

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1323

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 UNIVERSITY OF ARKANSAS
10 FOR MEDICAL SCIENCES - DONALD W. REYNOLDS CENTER ON
11 AGING, FAY W. BOOZMAN COLLEGE OF PUBLIC HEALTH,
12 ARKANSAS BIOSCIENCES INSTITUTE AND THE AREA HEALTH
13 EDUCATION CENTER IN HELENA FOR THE FISCAL YEAR ENDING
14 JUNE 30, 2014; AND FOR OTHER PURPOSES.
15

Subtitle

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18 AN ACT FOR THE UNIVERSITY OF ARKANSAS FOR
19 MEDICAL SCIENCES - REYNOLDS CENTER ON
20 AGING, BOOZMAN COLLEGE OF PUBLIC HEALTH,
21 ARK. BIOSCIENCES INSTITUTE & THE AREA
22 HEALTH ED. CENTER IN HELENA APPROPRIATION
23 FOR THE 2013-2014 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 THE AREA HEALTH ED. 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 for
33 the 2013-2014 fiscal year, the following maximum number of regular employees.
34

	Maximum Annual
Maximum	Salary Rate



Item	No.	Title	No. of Employees	Fiscal Year 2013-2014
		<u>UAMS REYNOLDS CENTER ON AGING</u>		
		<u>TWELVE MONTH EDUCATIONAL AND GENERAL ADMINISTRATIVE POSITIONS</u>		
	(1)	Project/Program Manager	1	\$86,117
	(2)	Project/Program Specialist	4	\$74,301
		<u>TWELVE MONTH EDUCATIONAL AND GENERAL CLASSIFIED POSITIONS</u>		
	(3)	Administrative Specialist III	1	GRADE C112
		<u>TWELVE MONTH EDUCATIONAL AND GENERAL ACADEMIC POSITIONS</u>		
	(4)	Faculty Pool	19	
		Professor		\$170,472
		Associate Professor		\$157,312
		Assistant Professor		\$148,531
		Instructor		\$119,350
	(5)	Education Coordinator	1	\$122,680
	(6)	Research Assistant	1	\$80,706
		<u>UAMS BOOZMAN COLL. OF PUBLIC HEALTH</u>		
		<u>TWELVE MONTH EDUCATIONAL AND GENERAL ADMINISTRATIVE POSITIONS</u>		
	(7)	Project/Program Director	1	\$95,030
	(8)	Project/Program Specialist	1	\$74,301
		<u>TWELVE MONTH EDUCATIONAL AND GENERAL CLASSIFIED POSITIONS</u>		
	(9)	Research Technologist	1	GRADE C119
	(10)	Administrative Specialist III	3	GRADE C112
	(11)	Administrative Specialist II	1	GRADE C109
		<u>TWELVE MONTH EDUCATIONAL AND GENERAL ACADEMIC POSITIONS</u>		
	(12)	Dean	1	\$253,393
	(13)	Department Chairperson	5	\$179,260
	(14)	Associate Dean	1	\$171,488
	(15)	Faculty Pool	6	
		Professor		\$170,472

1	Associate Professor		\$157,312
2	Assistant Professor		\$148,531
3	<u>ARKANSAS BIOSCIENCES INSTITUTE</u>		
4	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
5	<u>ADMINISTRATIVE POSITIONS</u>		
6	(16) Director of Biosciences Institute	1	\$266,502
7	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
8	<u>CLASSIFIED POSITIONS</u>		
9	(17) Research Technologist	6	GRADE C119
10	(18) Research Technician	4	GRADE C109
11	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
12	<u>ACADEMIC POSITIONS</u>		
13	(19) Faculty Pool	24	
14	Research Professor		\$166,489
15	Research Associate Professor		\$157,311
16	Research Assistant Professor		\$148,531
17	Research Instructor		\$102,198
18	(20) Post Doctoral Fellow	6	\$102,969
19	(21) Graduate Assistant	4	\$40,168
20	<u>UAMS AREA HLTH. ED. CTR.- HELENA</u>		
21	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
22	<u>ADMINISTRATIVE POSITIONS</u>		
23	(22) Administrative Support Pool	17	
24	Project/Program Director		\$95,030
25	Project/Program Manager		\$86,117
26	Project/Program Specialist		\$74,301
27	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
28	<u>CLASSIFIED POSITIONS</u>		
29	(23) Administrative Specialist III	2	GRADE C112
30	<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
31	<u>ACADEMIC POSITIONS</u>		
32	(24) Assistant Professor	1	\$148,531
33	(25) Clinic Instructor	<u>1</u>	\$119,351
34	MAX. NO. OF EMPLOYEES	113	

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SECTION 2. APPROPRIATION - DONALD W. REYNOLDS CENTER ON AGING. 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 - Donald W. Reynolds Center on
 5 Aging for the fiscal year ending June 30, 2014, the following:

7 ITEM	FISCAL YEAR
8 <u>NO.</u>	<u>2013-2014</u>
9 (01) REGULAR SALARIES	\$1,292,959
10 (02) PERSONAL SERVICES MATCHING	316,765
11 (03) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	603,713
13 (B) CONF. & TRAVEL	52,128
14 (C) PROF. FEES	0
15 (D) CAP. OUTLAY	55,231
16 (E) DATA PROC.	<u>0</u>
17 TOTAL AMOUNT APPROPRIATED	<u><u>\$2,320,796</u></u>

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 19 SECTION 3. APPROPRIATION - FAYE W. BOOZMAN COLLEGE OF PUBLIC HEALTH.

