

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Joint Budget Committee**

# A Bill

**HOUSE BILL 1737**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE DEPARTMENT OF POLLUTION CONTROL  
10 AND ECOLOGY FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1995;  
11 AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE DEPARTMENT OF POLLUTION CONTROL AND  
15 ECOLOGY APPROPRIATION."

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

19 SECTION 1. REGULAR SALARIES. There is hereby established for the  
20 Department of Pollution Control and Ecology for the 1993-95 biennium, the  
21 following maximum number of regular employees whose salaries shall be governed  
22 by the provisions of the Uniform Classification and Compensation Act (Arkansas  
23 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
24 Provided, however, that any position to which a specific maximum annual salary  
25 is set out herein in dollars, shall be exempt from the provisions of said  
26 Uniform Classification and Compensation Act. All persons occupying positions  
27 authorized herein are hereby governed by the provisions of the Regular  
28 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
29 successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1993-94	1994-95
35	(1) 9976	POL C DIRECTOR	1	\$ 68,462	\$ 70,858

1	(2) 199Z POL C DEPUTY DIRECTOR	3	GRADE 26
2	R038 ATTORNEY SUPERVISOR	1	
3	(3) 586Z POL CONTROL ADMR MGMT SVCS	1	GRADE 25
4	592Z POL C CHIEF MINING DIVISION	1	
5	597Z POL C CHIEF - TECHNICAL SVCS DIV	1	
6	596Z POL C CHIEF - SOLID WASTE DIVISION	1	
7	594Z POL C CHIEF - AIR DIVISION	1	
8	595Z POL C CHIEF - HAZARDOUS WASTE DIV	1	
9	593Z CHIEF WATER MANAGEMENT	1	
10	598Z POL C CHIEF - CONST ASST DIVISION	1	
11	R170 ATTORNEY SPECIALIST	5	
12	(4) 591Z POLLUTION CONTROL DIVISION CHIEF	5	GRADE 24
13	X339 ENGINEER SUPERVISOR	15	
14	903Z TECHNICAL ASSISTANCE MANAGER	3	
15	X328 POL C ASST CHIEF WATER POLLUTION	1	
16	R036 ATTORNEY	3	
17	297Z GENERAL BUSINESS MANAGER	1	
18	(5) D046 SYSTEMS APPLICATIONS SUPERVISOR	1	GRADE 23
19	B012 CHEMIST SUPERVISOR	3	
20	B106 GEOLOGY SUPERVISOR	4	
21	(6) 909Z PROGRAM SUPPORT MANAGER	12	GRADE 22
22	X338 ENGINEER, PE	34	
23	Q020 HAZARDOUS WASTE INSPECTOR SUPV	1	
24	Q006 POL C PERMIT SUPERVISOR	1	
25	B023 POL C CHIEF ECOLOGIST	1	
26	(7) B032 SENIOR GEOLOGIST	7	GRADE 21
27	R488 GRANTS ADMIN SUPV	3	
28	R460 POL C PLANNING SECTION MGR	3	
29	Q120 POL C INSPECTOR SUPV	4	
30	R376 POL C ENFORCEMENT ADMINISTRATOR	11	
31	V012 PURCHASING MANAGER	1	
32	X341 ENGINEER II	23	
33	R462 POL C PROGRAM COORD SECTION MGR	10	
34	B126 WATER USE & RESOURCE SPECIALIST	1	
35	D036 SR PROGRAMMER/ANALYST	2	

