

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

*As Engrossed: H3/20/07*

# 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.

## Subtitle

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18  
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  
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28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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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.

Item	Maximum	Maximum Annual	
No.	No. of	Salary Rate	
Title	Employees	Fiscal Years	
		2007-2008	2008-2009
<u>UAMS DONALD W. REYNOLDS CTR ON AGING</u>			
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>ADMINISTRATIVE POSITIONS</u>			
(1) Project/Program Manager	1	\$72,828	\$74,285
(2) Project/Program Specialist	4	\$62,836	\$64,093
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>CLASSIFIED POSITIONS</u>			
(3) Administrative Assistant II	1		GRADE 17
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>ACADEMIC POSITIONS</u>			
(4) Faculty Pool	19		
Professor		\$144,168	\$147,051
Associate Professor		\$133,038	\$135,699
Assistant Professor		\$125,612	\$128,124
Instructor		\$100,933	\$102,952
(5) Education Coordinator	1	\$103,750	\$105,825
(6) Research Assistant	1	\$68,253	\$69,618
<u>UAMS ARK COLLEGE OF PUBLIC HEALTH</u>			
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>ADMINISTRATIVE POSITIONS</u>			
(7) Project/Program Director	1	\$80,367	\$81,974
(8) Project/Program Specialist	1	\$62,836	\$64,093
<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
<u>CLASSIFIED POSITIONS</u>			

1	(9)	Systems Analyst II-Inst	1		GRADE 22
2	(10)	Research Technologist II	1		GRADE 20
3	(11)	Administrative Assistant II	6		GRADE 17
4	(12)	Secretary II	1		GRADE 13
5		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
6		<u>ACADEMIC POSITIONS</u>			
7	(13)	Dean	1	\$214,293	\$218,579
8	(14)	Department Chairperson	5	\$151,599	\$154,631
9	(15)	Associate Dean	1	\$145,026	\$147,927
10	(16)	Faculty Pool	6		
11		Professor		\$144,168	\$147,051
12		Associate Professor		\$133,038	\$135,699
13		Assistant Professor		\$125,612	\$128,124
14		<u>ARKANSAS BIOSCIENCES INSTITUTE</u>			
15		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
16		<u>ADMINISTRATIVE POSITIONS</u>			
17	(17)	Director of Biosciences Institute	1	\$225,379	\$229,887
18		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
19		<u>CLASSIFIED POSITIONS</u>			
20	(18)	Research Technologist I	12		GRADE 18
21	(19)	Research Technician II	12		GRADE 13
22		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
23		<u>ACADEMIC POSITIONS</u>			
24	(20)	Faculty Pool	24		
25		Research Professor		\$140,799	\$143,615
26		Research Associate Professor		\$133,037	\$135,698
27		Research Assistant Professor		\$125,612	\$128,124
28		Research Instructor		\$86,428	\$88,157
29	(21)	Post Doctoral Fellow	6	\$87,080	\$88,822
30	(22)	Graduate Assistant	4	\$33,970	\$34,649
31		<u>UAMS AREA HEALTH ED CTR IN HELENA</u>			
32		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
33		<u>ADMINISTRATIVE POSITIONS</u>			
34	(23)	Administrative Support Pool	17		
35		Project/Program Director		\$80,367	\$81,974
36		Project/Program Manager		\$72,828	\$74,285

1	Project/Program Specialist		\$62,836	\$64,093
2	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
3	<u>CLASSIFIED POSITIONS</u>			
4	(24) Administrative Assistant II	2		GRADE 17
5	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>			
6	<u>ACADEMIC POSITIONS</u>			
7	(25) Assistant Professor	2	\$125,612	\$128,124
8	(26) Clinic Instructor	1	\$100,934	\$102,953
9	(27) RN II - AHEC	2	\$75,742	\$77,257
10	(28) Assistant Instructor	<u>5</u>	\$72,260	\$73,705
11	MAX. NO. OF EMPLOYEES	139		

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13 SECTION 2. APPROPRIATION - DONALD W. REYNOLDS CENTER ON AGING. There is  
 14 hereby appropriated, to the University of Arkansas for Medical Sciences, to  
 15 be payable from the Targeted State Needs Program Account of the Tobacco  
 16 Settlement Program Fund, for personal services and operating expenses of the  
 17 University of Arkansas for Medical Sciences - Donald W. Reynolds Center on  
 18 Aging for the biennial period ending June 30, 2009, the following:

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

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32 SECTION 3. APPROPRIATION - COLLEGE OF PUBLIC HEALTH. There is hereby  
 33 appropriated, to the University of Arkansas for Medical Sciences, to be  
 34 payable from the Targeted State Needs Program Account of the Tobacco  
 35 Settlement Program Fund, for personal services and operating expenses of the  
 36 University of Arkansas for Medical Sciences - College of Public Health for

