

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 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H2/11/05

A Bill

HOUSE BILL 1504

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

9 AN ACT TO MAKE AN APPROPRIATION TO ARKANSAS STATE
10 UNIVERSITY FOR PERSONAL SERVICES AND OPERATING
11 EXPENSES FOR THE OPERATIONS OF THE ARKANSAS
12 BIOSCIENCES INSTITUTE; AND FOR OTHER PURPOSES.
13
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Subtitle

15 AN ACT FOR THE ARKANSAS STATE
16 UNIVERSITY - ARKANSAS BIOSCIENCES
17 INSTITUTE APPROPRIATION FOR THE
18 2005-2007 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 - ARKANSAS BIOSCIENCES INSTITUTE. There is
25 hereby established for the Arkansas State University - Arkansas Biosciences
26 Institute for the 2005-2007 biennium, the following maximum number of regular
27 employees whose salaries shall be governed by the provisions of the Uniform
28 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
29 its successor, and all laws amendatory thereto. Provided, however, that any
30 position to which a specific maximum annual salary is set out herein in
31 dollars, shall be exempt from the provisions of said Uniform Classification
32 and Compensation Act. All persons occupying positions authorized herein are
33 hereby governed by the provisions of the Regular Salaries Procedures and
34 Restrictions Act (Arkansas Code §21-5-101), or its successor.
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Maximum Annual



Item	Maximum	Salary Rate	
No. Title	No. of	Fiscal Years	
	Employees	2005-2006	2006-2007
<u>ARKANSAS BIOSCIENCE INSTITUTE</u>			
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>ADMINISTRATIVE POSITIONS</u>			
(1) Exec Director of Biosciences Institu	1	\$147,199	\$150,317
(2) Director, Research & Tech Transfer	1	\$137,941	\$140,920
(3) Asst Director, Biosciences Institute	1	\$77,295	\$79,314
(4) Project/Program Administrator	3		
Project/Program Director		\$77,074	\$79,088
Project/Program Manager		\$69,796	\$71,672
Project/Program Specialist		\$60,143	\$61,836
(5) Research Assistant	3	\$49,622	\$51,111
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>CLASSIFIED POSITIONS</u>			
(6) Accounting Supervisor I	1		GRADE 20
(7) Plant Maintenance Coordinator	1		GRADE 20
(8) Accountant	2		GRADE 18
(9) Administrative Assistant II	1		GRADE 17
(10) Skilled Trades Worker	2		GRADE 17
(11) Accounting Tech II	1		GRADE 15
(12) Laboratory Coordinator	1		GRADE 15
(13) Administrative Secretary	3		GRADE 14
(14) Greenhouse Technician	1		GRADE 14
(15) Custodial Worker II	2		GRADE 4
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>ACADEMIC POSITIONS</u>			
(16) Faculty	14		
Research Professor		\$135,101	\$138,038
Research Associate Professor		\$127,604	\$130,428
Research Assistant Professor		\$120,433	\$123,149
Research Instructor		\$82,613	\$84,733
(17) Research Associate	6	\$83,241	\$85,373
(18) Research Graduate Assistant	<u>6</u>	\$32,334	\$33,304
MAX. NO. OF EMPLOYEES	50		

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 2 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 3 Arkansas State University - Arkansas Biosciences Institute for the 2005-2007
 4 biennium, the following maximum number of part-time or temporary employees,
 5 to be known as "Extra Help", payable from funds appropriated herein for such
 6 purposes: fifty (50) temporary or part-time employees, when needed, at rates
 7 of pay not to exceed those provided in the Uniform Classification and
 8 Compensation Act, or its successor, or this act for the appropriate
 9 classification.

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 11 SECTION 3. APPROPRIATION - ARKANSAS BIOSCIENCES INSTITUTE. There is hereby
 12 appropriated, to the Arkansas State University, to be payable from the
 13 Arkansas Biosciences Institute Program Account, for personal services and
 14 maintenance and operations of the Arkansas State University - Arkansas
 15 Biosciences Institute for the biennial period ending June 30, 2007, the
 16 following:

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 18 ITEM FISCAL YEARS
 19 NO. 2005-2006 2006-2007

20 (01) REGULAR SALARIES	\$ 2,023,228	\$ 2,230,616
21 (02) EXTRA HELP	51,000	51,000
22 (03) PERSONAL SERV MATCHING	611,035	673,341
23 (04) MAINT. & GEN. OPERATION		
24 (A) OPER. EXPENSE	1,209,939	1,140,245
25 (B) CONF. & TRAVEL	100,000	100,000
26 (C) PROF. FEES	0	0
27 (D) CAP. OUTLAY	920,000	720,000
28 (E) DATA PROC.	<u>0</u>	<u>0</u>
29 TOTAL AMOUNT APPROPRIATED	<u>\$ 4,915,202</u>	<u>\$ 4,915,202</u>

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 31 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 33 FORWARD. Such appropriation as is authorized in this Act which remains at the
 34 end of the first fiscal year of the biennium may be carried forward into the
 35 second fiscal year of the biennium there to be used for the same purposes.

