

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 1373

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE UNIVERSITY OF ARKANSAS
10 FOR MEDICAL SCIENCES - DONALD W. REYNOLDS CENTER ON
11 AGING, FAY W. BOOZMAN COLLEGE OF PUBLIC HEALTH,
12 ARKANSAS BIOSCIENCES INSTITUTE AND THE AREA HEALTH
13 EDUCATION CENTER IN HELENA FOR THE FISCAL YEAR ENDING
14 JUNE 30, 2012; AND FOR OTHER PURPOSES.
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Subtitle

17 AN ACT FOR THE UAMS - REYNOLDS CENTER ON
18 AGING, BOOZMAN COLLEGE OF PUBLIC HEALTH,
19 ARK. BIOSCIENCES INSTITUTE & THE AREA
20 HEALTH ED. CENTER IN HELENA APPROPRIATION
21 FOR THE 2011-2012 FISCAL YEAR.
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27 SECTION 1. REGULAR SALARIES - REYNOLDS CENTER ON AGING, BOOZMAN COLLEGE
28 OF PUBLIC HEALTH, BIOSCIENCES INSTITUTE AND AREA HEALTH EDUCATION CENTER -
29 HELENA. There is hereby established for the University of Arkansas for
30 Medical Sciences - Reynolds Center on Aging, Boozman College of Public
31 Health, Biosciences Institute and Area Health Education Center - Helena
32 for the 2011-2012 fiscal year, the following maximum number of regular
33 employees.
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	Maximum Annual
Maximum	Salary Rate



1	Item		No. of	Fiscal Year
2	No.	Title	Employees	2011-2012
3		<u>UAMS REYNOLDS CENTER ON AGING</u>		
4		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
5		<u>ADMINISTRATIVE POSITIONS</u>		
6	(01)	Project/Program Manager	1	\$81,173
7	(02)	Project/Program Specialist	4	\$70,036
8		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
9		<u>CLASSIFIED POSITIONS</u>		
10	(03)	Administrative Specialist III	1	GRADE C112
11		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
12		<u>ACADEMIC POSITIONS</u>		
13	(04)	Faculty Pool	19	
14		Professor		\$160,687
15		Associate Professor		\$148,282
16		Assistant Professor		\$140,005
17		Instructor		\$112,498
18	(05)	Education Coordinator	1	\$115,638
19	(06)	Research Assistant	1	\$76,073
20		<u>UAMS BOOZMAN COLL. OF PUBLIC HEALTH</u>		
21		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
22		<u>ADMINISTRATIVE POSITIONS</u>		
23	(07)	Project/Program Director	1	\$89,575
24	(08)	Project/Program Specialist	1	\$70,036
25		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
26		<u>CLASSIFIED POSITIONS</u>		
27	(09)	Research Technologist	1	GRADE C119
28	(10)	Administrative Specialist III	3	GRADE C112
29	(11)	Administrative Specialist II	1	GRADE C109
30		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
31		<u>ACADEMIC POSITIONS</u>		
32	(12)	Dean	1	\$238,847
33	(13)	Department Chairperson	5	\$168,969
34	(14)	Associate Dean	1	\$161,644
35	(15)	Faculty Pool	6	
36		Professor		\$160,687

1		Associate Professor		\$148,282
2		Assistant Professor		\$140,005
3		<u>ARKANSAS BIOSCIENCES INSTITUTE</u>		
4		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
5		<u>ADMINISTRATIVE POSITIONS</u>		
6	(16)	Director of Biosciences Institute	1	\$251,204
7		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
8		<u>CLASSIFIED POSITIONS</u>		
9	(17)	Research Technologist	6	GRADE C119
10	(18)	Research Technician	4	GRADE C109
11		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
12		<u>ACADEMIC POSITIONS</u>		
13	(19)	Faculty Pool	24	
14		Research Professor		\$156,932
15		Research Associate Professor		\$148,281
16		Research Assistant Professor		\$140,005
17		Research Instructor		\$96,332
18	(20)	Post Doctoral Fellow	6	\$97,058
19	(21)	Graduate Assistant	4	\$37,862
20		<u>UAMS AREA HEALTH EDUCATION CENTER IN</u>		
21		<u>HELENA TWELVE MONTH EDUCATIONAL AND</u>		
22		<u>GENERAL ADMINISTRATIVE POSITIONS</u>		
23	(22)	Administrative Support Pool	17	
24		Project/Program Director		\$89,575
25		Project/Program Manager		\$81,173
26		Project/Program Specialist		\$70,036
27		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
28		<u>CLASSIFIED POSITIONS</u>		
29	(23)	Administrative Specialist III	2	GRADE C112
30		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
31		<u>ACADEMIC POSITIONS</u>		
32	(24)	Assistant Professor	1	\$140,005
33	(25)	Clinic Instructor	<u>1</u>	\$112,500
34		MAX. NO. OF EMPLOYEES	113	

