

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

# A Bill

**SENATE BILL 453**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR THE DEPARTMENT OF  
9 POLLUTION CONTROL AND ECOLOGY FOR IMPLEMENTATION OF THE  
10 RECOMMENDATIONS OF THE MERCURY TASK FORCE FOR THE BIENNIAL  
11 PERIOD ENDING JUNE 30, 1995; AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE DEPARTMENT OF POLLUTION CONTROL AND  
15 ECOLOGY MERCURY TASK FORCE 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	
<u>Item Class</u>			<u>No. of</u>	<u>Fiscal Years</u>	
No.	Code	Title	Employees	1993-94	1994-95
35	(1) B010	CHEMIST II	1	GRADE 20	

1 (2) B078 POLLUTION CONTROL ECOLOGIST I 3 GRADE 17  
 2 MAX NO. OF EMPLOYEES 4

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5 SECTION 2. APPROPRIATIONS - MERCURY TASK FORCE. There is hereby  
 6 appropriated, to the Department of Pollution Control and Ecology, to be  
 7 payable from the State General Services Fund Account, for personal services  
 8 and operating expenses of the Department of Pollution Control and Ecology -  
 9 Mercury Task Force Program for the biennial period ending June 30, 1995, the  
 10 following:

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12 <del>ITEM</del>		13 FISCAL YEARS	
14 NO.		1993-94	1994-95
14 (01)	REGULAR SALARIES	\$ 90,259	\$ 92,515
15 (02)	PERSONAL SERVICES MATCHING	23,919	24,516
16 (03)	MAINT. & GEN. OPERATION		
17 (A)	OPER. EXPENSES \$ 7,950	\$ 8,520	
18 (B)	CONF. & TRAVEL 0	0	
19 (C)	PROF. FEES 126,597	123,514	
20 (D)	CAPITAL OUTLAY 1,275	935	
21 (E)	DATA PROCESSING <u>0</u>	<u>0</u>	
22	TOTAL MAINT. & GEN. OPER.	135,822	132,969
23 (04)	TRANSFER TO DEPT. OF HEALTH	<u>70,000</u>	<u>30,000</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 320,000</u>	<u>\$ 280,000</u>

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27 SECTION 3. SPECIAL LANGUAGE. The Department of Pollution Control and  
 28 Ecology is hereby authorized to enter into agreements or contracts with the  
 29 Arkansas Game and Fish Commission or other entities as necessary to implement  
 30 the recommendations of the Mercury Task Force.

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32 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 33 authorized by this Act shall be limited to the appropriation for such agency  
 34 and funds made available by law for the support of such appropriations; and  
 35 the restrictions of the State Purchasing Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
2 Procedures and Restrictions Act, or their successors, and other fiscal control  
3 laws of this State, where applicable, and regulations promulgated by the  
4 Department of Finance and Administration, as authorized by law, shall be  
5 strictly complied with in disbursement of said funds.

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7       SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
8 Assembly that any funds disbursed under the authority of the appropriations  
9 contained in this Act shall be in compliance with the stated reasons for which  
10 this Act was adopted, as evidenced by the Agency Requests, Executive  
11 Recommendations and Legislative Recommendations contained in the budget  
12 manuals prepared by the Department of Finance and Administration, letters, or  
13 summarized oral testimony in the official minutes of the Arkansas Legislative  
14 Council or Joint Budget Committee which relate to its passage and adoption.

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16       SECTION 6. CODE. All provisions of this Act of a general and permanent  
17 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
18 Code Revision Commission shall incorporate the same in the Code.

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20       SECTION 7. SEVERABILITY. If any provision of this Act or the  
21 application thereof to any person or circumstance is held invalid, such  
22 invalidity shall not affect other provisions or applications of the Act which  
23 can be given effect without the invalid provision or application, and to this  
24 end the provisions of this Act are declared to be severable.

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26       SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
27 with this Act are hereby repealed.

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29       SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
30 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
31 prohibits the appropriation of funds for more than a two (2) year period; that  
32 the effectiveness of this Act on July 1, 1993 is essential to the operation of  
33 the agency for which the appropriations in this Act are provided, and that in  
34 the event of an extension of the Regular Session, the delay in the effective  
35 date of this Act beyond July 1, 1993 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.  
2 Therefore, an emergency is hereby declared to exist and this Act being  
3 necessary for the immediate preservation of the public peace, health and  
4 safety shall be in full force and effect from and after July 1, 1993.

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*/s/ Senator Moore*

***As Engrossed: 3/11/93 4/2/93***

**SB 453**

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