

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

As Engrossed: H3/22/01 H3/29/01

A Bill

HOUSE BILL 1752

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE
11 UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES –
12 ARKANSAS SCHOOL OF PUBLIC HEALTH; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15 AN ACT FOR THE UNIVERSITY OF ARKANSAS
16 FOR MEDICAL SCIENCES APPROPRIATION FOR
17 THE ARKANSAS SCHOOL OF PUBLIC HEALTH.
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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 – UNIVERSITY OF ARKANSAS FOR MEDICAL
24 SCIENCES – ARKANSAS SCHOOL OF PUBLIC HEALTH – OPERATIONS. There is hereby
25 established for the University of Arkansas for Medical Sciences – Arkansas
26 School of Public Health, for the 2001-03 biennium, the following maximum
27 number of regular employees whose salaries shall be governed by the
28 provisions of the Uniform Classification and Compensation Act (Arkansas Code
29 §21-5-201 et seq.), or its successor, and all laws amendatory thereto.
30 Provided, however, that any position to which a specific maximum annual
31 salary is set out herein in dollars, shall be exempt from the provisions of
32 said Uniform Classification and Compensation Act. All persons occupying
33 positions authorized herein are hereby governed by the provisions of the
34 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
35 or its successor.
36

| Item | No. of Employees | Maximum Annual Salary Rate | Fiscal Years |
|---|------------------|----------------------------|--------------|
| No. Title | | 2001-2002 | 2002- |
| <u>2003</u> | | | |
| <u>TWELVE MONTH EDUCATIONAL AND GENERAL</u> | | | |
| <u>ADMINISTRATIVE POSITIONS</u> | | | |
| (1) Project/Program Director | 1 | \$69,464 | |
| | | \$71,270 | |
| (2) Project/Program Specialist | 1 | \$53,927 | |
| | | \$55,329 | |
| <u>TWELVE MONTH EDUCATIONAL AND GENERAL</u> | | | |
| <u>CLASSIFIED POSITIONS</u> | | | |
| (3) <i>Systems Analyst II - INST</i> | 1 | | GRADE 21 |
| (4) <i>Research Technologist II</i> | 1 | | GRADE 20 |
| (5) <i>Administrative Assistant II</i> | 6 | | GRADE 17 |
| (6) <i>Secretary II</i> | 1 | | GRADE 13 |
| <u>TWELVE MONTH EDUCATIONAL AND GENERAL</u> | | | |
| <u>ACADEMIC POSITIONS</u> | | | |
| (7) Dean | 1 | \$190,000 | \$194,940 |
| (8) Associate Dean | 1 | \$127,514 | \$130,829 |
| (9) Department Chairperson | 5 | \$133,443 | \$136,913 |
| (10) Faculty Pool | 6 | | |
| Professor | | \$126,741 | \$130,036 |
| Associate Professor | | \$116,700 | \$119,735 |
| Assistant Professor | — | \$110,003 | \$112,863 |
| MAX. NO. OF EMPLOYEES | 24 | | |

SECTION 2. APPROPRIATION – ARKANSAS SCHOOL OF PUBLIC HEALTH. There is hereby appropriated, to the University of Arkansas for Medical Sciences – Arkansas School of Public Health, to be payable from the Targeted State Needs Program Account of the Tobacco Settlement Program Fund, for personal services and maintenance and operations of the Arkansas School of Public Health, for the biennial period ending June 30, 2003, the following:

ITEM FISCAL YEARS

| NO. | | 2001-2002 | 2002-2003 |
|------|----------------------------|--------------------|--------------------|
| (01) | REGULAR SALARIES | \$ 799,215 | \$2,386,552 |
| (02) | PERSONAL SERVICES MATCHING | 199,804 | 596,639 |
| (03) | MAINT. & GEN. OPERATION | | |
| (A) | OPER. EXPENSE | 104,492 | 136,784 |
| (B) | CONF. & TRAVEL | 24,000 | 40,000 |
| (C) | PROF. FEES | 0 | 0 |
| (D) | CAP. OUTLAY | 154,515 | 165,000 |
| (E) | DATA PROC. | <u>0</u> | <u>0</u> |
| | TOTAL AMOUNT APPROPRIATED | <u>\$1,282,026</u> | <u>\$3,324,975</u> |

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12 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 14 FORWARD. Such appropriation as is authorized in this Act which remains at the
 15 end of the first fiscal year of the biennium may be carried forward into the
 16 second fiscal year of the biennium there to be used for the same purposes.

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18 SECTION 4. SPECIAL LANGUAGE . NOT TO BE INCORPORATED INTO THE ARKANSAS
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 20 RESTRICTIONS. The appropriations provided in this act shall not be
 21 transferred under the provisions of Arkansas Code 19-4-522 or the provisions
 22 of Arkansas Code 6-62-104, but only as provided by this act.

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24 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 26 PROVISIONS. The state-supported institution of higher education in this act
 27 may transfer appropriations between the various line items within each
 28 appropriation contained in this appropriation act. Such transfers shall be
 29 made only after the approval of the Department of Higher Education and the
 30 Chief Fiscal Officer of the State, and the approval of the Legislative
 31 Council.

32 The General Assembly has determined that the institution in this act
 33 could be operated more efficiently if some flexibility is given to that
 34 institution and that flexibility is being accomplished by providing authority
 35 to transfer between items of appropriation made by this act. Since the
 36 General Assembly has granted the institution broad powers under the transfer

1 of appropriations, it is both necessary and appropriate that the General
2 Assembly maintain oversight of the utilization of the transfers by requiring
3 prior approval of the Legislative Council in the utilization of the transfer
4 authority. Therefore, the requirement of approval by the Legislative Council
5 is not a severable part of this section. If the requirement of approval by
6 the Legislative Council is ruled unconstitutional by a court jurisdiction,
7 this entire section is void.

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9 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITIONS.
11 Nothing in this act shall be construed as a commitment of the State of
12 Arkansas or any of its agencies or institutions to continue funding any
13 position paid from the proceeds of the Tobacco Settlement in the event that
14 Tobacco Settlement funds are not sufficient to finance the position.

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

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28 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly
29 that any funds disbursed under the authority of the appropriations contained
30 in this act shall be in compliance with the stated reasons for which this act
31 was adopted, as evidenced by Initiated Act 1 of 2000, the Agency Requests,
32 Executive Recommendations and Legislative Recommendations contained in the
33 budget manuals prepared by the Department of Finance and Administration,
34 letters, or summarized oral testimony in the official minutes of the Arkansas
35 Legislative Council or Joint Budget Committee which relate to its passage and
36 adoption.

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SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-third 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.

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/s/ Joint Budget Committee