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SECTION 2. APPROPRIATION - DONALD W. REYNOLDS CENTER ON AGING. There

1 is hereby appropriated, to the University of Arkansas for Medical Sciences,
 2 to be payable from the Targeted State Needs Program Account of the Tobacco
 3 Settlement Program Fund, for personal services and operating expenses of the
 4 University of Arkansas for Medical Sciences - Donald W. Reynolds Center on
 5 Aging for the fiscal year ending June 30, 2012, the following:

7 ITEM	FISCAL YEAR
8 <u>NO.</u>	<u>2011-2012</u>
9 (01) REGULAR SALARIES	\$1,292,959
10 (02) PERSONAL SERV MATCHING	316,765
11 (03) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	603,713
13 (B) CONF. & TRAVEL	52,128
14 (C) PROF. FEES	0
15 (D) CAP. OUTLAY	55,231
16 (E) DATA PROC.	<u>0</u>
17 TOTAL AMOUNT APPROPRIATED	<u><u>\$2,320,796</u></u>

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 19 SECTION 3. APPROPRIATION - FAYE W. BOOZMAN COLLEGE OF PUBLIC HEALTH.

20 There is hereby appropriated, to the University of Arkansas for Medical
 21 Sciences, to be payable from the Targeted State Needs Program Account of the
 22 Tobacco Settlement Program Fund, for personal services and operating expenses
 23 of the University of Arkansas for Medical Sciences - Faye W. Boozman College
 24 of Public Health for the fiscal year ending June 30, 2012, the following:

26 ITEM	FISCAL YEAR
27 <u>NO.</u>	<u>2011-2012</u>
28 (01) REGULAR SALARIES	\$2,561,276
29 (02) PERSONAL SERV MATCHING	564,670
30 (03) MAINT. & GEN. OPERATION	
31 (A) OPER. EXPENSE	50,000
32 (B) CONF. & TRAVEL	20,000
33 (C) PROF. FEES	0
34 (D) CAP. OUTLAY	0
35 (E) DATA PROC.	<u>0</u>
36 TOTAL AMOUNT APPROPRIATED	<u><u>\$3,195,946</u></u>

SECTION 4. APPROPRIATION - ARKANSAS BIOSCIENCES INSTITUTE. There is hereby appropriated, to the University of Arkansas for Medical Sciences, to be payable from the Arkansas Biosciences Institute Program Account of the Tobacco Settlement Program Fund, for personal services and operating expenses of the University of Arkansas for Medical Sciences - Arkansas Biosciences Institute for the fiscal year ending June 30, 2012, the following:

ITEM NO.	FISCAL YEAR
	2011-2012
(01) REGULAR SALARIES	\$1,407,267
(02) PERSONAL SERV MATCHING	337,875
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,042,499
(B) CONF. & TRAVEL	23,960
(C) PROF. FEES	37,940
(D) CAP. OUTLAY	1,434,680
(E) DATA PROC.	0
(04) ARKANSAS CHILDREN'S HOSPITAL	<u>1,896,736</u>
TOTAL AMOUNT APPROPRIATED	<u>\$6,180,957</u>

SECTION 5. APPROPRIATION - AREA HEALTH EDUCATION CENTER IN HELENA. There is hereby appropriated, to the University of Arkansas for Medical Sciences, to be payable from the Targeted State Needs Program Account of the Tobacco Settlement Program Fund, for personal services and operating expenses of the University of Arkansas for Medical Sciences - Area Health Education Center in Helena for the fiscal year ending June 30, 2012, the following:

ITEM NO.	FISCAL YEAR
	2011-2012
(01) REGULAR SALARIES	\$1,292,959
(02) PERSONAL SERV MATCHING	316,765
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	603,713
(B) CONF. & TRAVEL	52,128
(C) PROF. FEES	0

