

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

A Bill

ACT 899 OF 1993
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
36	(2)	199Z POL C DEPUTY DIRECTOR	3	GRADE 26

1	R038 ATTORNEY SUPERVISOR	1	
2	(3) 586Z POL CONTROL ADMR MGMT SVCS	1	GRADE 25
3	592Z POL C CHIEF MINING DIVISION	1	
4	597Z POL C CHIEF - TECHNICAL SVCS DIV	1	
5	596Z POL C CHIEF - SOLID WASTE DIVISION	1	
6	594Z POL C CHIEF - AIR DIVISION	1	
7	595Z POL C CHIEF - HAZARDOUS WASTE DIV	1	
8	593Z CHIEF WATER MANAGEMENT	1	
9	598Z POL C CHIEF - CONST ASST DIVISION	1	
10	R170 ATTORNEY SPECIALIST	5	
11	(4) 591Z POLLUTION CONTROL DIVISION CHIEF	5	GRADE 24
12	X339 ENGINEER SUPERVISOR	15	
13	903Z TECHNICAL ASSISTANCE MANAGER	3	
14	X328 POL C ASST CHIEF WATER POLLUTION	1	
15	R036 ATTORNEY	3	
16	297Z GENERAL BUSINESS MANAGER	1	
17	(5) D046 SYSTEMS APPLICATIONS SUPERVISOR	1	GRADE 23
18	B012 CHEMIST SUPERVISOR	3	
19	B106 GEOLOGY SUPERVISOR	4	
20	(6) 909Z PROGRAM SUPPORT MANAGER	12	GRADE 22
21	X338 ENGINEER, PE	34	
22	Q020 HAZARDOUS WASTE INSPECTOR SUPV	1	
23	Q006 POL C PERMIT SUPERVISOR	1	
24	B023 POL C CHIEF ECOLOGIST	1	
25	(7) B032 SENIOR GEOLOGIST	7	GRADE 21
26	R488 GRANTS ADMIN SUPV	3	
27	R460 POL C PLANNING SECTION MGR	3	
28	Q120 POL C INSPECTOR SUPV	4	
29	R376 POL C ENFORCEMENT ADMINISTRATOR	11	
30	V012 PURCHASING MANAGER	1	
31	X341 ENGINEER II	23	
32	R462 POL C PROGRAM COORD SECTION MGR	10	
33	B126 WATER USE & RESOURCE SPECIALIST	1	
34	D036 SR PROGRAMMER/ANALYST	2	
35	(8) B080 POL C ECOLOGIST II	9	GRADE 20

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

31

32 SECTION 2. EXTRA HELP - STATE. There is hereby authorized, for the
33 Department of Pollution Control and Ecology - State for the 1993-95 biennium,
34 the following maximum number of part-time or temporary employees, to be known
35 as "Extra Help", payable from funds appropriated herein for such purposes:

1 ten (10) temporary or part-time employees, when needed, at rates of pay not to
2 exceed those provided in the Uniform Classification and Compensation Act, or
3 its successor, or this act for the appropriate classification.

4

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

13

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

24

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

30

ITEM		FISCAL YEARS	
NO.		1993-94	1994-95
33 (01)	REGULAR SALARIES	\$ 2,056,678	\$ 2,129,160
34 (02)	EXTRA HELP	22,674	22,674
35 (03)	PERSONAL SERV MATCHING	516,771	529,776

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

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10 SECTION 6. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to

11 the Department of Pollution Control and Ecology, to be payable from the

12 federal funds as designated by the Chief Fiscal Officer of the State, for

13 personal services and operating expenses of the Department of Pollution

14 Control and Ecology - Federal for the biennial period ending June 30, 1995,

15 ~~the following:~~

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

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

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

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

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

18
19 SECTION 8. APPROPRIATIONS - LAND RECLAMATION CONTRACTS. There is
20 hereby appropriated, to the Department of Pollution Control and Ecology, to be
21 ~~payable from the Land Reclamation Fund, for reclamation contracts of the~~
22 Department of Pollution Control and Ecology - Reclamation Contracts for the
23 biennial period ending June 30, 1995, the following:

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

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

35

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

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

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

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

		FISCAL YEARS	
32 ITEM		1993-94	1994-95
33 NO.			
34 (01)	MAINT. & GEN. OPERATION		
35	(A) OPER. EXPENSE	\$ 13,671	\$ 13,671

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

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8 ~~SECTION 12. APPROPRIATIONS - MINING RECLAMATION. There is hereby~~

