

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

# A Bill

Act 282 of 2001  
HOUSE BILL 1573

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

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 AND OPERATING EXPENSES FOR THE WESTARK COLLEGE FOR THE  
11 BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER  
12 PURPOSES.  
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14

## Subtitle

15 AN ACT FOR THE WESTARK COLLEGE  
16 APPROPRIATION FOR THE 2001-2003  
17 BIENNIAL PERIOD.  
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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 Westark College for the 2001-2003 biennium, the following maximum number  
25 of regular employees whose salaries shall be governed by the provisions of the  
26 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
27 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
28 that any position to which a specific maximum annual salary is set out herein  
29 in dollars, shall be exempt from the provisions of said Uniform Classification  
30 and Compensation Act. All persons occupying positions authorized herein are  
31 hereby governed by the provisions of the Regular Salaries Procedures and  
32 Restrictions Act (Arkansas Code §21-5-101), or its successor.  
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		Maximum Annual
	Maximum	Salary Rate
Item	No. of	Fiscal Years

	No.	Title	Employees	2001-2002	2002-2003
2		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
3		<u>ADMINISTRATIVE POSITIONS</u>			
4	(1)	President, Westark College	1	\$113,336	\$116,283
5	(2)	Executive Vice-President	1	\$95,585	\$98,070
6	(3)	Provost/Chief Academic Officer	1	\$89,569	\$91,898
7	(4)	Vice Pres. for Finance & Campus Svcs	1	\$89,086	\$91,402
8	(5)	V. P. for Planning & Accountability	1	\$86,430	\$88,677
9	(6)	Vice President for Student Services	1	\$84,087	\$86,273
10	(7)	Vice-Pres. for Insti. Advancmt.	1	\$84,087	\$86,273
11	(8)	Assistant Provost/CAO	1	\$83,031	\$85,190
12	(9)	Dean of Business & Indust. Educ.	1	\$81,544	\$83,665
13	(10)	Dean of Work Force Development	1	\$81,544	\$83,665
14	(11)	Dir. of Management Info. Systems	1	\$81,544	\$83,665
15	(12)	Dean of Instructional Development	1	\$75,863	\$77,836
16	(13)	Dir. of Community & Cont. Ed.	1	\$75,863	\$77,836
17	(14)	Dir. of Telecommunications	1	\$70,187	\$72,011
18	(15)	Dir. of Institutional Research	1	\$70,183	\$72,007
19	(16)	Director of Advisement & Registrar	1	\$67,882	\$69,647
20	(17)	Assistant to the President	1	\$66,740	\$68,476
21	(18)	Dir. of Admissions & School Rel.	1	\$66,102	\$67,821
22	(19)	Dir. of Placement/Career Services	1	\$66,098	\$67,817
23	(20)	Dir. of Physical Plant	1	\$65,625	\$67,331
24	(21)	Dir. of Evening & Special Programs	1	\$65,515	\$67,219
25	(22)	Controller	1	\$65,429	\$67,130
26	(23)	Dir. of Instructional Technology	1	\$65,135	\$66,828
27	(24)	Dir. of Educational Assessment	1	\$61,136	\$62,726
28	(25)	Director of Student Aid	1	\$60,556	\$62,130
29	(26)	Asst. VP Stdnt Svcs./Univ. Ctr. Opr.	1	\$59,193	\$60,732
30	(27)	Director of Staff Development	1	\$58,129	\$59,640
31	(28)	Development Officer	2	\$57,765	\$59,267
32	(29)	Director of Student Activities	1	\$55,662	\$57,109
33	(30)	Project/Program Administrators	13		
34		Project /Program Director		\$57,071	\$58,555
35		Project/Program Manager		\$51,365	\$52,700
36		Project /Program Specialist		\$46,228	\$47,430

