

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 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 1540

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, 2009; AND FOR
16 OTHER PURPOSES.
17
18

Subtitle

19 AN ACT FOR THE UNIVERSITY OF ARKANSAS
20 FOR MEDICAL SCIENCES - DONALD W.
21 REYNOLDS CENTER ON AGING, COLLEGE OF
22 PUBLIC HEALTH, ARKANSAS BIOSCIENCES
23 INSTITUTE AND AREA HEALTH EDUCATION
24 CENTER IN HELENA APPROPRIATION FOR THE
25
26
27

28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
29

30 SECTION 1. REGULAR SALARIES - REYNOLDS CENTER ON AGING, COLLEGE OF PUBLIC
31 HEALTH, BIOSCIENCES INSTITUTE AND AREA HEALTH EDUCATION CENTER - HELENA.

32 There is hereby established for the University of Arkansas for Medical
33 Sciences - Reynolds Center on Aging, College of Public Health, Biosciences
34 Institute and Area Health Education Center - Helena for the 2007-2009
35 biennium, the following maximum number of regular employees whose salaries
36 shall be governed by the provisions of the Uniform Classification and



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

8				
9			Maximum Annual	
10		Maximum	Salary Rate	
11	Item	No. of	Fiscal Years	
12	<u>No. Title</u>	<u>Employees</u>	<u>2007-2008</u>	<u>2008-2009</u>
13	<u>UAMS DONALD W. REYNOLDS CTR ON AGING</u>			
14	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
15	<u>ADMINISTRATIVE POSITIONS</u>			
16	(1) Project/Program Manager	1	\$72,828	\$74,285
17	(2) Project/Program Specialist	3	\$62,836	\$64,093
18	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
19	<u>CLASSIFIED POSITIONS</u>			
20	(3) Administrative Assistant II	1		GRADE 17
21	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
22	<u>ACADEMIC POSITIONS</u>			
23	(4) Faculty Pool	12		
24	Professor		\$144,168	\$147,051
25	Associate Professor		\$133,038	\$135,698
26	Assistant Professor		\$125,612	\$128,124
27	Instructor		\$100,933	\$102,952
28	(5) Research Assistant	1	\$68,253	\$69,618
29	<u>UAMS ARK COLLEGE OF PUBLIC HEALTH</u>			
30	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
31	<u>ADMINISTRATIVE POSITIONS</u>			
32	(6) Project/Program Director	1	\$80,367	\$81,974
33	(7) Project/Program Specialist	1	\$62,836	\$64,093
34	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
35	<u>CLASSIFIED POSITIONS</u>			
36	(8) Research Technologist II	1		GRADE 20

1	(9)	Administrative Assistant II	2		GRADE 17
2		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
3		<u>ACADEMIC POSITIONS</u>			
4	(10)	Dean	1	\$214,293	\$218,579
5	(11)	Department Chairperson	1	\$151,599	\$154,630
6	(12)	Associate Dean	1	\$145,026	\$147,926
7	(13)	Faculty Pool	6		
8		Professor		\$144,168	\$147,051
9		Associate Professor		\$133,038	\$135,698
10		Assistant Professor		\$125,612	\$128,124
11		<u>ARKANSAS BIOSCIENCES INSTITUTE</u>			
12		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
13		<u>ADMINISTRATIVE POSITIONS</u>			
14	(14)	Director of Biosciences Institute	1	\$225,379	\$229,887
15		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
16		<u>CLASSIFIED POSITIONS</u>			
17	(15)	Research Technologist I	6		GRADE 18
18	(16)	Research Technician II	4		GRADE 13
19		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
20		<u>ACADEMIC POSITIONS</u>			
21	(17)	Faculty Pool	23		
22		Research Professor		\$140,799	\$143,615
23		Research Associate Professor		\$133,037	\$135,697
24		Research Assistant Professor		\$125,612	\$128,124
25		Research Instructor		\$86,428	\$88,156
26	(18)	Post Doctoral Fellow	6	\$87,080	\$88,822
27	(19)	Graduate Assistant	4	\$33,970	\$34,649
28		<u>UAMS AREA HEALTH ED CTR IN HELENA</u>			
29		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
30		<u>ADMINISTRATIVE POSITIONS</u>			
31	(20)	Administrative Support Pool	17		
32		Project/Program Director		\$80,367	\$81,974
33		Project/Program Manager		\$72,828	\$74,285
34		Project/Program Specialist		\$62,836	\$64,093
35		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
36		<u>CLASSIFIED POSITIONS</u>			