1	(D) CAP. OUTLAY	55,231
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,320,796</u></u>

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5 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
7 CHILDREN’S HOSPITAL RESEARCH PROGRAM. In any fiscal year, if the funds
8 received by the University of Arkansas for Medical Sciences for the Arkansas
9 Biosciences Institute under Section 4 of this Act are less than the total
10 amount appropriated, the University of Arkansas for Medical Sciences shall
11 provide no less than thirty-three and one-third percent (33 and 1/3%) of the
12 available funds for the Arkansas Children’s Hospital Research Program.
13 Otherwise, the Arkansas Children’s Hospital Research Program line item
14 appropriation under Section 4 of this Act shall be funded in total or
15 Arkansas Children’s Hospital Chief Executive Officer may request that the
16 University of Arkansas for Medical Sciences transfer such funds each fiscal
17 year from the Arkansas Biosciences Institute Program Account to the
18 Department of Human Services Grants Fund Account. The transferred funds shall
19 be used to match federal funds used for Supplemental Medicaid payments to
20 Arkansas Children’s Hospital.

21 The provisions of this section shall be in effect only from July 1, ~~2010~~
22 2011 through June 30, ~~2011~~ 2012.

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

29 The provisions of this section shall be in effect only from July 1, ~~2010~~
30 2011 through June 30, ~~2011~~ 2012.

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32 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
34 PROVISIONS. The state-supported institution of higher education in this act
35 may transfer appropriations between the various line items within each
36 appropriation contained in this appropriation act. Such transfers shall be

1 made only after the approval of the Department of Higher Education and the
2 Chief Fiscal Officer of the State, and the approval of the Legislative
3 Council.

4 The General Assembly has determined that the institution in this act
5 could be operated more efficiently if some flexibility is given to that
6 institution and that flexibility is being accomplished by providing authority
7 to transfer between items of appropriation made by this act. Since the
8 General Assembly has granted the institution broad powers under the transfer
9 of appropriations, it is both necessary and appropriate that the General
10 Assembly maintain oversight of the utilization of the transfers by requiring
11 prior approval of the Legislative Council in the utilization of the transfer
12 authority. Therefore, the requirement of approval by the Legislative Council
13 is not a severable part of this section. If the requirement of approval by
14 the Legislative Council is ruled unconstitutional by a court of competent
15 jurisdiction, this entire section is void.

16 The provisions of this section shall be in effect only from July 1, ~~2010~~
17 2011 through June 30, ~~2011~~ 2012.

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

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

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

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

35 The provisions of this section shall be in effect only from July 1, ~~2010~~
36 2011 through June 30, ~~2011~~ 2012.

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2 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

4 COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act
5 shall be limited to the appropriation for such agency and funds made
6 available by law for the support of such appropriations; and the restrictions
7 of the State Purchasing Law, the General Accounting and Budgetary Procedures
8 Law, the Regular Salary Procedures and Restrictions Act, or their successors,
9 and other fiscal control laws of this State, where applicable, and
10 regulations promulgated by the Department of Finance and Administration, as
11 authorized by law, shall be strictly complied with in disbursement of said
12 funds.
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14 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

16 LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds
17 disbursed under the authority of the appropriations contained in this act
18 shall be in compliance with the stated reasons for which this act was
19 adopted, as evidenced by Initiated Act 1 of 2000, the Agency Requests,
20 Executive Recommendations and Legislative Recommendations contained in the
21 budget manuals prepared by the Department of Finance and Administration,
22 letters, or summarized oral testimony in the official minutes of the Arkansas
23 Legislative Council or Joint Budget Committee which relate to its passage and
24 adoption.
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26 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the
27 General Assembly, that the Constitution of the State of Arkansas prohibits
28 the appropriation of funds for more than a one (1) year period; that the
29 effectiveness of this Act on July 1, 2011 is essential to the operation of
30 the agency for which the appropriations in this Act are provided, and that in
31 the event of an extension of the legislative session, the delay in the
32 effective date of this Act beyond July 1, 2011 could work irreparable harm
33 upon the proper administration and provision of essential governmental
34 programs. Therefore, an emergency is hereby declared to exist and this Act
35 being necessary for the immediate preservation of the public peace, health
36 and safety shall be in full force and effect from and after July 1, 2011.

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APPROVED: 04/01/2011