

State of Arkansas
88th General Assembly
Fiscal Session, 2012

A Bill

SENATE BILL 74

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS SCIENCE AND TECHNOLOGY AUTHORITY FOR THE FISCAL YEAR ENDING JUNE 30, 2013; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE ARKANSAS SCIENCE AND TECHNOLOGY AUTHORITY APPROPRIATION FOR THE 2012-2013 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas Science and Technology Authority for the 2012-2013 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2012-2013
(1)	U063U	ASTA DIRECTOR	1	\$104,400
(2)	N094N	ASTA EPSCOR DIRECTOR	1	GRADE N906
(3)	B012N	ASTA ASSISTANT DIR OF ENGINEERING	1	GRADE N903
(4)	G026N	ASTA ASSISTANT DIRECTOR MGMT SVS	1	GRADE N901
(5)	A002N	ASTA ASSISTANT DIRECTOR OF FINANCE	1	GRADE N901
(6)	B015N	ASTA ASSISTANT DIRECTOR OF RESEARCH	1	GRADE N901



(7)	B016C	ASTA ASSISTANT DIRECTOR EPSCOR	1	GRADE C126
(8)	D044C	SYSTEMS ANALYST	1	GRADE C122
(9)	A052C	ACCOUNTING COORDINATOR	1	GRADE C121
(10)	G137C	ASTA RESEARCH PROGRAM COORDINATOR	1	GRADE C120
(11)	G126C	FINANCE PROGRAM COORDINATOR	1	GRADE C120
(12)	D057C	INFORMATION TECHNOLOGY MANAGER	1	GRADE C120
(13)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
(14)	D062C	DATABASE ANALYST	1	GRADE C119
(15)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
(16)	A074C	FISCAL SUPPORT SUPERVISOR	1	GRADE C118
(17)	A082C	ACCOUNTANT II	1	GRADE C117
(18)	B076C	RESEARCH PROJECT ANALYST	2	GRADE C117
(19)	C056C	ADMINISTRATIVE SPECIALIST III	1	GRADE C112
(20)	A098C	FISCAL SUPPORT SPECIALIST	<u>1</u>	GRADE C112
		MAX. NO. OF EMPLOYEES	21	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Science and Technology Authority for the 2012-2013 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: two (2) 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 Arkansas Science and Technology Authority, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Arkansas Science and Technology Authority – State Operations for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) REGULAR SALARIES	\$681,796
(02) EXTRA HELP	12,000
(03) PERSONAL SERVICES MATCHING	207,269
(04) MAINT. & GEN. OPERATION	

(A) OPER. EXPENSE	221,295
(B) CONF. & TRAVEL	27,800
(C) PROF. FEES	16,800
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) ARKANSAS RESEARCH MATCH	292,653
(06) TECHNOLOGY DEVELOPMENT	156,975
(07) SEED CAPITAL INVESTMENTS	<u>292,653</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$1,909,241</u></u>

SECTION 4. APPROPRIATION - SEED CAPITAL INVESTMENT - CASH. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for investments in technology based businesses by the Arkansas Science and Technology Authority – Seed Capital Investment – Cash for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) INVESTMENTS	<u><u>\$1,900,000</u></u>

SECTION 5. APPROPRIATION - ARKANSAS MANUFACTURING EXTENSION NETWORK - FEDERAL. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses and field services of the Arkansas Science and Technology Authority – Arkansas Manufacturing Extension Network - Federal for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	100,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0

(E) DATA PROC.	0
(02) FIELD SERVICES	<u>841,110</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$941,110</u></u>

SECTION 6. APPROPRIATION - ARKANSAS MANUFACTURING EXTENSION NETWORK - STATE. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the Miscellaneous Agencies Fund Account, for grants by the Arkansas Science and Technology Authority - Arkansas Manufacturing Extension Network - State for the fiscal year ending June 30, 2013, the following:

ITEM <u>NO.</u>	FISCAL YEAR <u>2012-2013</u>
(01) AR MANUFACTURING EXT NETWORK	<u><u>\$257,182</u></u>

SECTION 7. APPROPRIATION - ARKANSAS MANUFACTURING EXTENSION NETWORK - CASH. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Science and Technology Authority - Arkansas Manufacturing Extension Network - Cash for the fiscal year ending June 30, 2013, the following:

ITEM <u>NO.</u>	FISCAL YEAR <u>2012-2013</u>
(01) REGULAR SALARIES	\$154,772
(02) PERSONAL SERVICES MATCHING	47,125
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	99,900
(B) CONF. & TRAVEL	31,860
(C) PROF. FEES	75,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) AR MANUFACTURING NETWORK/TECHNOLOGY TRANSFER ASSIST/OTHER GRANTS & AID	 440,000

(05) FIELD SERVICES	<u>391,708</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$1,240,365</u></u>

SECTION 8. APPROPRIATION - WINTHROP ROCKEFELLER FOUNDATION GRANT.

There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses and science grants by the Arkansas Science and Technology Authority – Winthrop Rockefeller Foundation Grant for the fiscal year ending June 30, 2013, the following:

ITEM NO.	FISCAL YEAR 2012-2013
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$0
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) SCIENCE GRANTS	<u>51,563</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$51,563</u></u>

SECTION 9. APPROPRIATION - ARKANSAS EPSCOR - FEDERAL. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Science and Technology Authority – Arkansas EPSCOR - Federal for the fiscal year ending June 30, 2013, the following:

ITEM NO.	FISCAL YEAR 2012-2013
(01) REGULAR SALARIES	\$1,083,593
(02) PERSONAL SERVICES MATCHING	261,266
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	875,583
(B) CONF. & TRAVEL	138,333

(C) PROF. FEES	599,667
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) AR EPSCOR/TECHNOLOGY	
DEVELOPMENT/OTHER GRANTS & AID	<u>20,120,796</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$23,079,238</u></u>

SECTION 10. APPROPRIATION - STATE INDUSTRIAL ASSESSMENT - FEDERAL.

There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for extensive energy assessments for Arkansas Industrial Plants by the Arkansas Science and Technology Authority – State Industrial Assessment – Federal for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) GRANTS AND AID - ENERGY ASSESSMENTS	<u><u>\$25,000</u></u>

SECTION 11. APPROPRIATION - ARRA - HEALTH INFORMATION EXCHANGE PROGRAM.

There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Science and Technology Authority – Health Information Exchange Program for the fiscal year ending June 30, 2013, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) ARRA OF 2009	<u><u>\$7,909,401</u></u>

SECTION 12. APPROPRIATION - ARKANSAS ACCELERATION FUND. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the Arkansas Acceleration Fund, for grants and incentives to accelerate the economy of the State through technology and knowledge-based development of the Arkansas Science and Technology Authority for the fiscal year ending June 30, 2013, the sum of.....\$61,000,000.

SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SEED CAPITAL INVESTMENTS. Notwithstanding any other law to the contrary regarding general revenue year end fund balances, any monies received from the repayment of Seed Capital Investments authorized by the Arkansas Science and Technology Authority, shall be deposited into the State Treasury to the credit of the Miscellaneous Agencies Fund Account and shall remain in the Miscellaneous Agencies Fund Account to be made available solely for the benefit of the Arkansas Science and Technology Authority to provide additional Seed Capital Investments.

The provisions of this section shall be in effect only from July 1, ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD – TECHNOLOGY DEVELOPMENT. The Arkansas Science and Technology Authority is authorized to carry forward an amount of up to \$150,000 of any obligated but unexpended funds in the Technology Development line item in Section 3 for basic or applied research grants which remains at the end of the fiscal year ~~2010~~ 2013 to be used for the same purpose.

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

- (1) Prior to June 30, ~~2010~~ 2013 the Agency shall by written statement set forth its reason(s) for the need to carry forward said 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 by the September Arkansas Legislative Council or Joint Budget Committee meeting which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward, the program name or line item, the funding source of that appropriation and a copy of the written request set forth in (1) above;
- (3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with a written

statement as to the current status of the project, contract, purpose etc. for which the carry forward was originally requested no later than thirty (30) days prior to the time the Agency, Board, Commission or Institution presents its budget request to the Arkansas Legislative Council/Joint Budget Committee; and

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

SECTION 15. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 16. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 17. 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 one (1) year period; that the effectiveness of this Act on July 1, 2012 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 legislative session, the delay in the effective date of this Act beyond July 1, 2012 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, 2012.