

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: H2/15/05

A Bill

HOUSE BILL 1553

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 DONALD W. REYNOLDS CENTER ON AGING, COLLEGE OF
13 PUBLIC HEALTH, ARKANSAS BIOSCIENCES INSTITUTE AND
14 THE AREA HEALTH EDUCATION CENTER IN HELENA FOR
15 THE BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
16 OTHER PURPOSES.

Subtitle

17
18
19 AN ACT FOR THE UNIVERSITY OF ARKANSAS
20 FOR MEDICAL SCIENCES - REYNOLDS CENTER
21 ON AGING, COLLEGE OF PUBLIC HEALTH,
22 ARKANSAS BIOSCIENCES INSTITUTE AND AREA
23 HEALTH EDUCATION CENTER IN HELENA
24 APPROPRIATION FOR THE 2005-2007 BIENNIUM
25

26
27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
28

29 SECTION 1. REGULAR SALARIES – UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES
30 - DONALD W. REYNOLDS CENTER ON AGING - OPERATIONS. There is hereby
31 established for the University of Arkansas for Medical Sciences - Donald W.
32 Reynolds Center On Aging for the 2005-2007 biennium, the following maximum
33 number of regular employees whose salaries shall be governed by the
34 provisions of the Uniform Classification and Compensation Act (Arkansas Code
35 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
36 Provided, however, that any position to which a specific maximum annual



1 salary is set out herein in dollars, shall be exempt from the provisions of
 2 said Uniform Classification and Compensation Act. All persons occupying
 3 positions authorized herein are hereby governed by the provisions of the
 4 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
 5 or its successor.

			Maximum Annual	
		Maximum	Salary Rate	
Item	Class	No. of	Fiscal Years	
No.	Code Title	Employees	2005-2006	2006-2007
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>				
<u>ADMINISTRATIVE POSITIONS</u>				
13	(1) Project/Program Manager	1	\$69,529	\$71,400
14	(2) Project/Program Specialist	4	\$59,916	\$61,604
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>				
<u>CLASSIFIED POSITIONS</u>				
17	(3) Administrative Assistant II	1	GRADE 17	
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>				
<u>ACADEMIC POSITIONS</u>				
20	(4) Faculty Pool	19		
21	Professor		\$138,356	\$141,341
22	Associate Professor		\$127,605	\$130,429
23	Assistant Professor		\$120,433	\$123,149
24	Instructor		\$96,595	\$98,954
25	(5) Education Coordinator	1	\$99,316	\$101,716
26	(6) Research Assistant	<u>1</u>	\$65,128	\$66,915
27	MAX. NO. OF EMPLOYEES	27		

29 SECTION 2. APPROPRIATION - DONALD W. REYNOLDS CENTER ON AGING. There is
 30 hereby appropriated, to the University of Arkansas for Medical Sciences –
 31 Donald W. Reynolds Center on Aging, to be payable from the Targeted State
 32 Needs Program Account of the Tobacco Settlement Program Fund, for personal
 33 services and maintenance and operations of the Donald W. Reynolds Center on
 34 Aging for the biennial period ending June 30, 2007, the following:

36 ITEM FISCAL YEARS

NO.		2005-2006	2006-2007
(01)	REGULAR SALARIES	\$ 1,345,756	\$ 1,345,756
(02)	PERSONAL SERV MATCHING	295,383	295,383
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	606,636	606,636
(B)	CONF. & TRAVEL	51,134	51,134
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	25,567	25,567
(E)	DATA PROC.	0	0
	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,324,476</u>	<u>\$ 2,324,476</u>

11

12 SECTION 3. REGULAR SALARIES - UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES
 13 - COLLEGE OF PUBLIC HEALTH - OPERATIONS. There is hereby established for the
 14 University of Arkansas for Medical Sciences - College Of Public Health for
 15 the 2005-2007 biennium, the following maximum number of regular employees
 16 whose salaries shall be governed by the provisions of the Uniform
 17 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
 18 its successor, and all laws amendatory thereto. Provided, however, that any
 19 position to which a specific maximum annual salary is set out herein in
 20 dollars, shall be exempt from the provisions of said Uniform Classification
 21 and Compensation Act. All persons occupying positions authorized herein are
 22 hereby governed by the provisions of the Regular Salaries Procedures and
 23 Restrictions Act (Arkansas Code §21-5-101), or its successor.

