

Act 455 of the 1989 Regular Session.

Act 455

HB1673

By: Joint Budget Committee

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE UNDERGROUND STORAGE TANK PROGRAM OF THE DEPARTMENT OF POLLUTION CONTROL AND ECOLOGY FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1991; AND FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Department of Pollution Control and Ecology - Underground Storage Tank Program for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				1989-90	1990-91
(1)	591Z	POL C DIVISION CHIEF	1		GRADE 24
(2)	909Z	PROGRAM SUPPORT MANAGER	1		GRADE 22
(3)	X430	INSPECTION ENGINEER II	2		GRADE 21
(4)	B030	GEOLOGIST II	3		GRADE 19
(5)	Q061	POL C INSPECTOR II	4		GRADE 18
	R136	PLANNING SPECIALIST III	1		
(6)	A004	ACCOUNTANT II	1		GRADE 17
(7)	R010	ADMINISTRATIVE ASST II	2		GRADE 16
(8)	K153	SECRETARY II	1		GRADE 11
MAX NO. OF EMPLOYEES			16		

SECTION 2. APPROPRIATIONS - SPECIAL REVENUE. There is hereby appropriated, to the Department of Pollution Control and Ecology, to be payable from the Underground Storage Tank Program Fund, for personal services and operating expenses of the Underground Storage Tank Program of the Department of Pollution Control and Ecology for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS			
		1989-90		1990-91
(01)	REGULAR SALARIES	\$ 305,940	\$	319,133
(02)	PERSONAL SERV MATCHING	74,050		79,494
(03)	MAINT. & GEN. OPERATION			
	(A) OPER. EXPENSES	\$ 63,289	\$	70,540
	(B) CONF. & TRAVEL	4,090		3,120
	(C) PROF. FEES	1,750		1,960
	(D) CAPITAL OUTLAY	76,565		26,015

(E) DATA PROCESSING	_____0	_____0		
TOTAL MAINT. & GEN. OPER.			_____145,694	_____101,635
TOTAL AMOUNT APPROPRIATED			\$ 525,684	\$ 500,262
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SECTION 3. APPROPRIATIONS - TRUST. There is hereby appropriated to the Department of Pollution Control and Ecology, to be payable from the Petroleum Storage Tank Trust Fund, for operating expenses and other associated costs as authorized by the Petroleum Storage Tank Trust Fund Act, for the biennial period ending June 30, 1991, the sum of.....\$ 40,000,000.

SECTION 4. APPROPRIATIONS - FEDERAL. There is hereby appropriated to the Department of Pollution Control and Ecology, to be payable from the Department of Pollution Control and Ecology Underground Storage Tank Federal Fund, for costs of corrective action taken due to accidental releases from underground storage tanks, for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(1) CONTRACTUAL SERVICES	\$5,000,000	\$5,000,000
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SECTION 5. 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 6. 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 7. 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 8. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1989 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 Regular Session, the delay in the effective date of this Act beyond July 1, 1989 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, 1989.

APPROVED: March 9, 1989

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