

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

# A Bill

HOUSE BILL 1373

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE  
10 UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES -  
11 DONALD W. REYNOLDS CENTER ON AGING, FAY W.  
12 BOOZMAN COLLEGE OF PUBLIC HEALTH, ARKANSAS  
13 BIOSCIENCES INSTITUTE AND THE AREA HEALTH  
14 EDUCATION CENTER IN HELENA FOR THE FISCAL YEAR  
15 ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.  
16

## Subtitle

17  
18 AN ACT FOR THE UAMS - REYNOLDS CENTER ON  
19 AGING, BOOZMAN COLLEGE OF PUBLIC HEALTH,  
20 ARK. BIOSCIENCES INSTITUTE & THE AREA  
21 HEALTH ED. CENTER IN HELENA APPROPRIATION  
22 FOR THE 2011-2012 FISCAL YEAR.  
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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28 SECTION 1. REGULAR SALARIES - REYNOLDS CENTER ON AGING, BOOZMAN COLLEGE  
29 OF PUBLIC HEALTH, BIOSCIENCES INSTITUTE AND AREA HEALTH EDUCATION CENTER -  
30 HELENA. There is hereby established for the University of Arkansas for  
31 Medical Sciences - Reynolds Center on Aging, Boozman College of Public  
32 Health, Biosciences Institute and Area Health Education Center - Helena  
33 for the 2011-2012 fiscal year, the following maximum number of regular  
34 employees.  
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36 Maximum Annual



1		Maximum	Salary Rate
2	Item	No. of	Fiscal Year
3	No.	Employees	2011-2012
4			<u>UAMS REYNOLDS CENTER ON AGING</u>
5			<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>
6			<u>ADMINISTRATIVE POSITIONS</u>
7	(01)	1	\$81,173
8	(02)	4	\$70,036
9			<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>
10			<u>CLASSIFIED POSITIONS</u>
11	(03)	1	GRADE C112
12			<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>
13			<u>ACADEMIC POSITIONS</u>
14	(04)	19	
15			Professor \$160,687
16			Associate Professor \$148,282
17			Assistant Professor \$140,005
18			Instructor \$112,498
19	(05)	1	\$115,638
20	(06)	1	\$76,073
21			<u>UAMS BOOZMAN COLL. OF PUBLIC HEALTH</u>
22			<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>
23			<u>ADMINISTRATIVE POSITIONS</u>
24	(07)	1	\$89,575
25	(08)	1	\$70,036
26			<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>
27			<u>CLASSIFIED POSITIONS</u>
28	(09)	1	GRADE C119
29	(10)	3	GRADE C112
30	(11)	1	GRADE C109
31			<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>
32			<u>ACADEMIC POSITIONS</u>
33	(12)	1	\$238,847
34	(13)	5	\$168,969
35	(14)	1	\$161,644
36	(15)	6	

1		Professor		\$160,687
2		Associate Professor		\$148,282
3		Assistant Professor		\$140,005
4		<u>ARKANSAS BIOSCIENCES INSTITUTE</u>		
5		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
6		<u>ADMINISTRATIVE POSITIONS</u>		
7	(16)	Director of Biosciences Institute	1	\$251,204
8		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
9		<u>CLASSIFIED POSITIONS</u>		
10	(17)	Research Technologist	6	GRADE C119
11	(18)	Research Technician	4	GRADE C109
12		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
13		<u>ACADEMIC POSITIONS</u>		
14	(19)	Faculty Pool	24	
15		Research Professor		\$156,932
16		Research Associate Professor		\$148,281
17		Research Assistant Professor		\$140,005
18		Research Instructor		\$96,332
19	(20)	Post Doctoral Fellow	6	\$97,058
20	(21)	Graduate Assistant	4	\$37,862
21		<u>UAMS AREA HEALTH EDUCATION CENTER IN</u>		
22		<u>HELENA TWELVE MONTH EDUCATIONAL AND</u>		
23		<u>GENERAL ADMINISTRATIVE POSITIONS</u>		
24	(22)	Administrative Support Pool	17	
25		Project/Program Director		\$89,575
26		Project/Program Manager		\$81,173
27		Project/Program Specialist		\$70,036
28		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
29		<u>CLASSIFIED POSITIONS</u>		
30	(23)	Administrative Specialist III	2	GRADE C112
31		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
32		<u>ACADEMIC POSITIONS</u>		
33	(24)	Assistant Professor	1	\$140,005
34	(25)	Clinic Instructor	<u>1</u>	\$112,500
35		MAX. NO. OF EMPLOYEES	113	
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SECTION 2. APPROPRIATION - DONALD W. REYNOLDS CENTER ON AGING. There is hereby appropriated, to the University of Arkansas for Medical Sciences, to be payable from the Targeted State Needs Program Account of the Tobacco Settlement Program Fund, for personal services and operating expenses of the University of Arkansas for Medical Sciences - Donald W. Reynolds Center on Aging for the fiscal year ending June 30, 2012, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2011-2012</u>
(01) REGULAR SALARIES	\$1,292,959
(02) PERSONAL SERV MATCHING	316,765
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	603,713
(B) CONF. & TRAVEL	52,128
(C) PROF. FEES	0
(D) CAP. OUTLAY	55,231
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$2,320,796</u></u>

