

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995

# A Bill

SENATE BILL 608

4 By: *Joint Budget Committee*

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## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE TITLE 6, CHAPTER 63,  
9 SUBCHAPTER 3, THE HIGHER EDUCATION EXPENDITURE RESTRICTION  
10 ACT; AND FOR OTHER PURPOSES."

11

## Subtitle

12  
13 "AN ACT TO AMEND THE HIGHER EDUCATION  
14 EXPENDITURE RESTRICTION ACT."

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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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18 SECTION 1. Arkansas Code Annotated 6-63-305(b) is hereby amended to  
19 read as follows:

20 "(b) The following maximum number of new additional positions is  
21 established for the biennium for the following institutions of higher  
22 education, at salary rates not to exceed the salary rate of comparable  
23 positions established in the regular salaries section of the biennial  
24 appropriations act for operations for each institution:

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27 Institution	Maximum Number of Additional Positions
29 Arkansas State University	100
30 Arkansas State University - Mountain Home	20
31 Arkansas State University - Beebe	50
32 Arkansas State University - Beebe/Newport	60
33 Arkansas Tech University	40
34 ATU - Mining & Minerals Resources Research Inst.	15
35 Black River Technical College	20

1	Cossatot Technical College	20
2	East Arkansas Community College	20
3	Garland County Community College	20
4	Gateway Technical College	20
5	Henderson State University	40
6	Mid-South Community College	40
7	Mississippi County Community College	40
8	Mountain Home Technical College	20
9	North Arkansas Community/Technical College	40
10	North West Arkansas Community College	20
11	Ouachita Technical College	20
12	Ozarka Technical College	20
13	Petit Jean Technical College	20
14	Phillips County Community College	20
15	Pines Technical College	20
16	Pulaski Technical College	20
17	Red River Technical College	20
18	Rich Mountain Community College	20
19	South Arkansas Community College	40
20	Southern Arkansas University	40
21	SAU - Tech	30
22	University of Arkansas - Fayetteville	250
23	University of Arkansas - Exp. Stations	250
24	University of Arkansas - Archeological Survey	150
25	University of Arkansas - Little Rock	250
26	University of Arkansas - Medical Sciences	250
27	University of Arkansas - Monticello	50
28	University of Arkansas - Pine Bluff	100
29	University of Central Arkansas	50
30	Westark Community College	30"

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32           *SECTION 2. In addition to other payroll deductions authorized by law,*  
33 *the governing board for each institution of higher education may permit*  
34 *deductions from the payrolls of the institution's employees for tuition, fees*  
35 *or such other items as the governing board shall approve. No such deduction*

1 shall be allowed unless authorized in writing by the employee.

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3 SECTION 3. Arkansas Code 6-63-305(a) is hereby amended to read as  
4 follows:

5 "(a)(1) In the event that additional federal funds, grants, gifts or  
6 collections become available that were not authorized or contemplated at the  
7 time of the passage of the biennial appropriation act for operations for each  
8 institution enumerated in subsection (b) of this section, that such new funds  
9 make it possible for the recipient institution to engage in educational  
10 projects that would be of benefit to the State of Arkansas, and that such  
11 projects would make it necessary to employ additional personnel, the  
12 president of the recipient institution, upon authorization by the appropriate  
13 board of trustees, and after review and approval by the Office of Personnel  
14 Management of the requested classifications and/or maximum annual salaries  
15 set out in dollars, may establish such positions as necessary. The source of  
16 funding for positions established under this subsection shall be reported to  
17 the Office of Personnel Management by the institution at the time of request.  
18 Institutions may request that classifications and/or maximum annual salary  
19 determinations made by the Office of Personnel Management be submitted to the  
20 Arkansas Legislative Council for review, where the recipient institution has  
21 determined that such recommendations do not adequately describe the purposes  
22 of the intended program or programs.

23 (2) The Director of the Office of Personnel Management shall report all  
24 such approvals to the Arkansas Legislative Council in the month following  
25 approval and shall certify all additional positions established under the  
26 provisions of this subsection to the Director of the Department of Finance  
27 and Administration and the State Auditor."

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29 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General  
30 Assembly that any funds disbursed under the authority of appropriations  
31 contained in this act shall be in compliance with the stated reasons for  
32 which this act was adopted, as evidenced by the Agency Requests, Executive  
33 Recommendations, and Legislative Recommendations contained in the budget  
34 manual prepared by the Department of Finance and Administration or the  
35 Arkansas Department of Higher Education, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or  
2 Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 5. All provisions of this act of a general and permanent  
5 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
6 Code Revision Commission shall incorporate the same in the Code.

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8 SECTION 6. If any provision of this act or the application thereof to  
9 any person or circumstance is held invalid, such invalidity shall not affect  
10 other provisions or applications of the act which can be given effect without  
11 the invalid provision or application, and to this end the provisions of this  
12 act are declared to be severable.

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14 SECTION 7. All laws and parts of laws in conflict with this act are  
15 hereby repealed.

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17 SECTION 8. EMERGENCY. It is hereby found and determined by the  
18 Eightieth General Assembly that changes in various accounting and expenditure  
19 provisions of the State are necessary in order to promote efficiency; and the  
20 provisions of this Act provide such changes. Therefore, an emergency is  
21 hereby declared to exist and this Act being necessary for the immediate  
22 preservation of the public peace, health and safety shall be in full force  
23 and effect from and after July 1, 1995.

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*/s/Russ*

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***As Engrossed: 3/10/95 3/28/95 4/6/95***

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