

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Joint Budget Committee**

**A Bill ACT 156 OF 1991**  
**HOUSE BILL 1560**

**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 WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO  
11 THOSE FUNDS APPROPRIATED BY ACT 161 OF THE FIRST  
12 EXTRAORDINARY SESSION OF 1989, FOR THE FISCAL YEAR ENDING  
13 JUNE 30, 1991; AND FOR OTHER PURPOSES."

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

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17 SECTION 1. EXTRA HELP - HAZARDOUS WASTE PERMIT PROGRAM. There is  
18 hereby authorized, for the Department of Pollution Control and Ecology -  
19 Hazard Waste Permit Program for the 1989-91 biennium, the following maximum  
20 number of part-time or temporary employees, to be known as "Extra Help",  
21 payable from funds appropriated herein for such purposes: Two (2) temporary  
22 or part-time employees, when needed, at rates of pay not to exceed those  
23 provided in the Uniform Classification and Compensation Act, or its successor,  
24 for the appropriate classification. These two positions are utilized for a  
25 specific project and are specifically exempt from the limitations, either by  
26 act or regulation, on hours worked.

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28 SECTION 2. APPROPRIATIONS - ASBESTOS CONTROL PROGRAM. There is hereby  
29 appropriated, to the Department of Pollution Control and Ecology, to be  
30 payable from the Asbestos Control Fund, for personal services of the  
31 Department of Pollution Control and Ecology - Asbestos Control Program, for  
32 the fiscal year ending June 30, 1991, the following:

33  
34 ITEM FISCAL YEAR  
35 ~~NO.~~ ~~1990-91~~  
36 (01) REGULAR SALARIES \$ 28,881

1 (02) PERSONAL SERVICES MATCHING 7,227  
 2 TOTAL AMOUNT APPROPRIATED \$ 36,108

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4 SECTION 3. APPROPRIATIONS - FEE ADMINISTRATION. There is hereby  
 5 appropriated, to the Department of Pollution Control and Ecology - Fee  
 6 Administration, to be payable from the Arkansas Department of Pollution  
 7 Control and Ecology Fee Fund, for personal services and operating expenses of  
 8 the Department of Pollution Control and Ecology - Fee Administration which  
 9 shall be supplemental and in addition to those funds appropriated in Section  
 10 14 of Act 161 of the First Extraordinary Session of 1989, for the remainder of  
 11 the fiscal year ending June 30, 1991, the following:

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13 ITEM	FISCAL YEAR
14 <del>NO.</del>	<del>1990-91</del>
15 (01) REGULAR SALARIES	\$ 196,217
16 (02) PERSONAL SERVICES MATCHING	49,054
17 (03) MAINT. & GEN. OPERATION	
18 (A) OPER. EXPENSES \$10,762	
19 (B) CONF. & TRAVEL 0	
20 (C) PROF. FEES 0	
21 (D) CAPITAL OUTLAY 0	
22 (E) DATA PROCESSING <u>0</u>	
23 TOTAL MAINT. & GEN. OPER.	<u>10,762</u>
24 TOTAL AMOUNT APPROPRIATED	<u>\$ 256,033</u>

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26 SECTION 4. APPROPRIATIONS - SOLID WASTE MANAGEMENT AND RECYCLING  
 27 PROGRAM. There is hereby appropriated, to the Department of Pollution Control  
 28 and Ecology, to be payable from the Solid Waste Management and Recycling Fund,  
 29 for personal services and operating expenses of the Department of Pollution  
 30 Control and Ecology - Solid Waste Management and Recycling Program which shall  
 31 be supplemental and in addition to those funds appropriated in Section 19 of  
 32 Act 161 of the First Extraordinary Session of 1989, for the remainder of the  
 33 fiscal year ending June 30, 1991, the following:

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35 ITEM FISCAL YEAR

1	NO.		1990-91
2			
3	(01)	REGULAR SALARIES	\$ 100,236
4	(02)	PERSONAL SERVICES MATCHING	25,059
5	(03)	MAINT. & GEN. OPERATION	
6	(A)	OPER. EXPENSES	\$ 9,725
7	(B)	CONF. & TRAVEL	0
8	(C)	PROF. FEES	0
9	(D)	CAPITAL OUTLAY	0
10	(E)	DATA PROCESSING	<u>0</u>
11		TOTAL MAINT. & OPER.	<u>9,725</u>
12		TOTAL AMOUNT APPROPRIATED	<u>\$ 135,020</u>

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14 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
15 by this Act shall be limited to the appropriation for such agency and funds  
16 made available by law for the support of such appropriations; and the  
17 restrictions of the State Purchasing Law, the General Accounting and Budgetary  
18 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures  
19 and Restrictions Act, or their successors, and other fiscal control laws of  
20 this State, where applicable, and regulations promulgated by the Department of  
21 Finance and Administration, as authorized by law, shall be strictly complied  
22 with in disbursement of said funds.

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24 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly  
25 that any funds disbursed under the authority of the appropriations contained  
26 in this Act shall be in compliance with the stated reasons for which this Act  
27 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
28 and Legislative Recommendations contained in the budget manuals prepared by  
29 the Department of Finance and Administration, letters, or summarized oral  
30 testimony in the official minutes of the Arkansas Legislative Council or Joint  
31 Budget Committee which relate to its passage and adoption.

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33 SECTION 7. CODE. All provisions of this Act of a general and permanent  
34 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
35 Code Revision Commission shall incorporate the same in the Code.

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SECTION 8. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Eighth General Assembly, that funds provided by the Seventy-Seventh General Assembly for the operations of the Department of Pollution Control and Ecology are, due to unforeseen circumstances, insufficient for the Department of Pollution Control and Ecology to continue to provide essential governmental services; that the provisions of this act will provide the necessary monies for the Department of Pollution Control and Ecology to continue such services; and that a delay in the effective date of this Act 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 the date of its passage and approval.

APPROVED: 2-18-91

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