010-2011</u>
2	(01) REGULAR SALARIES	\$ 53,069,859
3	(02) EXTRA HELP	72,405
4	(03) PERSONAL SERV MATCHING	6,660,651
5	(04) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	6,366,435
7	(B) CONF. & TRAVEL	56,876
8	(C) PROF. FEES	0
9	(D) CAP. OUTLAY	200,000
10	(E) DATA PROC.	0
11	(05) FUNDED DEPRECIATION	500,000
12	(06) HEMINGWAY-PFEIFFER HOUSE,	
13	TENANT FARMERS MUSEUM,	
14	LAKEPORT PLANTATION, AND	
15	THE HERITAGE CENTER EXPENSES	<u>350,000</u>
16	TOTAL AMOUNT APPROPRIATED	<u>\$ 67,276,226</u>

17

18 SECTION 4. ALLOCATIONS. There is hereby allocated, to the various programs

19 of Arkansas State University, as set out herein, the following amounts of the

20 funds appropriated in Section 3 hereof, to Arkansas State University, there

21 to be used as provided by law, for the fiscal year ending June 30, 2011, the

22 following:

23		MAXIMUM ALLOCATION
24	ITEM	FISCAL YEARS
25	<u>NO.</u>	<u>2010-2011</u>
26	(1) JONESBORO CAMPUS	\$64,610,475
27	(2) ASU - SYSTEM ADMINISTRATION	<u>2,665,751</u>
28	TOTAL AMOUNT ALLOCATED	<u>\$67,276,226</u>

29

30 SECTION 5. APPROPRIATION - CASH FUNDS. There is hereby appropriated, to

31 the Arkansas State University, to be payable from cash funds as defined by

32 Arkansas Code 19-4-801 of the Arkansas State University, for personal

33 services and operating expenses of the Arkansas State University for the

34 fiscal year ending June 30, 2011, the following:

35		
36	ITEM	FISCAL YEAR

1	<u>NO.</u>	<u>2010-2011</u>
2	(01) REGULAR SALARIES	\$ 22,032,300
3	(02) EXTRA HELP	13,551,373
4	(03) OVERTIME	200,000
5	(04) PERSONAL SERV MATCHING	14,459,570
6	(05) MAINT. & GEN. OPERATION	
7	(A) OPER. EXPENSE	45,792,069
8	(B) CONF. & TRAVEL	4,029,129
9	(C) PROF. FEES	10,947,230
10	(D) CAP. OUTLAY	11,710,654
11	(E) DATA PROC.	8,155,000
12	(06) FUND TRANS/REFUND/INVESTMENTS	4,000,000
13	(07) CAPITAL IMPROVEMENTS	93,972,358
14	(08) RESALE	125,000
15	(09) DEBT SERVICE	8,000,000
16	(10) PROMOTIONAL MATERIALS	<u>200,000</u>
17	TOTAL AMOUNT APPROPRIATED	<u>\$ 237,174,683</u>

18

19 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HERITAGE
 21 AND MUSEUM SITES FUNDING. Any additional funds received by ASU - Jonesboro
 22 may be utilized to fund the appropriation authorized for Hemingway-Pfeiffer
 23 House, Tenant Farmers Museum, Lakeport Plantation, and the Heritage Center
 24 expenses.

25 The provisions of this section shall be in effect only from July 1, ~~2009~~
 26 2010 through June 30, ~~2010~~ 2011.

27

28 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 30 REALLOCATION OF RESOURCES. Upon determination by the president or chancellor
 31 of an institution of higher education that a reallocation of resources for
 32 purposes of reorganization or consolidation of administrative functions
 33 within the institution is necessary for efficient and effective operations of
 34 the institution, the president or chancellor, with approval of the
 35 institution's board of trustees, may have the authority to transfer
 36 positions, appropriations and related funds between campuses, divisions,

1 branches, and other budgetary units of the institution, after receiving prior
 2 approval of the Legislative Council or Joint Budget Committee. The transfers
 3 of positions, programs, or activities shall be used for those purposes for
 4 which the appropriations were approved by the General Assembly. The
 5 transfers, consolidations, or reorganizations which involve academic programs
 6 shall be reviewed by the Department of Higher Education prior to submission
 7 to the Legislative Council or Joint Budget Committee. Provided, however, that
 8 the institution shall be limited to submitting no more than two (2)
 9 individual transaction transfer requests during any fiscal year and shall be
 10 further limited to no more than five percent (5%) of the total General
 11 Revenue and Special Revenue appropriation, funding, positions specific to
 12 each institution and no Tobacco Settlement funds or appropriations may be
 13 reallocated pursuant to this section.