1	(21) Administrative Assistant II	2	GRADE 17	
2	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
3	<u>ACADEMIC POSITIONS</u>			
4	(22) Assistant Professor	1	\$125,612	\$128,124
5	(23) Clinic Instructor	<u>1</u>	\$100,934	\$102,953
6	MAX. NO. OF EMPLOYEES	97		

7

8 SECTION 2. APPROPRIATION - DONALD W. REYNOLDS CENTER ON AGING. There is

9 hereby appropriated, to the University of Arkansas for Medical Sciences, to

10 be payable from the Targeted State Needs Program Account of the Tobacco

11 Settlement Program Fund, for personal services and operating expenses of the

12 University of Arkansas for Medical Sciences - Donald W. Reynolds Center on

13 Aging for the biennial period ending June 30, 2009, the following:

15	ITEM	FISCAL YEARS	
16	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
17	(01) REGULAR SALARIES	\$ 917,984	\$ 936,343
18	(02) PERSONAL SERV MATCHING	218,972	223,351
19	(03) MAINT. & GEN. OPERATION		
20	(A) OPER. EXPENSE	481,413	481,413
21	(B) CONF. & TRAVEL	42,242	42,242
22	(C) PROF. FEES	0	0
23	(D) CAP. OUTLAY	6,812	6,812
24	(E) DATA PROC.	<u>0</u>	<u>0</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,667,423</u>	<u>\$ 1,690,161</u>

26

27 SECTION 3. APPROPRIATION - COLLEGE OF PUBLIC HEALTH. There is hereby

28 appropriated, to the University of Arkansas for Medical Sciences, to be

29 payable from the Targeted State Needs Program Account of the Tobacco

30 Settlement Program Fund, for personal services and operating expenses of the

31 University of Arkansas for Medical Sciences - College of Public Health for

32 the biennial period ending June 30, 2009, the following:

34	ITEM	FISCAL YEARS	
35	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
36	(01) REGULAR SALARIES	\$ 1,736,034	\$ 1,770,755

1	(02) PERSONAL SERV MATCHING	341,615	348,448
2	(03) MAINT. & GEN. OPERATION		
3	(A) OPER. EXPENSE	253,110	253,110
4	(B) CONF. & TRAVEL	38,048	38,048
5	(C) PROF. FEES	0	0
6	(D) CAP. OUTLAY	40,388	40,388
7	(E) DATA PROC.	<u>0</u>	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,409,195</u>	<u>\$ 2,450,749</u>

9

10 SECTION 4. APPROPRIATION - ARKANSAS BIOSCIENCES INSTITUTE. There is hereby

11 appropriated, to the University of Arkansas for Medical Sciences, to be

12 payable from the Arkansas Biosciences Institute Program Account of the

13 Tobacco Settlement Program Fund, for personal services and operating expenses

14 of the University of Arkansas for Medical Sciences - Arkansas Biosciences

15 Institute for the biennial period ending June 30, 2009, the following:

17	ITEM	FISCAL YEARS	
18	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
19	(01) REGULAR SALARIES	\$ 980,851	\$ 1,000,468
20	(02) PERSONAL SERV MATCHING	233,211	237,875
21	(03) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE	842,499	842,499
23	(B) CONF. & TRAVEL	13,960	13,960
24	(C) PROF. FEES	27,940	27,940
25	(D) CAP. OUTLAY	1,034,680	1,034,680
26	(E) DATA PROC.	0	0
27	(04) ARKANSAS CHILDRENS HOSPITAL RESEARCH		
28	PROGRAM	<u>1,333,336</u>	<u>1,333,336</u>
29	TOTAL AMOUNT APPROPRIATED	<u>\$ 4,466,477</u>	<u>\$ 4,490,758</u>