1	(31)	Dir. of Sys Prog & Data Base Svcs.	1	\$56,878	\$58,357
2	(32)	Dir. of Budget	1	\$56,640	\$58,113
3	(33)	Administrator of Grants & Contracts	1	\$53,706	\$55,102
4	(34)	Dir. of Communications & Marketing	1	\$50,251	\$51,558
5	(35)	Continuing Education Specialist	3	\$47,078	\$48,302
6	(36)	Professional Development Specialist	2	\$47,078	\$48,302
7	(37)	Workforce Specialist	3	\$47,078	\$48,302
8	(38)	Director of Disability Services	1	\$46,157	\$47,357
9	(39)	Dir. of Admi n. Support Services	1	\$41,189	\$42,260
10	(40)	Academic Adviser	22	\$39,021	\$40,035
11	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>				
12	<u>CLASSIFIED POSITIONS</u>				
13	(41)	Systems Programmer III -Inst	2	GRADE 24	
14	(42)	Assistant Controller	1	GRADE 23	
15	(43)	DP Network Manager II -Inst	1	GRADE 22	
16	(44)	Systems Analyst II -Inst	3	GRADE 22	
17	(45)	Systems Programmer II -Inst	1	GRADE 22	
18	(46)	Accounting Supervisor II	2	GRADE 21	
19	(47)	Database Coordinator I	1	GRADE 21	
20	(48)	WC Director of Personnel /EEO	1	GRADE 21	
21	(49)	WC Purchasing Agent	1	GRADE 21	
22	(50)	DP Network Technician II -Inst	2	GRADE 20	
23	(51)	Editor	1	GRADE 20	
24	(52)	Accounting Supervisor I	1	GRADE 20	
25	(53)	Program Coordinator	5	GRADE 20	
26	(54)	Systems Analyst I -Inst	1	GRADE 20	
27	(55)	WC Director of Alumni	1	GRADE 20	
28	(56)	WC Director of Information	1	GRADE 20	
29	(57)	Plant Maintenance Coordinator	1	GRADE 20	
30	(58)	Applications Programmer II -Inst	1	GRADE 19	
31	(59)	Research Project Analyst	1	GRADE 19	
32	(60)	Accountant	4	GRADE 18	
33	(61)	Assistant Registrar	1	GRADE 18	
34	(62)	DP Network Technician I -Inst	1	GRADE 18	
35	(63)	Financial Aid Officer II	3	GRADE 18	
36	(64)	HE Public Safety Officer II	1	GRADE 18	

1	(65)	Payroll Services Specialist	1	GRADE 18
2	(66)	Personnel Assistant II -Inst	2	GRADE 18
3	(67)	Skilled Trades Supervisor	2	GRADE 18
4	(68)	Administrative Assistant II	3	GRADE 17
5	(69)	DP Operations Supervisor I -Inst	1	GRADE 17
6	(70)	Graphic Artist II	2	GRADE 17
7	(71)	Instrumentation Technician II	1	GRADE 17
8	(72)	Landscape Supervisor II	1	GRADE 17
9	(73)	Multimedia Specialist	2	GRADE 17
10	(74)	Skilled Trades Worker	13	GRADE 17
11	(75)	Special Events Coordinator	1	GRADE 17
12	(76)	Telephone Technician	1	GRADE 17
13	(77)	Computer Technician II -Inst	2	GRADE 16
14	(78)	Coordinator of Housekeeping	1	GRADE 16
15	(79)	Financial Aid Officer I	1	GRADE 16
16	(80)	Multimedia Technical Controller II	1	GRADE 16
17	(81)	Accounting Technician II	7	GRADE 15
18	(82)	Administrative Assistant I	1	GRADE 15
19	(83)	Administrative Office Supervisor	1	GRADE 15
20	(84)	Assistant Purchasing Agent	1	GRADE 15
21	(85)	Instrumentation Technician I	1	GRADE 15
22	(86)	Research Assistant	1	GRADE 15
23	(87)	Laboratory Coordinator	1	GRADE 15
24	(88)	Administrative Secretary	1	GRADE 14
25	(89)	Computer Publishing Operator	3	GRADE 14
26	(90)	Computer Technician I -Inst	1	GRADE 14
27	(91)	HE Public Safety Security Officer II	2	GRADE 14
28	(92)	Personnel Assistant I -Inst	2	GRADE 14
29	(93)	Laboratory Assistant III	2	GRADE 13
30	(94)	Secretary II	11	GRADE 13
31	(95)	Accounting Technician I	1	GRADE 12
32	(96)	Cashier II	1	GRADE 12
33	(97)	Library Academic Technician II	3	GRADE 12
34	(98)	Registrar's Assistant	4	GRADE 12
35	(99)	Mailroom Supervisor	1	GRADE 12
36	(100)	Apprentice Tradesman	3	GRADE 11