14 Determining the maximum number of employees and the maximum amount of
 15 appropriation and general revenue funding for institutions of higher
 16 education each fiscal year is the prerogative of the General Assembly. This
 17 is usually accomplished by delineating such maximums in the appropriation
 18 act(s) for institutions of higher education and the general revenue
 19 allocations authorized for each fund and fund account by amendment to the
 20 Revenue Stabilization Law. Further, the General Assembly has determined that
 21 institutions of higher education may operate more efficiently if some
 22 flexibility is provided to institutions of higher education authorizing broad
 23 powers under this Section. Therefore, it is both necessary and appropriate
 24 that the General Assembly maintain oversight by requiring prior approval of
 25 the Legislative Council or Joint Budget Committee as provided by this
 26 section. The requirement of approval by the Legislative Council or Joint
 27 Budget Committee is not a severable part of this section. If the requirement
 28 of approval by the Legislative Council or Joint Budget Committee is ruled
 29 unconstitutional by a court of competent jurisdiction, this entire section is
 30 void.

31 The provisions of this section shall be in effect only from July 1, ~~2007~~
 32 2010 through June 30, ~~2009~~ 2011.

33

34 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LEASES.
 36 Notwithstanding any law to the contrary, the Board of Trustees of Arkansas

1 State University may hereafter lease facilities for operations for room and
 2 board purposes for students only in any manner and upon terms the board deems
 3 to be in the best interest of the university. Action taken under this act
 4 shall be by written resolution adopted by at least a majority of the members
 5 of the board.

6 The provisions of this section shall be in effect only from July 1, ~~2007~~
 7 2010 through June 30, ~~2009~~ 2011.

8
 9 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
 11 BALANCES. The Board of Trustees in its official governing capacity charged
 12 with the management or control of the institution of higher learning and the
 13 President or Chancellor as the Chief Executive shall certify to the Chief
 14 Fiscal Officer of the State and the Legislative Council that as of December
 15 31 of each year that sufficient appropriations and funds are available, or
 16 will become available, to meet all current and anticipated obligations during
 17 the fiscal year for the payment of the obligations when they become due.
 18 This certification, signed by the Chair of the Board of Trustees and the
 19 President or Chancellor will be forwarded by February 28 of each year or upon
 20 release of the previous year's audit by Legislative Audit to the Chief Fiscal
 21 Officer of the State and the Legislative Council accompanied by the Board
 22 approved published annual financial statement for the preceding fiscal year.

23 The provisions of this section shall be in effect only from July 1, ~~2007~~
 24 2010 through June 30, ~~2009~~ 2011.

25
 26 SECTION 10. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 27 by this act shall be limited to the appropriation for such agency and funds
 28 made available by law for the support of such appropriations; and the
 29 restrictions of the State Procurement Law, the General Accounting and
 30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 31 Procedures and Restrictions Act, the Higher Education Expenditures
 32 Restrictions Act, or their successors, and other fiscal control laws of this
 33 State, where applicable, and regulations promulgated by the Department of
 34 Finance and Administration, as authorized by law, shall be strictly complied
 35 with in disbursement of said funds.

36

1 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General Assembly
 2 that any funds disbursed under the authority of the appropriations contained
 3 in this act shall be in compliance with the stated reasons for which this act
 4 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 5 and Legislative Recommendations contained in the budget manuals prepared by
 6 the Department of Finance and Administration, letters, or summarized oral
 7 testimony in the official minutes of the Arkansas Legislative Council or
 8 Joint Budget Committee which relate to its passage and adoption.

9
 10 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the General
 11 Assembly, that the Constitution of the State of Arkansas prohibits the
 12 appropriation of funds for more than a one (1) year period; that the
 13 effectiveness of this Act on July 1, 2010 is essential to the operation of
 14 the agency for which the appropriations in this Act are provided, and that in
 15 the event of an extension of the legislative session, the delay in the
 16 effective date of this Act beyond July 1, 2010 could work irreparable harm
 17 upon the proper administration and provision of essential governmental
 18 programs. Therefore, an emergency is hereby declared to exist and this Act
 19 being necessary for the immediate preservation of the public peace, health
 20 and safety shall be in full force and effect from and after July 1, 2010.

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 22 **APPROVED: 02/19/2010**
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