36 The provisions of this section shall be in effect only from July 1, 2003

1 2005 through June 30, ~~2005~~ 2007.

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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 RESTRICTIONS. The appropriations provided in this act shall not be
6 transferred under the provisions of Arkansas Code 19-4-522 or the provisions
7 of Arkansas Code 6-62-104, but only as provided by this act.

8 The provisions of this section shall be in effect only from July 1, ~~2003~~
9 2005 through June 30, ~~2005~~ 2007.

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11 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
13 PROVISIONS. The state-supported institution of higher education in this act
14 may transfer appropriations between the various line items within each
15 appropriation contained in this appropriation act. Such transfers shall be
16 made only after the approval of the Department of Higher Education and the
17 Chief Fiscal Officer of the State, and the approval of the Legislative
18 Council.

19 The General Assembly has determined that the institution in this act could
20 be operated more efficiently if some flexibility is given to that institution
21 and that flexibility is being accomplished by providing authority to transfer
22 between items of appropriation made by this act. Since the General Assembly
23 has granted the institution broad powers under the transfer of
24 appropriations, it is both necessary and appropriate that the General
25 Assembly maintain oversight of the utilization of the transfers by requiring
26 prior approval of the Legislative Council in the utilization of the transfer
27 authority. Therefore, the requirement of approval by the Legislative Council
28 is not a severable part of this section. If the requirement of approval by
29 the Legislative Council is ruled unconstitutional by a court of competent
30 jurisdiction, this entire section is void.

31 The provisions of this section shall be in effect only from July 1, ~~2003~~
32 2005 through June 30, ~~2005~~ 2007.

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34 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
36 POSITIONS. (a) Nothing in this act shall be construed as a commitment of the

1 State of Arkansas or any of its agencies or institutions to continue funding
2 any position paid from the proceeds of the Tobacco Settlement in the event
3 that Tobacco Settlement funds are not sufficient to finance the position.

4 (b) State funds will not be used to replace Tobacco Settlement funds when
5 such funds expire, unless appropriated by the General Assembly and authorized
6 by the Governor.

7 (c) A disclosure of the language contained in (a) and (b) of this Section
8 shall be made available to all new hire and current positions paid from the
9 proceeds of the Tobacco Settlement by the Tobacco Settlement Commission.

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

13 The provisions of this section shall be in effect only from July 1, 2003
14 2005 through June 30, ~~2005~~ 2007.

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16 SECTION 8. SPECIAL LANGUAGE. COMPLIANCE WITH OTHER LAWS. Disbursement of
17 funds authorized by this act shall be limited to the appropriation for such
18 agency and funds made available by law for the support of such
19 appropriations; and the restrictions of the State Purchasing Law, the General
20 Accounting and Budgetary Procedures Law, the Regular Salary Procedures and
21 Restrictions Act, or their successors, and other fiscal control laws of this
22 State, where applicable, and regulations promulgated by the Department of
23 Finance and Administration, as authorized by law, shall be strictly complied
24 with in disbursement of said funds.

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26 SECTION 9. SPECIAL LANGUAGE. LEGISLATIVE INTENT. It is the intent of the
27 General Assembly that any funds disbursed under the authority of the
28 appropriations contained in this act shall be in compliance with the stated
29 reasons for which this act was adopted, as evidenced by Initiated Act 1 of
30 2000, the Agency Requests, Executive Recommendations and Legislative
31 Recommendations contained in the budget manuals prepared by the Department of
32 Finance and Administration, letters, or summarized oral testimony in the
33 official minutes of the Arkansas Legislative Council or Joint Budget
34 Committee which relate to its passage and adoption.

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36 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the
2 appropriation of funds for more than a two (2) year period; that the
3 effectiveness of this Act on July 1, 2005 is essential to the operation of
4 the agency for which the appropriations in this Act are provided, and that in
5 the event of an extension of the Regular Session, the delay in the effective
6 date of this Act beyond July 1, 2005 could work irreparable harm upon the
7 proper administration and provision of essential governmental programs.
8 Therefore, an emergency is hereby declared to exist and this Act being
9 necessary for the immediate preservation of the public peace, health and
10 safety shall be in full force and effect from and after July 1, 2005.

11
12 */s/ Joint Budget Committee*
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