1	(101)	Laboratory Assistant II	1		GRADE 11
2	(102)	Secretary I	22		GRADE 11
3	(103)	Shipping & Receiving Clerk	1		GRADE 11
4	(104)	Reproduction Equipment Operator	1		GRADE 10
5	(105)	Library Academic Technician I	1		GRADE 10
6	(106)	Mail Officer	1		GRADE 09
7	(107)	Custodial Supervisor II	2		GRADE 08
8	(108)	Skilled Trades Helper	1		GRADE 08
9	(109)	Maintenance Worker Supervisor	2		GRADE 07
10	(110)	Maintenance Worker II	7		GRADE 05
11	(111)	Custodial Worker II	10		GRADE 04
12	(112)	Custodial Worker I	19		GRADE 03
13		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
14		<u>ACADEMIC POSITIONS</u>			
15	(113)	Dean	6	\$77,465	\$79,479
16	(114)	Director of Library Services	1	\$67,879	\$69,644
17	(115)	Assistant Dean	2	\$67,879	\$69,644
18	(116)	Librarian	6	\$65,136	\$66,829
19		<u>NINE-MONTH EDUCATIONAL &amp; GENERAL</u>			
20		<u>ACADEMIC POSITIONS</u>			
21	(117)	Faculty	200	\$56,666	\$58,139
22	(118)	Clinical Instructor	10	\$40,248	\$41,294
23	(119)	Part-Time Faculty	200	\$28,334	\$29,071
24		<u>TWELVE MONTH AUXILIARY ENTERPRISES</u>			
25		<u>NON-CLASSIFIED POSITIONS</u>			
26	(120)	Dir. of Auxiliary Enterprises	1	\$64,111	\$65,778
27	(121)	Director of Food Service	1	\$53,667	\$55,062
28	(122)	Bookstore Manager	1	\$53,272	\$54,657
29		<u>TWELVE MONTH AUXILIARY ENTERPRISES</u>			
30		<u>CLASSIFIED POSITIONS</u>			
31	(123)	WC Bookstore Manager	2		GRADE 19
32	(124)	Food Production Manager	1		GRADE 18
33	(125)	Student Union Night Manager	1		GRADE 17
34	(126)	Assistant Bookstore Manager	1		GRADE 16
35	(127)	Food Production Supervisor	1		GRADE 16
36	(128)	Manager of Catering	1		GRADE 14

1	(129)	Head Cashier	1		GRADE 13
2	(130)	Supervisor of Cooking	1		GRADE 13
3	(131)	Cashier II	2		GRADE 12
4	(132)	Purchasing Assistant	1		GRADE 11
5	(133)	Shipping & Receiving Clerk	1		GRADE 11
6	(134)	Cook II	4		GRADE 10
7	(135)	Cashier I	2		GRADE 09
8	(136)	Food Service Worker II	3		GRADE 05
9	(137)	Food Service Worker I	2		GRADE 03
10		<u>WESTERN ARKANSAS AREA TECHNICAL CTR</u>			
11		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
12		<u>ADMINISTRATIVE POSITIONS</u>			
13	(138)	Director, Western Arkansas Area Tech	1	\$69,337	\$71,140
14	(139)	Asst. Dir. Westrn Ark Area Tech Ctr	1	\$61,155	\$62,745
15	(140)	Workforce Specialist	3	\$47,078	\$48,302
16	(141)	Academic Adviser	3	\$39,021	\$40,035
17		<u>NINE-MONTH EDUCATIONAL &amp; GENERAL</u>			
18		<u>ACADEMIC POSITIONS</u>			
19	(142)	Faculty	12	\$56,666	\$58,139
20	(143)	Part-Time Faculty	<u>18</u>	\$28,334	\$29,071
21		MAX. NO. OF EMPLOYEES	758		

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23 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the  
 24 Westark College for the 2001-2003 biennium, the following maximum number of  
 25 part-time or temporary employees, to be known as "Extra Help", payable from  
 26 funds appropriated herein for such purposes: nine hundred ten (910) temporary  
 27 or part-time employees, when needed, at rates of pay not to exceed those  
 28 provided in the Uniform Classification and Compensation Act, or its successor,  
 29 or this act for the appropriate classification.