1	(8) B080 POL C ECOLOGIST II	9	GRADE 20
2	B010 CHEMIST II	11	
3	X314 PC&E AIR COMPLIANCE MONITOR	1	
4	Q108 POL C HAZARDOUS WASTE INSPECTOR	10	
5	R266 MANAGEMENT PROJECT ANALYST II	4	
6	(9) Q061 POL C INSPECTOR	72	GRADE 19
7	R168 GRANTS COORDINATOR II	3	
8	R280 PC&E PROGRAM COORDINATOR	17	
9	B030 GEOLOGIST	11	
10	R066 EMERG SVCS OPERATIONS OFFICER	1	
11	(10) D129 DATA PROCESSING COORDINATOR	1	GRADE 18
12	D034 PROGRAMMER ANALYST	4	
13	R264 MANAGEMENT PROJECT ANALYST I	8	
14	A111 ACCOUNTANT	2	
15	G028 BUILDING PLANT MAINTENANCE SUPV II	1	
16	R134 PLANNING SPECIALIST II	2	
17	N328 INFORMATION OFFICER II	3	
18	(11) R010 ADMINISTRATIVE ASSISTANT II	24	GRADE 17
19	D128 COMPUTER OPERATIONS SPECIALIST	1	
20	B078 POL C ECOLOGIST I	1	
21	(12) X333 ENGINEER TECHNICIAN	2	GRADE 16
22	(13) R009 ADMINISTRATIVE ASSISTANT I	14	GRADE 15
23	N311 COMMERCIAL ARTIST I/GRAPHIC ART I	1	
24	(14) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	4	GRADE 14
25	N327 INFORMATION OFFICER I	1	
26	K117 MEDICAL OR LEGAL SECRETARY	1	
27	(15) K153 SECRETARY II	25	GRADE 13
28	(16) K039 DOCUMENT EXAMINER II	2	GRADE 12
29	(17) K155 SECRETARY I	2	GRADE 11
30	(18) K006 DATA ENTRY SPECIALIST	<u>2</u>	GRADE 10
31	MAX NO. OF EMPLOYEES	408	
32			

33 SECTION 2. EXTRA HELP - STATE. There is hereby authorized, for the  
34 Department of Pollution Control and Ecology - State for the 1993-95 biennium,  
35 the following maximum number of part-time or temporary employees, to be known

1 as "Extra Help", payable from funds appropriated herein for such purposes:  
2 ten (10) temporary or part-time employees, when needed, at rates of pay not to  
3 exceed those provided in the Uniform Classification and Compensation Act, or  
4 its successor, or this act for the appropriate classification.

5

6 SECTION 3. EXTRA HELP - FEDERAL. There is hereby authorized, for  
7 the Department of Pollution Control and Ecology - Federal for the 1993-95  
8 biennium, the following maximum number of part-time or temporary employees, to  
9 be known as "Extra Help", payable from funds appropriated herein for such  
10 purposes: forty-two (42) temporary or part-time employees, when needed, at  
11 rates of pay not to exceed those provided in the Uniform Classification and  
12 Compensation Act, or its successor, or this act for the appropriate  
13 classification.

14

15 SECTION 4. EXTRA HELP - HAZARDOUS WASTE PERMIT PROGRAM. There is hereby  
16 authorized, for the Department of Pollution Control and Ecology - Hazardous  
17 Waste Permit Program for the 1993-95 biennium, the following maximum number of  
18 part-time or temporary employees, to be known as "Extra Help", payable from  
19 funds appropriated herein for such purposes: Four (4) temporary or part-time  
20 employees, when needed, at rates of pay not to exceed those provided in the  
21 Uniform Classification and Compensation Act, or its successor, for the  
22 appropriate classification. These four positions are utilized for a specific  
23 project and are specifically exempt from the limitations, either by act or  
24 regulation, of hours worked.

25

26 SECTION 5. APPROPRIATIONS - STATE. There is hereby appropriated, to  
27 the Department of Pollution Control and Ecology, to be payable from the  
28 Department of Pollution Control and Ecology Fund Account, for personal  
29 services and operating expenses of the Department of Pollution Control and  
30 ~~Ecology - State for the biennial period ending June 30, 1995, the following:~~

31

32 ITEM		FISCAL YEARS	
33 NO.		1993-94	1994-95
34 (01)	REGULAR SALARIES	\$ 2,056,678	\$ 2,129,160
35 (02)	EXTRA HELP	22,674	22,674

1	(03)	PERSONAL SERV MATCHING		516,771	529,776
2	(04)	MAINT. & GEN. OPERATION			
3	(A)	OPER. EXPENSE \$	465,003	\$ 465,095	
4	(B)	CONF. & TRVL.	3,745	3,885	
5	(C)	PROF. FEES	17,500	17,500	
6	(D)	CAP. OUTLAY	7,405	3,380	
7	(E)	DATA PROC.	<u>0</u>	<u>0</u>	
8		TOTAL MAINT. & GEN. OPER.		<u>493,653</u>	<u>489,860</u>
9		TOTAL AMOUNT APPROPRIATED		<u>\$ 3,089,776</u>	<u>\$ 3,171,470</u>

10

11 SECTION 6. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to  
 12 the Department of Pollution Control and Ecology, to be payable from the  
 13 federal funds as designated by the Chief Fiscal Officer of the State, for  
 14 personal services and operating expenses of the Department of Pollution  
 15 ~~Control and Ecology - Federal for the biennial period ending June 30, 1995,~~  
 16 the following:

17

18	ITEM	FISCAL YEARS	
19	NO.	1993-94	1994-95
20	(01) REGULAR SALARIES	\$ 3,942,609	\$ 4,125,759
21	(02) EXTRA HELP	27,210	27,210
22	(03) PERSONAL SERV MATCHING	1,031,533	1,068,833
23	(04) OVERTIME	6,395	6,395
24	(05) MAINT. & GEN. OPERATION		
25	(A) OPER. EXPENSE \$	2,090,240	\$ 2,114,854
26	(B) CONF. & TRVL.	49,962	49,962
27	(C) PROF. FEES	638,603	638,603
28	(D) CAP. OUTLAY	1,050,411	419,867
29	(E) DATA PROC.	<u>0</u>	<u>0</u>
30	TOTAL MAINT. & GEN. OPER.	3,829,216	3,223,286
31	(06) CONTRACTUAL SERVICES	8,000,000	8,000,000
32	(07) DATA PROCESSING RENTAL	<u>36,875</u>	<u>36,875</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 16,873,838</u>	<u>\$ 16,488,358</u>

34

35 SECTION 7. APPROPRIATIONS - WASTE WATER LICENSE. There is hereby

1 appropriated, to the Department of Pollution Control and Ecology, to be  
2 ~~payable from cash funds as defined by Arkansas Code 19-4-801 of the Department~~  
3 of Pollution Control and Ecology, for personal services and operating expenses  
4 of the Department of Pollution Control and Ecology - Waste Water License for  
5 the biennial period ending June 30, 1995, the following:

6		FISCAL YEARS	
7 ITEM		1993-94	1994-95
8 NO.			
9 (01)	REGULAR SALARIES	\$ 15,190	\$ 15,726
10 (02)	PERSONAL SERV MATCHING	4,995	5,091
11 (03)	MAINT. & GEN. OPERATION		
12	(A) OPER. EXPENSE	\$ 14,103	\$ 14,103
13	(B) CONF. & TRVL.	239	239
14	(C) PROF. FEES	14,000	14,000
15	(D) CAP. OUTLAY	0	0
16	(E) DATA PROC.	<u>0</u>	<u>0</u>
17	TOTAL MAINT. & GEN. OPER.	<u>28,342</u>	<u>28,342</u>
18	TOTAL AMOUNT APPROPRIATED	<u>\$ 48,527</u>	<u>\$ 49,159</u>

19  
20 SECTION 8. APPROPRIATIONS - LAND RECLAMATION CONTRACTS. There is  
21 ~~hereby appropriated, to the Department of Pollution Control and Ecology, to be~~  
22 payable from the Land Reclamation Fund, for reclamation contracts of the  
23 Department of Pollution Control and Ecology - Reclamation Contracts for the  
24 biennial period ending June 30, 1995, the following:

25		FISCAL YEARS	
26 ITEM		1993-94	1994-95
27 NO.			
28 (01)	RECLAMATION CONTRACTS	<u>\$ 1,000,000</u>	<u>\$ 1,000,000</u>

29  
30 SECTION 9. APPROPRIATIONS - HAZARDOUS WASTE PERMIT PROGRAM. There is  
31 hereby appropriated, to the Department of Pollution Control and Ecology, to be  
32 payable from the Hazardous Waste Permit Fund, for personal services and  
33 operating expenses of the Department of Pollution Control and Ecology -  
34 Hazardous Waste Permit Program for the biennial period ending June 30, 1995,  
35 the following:

1			
2	ITEM		FISCAL YEARS
3	NO.		1993-94      1994-95
4	(01) REGULAR SALARIES	\$ 702,080	\$ 976,186
5	(02) EXTRA HELP	57,061	57,061
6	(03) PERSONAL SERV MATCHING	191,330	260,066
7	(04) OVERTIME	7,607	7,607
8	(05) MAINT. & GEN. OPERATION		
9	(A) OPER. EXPENSE \$	104,122 \$	193,121
10	(B) CONF. & TRVL.	3,835	6,250
11	(C) PROF. FEES	71,267	71,267
12	(D) CAP. OUTLAY	69,574	76,819
13	(E) DATA PROC.	0	0
14	TOTAL MAINT. & GEN. OPER.	<u>248,798</u>	<u>347,457</u>
15	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,206,876</u>	<u>\$ 1,648,377</u>