30

31 SECTION 5. APPROPRIATION - AREA HEALTH EDUCATION CENTER IN HELENA. There

32 is hereby appropriated, to the University of Arkansas for Medical Sciences,

33 to be payable from the Targeted State Needs Program Account of the Tobacco

34 Settlement Program Fund, for personal services and operating expenses of the

35 University of Arkansas for Medical Sciences - Area Health Education Center in

36 Helena for the biennial period ending June 30, 2009, the following:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 1,131,657	\$ 1,154,291
(02) PERSONAL SERV MATCHING	287,167	292,910
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	385,938	385,938
(B) CONF. & TRAVEL	18,160	18,160
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	22,420	22,420
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,845,342</u>	<u>\$ 1,873,719</u>

SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD. Such appropriation as is authorized in this Act which remains at the end of the first fiscal year of the biennium may be carried forward into the second fiscal year of the biennium there to be used for the same purposes.

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

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

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

1 (3) Each Agency, Board, Commission or Institution shall provide a written
 2 report to the Arkansas Legislative Council or Joint Budget Committee
 3 containing all information set forth in item (2) above, along with a written
 4 statement as to the current status of the project, contract, purpose etc. for
 5 which the carry forward was originally requested no later than thirty (30)
 6 days prior to the time the Agency, Board, Commission or Institution presents
 7 its budget request to the Arkansas Legislative Council/Joint Budget
 8 Committee; and

9
 10 (4) Thereupon, the Department of Finance and Administration shall include
 11 all information obtained in item (3) above in the biennial budget manuals
 12 and/or a statement of non-compliance by the Agency, Board, Commission or
 13 Institution.

14
 15 The provisions of this section shall be in effect only from July 1, 2005
 16 2007 through June 30, ~~2007~~ 2009.

17
 18 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
 20 CHILDREN'S HOSPITAL RESEARCH PROGRAM. In any fiscal year, if the funds
 21 received by the University of Arkansas for Medical Sciences for the Arkansas
 22 Biosciences Institute under Section ~~6~~ 4 of this Act are less than the total
 23 amount appropriated, the University of Arkansas for Medical Sciences shall
 24 provide no less than thirty-three and one-third percent (33 and 1/3%) of the
 25 available funds for the Arkansas Children's Hospital Research Program.
 26 Otherwise, the Arkansas Children's Hospital Research Program line item
 27 appropriation under Section ~~6~~ 4 of this Act shall be funded in total or
 28 Arkansas Children's Hospital Chief Executive Officer may request that the
 29 University of Arkansas for Medical Sciences transfer such funds each fiscal
 30 year from the ~~University of Arkansas Medical Center Fund~~ Arkansas Biosciences
 31 Institute Program Account to the Department of Human Services Grants Fund
 32 Account. The transferred funds shall be used to match federal funds used for
 33 Supplemental Medicaid payments to Arkansas Children's Hospital.

34 The provisions of this section shall be in effect only from July 1, 2005
 35 2007 through June 30, ~~2007~~ 2009.

1 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 3 RESTRICTIONS. The appropriations provided in this act shall not be
 4 transferred under the provisions of Arkansas Code 19-4-522 or the provisions
 5 of Arkansas Code 6-62-104, but only as provided by this act.

6 The provisions of this section shall be in effect only from July 1, ~~2005~~
 7 2007 through June 30, ~~2007~~ 2009.

8
 9 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 11 PROVISIONS. The state-supported institution of higher education in this act
 12 may transfer appropriations between the various line items within each
 13 appropriation contained in this appropriation act. Such transfers shall be
 14 made only after the approval of the Department of Higher Education and the
 15 Chief Fiscal Officer of the State, and the approval of the Legislative
 16 Council.

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

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

31
 32 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 34 POSITIONS. (a) Nothing in this act shall be construed as a commitment of the
 35 State of Arkansas or any of its agencies or institutions to continue funding
 36 any position paid from the proceeds of the Tobacco Settlement in the event

1 that Tobacco Settlement funds are not sufficient to finance the position.

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

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

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

11 The provisions of this section shall be in effect only from July 1, ~~2005~~
 12 2007 through June 30, ~~2007~~ 2009.

13
 14 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

25
 26 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

28 LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds
 29 disbursed under the authority of the appropriations contained in this act
 30 shall be in compliance with the stated reasons for which this act was
 31 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.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

SECTION 13. EMERGENCY CLAUSE. It is found and determined by the 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, 2007 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, 2007 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, 2007.