20 There is hereby appropriated, to the University of Arkansas for Medical
 21 Sciences, to be payable from the Targeted State Needs Program Account of the
 22 Tobacco Settlement Program Fund, for personal services and operating expenses
 23 of the University of Arkansas for Medical Sciences - Faye W. Boozman College
 24 of Public Health for the fiscal year ending June 30, 2014, the following:

26 ITEM	FISCAL YEAR
27 <u>NO.</u>	<u>2013-2014</u>
28 (01) REGULAR SALARIES	\$2,561,276
29 (02) PERSONAL SERVICES MATCHING	564,670
30 (03) MAINT. & GEN. OPERATION	
31 (A) OPER. EXPENSE	50,000
32 (B) CONF. & TRAVEL	20,000
33 (C) PROF. FEES	0
34 (D) CAP. OUTLAY	0
35 (E) DATA PROC.	<u>0</u>
36 TOTAL AMOUNT APPROPRIATED	<u><u>\$3,195,946</u></u>

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 2 SECTION 4. APPROPRIATION - ARKANSAS BIOSCIENCES INSTITUTE. There is
 3 hereby appropriated, to the University of Arkansas for Medical Sciences, to
 4 be payable from the Arkansas Biosciences Institute Program Account of the
 5 Tobacco Settlement Program Fund, for personal services and operating expenses
 6 of the University of Arkansas for Medical Sciences - Arkansas Biosciences
 7 Institute for the fiscal year ending June 30, 2014, the following:

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9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2013-2014</u>
11 (01) REGULAR SALARIES	\$1,407,267
12 (02) PERSONAL SERVICES MATCHING	337,875
13 (03) MAINT. & GEN. OPERATION	
14 (A) OPER. EXPENSE	1,042,499
15 (B) CONF. & TRAVEL	23,960
16 (C) PROF. FEES	37,940
17 (D) CAP. OUTLAY	1,434,680
18 (E) DATA PROC.	0
19 (04) ARKANSAS CHILDREN'S HOSPITAL	<u>1,896,736</u>
20 TOTAL AMOUNT APPROPRIATED	<u><u>\$6,180,957</u></u>

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22 SECTION 5. APPROPRIATION - AREA HEALTH EDUCATION CENTER IN HELENA.
 23 There is hereby appropriated, to the University of Arkansas for Medical
 24 Sciences, to be payable from the Targeted State Needs Program Account of the
 25 Tobacco Settlement Program Fund, for personal services and operating expenses
 26 of the University of Arkansas for Medical Sciences - Area Health Education
 27 Center in Helena for the fiscal year ending June 30, 2014, the following:

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29 ITEM	FISCAL YEAR
30 <u>NO.</u>	<u>2013-2014</u>
31 (01) REGULAR SALARIES	\$1,237,959
32 (02) PERSONAL SERVICES MATCHING	316,765
33 (03) MAINT. & GEN. OPERATION	
34 (A) OPER. EXPENSE	603,713
35 (B) CONF. & TRAVEL	52,128
36 (C) PROF. FEES	25,000

1	(D) CAP. OUTLAY	55,231
2	(E) DATA PROC.	0
3	(04) FUNDED DEPRECIATION	<u>30,000</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, ~~2012~~
 23 2013 through June 30, ~~2013~~ 2014.

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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, ~~2012~~
 31 2013 through June 30, ~~2013~~ 2014.

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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 could
6 be operated more efficiently if some flexibility is given to that institution
7 and that flexibility is being accomplished by providing authority to transfer
8 between items of appropriation made by this act. Since the General Assembly
9 has granted the institution broad powers under the transfer of
10 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, ~~2012~~
18 2013 through June 30, ~~2013~~ 2014.

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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 when
27 such funds expire, unless appropriated by the General Assembly and authorized
28 by the Governor.

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

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

35 The provisions of this section shall be in effect only from July 1, ~~2012~~
36 2013 through June 30, ~~2013~~ 2014.

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2 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

16 LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds
17 disbursed under the authority of the appropriations contained in this act
18 shall be in compliance with the stated reasons for which this act was
19 adopted, as evidenced by Initiated Act 1 of 2000, the Agency Requests,
20 Executive Recommendations and Legislative Recommendations contained in the
21 budget manuals prepared by the Department of Finance and Administration,
22 letters, or summarized oral testimony in the official minutes of the Arkansas
23 Legislative Council or Joint Budget Committee which relate to its passage and
24 adoption.
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26 SECTION 12. EMERGENCY CLAUSE. It is found and determined by the
27 General Assembly, that the Constitution of the State of Arkansas prohibits
28 the appropriation of funds for more than a one (1) year period; that the
29 effectiveness of this Act on July 1, 2013 is essential to the operation of
30 the agency for which the appropriations in this Act are provided, and that in
31 the event of an extension of the legislative session, the delay in the
32 effective date of this Act beyond July 1, 2013 could work irreparable harm
33 upon the proper administration and provision of essential governmental
34 programs. Therefore, an emergency is hereby declared to exist and this Act
35 being necessary for the immediate preservation of the public peace, health
36 and safety shall be in full force and effect from and after July 1, 2013.