

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 1228 of the Regular Session**

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007

*As Engrossed: S3/28/07*

**A Bill**

SENATE BILL 193

4  
5 By: Joint Budget Committee  
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**For An Act To Be Entitled**

8  
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
11 SCIENCE AND TECHNOLOGY AUTHORITY FOR THE BIENNIAL  
12 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER  
13 PURPOSES.  
14

**Subtitle**

15  
16 AN ACT FOR THE ARKANSAS SCIENCE AND  
17 TECHNOLOGY AUTHORITY APPROPRIATION FOR  
18 THE 2007-2009 BIENNIUM.  
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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. There is hereby established for the Arkansas  
25 Science and Technology Authority for the 2007-2009 biennium, the following  
26 maximum number of regular employees whose salaries shall be governed by the  
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
29 Provided, however, that any position to which a specific maximum annual  
30 salary is set out herein in dollars, shall be exempt from the provisions of  
31 said Uniform Classification and Compensation Act. All persons occupying  
32 positions authorized herein are hereby governed by the provisions of the  
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
34 or its successor.  
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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2007-2008	2008-2009
(1)	9777	SCIENCE & TECH AUTH DIRECTOR	1	\$91,375	\$93,202
(2)		SCIENCE & TECH AUTH ESPCOR DIR	1	\$88,500	\$91,155
(3)	8027	SCI & TECH ASST DIR FOR ENGINEERING	1	\$78,285	\$79,850
(4)	9776	SCIENCE & TECH ASST DIR OF FINANCE	1	\$67,309	\$68,655
(5)	9778	SCIENCE & TECH ASST DIR OF RESEARCH	1	\$64,717	\$66,011
(6)	9775	SCIENCE & TECH ASST DIR OF MGMT SVC	1	\$62,875	\$64,132
(7)		SCIENCE & TECH ASSIT DIR EPSCOR	1	\$58,500	\$60,254
(8)	A032	AGENCY FISCAL MANAGER	1	GRADE 22	
(9)	D115	INFORMATION SYSTEMS PLANNER	1	GRADE 22	
(10)	A003	SCIENCE & TECH FINANCE PROG MGR	1	GRADE 21	
(11)	R471	SCIENCE & TECH RESEARCH PROG COORD	1	GRADE 21	
(12)	N283	SCIENCE & TECH COMMUNICATIONS MGR	1	GRADE 20	
(13)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
(14)	A006	ACCOUNTING SUPERVISOR I	1	GRADE 20	
(15)	R150	RESEARCH PROJECT ANALYST	1	GRADE 19	
(16)	R168	GRANTS COORDINATOR II	1	GRADE 19	
(17)	R440	BUSINESS CONTROLLER II	1	GRADE 16	
(18)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
		MAX. NO. OF EMPLOYEES	18		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Science and Technology Authority for the 2007-2009 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: two (2) 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 - STATE OPERATIONS. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Arkansas Science and Technology Authority - State Operations

1 for the biennial period ending June 30, 2009, the following:

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3	ITEM	FISCAL YEARS	
4	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
5	(01) REGULAR SALARIES	\$ 558,698	\$ 569,867
6	(02) EXTRA HELP	12,000	12,000
7	(03) PERSONAL SERVICES MATCHING	164,464	166,723
8	(04) MAINT. & GEN. OPERATION		
9	(A) OPER. EXPENSE	165,410	166,703
10	(B) CONF. & TRAVEL	27,223	27,223
11	(C) PROF. FEES	16,800	16,800
12	(D) CAP. OUTLAY	0	2,786
13	(E) DATA PROC.	0	0
14	(05) ARKANSAS RESEARCH MATCH	292,653	292,653
15	(06) TECHNOLOGY DEVELOPMENT	156,975	156,975
16	(07) SEED CAPITAL INVESTMENTS	<u>292,653</u>	<u>292,653</u>
17	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,686,876</u>	<u>\$ 1,704,383</u>

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19 SECTION 4. APPROPRIATION - SEED CAPITAL INVESTMENT - CASH. There is hereby  
 20 appropriated, to the Arkansas Science and Technology Authority, to be payable  
 21 from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Science  
 22 and Technology Authority, for investments in technology based businesses by  
 23 the Arkansas Science and Technology Authority - Seed Capital Investment -  
 24 Cash for the biennial period ending June 30, 2009, the following:

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26	ITEM	FISCAL YEARS	
27	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
28	(01) INVESTMENTS	<u>\$ 1,900,000</u>	<u>\$ 1,900,000</u>

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30 SECTION 5. APPROPRIATION - ARKANSAS MANUFACTURING EXTENSION NETWORK -  
 31 FEDERAL. There is hereby appropriated, to the Arkansas Science and Technology  
 32 Authority, to be payable from the federal funds as designated by the Chief  
 33 Fiscal Officer of the State, for personal services and operating expenses of  
 34 the Arkansas Science and Technology Authority - Arkansas Manufacturing  
 35 Extension Network - Federal for the biennial period ending June 30, 2009, the  
 36 following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 139,056	\$ 141,835
(02) PERSONAL SERVICES MATCHING	40,760	41,322
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	124,456	124,456
(B) CONF. & TRAVEL	24,600	24,600
(C) PROF. FEES	50,000	50,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) AR MANUFACTURING NETWORK/TECNOLOGY TRANSFER ASSIST/OTHER GRANTS & AID	389,585	389,585
(05) FIELD SERVICES	<u>1,094,324</u>	<u>1,122,849</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,862,781</u>	<u>\$ 1,894,647</u>

