

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

A Bill

ACT 1174 OF 1993
HOUSE BILL 2031

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE ARKANSAS LIVESTOCK AND POULTRY
10 COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1995;
11 AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE ARKANSAS LIVESTOCK AND POULTRY COMMISSION
15 APPROPRIATION."

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

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

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1993-94	1994-95
35	(1)	9909 LIVESTOCK & POULTRY ADMINISTRATOR	1	\$ 59,131	\$ 61,200
36	(2)	6612 STATE VETERINARIAN	1	\$ 82,062	\$ 84,934

1	(3)	6602	L&P DIRECTOR OF LABS	1	\$ 65,202	\$ 67,484
2	(4)	6646	L&P BD CERTIFIED PATHOLOGIST	1	\$ 60,279	\$ 62,388
3	(5)	6614	VETERINARIAN SENIOR	3	\$ 60,196	\$ 62,302
4	(6)	6641	STATE EPIDEMIOLOGIST	1	\$ 53,126	\$ 54,985
5	(7)	Q042	DIST LIVESTOCK INSPECTION MGR	2		GRADE 23
6		B068	MICROBIOLOGIST SUPV	6		
7	(8)	A008	ACCOUNTING SUPV II	1		GRADE 21
8	(9)	B066	MICROBIOLOGIST II	2		GRADE 20
9	(10)	Q040	AREA LIVESTOCK INSPECTOR SUPV	5		GRADE 19
10		T022	LIVE & POUL COMPLIANCE OFCR SUPV	1		
11	(11)	B064	MICROBIOLOGIST I	5		GRADE 18
12		A111	ACCOUNTANT	1		
13		Q024	BRUCELLOSIS TESTING COORD	1		
14		V040	PURCHASE AGENT II/PURCHASE AGENT	1		
15	(12)	Q010	EIA INSPECTOR	3		GRADE 17
16		T024	LIVE & POUL COMPLIANCE OFCR	6		
17		R010	ADMINISTRATIVE ASSISTANT II	1		
18	(13)	Q041	LIVESTOCK INSPECTOR	30		GRADE 16
19		B067	MICROBIOLOGIST INTERN	1		
20	(14)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1		GRADE 14
21	(15)	BO49	LABORATORY TECHNICIAN II	2		GRADE 13
22		K153	SECRETARY II	3		
23	(16)	K039	DOCUMENT EXAMINER II	1		GRADE 12
24		A016	ACCOUNTING TECHNICIAN I	4		
25	(17)	B047	LABORATORY TECHNICIAN I	<u>2</u>		GRADE 11
26			MAX NO. OF EMPLOYEES	87		

27

28 SECTION 2. EXTRA HELP - GENERAL OPERATIONS. There is hereby
29 authorized, for the Arkansas Livestock and Poultry Commission for the 1993-95
30 biennium, the following maximum number of part-time or temporary employees, to
31 be known as "Extra Help", payable from funds appropriated herein for such
32 purposes: Twenty-one (21) temporary or part-time employees, when needed, at
33 rates of pay not to exceed those provided in the Uniform Classification and
34 Compensation Act, or its successor, or this act for the appropriate
35 classification.

1

2 SECTION 3. APPROPRIATIONS - GENERAL OPERATIONS. There is hereby
3 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable
4 from the Livestock and Poultry Fund Account, for personal services and
5 operating expenses of the Arkansas Livestock and Poultry Commission for the
6 biennial period ending June 30, 1995, the following:

7

8 <u>ITEM</u>	<u>FISCAL YEARS</u>	
9 NO.	1993-94	1994-95
10 (01) REGULAR SALARIES	\$ 2,208,689	\$ 2,286,407
11 (02) EXTRA HELP	52,231	52,231
12 (03) PERSONAL SERV MATCHING	624,968	638,709
13 (04) MAINT. & GEN. OPERATION		
14 (A) OPER. EXPENSE \$ 378,516 \$ 378,516		
15 (B) CONF. & TRVL. 13,967 13,967		
16 (C) PROF. FEES 0 0		
17 (D) CAP. OUTLAY 40,000 40,000		
18 (E) DATA PROC. <u>0</u> <u>0</u>		
19 TOTAL MAINT. & GEN. OPER.	432,483	432,483
20 (05) BUFFALO GNAT CONTROL PROGRAM	8,000	8,000
21 (06) PERSONAL SERVICES & OPERATING EXPENSES FOR 7		
22 COMPLIANCE OFFICERS	<u>175,000</u>	<u>175,000</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$3,501,371</u>	<u>\$3,592,830</u>

