

1 State of Arkansas  
2 90th General Assembly  
3 Fiscal Session, 2016  
4

# A Bill

SENATE BILL 75

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE COLLEGE OF THE  
10 OUACHITAS FOR THE FISCAL YEAR ENDING JUNE 30, 2017;  
11 AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE COLLEGE OF THE OUACHITAS  
15 APPROPRIATION FOR THE 2016-2017 FISCAL  
16 YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
23 for the College of The Ouachitas for the 2016-2017 fiscal year, the following  
24 maximum number of regular employees.  
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Item No.	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
<u>TWELVE MONTH EDUCATIONAL AND GENERAL ADMINISTRATIVE POSITIONS</u>			
(1)	President, COTO	1	\$159,215
(2)	Chief Academic Officer	1	\$127,790
(3)	Chief Fiscal Officer	1	\$119,835
(4)	Chief Student Officer	1	\$119,835
(5)	Dean of Learning	1	\$99,310



1	(6)	Dean of Workforce Development	1	\$99,310
2	(7)	Coord. Cont. Ed. & Business Outreach	1	\$93,514
3	(8)	Registrar	1	\$93,514
4	(9)	Director of Financial Aid	1	\$93,328
5	(10)	Director of Planning & Assessment	1	\$92,497
6	(11)	Director of Computer Services	1	\$91,769
7	(12)	Director of Distance Learning	1	\$91,703
8	(13)	Director of Off-Campus Operations	1	\$91,703
9	(14)	Controller	1	\$89,638
10	(15)	Director of Development	1	\$86,788
11	(16)	Director of Physical Plant	1	\$83,998
12	(17)	Director of Student Retention	1	\$85,186
13	(18)	Assistant to the President	1	\$79,173
14	(19)	Assesment Coordinator	1	\$66,435
15		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
16		<u>CLASSIFIED POSITIONS</u>		
17	(20)	Maintenance Manager	1	GRADE C121
18	(21)	Computer Support Specialist	2	GRADE C119
19	(22)	Education Counselor	1	GRADE C119
20	(23)	Database Analyst	1	GRADE C119
21	(24)	Executive Assistant to the Director	1	GRADE C118
22	(25)	Budget Specialist	1	GRADE C117
23	(26)	Grants Analyst	1	GRADE C117
24	(27)	Human Resources Analyst	1	GRADE C117
25	(28)	Accountant I	1	GRADE C116
26	(29)	HEI Program Coordinator	1	GRADE C116
27	(30)	Public Information Specialist	1	GRADE C116
28	(31)	Bookstore Manager	1	GRADE C115
29	(32)	Computer Support Technician	3	GRADE C115
30	(33)	Financial Aid Analyst	1	GRADE C115
31	(34)	Assistant Registrar	1	GRADE C115
32	(35)	Payroll Services Specialist	1	GRADE C115
33	(36)	Skilled Tradesman	2	GRADE C115
34	(37)	Food Production Manager	1	GRADE C114
35	(38)	Financial Aid Specialist	1	GRADE C113
36	(39)	Security Officer Supervisor	1	GRADE C113

1	(40)	Student Recruitment Specialist	1	GRADE C113
2	(41)	Fiscal Support Specialist	3	GRADE C112
3	(42)	Administrative Specialist III	4	GRADE C112
4	(43)	Maintenance Specialist	1	GRADE C112
5	(44)	Library Specialist	1	GRADE C111
6	(45)	Computer Lab Technician	1	GRADE C110
7	(46)	Administrative Specialist II	6	GRADE C109
8	(47)	Admissions Specialist	1	GRADE C108
9	(48)	Maintenance Assistant	1	GRADE C108
10	(49)	Administrative Specialist I	4	GRADE C106
11	(50)	Food Preparation Specialist	1	GRADE C104
12	(51)	Institutional Services Assistant	1	GRADE C103
13		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
14		<u>ACADEMIC POSITIONS</u>		
15	(52)	Division Chairperson	4	\$111,837
16	(53)	Director of Nursing	1	\$110,650
17	(54)	Librarian	1	\$101,534
18	(55)	Director of Adult Education	1	\$97,539
19	(56)	Director of Honors College	1	\$97,539
20	(57)	Director of Concurrent Enrollment	1	\$97,539
21	(58)	Director of Career Center	1	\$97,539
22	(59)	Instructor - Nursing/Resp. Therapy	7	\$92,027
23	(60)	Assistant Librarian	1	\$63,234
24		<u>NINE MONTH EDUCATIONAL AND GENERAL</u>		
25		<u>ACADEMIC POSITIONS</u>		
26	(61)	Faculty	42	\$85,186
27	(62)	Part-Time Faculty	<u>96</u>	\$42,873
28		MAX. NO. OF EMPLOYEES	224	