SECTION 6. APPROPRIATION - ARKANSAS MANUFACTURING EXTENSION NETWORK - STATE. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the Miscellaneous Agencies Fund Account, for grants by the Arkansas Science and Technology Authority - Arkansas Manufacturing Extension Network - State for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) AR MANUFACTURING EXT NETWORK	<u>\$ 257,182</u>	<u>\$ 257,182</u>

SECTION 7. APPROPRIATION - WINTHROP ROCKEFELLER FOUNDATION GRANT. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services, operating expenses and science grants by the Arkansas Science and Technology Authority - Winthrop Rockefeller Foundation Grant for the biennial period ending June 30, 2009, the following:

ITEM	FISCAL YEARS	
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NO.		2007-2008	2008-2009
(01)	REGULAR SALARIES	\$ 48,195	\$ 49,158
(02)	PERSONAL SERVICES MATCHING	13,959	14,155
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	67,700	67,700
(B)	CONF. & TRAVEL	0	0
(C)	PROF. FEES	35,000	35,000
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	0	0
(04)	SCIENCE GRANTS	<u>731,400</u>	<u>708,400</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 896,254</u>	<u>\$ 874,413</u>

SECTION 8. APPROPRIATION – ARKANSAS EPSCOR - FEDERAL. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Science and Technology Authority – Arkansas EPSCOR - Federal for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS		
	2007-2008	2008-2009	
(01)	REGULAR SALARIES	\$ 98,000	\$ 100,940
(02)	PERSONAL SERVICES MATCHING	29,613	30,502
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	79,016	71,183
(B)	CONF. & TRAVEL	3,333	3,333
(C)	PROF. FEES	40,667	40,667
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	0	0
(04)	AR EPSCOR/TECHNOLOGY DEVELOPMENT/ OTHER GRANTS & AID	<u>2,749,371</u>	<u>2,753,375</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,000,000</u>	<u>\$ 3,000,000</u>

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SEED CAPITAL INVESTMENTS. Notwithstanding any other law to the contrary

1 regarding general revenue year end fund balances, any monies received from  
2 the repayment of Seed Capital Investments authorized by the Arkansas Science  
3 and Technology Authority, shall be deposited into the State Treasury to the  
4 credit of the Miscellaneous Agencies Fund Account and shall remain in the  
5 Miscellaneous Agencies Fund Account to be made available solely for the  
6 benefit of the Arkansas Science and Technology Authority to provide  
7 additional Seed Capital Investments. The provisions of this section shall be  
8 in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

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10 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
12 FORWARD – TECHNOLOGY DEVELOPMENT. The Arkansas Science and Technology  
13 Authority is authorized to carry forward an amount of up to \$150,000 of any  
14 obligated but unexpended funds and appropriation in the Technology  
15 Development line item in Section 3 for basic or applied research grants which  
16 remains at the end of the first year of the biennium to be used for the same  
17 purpose in the second year of the biennium.

18 Any carry forward of unexpended balance of appropriation and/or funding as  
19 authorized herein, may be carried forward under the following conditions:

20 (1) Prior to June 30, 2008 the Agency shall by written statement set forth  
21 its reason(s) for the need to carry forward said appropriation and/or funding  
22 to the Department of Finance and Administration Office of Budget;

23 (2) The Department of Finance and Administration Office of Budget shall  
24 report to the Arkansas Legislative Council all amounts carried forward from  
25 the first fiscal year of the biennium to the second fiscal year of the  
26 biennium by the September Arkansas Legislative Council or Joint Budget  
27 Committee meeting in the second fiscal year of the biennial period which  
28 report shall include the name of the Agency, Board, Commission or Institution  
29 and the amount of the appropriation and/or funding carried forward from the  
30 first fiscal year to the second fiscal year, the program name or line item,  
31 the funding source of that appropriation and a copy of the written request  
32 set forth in (1) above;

33 (3) Each Agency, Board, Commission or Institution shall provide a written  
34 report to the Arkansas Legislative Council or Joint Budget Committee  
35 containing all information set forth in item (2) above, along with a written  
36 statement as to the current status of the project, contract, purpose etc. for

1 which the carry forward was originally requested no later than thirty (30)  
2 days prior to the time the Agency, Board, Commission or Institution presents  
3 its budget request to the Arkansas Legislative Council/Joint Budget  
4 Committee; and

5 4) Thereupon, the Department of Finance and Administration shall include all  
6 information obtained in item (3) above in the biennial budget manuals and/or  
7 a statement of non-compliance by the Agency, Board, Commission or  
8 Institution.

9 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007  
10 through June 30, ~~2007~~ 2009.

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12 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
13 by this act shall be limited to the appropriation for such agency and funds  
14 made available by law for the support of such appropriations; and the  
15 restrictions of the State Procurement Law, the General Accounting and  
16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
17 Procedures and Restrictions Act, or their successors, and other fiscal  
18 control laws of this State, where applicable, and regulations promulgated by  
19 the Department of Finance and Administration, as authorized by law, shall be  
20 strictly complied with in disbursement of said funds.

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

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31 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General  
32 Assembly, that the Constitution of the State of Arkansas prohibits the  
33 appropriation of funds for more than a two (2) year period; that the  
34 effectiveness of this Act on July 1, 2007 is essential to the operation of  
35 the agency for which the appropriations in this Act are provided, and that in  
36 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
2 proper administration and provision of essential governmental programs.  
3 Therefore, an emergency is hereby declared to exist and this Act being  
4 necessary for the immediate preservation of the public peace, health and  
5 safety shall be in full force and effect from and after July 1, 2007.

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*/s/ Joint Budget Committee*

**APPROVED: 4/5/2007**