24

Item	Class	Maximum	Maximum Annual	
No.	Code	No. of	Salary Rate	
		Employees	2005-2006	2006-2007
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>				
<u>ADMINISTRATIVE POSITIONS</u>				
(01)	Project/Program Director	1	\$76,782	\$78,791
(02)	Project/Program Specialist	1	\$59,916	\$61,604
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>				
<u>CLASSIFIED POSITIONS</u>				
(03)	Systems Analyst II – Inst	1	GRADE 22	
(04)	Research Technologist II	1	GRADE 20	

1	(05)	Administrative Assistant II	6		GRADE 17
2	(06)	Secretary II	1		GRADE 13
3		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
4		<u>ACADEMIC POSITIONS</u>			
5	(07)	Dean	1	\$206,090	\$210,091
6	(08)	Department Chairperson	5	\$145,533	\$148,626
7	(09)	Associate Dean	1	\$139,184	\$142,182
8	(10)	Faculty Pool	6		
9		Professor		\$138,356	\$141,341
10		Associate Professor		\$127,605	\$130,429
11		Assistant Professor		\$120,433	\$123,149
12		MAX. NO. OF EMPLOYEES	24		

SECTION 4. APPROPRIATION - COLLEGE OF PUBLIC HEALTH. There is hereby appropriated, to the University of Arkansas for Medical Sciences - College 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 College of Public Health for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) REGULAR SALARIES	\$ 2,468,592	\$ 2,468,592
(02) PERSONAL SERV MATCHING	596,229	596,229
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	233,610	233,610
(B) CONF. & TRAVEL	55,787	55,787
(C) PROF. FEES	76,708	76,708
(D) CAP. OUTLAY	55,787	55,787
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,486,713</u>	<u>\$ 3,486,713</u>

SECTION 5. REGULAR SALARIES - UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES - ARKANSAS BIOSCIENCES INSTITUTE - OPERATIONS. There is hereby established for the University of Arkansas for Medical Sciences - Arkansas Biosciences Institute for the 2005-2007 biennium, the following maximum number of regular

1 employees whose salaries shall be governed by the provisions of the Uniform
 2 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
 3 its successor, and all laws amendatory thereto. Provided, however, that any
 4 position to which a specific maximum annual salary is set out herein in
 5 dollars, shall be exempt from the provisions of said Uniform Classification
 6 and Compensation Act. All persons occupying positions authorized herein are
 7 hereby governed by the provisions of the Regular Salaries Procedures and
 8 Restrictions Act (Arkansas Code §21-5-101), or its successor.

10			Maximum Annual	
11			Salary Rate	
12	Item Class	No. of	Fiscal Years	
13	No. Code Title	Employees	2005-2006	2006-2007
14	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
15	<u>ADMINISTRATIVE POSITIONS</u>			
16	(1) Director of Biosciences Institute	1	\$216,798	\$220,960
17	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
18	<u>CLASSIFIED POSITIONS</u>			
19	(2) Research Technologist I	12	GRADE 18	
20	(3) Research Technician II	12	GRADE 13	
21	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
22	<u>ACADEMIC POSITIONS</u>			
23	(4) Faculty Pool	24		
24	Research Professor		\$135,101	\$138,038
25	Research Associate Professor		\$127,604	\$130,428
26	Research Assistant Professor		\$120,433	\$123,149
27	Research Instructor		\$82,613	\$84,733
28	(5) Post Doctoral Fellow	6	\$83,241	\$85,373
29	(6) Graduate Assistant	<u>4</u>	\$32,334	\$33,304
30	MAX. NO. OF EMPLOYEES	59		

31
 32 SECTION 6. APPROPRIATION - ARKANSAS BIOSCIENCES INSTITUTE. There is hereby
 33 appropriated, to the University of Arkansas for Medical Sciences - Arkansas
 34 Biosciences Institute, to be payable from the Arkansas Biosciences Institute
 35 Program Account of the Tobacco Settlement Program Fund, for personal services
 36 and maintenance and operations of the University of Arkansas for Medical

