

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

HOUSE BILL 1201

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 ARKANSAS STATE
10 UNIVERSITY - ARKANSAS BIOSCIENCES INSTITUTE FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2020; AND FOR OTHER
12 PURPOSES.
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Subtitle

15 AN ACT FOR THE ARKANSAS STATE UNIVERSITY
16 - ARKANSAS BIOSCIENCES INSTITUTE
17 APPROPRIATION FOR THE 2019-2020 FISCAL
18 YEAR.
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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 2019-2020 fiscal year, the following maximum number of
27 regular employees.
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Item	No.	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2019-2020
		<u>ARKANSAS BIOSCIENCES INSTITUTE</u>		
		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
		<u>ADMINISTRATIVE POSITIONS</u>		
(1)		Exec. Dir. of Biosciences Institute	1	\$207,361



1	(2)	Director, Research & Tech Transfer	1	\$194,399
2	(3)	Asst. Director, Biosciences Institute	1	\$109,413
3	(4)	Project/Program Administrator	6	
4		Project/Program Director		\$108,689
5		Project/Program Manager		\$98,498
6		Project/Program Specialist		\$84,983
7	(5)	Research Assistant	3	\$70,508
8		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
9		<u>CLASSIFIED POSITIONS</u>		
10	(6)	Skilled Trades Pool	1	
11		Skilled Trades Foreman		GRADE C117
12		Skilled Trades Supervisor		GRADE C116
13		Skilled Tradesman		GRADE C115
14		Skilled Trades Helper		GRADE C108
15		Apprentice Tradesman		GRADE C105
16	(7)	Administrative Support Pool	1	
17		Administrative Assistant		GRADE C115
18		Administrative Analyst		GRADE C115
19		Administrative Support Supervisor		GRADE C113
20		Administrative Specialist III		GRADE C112
21		Administration Support Specialist		GRADE C112
22		Administrative Specialist II		GRADE C109
23		Administrative Support Specialist		GRADE C109
24		Administrative Specialist I		GRADE C106
25	(8)	Laboratory Coordinator	1	GRADE C111
26	(9)	Institutional Svcs. Assistant	3	GRADE C103
27		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
28		<u>ACADEMIC POSITIONS</u>		
29	(10)	Faculty	7	
30		Research Professor		\$190,424
31		Research Associate Professor		\$179,926
32		Research Assistant Professor		\$169,884
33		Research Instructor		\$116,890
34	(11)	Research Associate	3	\$117,772
35	(12)	Research Graduate Assistant	<u>10</u>	\$45,942
36		MAX. NO. OF EMPLOYEES	38	

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SECTION 2. EXTRA HELP - ARKANSAS BIOSCIENCES INSTITUTE. There is hereby authorized, for the Arkansas State University - Arkansas Biosciences Institute for the 2019-2020 fiscal year, 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 of the Tobacco Settlement Program Fund, for personal services and operating expenses of the Arkansas State University - Arkansas Biosciences Institute for the fiscal year ending June 30, 2020, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2019-2020</u>
(01) REGULAR SALARIES	\$2,149,024
(02) EXTRA HELP	15,914
(03) PERSONAL SERVICES MATCHING	551,206
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	2,527,694
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	400,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$5,643,838</u></u>

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

The provisions of this section shall be in effect only from July 1, ~~2018~~

1 2019 through June 30, ~~2019~~ 2020.

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3 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
5 PROVISIONS. The state-supported institution of higher education in this act
6 may transfer appropriations between the various line items within each
7 appropriation contained in this appropriation act. Such transfers shall be
8 made only after the approval of the Department of Higher Education and the
9 Chief Fiscal Officer of the State, and the approval of the Legislative
10 Council or Joint Budget Committee.

11 The General Assembly has determined that the institution in this act could
12 be operated more efficiently if some flexibility is given to that institution
13 and that flexibility is being accomplished by providing authority to transfer
14 between items of appropriation made by this act. Since the General Assembly
15 has granted the institution broad powers under the transfer of
16 appropriations, it is both necessary and appropriate that the General
17 Assembly maintain oversight of the utilization of the transfers by requiring
18 prior approval of the Legislative Council or Joint Budget Committee in the
19 utilization of the transfer authority. Therefore, the requirement of
20 approval by the Legislative Council or Joint Budget Committee is not a
21 severable part of this section. If the requirement of approval by the
22 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
23 court of competent jurisdiction, this entire section is void.

24 The provisions of this section shall be in effect only from July 1, ~~2018~~
25 2019 through June 30, ~~2019~~ 2020.

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27 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
29 POSITIONS. (a) Nothing in this act shall be construed as a commitment of the
30 State of Arkansas or any of its agencies or institutions to continue funding
31 any position paid from the proceeds of the Tobacco Settlement in the event
32 that Tobacco Settlement funds are not sufficient to finance the position.
33 (b) State funds will not be used to replace Tobacco Settlement funds when
34 such funds expire, unless appropriated by the General Assembly and authorized
35 by the Governor.
36 (c) A disclosure of the language contained in (a) and (b) of this Section

1 shall be made available to all new hire and current positions paid from the
2 proceeds of the Tobacco Settlement by the Tobacco Settlement Commission.

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

6 The provisions of this section shall be in effect only from July 1, ~~2018~~
7 2019 through June 30, ~~2019~~ 2020.

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

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21 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
23 LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds
24 disbursed under the authority of the appropriations contained in this act
25 shall be in compliance with the stated reasons for which this act was
26 adopted, as evidenced by Initiated Act 1 of 2000, the Agency Requests,
27 Executive Recommendations and Legislative Recommendations contained in the
28 budget manuals prepared by the Department of Finance and Administration,
29 letters, or summarized oral testimony in the official minutes of the Arkansas
30 Legislative Council or Joint Budget Committee which relate to its passage and
31 adoption.

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33 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
34 Assembly, that the Constitution of the State of Arkansas prohibits the
35 appropriation of funds for more than a one (1) year period; that the
36 effectiveness of this Act on July 1, 2019 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in
2 the event of an extension of the legislative session, the delay in the
3 effective date of this Act beyond July 1, 2019 could work irreparable harm
4 upon the proper administration and provision of essential governmental
5 programs. Therefore, an emergency is hereby declared to exist and this Act
6 being necessary for the immediate preservation of the public peace, health
7 and safety shall be in full force and effect from and after July 1, 2019.

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10 **APPROVED: 2/15/19**
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