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31 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,  
 32 to the Westark College, to be payable from the Westark College Fund, for  
 33 personal services and operating expenses of the Westark College for the  
 34 biennial period ending June 30, 2003, the following:

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36 ITEM FISCAL YEARS

1	NO.	2001-2002	2002-2003
2	(01) REGULAR SALARIES	\$ 16,248,156	\$ 16,258,487
3	(02) EXTRA HELP	875,647	873,489
4	(03) PERSONAL SERV MATCHING	4,458,252	4,458,269
5	(04) MAINT. & GEN. OPERATION		
6	(A) OPER. EXPENSE	4,643,389	4,635,199
7	(B) CONF. & TRAVEL	0	0
8	(C) PROF. FEES	0	0
9	(D) CAP. OUTLAY	0	0
10	(E) DATA PROC.	0	0
11	(05) FUNDED DEPRECIATION	<u>82,065</u>	<u>82,065</u>
12	TOTAL AMOUNT APPROPRIATED	<u>\$ 26,307,509</u>	<u>\$ 26,307,509</u>

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14 SECTION 4. APPROPRIATIONS - CASH FUNDS. There is hereby appropriated, to  
 15 the Westark College, to be payable from cash funds as defined by Arkansas Code  
 16 19-4-801 of the Westark College, for personal services and operating expenses  
 17 of the Westark College for the biennial period ending June 30, 2003, the  
 18 following:

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21	ITEM	FISCAL YEARS	
22	NO.	2001-2002	2002-2003
23	(01) REGULAR SALARIES	\$ 5,769,109	\$ 5,797,955
24	(02) EXTRA HELP	859,005	863,300
25	(03) OVERTIME	263,787	265,106
26	(04) PERSONAL SERV MATCHING	2,371,196	2,383,050
27	(05) MAINT. & GEN. OPERATION		
28	(A) OPER. EXPENSE	5,653,658	5,681,927
29	(B) CONF. & TRAVEL	456,824	459,109
30	(C) PROF. FEES	716,813	720,397
31	(D) CAP. OUTLAY	1,767,415	1,776,252
32	(E) DATA PROC.	220,747	221,851
33	(06) CAPITAL IMPROVEMENTS	21,762,341	21,871,153
34	(07) DEBT SERVICE	2,653,226	2,666,491
35	(08) FUND TRANSFER/REFUNDS/INVESTMENTS	16,996,944	17,081,929
36	(09) CONTINGENCY	<u>39,903,980</u>	<u>40,103,500</u>

1 TOTAL AMOUNT APPROPRIATED \$ 99,395,045 \$ 99,892,020

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SECTION 5. APPROPRIATION - UNIVERSITY CENTER. There is hereby appropriated, to the Westark College, to be payable from the Westark College Fund, for the operation and expenses of the University Center and the transfer of funds and appropriation to various Arkansas public universities which are approved by the Arkansas Higher Education Coordinating Board to offer courses and programs under the auspices of the Center, as deemed appropriate by the Board of Trustees of the Westark College, with the advice of the Director of the Department of Higher Education for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) UNIVERSITY CENTER - WESTARK COLLEGE EXPENSES & TRANSFERS TO VARIOUS PUBLIC UNIVERSITIES	\$ <u>676,974</u>	\$ <u>676,974</u>

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SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UNIQUE DESIGNATION. It is the intent of the General Assembly to limit the designation "unique community college" to Westark because of its location in the heart of the State's largest manufacturing center, its enrollment of over 3,000 full-time equivalent students, and its local millage rate of 5.25 to support the college.

The provisions of this section shall be in effect only from July 1, 2001 through June 30, 2003.