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

3 ITEM	FISCAL YEARS	
4 NO.	2007-2008	2008-2009
5 (01) REGULAR SALARIES	\$ 1,736,034	\$ 1,770,755
6 (02) PERSONAL SERV MATCHING	341,615	348,448
7 (03) MAINT. & GEN. OPERATION		
8 (A) OPER. EXPENSE	253,110	253,110
9 (B) CONF. & TRAVEL	38,048	38,048
10 (C) PROF. FEES	0	0
11 (D) CAP. OUTLAY	40,388	40,388
12 (E) DATA PROC.	<u>0</u>	<u>0</u>
13 TOTAL AMOUNT APPROPRIATED	<u>\$ 2,409,195</u>	<u>\$ 2,450,749</u>

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15 SECTION 4. APPROPRIATION - ARKANSAS BIOSCIENCES INSTITUTE. There is hereby  
 16 appropriated, to the University of Arkansas for Medical Sciences, to be  
 17 payable from the Arkansas Biosciences Institute Program Account of the  
 18 Tobacco Settlement Program Fund, for personal services and operating expenses  
 19 of the University of Arkansas for Medical Sciences - Arkansas Biosciences  
 20 Institute for the biennial period ending June 30, 2009, the following:

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

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

1 is hereby appropriated, to the University of Arkansas for Medical Sciences,  
 2 to be payable from the Targeted State Needs Program Account of the Tobacco  
 3 Settlement Program Fund, for personal services and operating expenses of the  
 4 University of Arkansas for Medical Sciences - Area Health Education Center in  
 5 Helena for the biennial period ending June 30, 2009, the following:

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>

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

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

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

31 (2) The Department of Finance and Administration Office of Budget shall  
 32 report to the Arkansas Legislative Council all amounts carried forward from  
 33 the first fiscal year of the biennium to the second fiscal year of the  
 34 biennium by the September Arkansas Legislative Council or Joint Budget  
 35 Committee meeting in the second fiscal year of the biennial period which  
 36 report shall include the name of the Agency, Board, Commission or Institution

1 and the amount of the appropriation and/or funding carried forward from the  
2 first fiscal year to the second fiscal year, the program name or line item,  
3 the funding source of that appropriation and a copy of the written request  
4 set forth in (1) above;

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

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

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20 The provisions of this section shall be in effect only from July 1, 2005  
21 2007 through June 30, ~~2007~~ 2009.

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

1 Account. The transferred funds shall be used to match federal funds used for  
2 Supplemental Medicaid payments to Arkansas Children's Hospital.

3 The provisions of this section shall be in effect only from July 1, 2005  
4 2007 through June 30, ~~2007~~ 2009.

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

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

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

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

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

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1 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
3 POSITIONS. (a) Nothing in this act shall be construed as a commitment of the  
4 State of Arkansas or any of its agencies or institutions to continue funding  
5 any position paid from the proceeds of the Tobacco Settlement in the event  
6 that Tobacco Settlement funds are not sufficient to finance the position.  
7 (b) State funds will not be used to replace Tobacco Settlement funds when  
8 such funds expire, unless appropriated by the General Assembly and authorized  
9 by the Governor.  
10 (c) A disclosure of the language contained in (a) and (b) of this Section  
11 shall be made available to all new hire and current positions paid from the  
12 proceeds of the Tobacco Settlement by the Tobacco Settlement Commission.  
13 (d) Whenever applicable the information contained in (a) and (b) of this  
14 Section shall be included in the employee handbook and or Professional  
15 Services Contract paid from the proceeds of the Tobacco Settlement.  
16 The provisions of this section shall be in effect only from July 1, ~~2005~~  
17 2007 through June 30, ~~2007~~ 2009.

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19 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
21 COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act  
22 shall be limited to the appropriation for such agency and funds made  
23 available by law for the support of such appropriations; and the restrictions  
24 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
25 Law, the Regular Salary Procedures and Restrictions Act, or their successors,  
26 and other fiscal control laws of this State, where applicable, and  
27 regulations promulgated by the Department of Finance and Administration, as  
28 authorized by law, shall be strictly complied with in disbursement of said  
29 funds.

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31 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
33 LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds  
34 disbursed under the authority of the appropriations contained in this act  
35 shall be in compliance with the stated reasons for which this act was  
36 adopted, as evidenced by Initiated Act 1 of 2000, the Agency Requests,

1 Executive Recommendations and Legislative Recommendations contained in the  
2 budget manuals prepared by the Department of Finance and Administration,  
3 letters, or summarized oral testimony in the official minutes of the Arkansas  
4 Legislative Council or Joint Budget Committee which relate to its passage and  
5 adoption.

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7 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General  
8 Assembly, that the Constitution of the State of Arkansas prohibits the  
9 appropriation of funds for more than a two (2) year period; that the  
10 effectiveness of this Act on July 1, 2007 is essential to the operation of  
11 the agency for which the appropriations in this Act are provided, and that in  
12 the event of an extension of the Regular Session, the delay in the effective  
13 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
14 proper administration and provision of essential governmental programs.  
15 Therefore, an emergency is hereby declared to exist and this Act being  
16 necessary for the immediate preservation of the public peace, health and  
17 safety shall be in full force and effect from and after July 1, 2007.

18  
19 */s/ Joint Budget Committee*  
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