1 Sciences – Arkansas Biosciences Institute for the biennial period ending June
 2 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 1,801,863	\$ 1,801,863
(02) PERSONAL SERV MATCHING	414,552	414,552
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	796,267	796,267
(B) CONF. & TRAVEL	57,463	57,463
(C) PROF. FEES	16,418	16,418
(D) CAP. OUTLAY	1,017,908	1,017,908
(E) DATA PROC.	0	0
(04) ARKANSAS CHILDREN'S HOSPITAL RESEARCH PROGRAM	<u>2,052,205</u>	<u>2,052,205</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 6,156,676</u>	<u>\$ 6,156,676</u>

18 SECTION 7. REGULAR SALARIES - UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES
 19 - AREA HEALTH EDUCATION CENTER IN HELENA - OPERATIONS. There is hereby
 20 established for the University of Arkansas for Medical Sciences - Area Health
 21 Education Center in Helena for the 2005-2007 biennium, the following maximum
 22 number of regular employees whose salaries shall be governed by the
 23 provisions of the Uniform Classification and Compensation Act (Arkansas Code
 24 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
 25 Provided, however, that any position to which a specific maximum annual
 26 salary is set out herein in dollars, shall be exempt from the provisions of
 27 said Uniform Classification and Compensation Act. All persons occupying
 28 positions authorized herein are hereby governed by the provisions of the
 29 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
 30 or its successor.

Item Class No. Code Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
		2005-2006	2006-2007
<u>TWELVE MONTH EDUCATIONAL AND GENERAL ADMINISTRATIVE POSITIONS</u>			

1	(1) Administrative Support Pool	17		
2	Project/Program Director		\$76,782	\$78,791
3	Project/Program Manager		\$69,529	\$71,400
4	Project/Program Specialist		\$59,916	\$61,604
5	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
6	<u>CLASSIFIED POSITIONS</u>			
7	(2) Administrative Assistant II	2		GRADE 17
8	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
9	<u>ACADEMIC POSITIONS</u>			
10	(3) Assistant Professor	2	\$120,433	\$123,149
11	(4) Clinic Instructor	1	\$96,596	\$98,955
12	(5) RN II - AHEC	2	\$72,333	\$74,257
13	(6) Assistant Instructor	<u>5</u>	\$68,982	\$70,843
14	MAX. NO. OF EMPLOYEES	29		

16 SECTION 8. APPROPRIATION - AREA HEALTH EDUCATION CENTER IN HELENA. There
 17 is hereby appropriated, to the University of Arkansas for Medical Sciences -
 18 Area Health Education Center in Helena, to be payable from the Targeted State
 19 Needs Program Account of the Tobacco Settlement Program Fund, for personal
 20 services and maintenance and operations of the Area Health Education Center
 21 in Helena for the biennial period ending June 30, 2007, the following:

23	ITEM	FISCAL YEARS	
24	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
25	(01) REGULAR SALARIES	\$ 1,201,754	\$ 1,201,754
26	(02) PERSONAL SERV MATCHING	271,964	271,964
27	(03) MAINT. & GEN. OPERATION		
28	(A) OPER. EXPENSE	820,540	820,540
29	(B) CONF. & TRAVEL	9,298	9,298
30	(C) PROF. FEES	0	0
31	(D) CAP. OUTLAY	20,920	20,920
32	(E) DATA PROC.	<u>0</u>	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,324,476</u>	<u>\$ 2,324,476</u>

35 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY

1 FORWARD. Such appropriation as is authorized in this Act which remains at the
2 end of the first fiscal year of the biennium may be carried forward into the
3 second fiscal year of the biennium there to be used for the same purposes.

4 The provisions of this section shall be in effect only from July 1, ~~2003~~
5 2005 through June 30, ~~2005~~ 2007.

6
7 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
9 CHILDREN'S HOSPITAL RESEARCH PROGRAM. In any fiscal year, if the funds
10 received by the University of Arkansas for Medical Sciences for the Arkansas
11 Biosciences Institute under Section 6 of this Act are less than the total
12 amount appropriated, the University of Arkansas for Medical Sciences shall
13 provide no less than thirty-three and one-third percent (33 and 1/3%) of the
14 available funds for the Arkansas Children's Hospital Research Program.
15 Otherwise, the Arkansas Children's Hospital Research Program line item
16 appropriation under Section 6 of this Act shall be funded in total or
17 Arkansas Children's Hospital Chief Executive Officer may request that the
18 University of Arkansas for Medical Sciences transfer such funds each fiscal
19 year from the University of Arkansas Medical Center Fund to the Department of
20 Human Services Grants Fund Account. The transferred funds shall be used to
21 match federal funds used for Supplemental Medicaid payments to Arkansas
22 Children's Hospital.