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SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. Arkansas Code 6-61-1104 is hereby amended to read as follows: "6-61-1104. Baccalaureate degree programs. Westark College is authorized to offer a baccalaureate degree program in Manufacturing Technology and other selected baccalaureate degree programs, not to exceed a total of nine (9) in number. Each baccalaureate



1 degree program offered by Westark must meet a demonstrated demand of the area  
 2 and industries served by the college and be designed for completion in less  
 3 than four (4) years. After the first graduating class, baccalaureate programs  
 4 that have a job placement rate or graduation rate of fewer than nine (9)  
 5 students per year for three (3) consecutive years will be dropped. The  
 6 preponderance of degrees offered by Westark (seventy-five percent (75%) or  
 7 more) shall be one-semester certificates of proficiency, one-year technical  
 8 certificates, and two-year associate of applied science and arts degrees.  
 9 Westark may continue to contract with other colleges and universities for the  
 10 offering of courses and programs through the Westark University Center which  
 11 was approved by the Arkansas General Assembly with the enactment of Act 259 of  
 12 1989."

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 14 The provisions of this section shall be in effect only from July 1, 2001  
 15 through June 30, 2003.

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 17 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
 18 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EMPLOYMENT  
 19 MODELS. Westark is hereby authorized to experiment with and utilize employment  
 20 models other than tenure to accommodate the development and delivery of  
 21 curriculum, such as the employment of new faculty on a twelve-month, forty-  
 22 hour week basis, with rewards for administrative staff and  
 23 faculty based upon results.

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 25 The provisions of this section shall be in effect only from July 1, 2001  
 26 through June 30, 2003.

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 28 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
 29 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. Arkansas Code  
 30 6-61-1107 is hereby amended to read as follows: "6-61-1107. Administration.  
 31 Westark College shall continue to be governed by the Board of Trustees of the  
 32 Sebastian Community Junior College District, utilizing the administrative  
 33 staff and support services of Westark College."

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 35 The provisions of this section shall be in effect only from July 1, 2001  
 36 through June 30, 2003.

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 2 SECTION 10. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
 3 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all  
 4 appropriations as provided in this Act, the agency disbursing officer shall  
 5 monitor the level of fund balances in relation to expenditures on a monthly  
 6 basis. If any proposed expenditures would cause a fund balance to decline to  
 7 less than fifty percent (50%) of the balance available on July 1, 2001, the  
 8 disbursing officer shall immediately notify the executive head of the agency.

9 Prior to any obligations being made under these circumstances, the agency  
 10 head shall file written documentation with the Chief Fiscal Officer of the  
 11 State requesting approval of the expenditures. Such documentation shall  
 12 provide sufficient financial data to justify the expenditures and shall  
 13 include the following:

- 14 1) a plan that clearly indicates the specific fiscal impact of such  
 15 expenditures on the fund balance.
- 16 2) information clearly indicating and explaining what programs would be cut or  
 17 any other measures to be taken by the agency to restore the fund balance.
- 18 3) the extent to which any of the planned expenditures are for one-time costs  
 19 or one-time purchase of capitalized items.
- 20 4) a statement certifying that the expenditure of fund balances will not  
 21 jeopardize the financial health of the agency, nor result in a permanent  
 22 depletion of the fund balance.

23 (B) The Chief Fiscal Officer of the State shall review the request and  
 24 approve or disapprove all or any part of the request , after having sought  
 25 prior review by the Legislative Council.

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 27 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 28 by this act shall be limited to the appropriation for such agency and funds  
 29 made available by law for the support of such appropriations; and the  
 30 restrictions of the State Purchasing Law, the General Accounting and Budgetary  
 31 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures  
 32 and Restrictions Act, the Higher Education Expenditures Restrictions Act, or  
 33 their successors, and other fiscal control laws of this State, where  
 34 applicable, and regulations promulgated by the Department of Finance and  
 35 Administration, as authorized by law, shall be strictly complied with in  
 36 disbursement of said funds.

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SECTION 12. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 13. EMERGENCY CLAUSE. It is found and determined by the 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.

APPROVED: 2/15/2001