SECTION 3. APPROPRIATION - FAYE W. BOOZMAN COLLEGE OF PUBLIC HEALTH. There is hereby appropriated, to the University of Arkansas for Medical Sciences, to be payable from the Targeted State Needs Program Account of the Tobacco Settlement Program Fund, for personal services and operating expenses of the University of Arkansas for Medical Sciences - Faye W. Boozman College of Public Health for the fiscal year ending June 30, 2012, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2011-2012</u>
(01) REGULAR SALARIES	\$2,561,276
(02) PERSONAL SERV MATCHING	564,670
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	50,000
(B) CONF. & TRAVEL	20,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$3,195,946

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3 SECTION 4. APPROPRIATION - ARKANSAS BIOSCIENCES INSTITUTE. There is  
 4 hereby appropriated, to the University of Arkansas for Medical Sciences, to  
 5 be payable from the Arkansas Biosciences Institute Program Account of the  
 6 Tobacco Settlement Program Fund, for personal services and operating expenses  
 7 of the University of Arkansas for Medical Sciences - Arkansas Biosciences  
 8 Institute for the fiscal year ending June 30, 2012, the following:

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10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2011-2012</u>
12 (01) REGULAR SALARIES	\$1,407,267
13 (02) PERSONAL SERV MATCHING	337,875
14 (03) MAINT. & GEN. OPERATION	
15 (A) OPER. EXPENSE	1,042,499
16 (B) CONF. & TRAVEL	23,960
17 (C) PROF. FEES	37,940
18 (D) CAP. OUTLAY	1,434,680
19 (E) DATA PROC.	0
20 (04) ARKANSAS CHILDREN'S HOSPITAL	<u>1,896,736</u>
21 TOTAL AMOUNT APPROPRIATED	<u>\$6,180,957</u>

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23 SECTION 5. APPROPRIATION - AREA HEALTH EDUCATION CENTER IN HELENA.  
 24 There is hereby appropriated, to the University of Arkansas for Medical  
 25 Sciences, to be payable from the Targeted State Needs Program Account of the  
 26 Tobacco Settlement Program Fund, for personal services and operating expenses  
 27 of the University of Arkansas for Medical Sciences - Area Health Education  
 28 Center in Helena for the fiscal year ending June 30, 2012, the following:

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30 ITEM	FISCAL YEAR
31 <u>NO.</u>	<u>2011-2012</u>
32 (01) REGULAR SALARIES	\$1,292,959
33 (02) PERSONAL SERV MATCHING	316,765
34 (03) MAINT. & GEN. OPERATION	
35 (A) OPER. EXPENSE	603,713
36 (B) CONF. & TRAVEL	52,128

1	(C) PROF. FEES	0
2	(D) CAP. OUTLAY	55,231
3	(E) DATA PROC.	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,320,796</u></u>

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

22 The provisions of this section shall be in effect only from July 1, ~~2010~~  
 23 2011 through June 30, ~~2011~~ 2012.

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

30 The provisions of this section shall be in effect only from July 1, ~~2010~~  
 31 2011 through June 30, ~~2011~~ 2012.

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33 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 35 PROVISIONS. The state-supported institution of higher education in this act  
 36 may transfer appropriations between the various line items within each

1 appropriation contained in this appropriation act. Such transfers shall be  
2 made only after the approval of the Department of Higher Education and the  
3 Chief Fiscal Officer of the State, and the approval of the Legislative  
4 Council.

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

17 The provisions of this section shall be in effect only from July 1, ~~2010~~  
18 2011 through June 30, ~~2011~~ 2012.

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

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

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

33 (d) Whenever applicable the information contained in (a) and (b) of  
34 this 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, ~~2010~~

1 2011 through June 30, ~~2011~~ 2012.

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3 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
5 COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act  
6 shall be limited to the appropriation for such agency and funds made  
7 available by law for the support of such appropriations; and the restrictions  
8 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
9 Law, the Regular Salary Procedures and Restrictions Act, or their successors,  
10 and other fiscal control laws of this State, where applicable, and  
11 regulations promulgated by the Department of Finance and Administration, as  
12 authorized by law, shall be strictly complied with in disbursement of said  
13 funds.

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15 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
17 LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds  
18 disbursed under the authority of the appropriations contained in this act  
19 shall be in compliance with the stated reasons for which this act was  
20 adopted, as evidenced by Initiated Act 1 of 2000, the Agency Requests,  
21 Executive Recommendations and Legislative Recommendations contained in the  
22 budget manuals prepared by the Department of Finance and Administration,  
23 letters, or summarized oral testimony in the official minutes of the Arkansas  
24 Legislative Council or Joint Budget Committee which relate to its passage and  
25 adoption.

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27 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the  
28 General Assembly, that the Constitution of the State of Arkansas prohibits  
29 the appropriation of funds for more than a one (1) year period; that the  
30 effectiveness of this Act on July 1, 2011 is essential to the operation of  
31 the agency for which the appropriations in this Act are provided, and that in  
32 the event of an extension of the legislative session, the delay in the  
33 effective date of this Act beyond July 1, 2011 could work irreparable harm  
34 upon the proper administration and provision of essential governmental  
35 programs. Therefore, an emergency is hereby declared to exist and this Act  
36 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, 2011.

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