24

25 SECTION 4. REGULAR SALARIES - BRUCELLOSIS CONTROL/ERADICATION. There
26 is hereby established for the Arkansas Livestock and Poultry Commission -
27 Brucellosis Control/Eradication for the 1993-95 biennium, the following
28 maximum number of regular employees whose salaries shall be governed by the
29 provisions of the Uniform Classification and Compensation Act (Arkansas Code
30 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
31 Provided, however, that any position to which a specific maximum annual salary
32 is set out herein in dollars, shall be exempt from the provisions of said
33 Uniform Classification and Compensation Act. All persons occupying positions
34 authorized herein are hereby governed by the provisions of the Regular
35 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its

1 successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item Class			No. of	Fiscal Years	
No. Code Title			Employees	1993-94	1994-95
(1) 6642	STAFF VETERINARIAN		2	\$ 46,882	\$ 48,522
(2) T024	LIVESTOCK & POULTRY COMPLIANCE OFCR		1	GRADE 17	
(3) Q041	LIVESTOCK INSPECTOR		4	GRADE 16	
MAX NO. OF EMPLOYEES			7		

11

12 SECTION 5. EXTRA HELP - BRUCELLOSIS CONTROL/ERADICATION. There is
 13 hereby authorized, for the Arkansas Livestock and Poultry Commission -
 14 Brucellosis Control/Eradication for the 1993-95 biennium, the following
 15 maximum number of part-time or temporary employees, to be known as "Extra
 16 Help", payable from funds appropriated herein for such purposes: Twenty-one
 17 (21) temporary or part-time employees, when needed, at rates of pay not to
 18 exceed those provided in the Uniform Classification and Compensation Act, or
 19 its successor, or this act for the appropriate classification.

20

21 SECTION 6. APPROPRIATIONS - BRUCELLOSIS CONTROL/ERADICATION. There is
 22 hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be
 23 payable from the Livestock and Poultry Commission Disease and Pest Control
 24 Fund, for personal services and operating expenses of the Arkansas Livestock
 25 and Poultry Commission - Brucellosis Control/Eradication for the biennial
 26 period ending June 30, 1995, the following:

27

ITEM	FISCAL YEARS	
	1993-94	1994-95
NO.		
(01) REGULAR SALARIES	\$ 186,469	\$ 193,015
(02) EXTRA HELP	55,000	55,000
(03) PERSONAL SERV MATCHING	57,575	58,885
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 726,400	\$ 726,400
(B) CONF. & TRVL.	0	0

35

1	(C) PROF. FEES	0	0
2	(D) CAP. OUTLAY	20,000	20,000
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL MAINT. & GEN. OPER.		746,400 746,400
5	(05) CALFHOOD VACCINATION GRANTS		250,000 250,000
6	(06) BRUCELLOSIS DEPOPULATION		<u>100,000</u> <u>100,000</u>
7	TOTAL AMOUNT APPROPRIATED		<u>\$ 1,395,444</u> <u>\$ 1,403,300</u>