16

17 ~~SECTION 10. APPROPRIATIONS - RECLAMATION OF ABANDONED MINES. There is~~  
 18 hereby appropriated, to the Department of Pollution Control and Ecology, to be  
 19 payable from the Abandoned Mine Reclamation Fund, for contractual services of  
 20 the Department of Pollution Control and Ecology - Reclamation of Abandoned  
 21 Mines for the biennial period ending June 30, 1995, the following:

22			
23	ITEM		FISCAL YEARS
24	NO.		1993-94      1994-95
25	(01) CONTRACTUAL SERVICES	<u>\$ 6,000,000</u>	<u>\$ 6,000,000</u>

26

27 ~~SECTION 11. APPROPRIATIONS - SURFACE COAL MINING. There is hereby~~  
 28 appropriated, to the Department of Pollution Control and Ecology, to be  
 29 payable from the Surface Coal Mining Operation Fund, for operating expenses of  
 30 the Department of Pollution Control and Ecology - Surface Coal Mining for the  
 31 biennial period ending June 30, 1995, the following:

32			
33	ITEM		FISCAL YEARS
34	NO.		1993-94      1994-95
35	(01) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE \$	13,671	\$	13,671
2	(B) CONF. & TRVL.	0		0
3	(C) PROF. FEES	0		0
4	(D) CAP. OUTLAY	0		0
5	(E) DATA PROC.	<u>0</u>		<u>0</u>
6	TOTAL MAINT. & GEN. OPER.			<u>13,671</u> <u>13,671</u>
7	TOTAL AMOUNT APPROPRIATED		\$	<u>13,671</u> <u>13,671</u>

8

9 SECTION 12. APPROPRIATIONS - MINING RECLAMATION. There is hereby

10 appropriated, to the Department of Pollution Control and Ecology, to be

11 payable from the Mining Reclamation Fund, for contractual services of the

12 Department of Pollution Control and Ecology - Mining Reclamation for the

13 biennial period ending June 30, 1995, the following:

14				
15	ITEM		FISCAL YEARS	
16	NO.		1993-94	1994-95
17	(01) CONTRACTUAL SERVICES		<u>\$ 1,600,000</u>	<u>\$ 1,600,000</u>

18

19 ~~SECTION 13. APPROPRIATIONS - FEE ADMINISTRATION. There is hereby~~

20 appropriated, to the Department of Pollution Control and Ecology, to be

21 payable from the Arkansas Department of Pollution Control and Ecology Fee

22 Fund, for personal services and operating expenses of the Department of

23 Pollution Control and Ecology - Fee Administration for the biennial period

24 ending June 30, 1995, the following:

25				
26	ITEM		FISCAL YEARS	
27	NO.		1993-94	1994-95
28	(01) REGULAR SALARIES		\$3,427,566	\$4,655,762
29	(02) EXTRA HELP		22,149	48,472
30	(03) PERSONAL SERVICES MATCHING		897,587	1,196,263
31	(04) OVERTIME		3,500	3,500
32	(05) MAINTENANCE & GENERAL OPERATIONS			
33	(A) OPER. EXPENSES	\$596,742		\$1,274,778
34	(B) CONF. & TRAVEL	24,372		34,021
35	(C) PROF. FEES	57,100		87,050

1	(D) CAPITAL OUTLAY	742,852	421,101		
2	(E) DATA PROCESSING	<u>0</u>	<u>0</u>		
3	TOTAL MAINT. & GEN. OPERATIONS			1,421,066	1,816,950
4	(06) DATA PROCESSING RENTAL			<u>14,000</u>	<u>14,000</u>
5	TOTAL AMOUNT APPROPRIATED			<u>\$5,785,868</u>	<u>\$7,734,947</u>

7 SECTION 14. APPROPRIATIONS - SOLID WASTE PERFORMANCE BONDS PROGRAM.

8 There is hereby appropriated, to the Department of Pollution Control and  
9 Ecology, to be payable from the Solid Waste Performance Bond Fund, for  
10 contractual services of the Department of Pollution Control and Ecology -  
11 Solid Waste Performance Bonds Program for the biennial period ending June 30,  
12 1995, the following:

13

14	ITEM		FISCAL YEARS	
15	NO.		1993-94	1994-95
16	(01) CONTRACTUAL SERVICES		<u>\$ 500,000</u>	<u>\$ 500,000</u>

17

18 SECTION 15. APPROPRIATIONS - HAZARDOUS WASTE CLEAN UP. There is hereby  
19 appropriated, to the Department of Pollution Control and Ecology, to be  
20 payable from the Hazardous Substance Remedial Action Trust Fund, for personal  
21 services, operating expenses and contractual services of the Department of  
22 Pollution Control and Ecology - Hazardous Waste Clean Up for the biennial  
23 period ending June 30, 1995, the following:

24

25	ITEM		FISCAL YEARS	
26	NO.		1993-94	1994-95
27	(01) REGULAR SALARIES	\$	85,759	\$ 88,782
28	(02) PERSONAL SERV MATCHING		24,444	24,986
29	(03) MAINT. & GEN. OPERATION			
30	(A) OPER. EXPENSE	\$ 11,195	\$	13,113
31	(B) CONF. & TRVL.	840		840
32	(C) PROF. FEES	353,527		452,854
33	(D) CAP. OUTLAY	524,031		257,660
34	(E) DATA PROC.	<u>0</u>		<u>0</u>
35	TOTAL MAINT. & GEN. OPER.		889,593	724,467

1	(04) CONTRACTUAL SERVICES	<u>4,000,000</u>	<u>5,000,000</u>
2	<del>TOTAL AMOUNT APPROPRIATED</del>	<del><u>\$ 4,999,796</u></del>	<del><u>\$ 5,838,235</u></del>

3

4 SECTION 16. APPROPRIATIONS - EMERGENCY RESPONSE PROGRAM. There is  
5 hereby appropriated, to the Department of Pollution Control and Ecology, to be  
6 payable from the Emergency Response Fund, for personal services, operating  
7 expenses and contractual services of the Department of Pollution Control and  
8 Ecology - Emergency Response Program for the biennial period ending June 30,  
9 1995, the following:

10

11	ITEM	FISCAL YEARS	
12	NO.	1993-94	1994-95
13	(01) REGULAR SALARIES	\$ 68,955	\$ 71,387
14	(02) PERSONAL SERV MATCHING	16,882	17,318
15	(03) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSE	\$ 15,000	\$ 15,000
17	(B) CONF. & TRVL.	0	0
18	(C) PROF. FEES	0	0
19	(D) CAP. OUTLAY	0	0
20	(E) DATA PROC.	<u>0</u>	<u>0</u>
21	TOTAL MAINT. & GEN. OPER.	15,000	15,000
22	<del>(04) CONTRACTUAL SERVICES</del>	<del><u>400,000</u></del>	<del><u>400,000</u></del>
23	TOTAL AMOUNT APPROPRIATED	<u>\$ 500,837</u>	<u>\$ 503,705</u>

24

25 SECTION 17. APPROPRIATIONS - ASBESTOS CONTROL PROGRAM. There is hereby  
26 appropriated, to the Department of Pollution Control and Ecology, to be  
27 payable from the Asbestos Control Fund, for personal services and operating  
28 expenses of the Department of Pollution Control and Ecology - Asbestos Control  
29 Program for the biennial period ending June 30, 1995, the following:

30

31	ITEM	FISCAL YEARS	
32	NO.	1993-94	1994-95
33	(01) REGULAR SALARIES	\$ 82,801	\$ 85,719
34	(02) PERSONAL SERV MATCHING	21,637	22,158
35	(03) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE \$	26,805	\$	26,805
2	(B) CONF. & TRVL.	2,325		2,325
3	(C) PROF. FEES	0		0
4	(D) CAP. OUTLAY	0		0
5	(E) DATA PROC.	<u>0</u>		<u>0</u>
6	<del>TOTAL MAINT. &amp; GEN. OPER.</del>			<del>29,130</del> <del>29,130</del>
7	TOTAL AMOUNT APPROPRIATED		\$	<u>133,568</u> \$ <u>137,007</u>

8

9 SECTION 18. APPROPRIATIONS - SOLID WASTE MANAGEMENT AND RECYCLING

10 PROGRAM. There is hereby appropriated, to the Department of Pollution Control

11 and Ecology, to be payable from the Solid Waste Management and Recycling Fund,