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the College of The Ouachitas for the 2016-2017 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: sixty (60) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the College of The Ouachitas, to be payable from the College of The Ouachitas Fund, for personal services and operating expenses of the College of The Ouachitas for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$3,055,682
(02) PERSONAL SERVICES MATCHING	825,658
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,061,149
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$4,942,489</u></u>

SECTION 4. APPROPRIATION - CASH FUNDS. There is hereby appropriated, to the College of The Ouachitas, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the College of The Ouachitas, for personal services and operating expenses of the College of The Ouachitas for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$3,000,000
(02) EXTRA HELP	1,000,000
(03) PERSONAL SERVICES MATCHING	1,800,000
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	2,800,000
(B) CONF. & TRAVEL	250,000
(C) PROF. FEES	270,486
(D) CAP. OUTLAY	2,500,000
(E) DATA PROC.	0

1	(05) CAPITAL IMPROVEMENTS	1,100,000
2	(06) FUND TRANSFERS, REFUNDS AND	
3	INVESTMENTS	200,000
4	(07) PROMOTIONAL ITEMS	<u>10,000</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$12,930,486</u>

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7 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 9 PRIORITIES. A high priority of the College of The Ouachitas shall be to  
 10 combat illiteracy and to provide industrial training in the work place.

11 The provisions of this section shall be in effect only from July 1, ~~2015~~  
 12 2016 through June 30, ~~2016~~ 2017.

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14 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HENDERSON  
 16 STATE UNIVERSITY AND COLLEGE OF THE OUACHITAS COOPERATIVE AGREEMENT.

17 (a) The General Assembly finds that:

18 (1) Henderson State University and College of The Ouachitas are  
 19 two institutions of Higher Education with a long history of cooperation and  
 20 mutual support for the pursuit of their missions to serve the residents of  
 21 their overlapping service areas;

22 (2) These institutions have entered into an agreement to  
 23 continue the goodwill that has been established between them and throughout  
 24 the communities they serve, and to enhance the level of services to the  
 25 residents of Clark County without duplicating efforts; and

26 (3) Working strategically, the institutions can meet the needs  
 27 of the residents of Clark County in a manner that fosters partnership and  
 28 collaboration.

29 (b) Based upon the agreement of the parties:

30 (1) College of The Ouachitas shall:

31 (A) Limit any offerings in Clark County to non-academic,  
 32 technical courses and programs that are not offered at Henderson State  
 33 University;

34 (B) Not offer any academic courses or programs, including  
 35 remediation, in Clark County;

36 (C)(i) Notify, meet, and discuss with Henderson State

1 University prior to offering any new credit-bearing technical programs in  
2 Clark County.

3 (ii) To minimize confusion, any such offering will be  
4 delivered in conjunction with the Community Education Center; and

5 (D) Only establish a physical presence in Clark County in  
6 partnership with Henderson State University's Community Education Center; and

7 (2)(A) Henderson State University shall offer to College of The  
8 Ouachitas the first right of refusal for the instruction of technical  
9 training courses and programs requested by business and industry that cannot  
10 be provided directly by Henderson State University.

11 (B) The courses and programs shall be provided at the  
12 Community Education Center or within Clark County.

13 (c) The provisions of this section shall be in effect only from July  
14 1, ~~2015~~ 2016 through June 30, ~~2016~~ 2017.

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16 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
17 authorized by this act shall be limited to the appropriation for such agency  
18 and funds made available by law for the support of such appropriations; and  
19 the restrictions of the State Procurement Law, the General Accounting and  
20 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
21 Procedures and Restrictions Act, the Higher Education Expenditures  
22 Restrictions Act, or their successors, and other fiscal control laws of this  
23 State, where applicable, and regulations promulgated by the Department of  
24 Finance and Administration, as authorized by law, shall be strictly complied  
25 with in disbursement of said funds.

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27 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General  
28 Assembly that any funds disbursed under the authority of the appropriations  
29 contained in this act shall be in compliance with the stated reasons for  
30 which this act was adopted, as evidenced by the Agency Requests, Executive  
31 Recommendations and Legislative Recommendations contained in the budget  
32 manuals prepared by the Department of Finance and Administration, letters, or  
33 summarized oral testimony in the official minutes of the Arkansas Legislative  
34 Council or Joint Budget Committee which relate to its passage and adoption.

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36 SECTION 9. 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 one (1) year period; that the  
3 effectiveness of this Act on July 1, 2016 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 legislative session, the delay in the  
6 effective date of this Act beyond July 1, 2016 could work irreparable harm  
7 upon the proper administration and provision of essential governmental  
8 programs. Therefore, an emergency is hereby declared to exist and this Act  
9 being necessary for the immediate preservation of the public peace, health  
10 and safety shall be in full force and effect from and after July 1, 2016.

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