8

9 SECTION 7. REGULAR SALARIES. There is hereby established for the

10 Arkansas Livestock and Poultry Commission - Egg Grading for the 1993-95

11 biennium, the following maximum number of regular employees whose salaries

12 shall be governed by the provisions of the Uniform Classification and

13 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all

14 laws amendatory thereto. Provided, however, that any position to which a

15 specific maximum annual salary is set out herein in dollars, shall be exempt

16 from the provisions of said Uniform Classification and Compensation Act. All

17 persons occupying positions authorized herein are hereby governed by the

18 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas

19 Code §21-5-101), or its successor.

20

21

				Maximum Annual	
				Maximum	Salary Rate
				No. of	Fiscal Years
23	Item	Class		Employees	1993-94 1994-95
24	No.	Code	Title		
25	(1)	Q016	EGG & POULTRY DIVISION MANAGER	1	GRADE 25
26	(2)	Q001	EGG & POULTRY AREA SUPERVISOR	3	GRADE 23
27	(3)	N378	POULTRY PRODUCTS SPECIALIST	1	GRADE 20
28	(4)	Q026	EGG & POULTRY FIELD INSPECTOR SUPV	2	GRADE 19
29	(5)	A111	ACCOUNTANT	1	GRADE 18
30		Q022	SR EGG & POULTRY FIELD INSPECTOR	1	
31	(6)	Q083	SR EGG PRODUCTS INSPECTOR	2	GRADE 17
32		Q021	EGG & POULTRY FIELD INSPECTOR	6	
33		Q085	SR POULTRY GRADER	7	
34		Q087	SR SHELL EGG GRADER	2	
35	(7)	Q063	POULTRY GRADER	36	GRADE 16

1	Q019	EGG PRODUCTS INSPECTOR	1	
2	Q089	SHELL EGG GRADER	14	
3	(8) K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14
4		MAX NO. OF EMPLOYEES	78	

5

6 SECTION 8. APPROPRIATIONS - EGG GRADING. There is hereby appropriated,
7 to the Arkansas Livestock and Poultry Commission, to be payable from the
8 ~~Poultry and Egg Grading Fund, for personal services and operating expenses of~~
9 the Arkansas Livestock and Poultry Commission - Egg Grading for the biennial
10 period ending June 30, 1995, the following:

11

12 ITEM	FISCAL YEARS	
13 NO.	1993-94	1994-95
14 (01) REGULAR SALARIES	\$1,795,588	\$1,858,866
15 (02) PERSONAL SERV MATCHING	588,194	600,875
16 (03) OVERTIME	250,000	250,000
17 (04) MAINT. & GEN. OPERATION		
18 (A) OPER. EXPENSE \$	147,086	\$ 147,086
19 (B) CONF. & TRVL.	18,350	18,350
20 (C) PROF. FEES	4,500	4,500
21 (D) CAP. OUTLAY	50,000	50,000
22 (E) DATA PROC.	<u>4,500</u>	<u>4,500</u>
23 TOTAL MAINT. & GEN. OPER.	224,436	224,436
24 (05) REFUNDS/REIMBURSEMENTS	1,092,529	1,092,529
25 (06) EGG PROMOTION EXPENSE	<u>64,500</u>	<u>64,500</u>
26 TOTAL AMOUNT APPROPRIATED	<u>\$4,015,247</u>	<u>\$4,091,206</u>

27

28 SECTION 9. EXTRA HELP - SWAMP FEVER TESTING. There is hereby
29 authorized, for the Arkansas Livestock and Poultry Commission - Swamp Fever
30 Testing for the 1993-95 biennium, the following maximum number of part-time or
31 temporary employees, to be known as "Extra Help", payable from funds
32 appropriated herein for such purposes: One (1) temporary or part-time
33 employee, when needed, at rates of pay not to exceed those provided in the
34 Uniform Classification and Compensation Act, or its successor, or this Act for
35 the appropriate classification.

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2 ~~SECTION 10. APPROPRIATIONS - SWAMP FEVER TESTING. There is hereby~~
3 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable
4 from the Livestock and Poultry Fund Account, for personal services and
5 operating expenses of the Arkansas Livestock and Poultry Commission - Swamp
6 Fever Testing for the biennial period ending June 30, 1995, the following:

7

8 ITEM	FISCAL YEARS	
9 NO.	1993-94	1994-95
10 (01) EXTRA HELP	\$ 17,500	\$ 17,500
11 (02) PERSONAL SERV MATCHING	4,200	4,200
12 (03) SWAMP FEVER TESTING	<u>150,000</u>	<u>150,000</u>
13 TOTAL AMOUNT APPROPRIATED	<u>\$ 171,700</u>	<u>\$ 171,700</u>

14

15 ~~SECTION 11. APPROPRIATIONS - SMALL ANIMAL TESTING. There is hereby~~
16 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable
17 from the Livestock and Poultry Fund Account, for operating expenses of the
18 Arkansas Livestock and Poultry Commission - Small Animal Testing for the
19 biennial period ending June 30, 1995, the following:

20

21 ITEM	FISCAL YEARS	
22 NO.	1993-94	1994-95
23 (01) MAINT. & GEN. OPERATION		
24 (A) OPER. EXPENSE	\$ 125,000	\$ 125,000
25 (B) CONF. & TRVL.	0	0
26 (C) PROF. FEES	0	0
27 (D) CAP. OUTLAY	50,000	50,000
28 (E) DATA PROC.	<u>0</u>	<u>0</u>
29 TOTAL MAINT. & GEN. OPER.	<u>\$ 175,000</u>	<u>\$ 175,000</u>
30 TOTAL AMOUNT APPROPRIATED	<u>\$ 175,000</u>	<u>\$ 175,000</u>

31

32 SECTION 12. APPROPRIATIONS - LARGE ANIMALS AND POULTRY. There is
33 hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be
34 payable from the Livestock and Poultry Fund Account, for operating expenses of
35 the Arkansas Livestock and Poultry Commission - Large Animals and Poultry for

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

2

3 ITEM	FISCAL YEARS	
4 NO.	1993-94	1994-95
5 (01) MAINT. & GEN. OPERATION		
6 (A) OPER. EXPENSE \$	300,000	\$ 300,000
7 (B) CONF. & TRVL.	0	0
8 (C) PROF. FEES	0	0
9 (D) CAP. OUTLAY	100,000	100,000
10 (E) DATA PROC.	<u>0</u>	<u>0</u>
11 TOTAL MAINT. & GEN. OPER.	<u>\$ 400,000</u>	<u>\$ 400,000</u>
12 TOTAL AMOUNT APPROPRIATED	<u>\$ 400,000</u>	<u>\$ 400,000</u>

13

14 SECTION 13. APPROPRIATIONS - BRAND REGISTRY. There is hereby
15 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable
16 from the Livestock and Poultry Fund Account, for maintenance of the brand
17 registry book by the Arkansas Livestock and Poultry Commission for the
18 biennial period ending June 30, 1995 the following:

19

20 ITEM	FISCAL YEARS	
21 NO.	1993-94	1994-95
22 (01) BRAND REGISTRY	<u>\$ 6,000</u>	<u>\$ 6,000</u>

23

24 SECTION 14. APPROPRIATIONS - INDEMNITIES. There is hereby
25 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable
26 from the Miscellaneous Revolving Fund, for payment of authorized indemnities
27 by the Arkansas Livestock and Poultry Commission for the biennial period
28 ending June 30, 1995, the following:

29

30 ITEM	FISCAL YEARS	
31 NO.	1993-94	1994-95
32 (01) INDEMNITIES	<u>\$ 45,000</u>	<u>\$ 45,000</u>

33

34 SECTION 15. APPROPRIATIONS - POULTRY INDEMNITIES - CASH. There is
35 hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be

1 payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas
2 Livestock and Poultry Commission, for the payment of poultry indemnities by
3 the Arkansas Livestock and Poultry Commission for the biennial period ending
4 June 30, 1995, the following:

5

6 ITEM	FISCAL YEARS	
7 NO.	1993-94	1994-95
8 (01) POULTRY INDEMNITIES	<u>\$ 10,000</u>	<u>\$ 10,000</u>

9

10 SECTION 16. APPROPRIATIONS - SWINE TESTING. There is hereby
11 appropriated, to the Arkansas Livestock and Poultry Commission, to be payable
12 from the Livestock and Poultry Commission Swine Testing Fund, for the purpose
13 of funding the pseudorabies control and eradication program of the Arkansas
14 Livestock and Poultry Commission for the biennial period ending June 30, 1995,
15 the following:

16

17 ITEM	FISCAL YEARS	
18 NO.	1993-94	1994-95
19 (01) SWINE TESTING PROGRAM	<u>\$ 30,000</u>	<u>\$ 30,000</u>

20

21 SECTION 17. RESTRICTION. The Appropriation authorized for the Buffalo
22 Gnat Control Program in Item (05) of Section 3 of this Act, shall be expended
23 only for the control of buffalo gnats in the Arkansas counties of Miller,
24 LaFayette, Little River and parts of Hempstead.