12 for personal services, operating expenses and recycling grants of the

13 Department of Pollution Control and Ecology - Solid Waste Management and

14 Recycling Program for the biennial period ending June 30, 1995, the following:

16	ITEM	FISCAL YEARS	
17	NO.	1993-94	1994-95
18	(01) REGULAR SALARIES	\$ 726,138	\$ 751,730
19	(02) PERSONAL SERV MATCHING	193,604	198,174
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE \$	174,934	\$ 178,591
22	(B) CONF. & TRVL.	18,238	18,238
23	(C) PROF. FEES	36,000	36,000
24	(D) CAP. OUTLAY	69,680	8,146
25	(E) DATA PROC.	<u>0</u>	<u>0</u>
26	TOTAL MAINT. & GEN. OPER.	298,852	240,975
27	(04) RECYCLING GRANTS	<u>4,650,000</u>	<u>4,650,000</u>
28	TOTAL AMOUNT APPROPRIATED	\$ <u>5,868,594</u>	\$ <u>5,840,879</u>

29

30 SECTION 19. APPROPRIATIONS - REGULATED SUBSTANCE STORAGE TANK PROGRAM -

31 SPECIAL REVENUE. There is hereby appropriated, to the Department of Pollution

32 Control and Ecology, to be payable from the Regulated Substance Storage Tank

33 Program Fund, for personal services and operating expenses of the Department

34 of Pollution Control and Ecology - Regulated Substance Storage Tank Program

35 for the biennial period ending June 30, 1995, the following:

1

2 ITEM

3 NO.

4 (01) REGULAR SALARIES

5 (02) PERSONAL SERV MATCHING

6 (03) MAINT. & GEN. OPERATION

7 (A) OPER. EXPENSE \$ 140,064 \$ 155,664

8 (B) CONF. & TRVL. 5,005 5,005

9 (C) PROF. FEES 1,960 1,960

10 (D) CAP. OUTLAY 76,500 15,300

11 ~~(E) DATA PROC. 0 0~~

12 TOTAL MAINT. & GEN. OPER. 223,529 177,929

13 TOTAL AMOUNT APPROPRIATED \$ 967,171 \$ 945,847

14

15 SECTION 20. APPROPRIATIONS - PETROLEUM STORAGE TANK TRUST FUND ACT.

16 There is hereby appropriated, to the Department of Pollution Control and  
17 Ecology, to be payable from the Petroleum Storage Tank Trust Fund, for  
18 personal services and operating expenses of the Department of Pollution  
19 Control and Ecology - Petroleum Storage Tank Trust Fund Act for the biennial  
20 period ending June 30, 1995, the following:

21

22 ITEM

23 NO.

24 (01) REGULAR SALARIES

25 (02) PERSONAL SERV MATCHING

26 (03) MAINT. & GEN. OPERATION

27 ~~(A) OPER. EXPENSE \$ 40,000,000 \$ 40,000,000~~

28 (B) CONF. & TRVL. 0 0

29 (C) PROF. FEES 0 0

30 (D) CAP. OUTLAY 0 0

31 (E) DATA PROC. 0 0

32 TOTAL MAINT. & GEN. OPER. 40,000,000 40,000,000

33 TOTAL AMOUNT APPROPRIATED \$ 40,210,573 \$ 40,217,349

34

35 SECTION 21. APPROPRIATIONS - REGULATED STORAGE TANK PROGRAM - FEDERAL.

1 There is hereby appropriated, to the Department of Pollution Control and  
2 Ecology, to be payable from the federal funds as designated by the Chief  
3 Fiscal Officer of the State, for contractual services of the Department of  
4 Pollution Control and Ecology - Regulated Storage Tank Program - Federal for  
5 the biennial period ending June 30, 1995, the following:

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7 ITEM	FISCAL YEARS	
8 NO.	1993-94	1994-95
9 (01) CONTRACTUAL SERVICES	<u>\$ 5,000,000</u>	<u>\$ 5,000,000</u>

10

11 SECTION 22. APPROPRIATIONS - HAZARDOUS WASTE MANAGEMENT PROGRAM. There  
12 is hereby appropriated, to the Department of Pollution Control and Ecology, to  
13 be payable from the Hazardous Waste Permit Fund, for personal services and  
14 operating expenses of the Department of Pollution Control and Ecology -  
15 Hazardous Waste Management Program for the biennial period ending June 30,  
16 1995, the following:

17

18 ITEM	FISCAL YEARS	
19 NO.	1993-94	1994-95
20 (01) REGULAR SALARIES	\$ 297,270	\$ 307,750
21 (02) PERSONAL SERV MATCHING	78,200	80,078
22 (03) MAINT. & GEN. OPERATION		
23 (A) OPER. EXPENSE \$	16,446	\$ 16,446
24 (B) CONF. & TRVL.	3,520	3,520
25 (C) PROF. FEES	0	0
26 (D) CAP. OUTLAY	2,475	345
27 (E) DATA PROC.	<u>0</u>	<u>0</u>
28 TOTAL MAINT. & GEN. OPER.	<u>22,441</u>	<u>20,311</u>
29 TOTAL AMOUNT APPROPRIATED	<u>\$ 397,911</u>	<u>\$ 408,139</u>

30

31 ~~SECTION 23. APPROPRIATIONS - LANDFILL POST CLOSURE PROGRAM. There is~~  
32 hereby appropriated, to the Department of Pollution Control and Ecology, to be  
33 payable from the Landfill Post-Closure Trust Fund, for personal services,  
34 operating expenses and contractual services of the Department of Pollution  
35 Control and Ecology - Landfill Post-Closure Program for the biennial period

1 ending June 30, 1995, the following:

2

3 ITEM		FISCAL YEARS	
4 NO.		1993-94	1994-95
5 (01)	REGULAR SALARIES	\$ 23,639	\$ 24,472
6 (02)	PERSONAL SERV MATCHING	6,504	6,652
7 (03)	MAINT. & GEN. OPERATION		
8	(A) OPER. EXPENSE	\$ 11,610	\$ 11,610
9	(B) CONF. & TRVL.	2,841	2,841
10	<del>(C) PROF. FEES</del>	<del>0</del>	<del>0</del>
11	(D) CAP. OUTLAY	0	0
12	(E) DATA PROC.	0	0
13	TOTAL MAINT. & GEN. OPER.	14,451	14,451
14 (04)	CONTRACTUAL SERVICES	<u>5,906,024</u>	<u>5,906,024</u>
15	TOTAL AMOUNT APPROPRIATED	<u>\$ 5,950,618</u>	<u>\$ 5,951,599</u>

16

17 SECTION 24. APPROPRIATIONS - WASTE TIRE RECYCLING PROGRAM. There is  
 18 hereby appropriated, to the Department of Pollution Control and Ecology, to be  
 19 payable from the Waste Tire Grant Fund, for tire recycling grants of the  
 20 Department of Pollution Control and Ecology - Waste Tire Recycling Program for  
 21 the biennial period ending June 30, 1995, the following:

22

23 ITEM		FISCAL YEARS	
24 NO.		1993-94	1994-95
25 (01)	TIRE RECYCLING GRANTS	<u>\$2,871,000</u>	
26	<del>\$2,871,000</del>		

27

28 SECTION 25. APPROPRIATIONS - STATE MARKETING BOARD FOR RECYCLABLES  
 29 PROGRAM. There is hereby appropriated, to the Department of Pollution Control  
 30 and Ecology, to be payable from the Marketing Board Fund, for operating  
 31 expenses of the Department of Pollution Control and Ecology - State Marketing  
 32 Board for Recyclables Program for the biennial period ending June 30, 1995,  
 33 the following:

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35 ITEM		FISCAL YEARS	
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1 NO.	1993-94	1994-95
2 <del>(01) MAINT. &amp; GEN. OPERATION</del>		
3 (A) OPER. EXPENSE \$ 22,663 \$ 22,663		
4 (B) CONF. & TRVL. 8,665 8,665		
5 (C) PROF. FEES 25,000 25,000		
6 (D) CAP. OUTLAY 0 0		
7 (E) DATA PROC. <u>0</u> <u>0</u>		
8 TOTAL MAINT. & GEN. OPER.	<u>56,328</u>	<u>56,328</u>
9 TOTAL AMOUNT APPROPRIATED	<u>\$ 56,328</u>	<u>\$ 56,328</u>

10

11 SECTION 26. APPROPRIATIONS - ENVIRONMENTAL EDUCATION PROGRAM. There is  
 12 hereby appropriated, to the Department of Pollution Control and Ecology, to be  
 13 payable from the Environmental Education Fund, for personal services and  
 14 operating expenses of the Department of Pollution Control and Ecology -  
 15 Environmental Education Program for the biennial period ending June 30, 1995,  
 16 the following:

17

18 ITEM	FISCAL YEARS	
19 NO.	1993-94	1994-95
20 (01) REGULAR SALARIES \$ 41,751 \$ 43,222		
21 <del>(02) PERSONAL SERV MATCHING</del>	<del>12,021</del>	<del>12,284</del>
22 (03) MAINT. & GEN. OPERATION		
23 (A) OPER. EXPENSE \$ 76,038 \$ 76,038		
24 (B) CONF. & TRVL. 3,000 3,000		
25 (C) PROF. FEES 30,000 30,000		
26 (D) CAP. OUTLAY 0 0		
27 (E) DATA PROC. <u>0</u> <u>0</u>		
28 TOTAL MAINT. & GEN. OPER.	<u>109,038</u>	<u>109,038</u>
29 TOTAL AMOUNT APPROPRIATED	<u>\$ 162,810</u>	<u>\$ 164,544</u>

30

31 SECTION 27. The Arkansas Department of Pollution Control and Ecology is  
 32 hereby authorized to provide special compensation to certain employees for  
 33 each full pay period (80 hours) worked in a job which requires contact with  
 34 inspection sites or emergency sites or other sites where exposure to  
 35 potentially hazardous substances is possible. State and Federal law and

1 statute mandate regulatory inspection to protect the environment and the  
2 health of the citizens of the State of Arkansas. It is further recognized  
3 that many substances which may be encountered are suspected carcinogens and/or  
4 mutagens and may create harmful health effects from either short-term or  
5 long-term exposure.

6 This special pay is to compensate the employees for the increased risk  
7 of personal injury.

8 Rate of pay will be five and one half percent (5-1/2%) above regular  
9 authorized pay or rate of pay. Payment will be controlled through personnel  
10 actions by Administrative Services, Personnel Section. Rate of pay for  
11 individuals who work less than a full pay period (80 hours) and/or transfer to  
12 other work areas not defined above will revert to their regular authorized  
13 rate of pay for that and subsequent pay periods. This covers employees who  
14 may be exposed to potentially hazardous substances during the daily  
15 performance of their job duties.

16 Eligible classifications are restricted to:

- 17 Pollution Control Inspector II
- 18 Pollution Control Haz. Wst. Inspector
- 19 Pollution Control Inspector Supervisor
- 20 Hazardous Waste Inspector Supervisor

21  
22 SECTION 28. There is hereby established a pool of twenty-three (23)  
23 positions in the title of X338 Engineer, PE, grade 22. In the event that any  
24 employee of the Department occupying the classification of X341 Engineer II,  
25 grade 21 attains certification and registration through the Arkansas Board of  
26 Registration for Engineers and Land Surveyors during the 1993-95 biennium, the  
27 Department may, after submitting verifying documentation and receiving the  
28 approval of the Chief Fiscal Officer of the State, surrender the Engineer II  
29 title for that of Engineer, PE, grade 22. It is the intent of this section  
30 that the employee shall be eligible for movement to the Engineer, PE  
31 classification on the basis of a promotion and shall be eligible for any  
32 compensation adjustments provided for by law as a result. All promotions  
33 executed under the provisions of this section shall be reported to the  
34 Legislative Council in the month following their effective date, and all  
35 positions surrendered shall remain unused for the remainder of the biennium.

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*SECTION 29. EXTRA HELP - FEE ADMINISTRATION. There is hereby authorized, for the Department of Pollution Control and Ecology - Fee Administration for the 1993-95 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: Fifteen (15) temporary or part-time employees, when needed, at rates of pay not to exceed those provided by the Uniform Classification and Compensation Act, or its successor, for the appropriate classification.*

SECTION 30. 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 Purchasing 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 31. 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 32. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 33. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such

1 invalidity shall not affect other provisions or applications of the Act which  
2 can be given effect without the invalid provision or application, and to this  
3 end the provisions of this Act are declared to be severable.

4

5       SECTION 34. GENERAL REPEALER. All laws and parts of laws in conflict  
6 with this Act are hereby repealed.

7

8       SECTION 35. EMERGENCY CLAUSE. It is hereby found and determined by the  
9 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
10 prohibits the appropriation of funds for more than a two (2) year period; that  
11 the effectiveness of this Act on July 1, 1993 is essential to the operation of  
12 the agency for which the appropriations in this Act are provided, and that in  
13 the event of an extension of the Regular Session, the delay in the effective  
14 date of this Act beyond July 1, 1993 could work irreparable harm upon the  
15 proper administration and provision of essential governmental programs.  
16 Therefore, an emergency is hereby declared to exist and this Act being  
17 necessary for the immediate preservation of the public peace, health and  
18 safety shall be in full force and effect from and after July 1, 1993.

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*/s/John E. Miller*