23 The provisions of this section shall be in effect only from July 1, ~~2003~~
24 2005 through June 30, ~~2005~~ 2007.

25
26 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
28 RESTRICTIONS. The appropriations provided in this act shall not be
29 transferred under the provisions of Arkansas Code 19-4-522 or the provisions
30 of Arkansas Code 6-62-104, but only as provided by this act.

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

33
34 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
36 PROVISIONS. The state-supported institution of higher education in this act

1 may transfer appropriations between the various line items within each
2 appropriation contained in this appropriation act. Such transfers shall be
3 made only after the approval of the Department of Higher Education and the
4 Chief Fiscal Officer of the State, and the approval of the Legislative
5 Council.

6 The General Assembly has determined that the institution in this act could
7 be operated more efficiently if some flexibility is given to that institution
8 and that flexibility is being accomplished by providing authority to transfer
9 between items of appropriation made by this act. Since the General Assembly
10 has granted the institution broad powers under the transfer of
11 appropriations, it is both necessary and appropriate that the General
12 Assembly maintain oversight of the utilization of the transfers by requiring
13 prior approval of the Legislative Council in the utilization of the transfer
14 authority. Therefore, the requirement of approval by the Legislative Council
15 is not a severable part of this section. If the requirement of approval by
16 the Legislative Council is ruled unconstitutional by a court of competent
17 jurisdiction, this entire section is void.

18 The provisions of this section shall be in effect only from July 1, ~~2003~~
19 2005 through June 30, ~~2005~~ 2007.

20

21 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

23 POSITIONS. (a) Nothing in this act shall be construed as a commitment of the
24 State of Arkansas or any of its agencies or institutions to continue funding
25 any position paid from the proceeds of the Tobacco Settlement in the event
26 that Tobacco Settlement funds are not sufficient to finance the position.

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

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

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

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

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

2

3 SECTION 14. SPECIAL LANGUAGE. COMPLIANCE WITH OTHER LAWS. Disbursement
4 of funds authorized by this act shall be limited to the appropriation for
5 such agency and funds made available by law for the support of such
6 appropriations; and the restrictions of the State Purchasing Law, the General
7 Accounting and Budgetary Procedures Law, the Regular Salary Procedures and
8 Restrictions Act, or their successors, and other fiscal control laws of this
9 State, where applicable, and regulations promulgated by the Department of
10 Finance and Administration, as authorized by law, shall be strictly complied
11 with in disbursement of said funds.

12

13 SECTION 15. SPECIAL LANGUAGE. LEGISLATIVE INTENT. It is the intent of the
14 General Assembly that any funds disbursed under the authority of the
15 appropriations contained in this act shall be in compliance with the stated
16 reasons for which this act was adopted, as evidenced by Initiated Act 1 of
17 2000, the Agency Requests, Executive Recommendations and Legislative
18 Recommendations contained in the budget manuals prepared by the Department of
19 Finance and Administration, letters, or summarized oral testimony in the
20 official minutes of the Arkansas Legislative Council or Joint Budget
21 Committee which relate to its passage and adoption.

22

23 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the General
24 Assembly, that the Constitution of the State of Arkansas prohibits the
25 appropriation of funds for more than a two (2) year period; that the
26 effectiveness of this Act on July 1, 2005 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the Regular Session, the delay in the effective
29 date of this Act beyond July 1, 2005 could work irreparable harm upon the
30 proper administration and provision of essential governmental programs.
31 Therefore, an emergency is hereby declared to exist and this Act being
32 necessary for the immediate preservation of the public peace, health and
33 safety shall be in full force and effect from and after July 1, 2005.

34

35

/s/ Joint Budget Committee

36