25

26 SECTION 18. (a) The following fees shall be assessed by the Livestock
27 and Poultry Commission:

28 (1) A fee of two dollars (\$2.00) per head collected on all private
29 ownership cow tests in the state;

30 (2) A fee of two dollars (\$2.00) per head collected on all horses sold
31 in the state.

32 (3) *On each State, District, and County Fair held in the State of*
33 *Arkansas, there shall be levied a four and one half percent (4-1/2%) surcharge*
34 ~~*on each paid admission to the fairs and such levy shall be remitted to the*~~
35 *State Treasurer who shall deposit the revenues in the State Treasury as*

1 general revenues.

2 (b) *The Livestock and Poultry Commission is hereby authorized to*
3 *promulgate such rules and regulations necessary to administer the fees, rates*
4 *or charges for services established herein.*

5

6 SECTION 19. It is further the intent of the General Assembly that the
7 employees of the Livestock and Poultry Commission will continue to vaccinate
8 heifers on the farm and at the sale barns for brucellosis and will carry out
9 all the practices of the Commission which has brought the State to its current
10 near brucellosis free status.

11

12 SECTION 20. CARRY FORWARD. Any unexpended balance of appropriation
13 provided in Section 6 of this Act, which remains at the close of the fiscal
14 year ending June 30, 1994, shall be carried forward and made available for the
15 same purpose for the fiscal year ending June 30, 1995.

16

17 SECTION 21. *Any employee of the Arkansas Livestock and Poultry*
18 *Commission serving in the capacity of Livestock Inspector, EIA Inspector, or*
19 *any position as delegated by the State Veterinarian may also assume the*
20 *responsibilities and perform in the capacity of a Livestock and Poultry*
21 *Compliance Officer or NPIP Inspector.*

22

23 SECTION 22. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
24 authorized by this Act shall be limited to the appropriation for such agency
25 and funds made available by law for the support of such appropriations; and
26 the restrictions of the State Purchasing Law, the General Accounting and
27 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
28 Procedures and Restrictions Act, or their successors, and other fiscal control
29 laws of this State, where applicable, and regulations promulgated by the
30 Department of Finance and Administration, as authorized by law, shall be
31 strictly complied with in disbursement of said funds.

32

33 SECTION 23. LEGISLATIVE INTENT. It is the intent of the General
34 Assembly that any funds disbursed under the authority of the appropriations
35 contained in this Act shall be in compliance with the stated reasons for which

1 this Act was adopted, as evidenced by the Agency Requests, Executive
2 Recommendations and Legislative Recommendations contained in the budget
3 manuals prepared by the Department of Finance and Administration, letters, or
4 summarized oral testimony in the official minutes of the Arkansas Legislative
5 Council or Joint Budget Committee which relate to its passage and adoption.

6
7 SECTION 24. CODE. All provisions of this Act of a general and
8 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
9 the Arkansas Code Revision Commission shall incorporate the same in the Code.

10
11 SECTION 25. SEVERABILITY. If any provision of this Act or the
12 application thereof to any person or circumstance is held invalid, such
13 invalidity shall not affect other provisions or applications of the Act which
14 can be given effect without the invalid provision or application, and to this
15 end the provisions of this Act are declared to be severable.

16
17 SECTION 26. GENERAL REPEALER. All laws and parts of laws in conflict
18 with this Act are hereby repealed.

19
20 SECTION 27. EMERGENCY CLAUSE. It is hereby found and determined by the
21 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
22 prohibits the appropriation of funds for more than a two (2) year period; that
23 the effectiveness of this Act on July 1, 1993 is essential to the operation of
24 the agency for which the appropriations in this Act are provided, and that in
25 the event of an extension of the Regular Session, the delay in the effective
26 date of this Act beyond July 1, 1993 could work irreparable harm upon the
27 proper administration and provision of essential governmental programs.
28 Therefore, an emergency is hereby declared to exist and this Act being
29 necessary for the immediate preservation of the public peace, health and
30 safety shall be in full force and effect from and after July 1, 1993.

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/s/John E. Miller

.As Engrossed: 3/16/93 3/18/93 3/31/93 4/1/93 4/6/93

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APPROVED: 4/15/93