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

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

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

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

13			
14	ITEM	FISCAL YEARS	
15	NO.	1993-94	1994-95
16	(01) CONTRACTUAL SERVICES	<u>\$ 1,600,000</u>	<u>\$ 1,600,000</u>

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18 SECTION 13. APPROPRIATIONS - FEE ADMINISTRATION. There is hereby

19 ~~appropriated, to the Department of Pollution Control and Ecology, to be~~

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

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

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

23 ending June 30, 1995, the following:

24			
25	ITEM	FISCAL YEARS	
26	NO.	1993-94	1994-95
27	(01) REGULAR SALARIES	\$3,427,566	\$4,655,762
28	(02) EXTRA HELP	22,149	48,472
29	(03) PERSONAL SERVICES MATCHING	897,587	1,196,263
30	(04) OVERTIME	3,500	3,500
31	(05) MAINTENANCE & GENERAL OPERATIONS		
32	(A) OPER. EXPENSES	\$596,742	\$1,274,778
33	(B) CONF. & TRAVEL	24,372	34,021
34	(C) PROF. FEES	57,100	87,050
35	(D) CAPITAL OUTLAY	742,852	421,101

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

~~6 SECTION 14. APPROPRIATIONS SOLID WASTE PERFORMANCE BONDS PROGRAM.~~

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

12			
13	ITEM	FISCAL YEARS	
14	NO.	1993-94	1994-95
15	(01) CONTRACTUAL SERVICES	<u>\$ 500,000</u>	<u>\$ 500,000</u>

~~17 SECTION 15. APPROPRIATIONS HAZARDOUS WASTE CLEAN UP. There is hereby~~

18 appropriated, to the Department of Pollution Control and Ecology, to be
19 payable from the Hazardous Substance Remedial Action Trust Fund, for personal
20 services, operating expenses and contractual services of the Department of
21 Pollution Control and Ecology - Hazardous Waste Clean Up for the biennial
22 period ending June 30, 1995, the following:

23			
24	ITEM	FISCAL YEARS	
25	NO.	1993-94	1994-95
26	(01) REGULAR SALARIES	\$ 85,759	\$ 88,782
27	(02) PERSONAL SERV MATCHING	24,444	24,986
28	(03) MAINT. & GEN. OPERATION		
29	(A) OPER. EXPENSE \$	11,195	\$ 13,113
30	(B) CONF. & TRVL.	840	840
31	(C) PROF. FEES	353,527	452,854
32	(D) CAP. OUTLAY	524,031	257,660
33	(E) DATA PROC.	<u>0</u>	<u>0</u>
34	TOTAL MAINT. & GEN. OPER.	889,593	724,467
35	(04) CONTRACTUAL SERVICES	<u>4,000,000</u>	<u>5,000,000</u>

1 TOTAL AMOUNT APPROPRIATED \$ 4,999,796 \$ 5,838,235

2
3 SECTION 16. APPROPRIATIONS - EMERGENCY RESPONSE PROGRAM. There is
4 hereby appropriated, to the Department of Pollution Control and Ecology, to be
5 payable from the Emergency Response Fund, for personal services, operating
6 expenses and contractual services of the Department of Pollution Control and
7 Ecology - Emergency Response Program for the biennial period ending June 30,
8 1995, the following:

9

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

23
24 SECTION 17. APPROPRIATIONS - ASBESTOS CONTROL PROGRAM. There is hereby
25 appropriated, to the Department of Pollution Control and Ecology, to be
26 payable from the Asbestos Control Fund, for personal services and operating
27 expenses of the Department of Pollution Control and Ecology - Asbestos Control
28 Program for the biennial period ending June 30, 1995, the following:

29

30 ITEM	FISCAL YEARS	
31 NO.	1993-94	1994-95
32 (01) REGULAR SALARIES	\$ 82,801	\$ 85,719
33 (02) PERSONAL SERV MATCHING	21,637	22,158
34 (03) MAINT. & GEN. OPERATION		
35 (A) OPER. EXPENSE \$	26,805	\$ 26,805

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

7

8 SECTION 18. APPROPRIATIONS - SOLID WASTE MANAGEMENT AND RECYCLING

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

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

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

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

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

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

28

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

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

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

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

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

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

35

1 ITEM		FISCAL YEARS	
2 NO.		1993-94	1994-95
3 (01)	REGULAR SALARIES	\$ 584,477	\$ 605,072
4 (02)	PERSONAL SERV MATCHING	159,165	162,846
5 (03)	MAINT. & GEN. OPERATION		
6	(A) OPER. EXPENSE	\$ 140,064	\$ 155,664
7	(B) CONF. & TRVL.	5,005	5,005
8	(C) PROF. FEES	1,960	1,960
9	(D) CAP. OUTLAY	76,500	15,300
10	(E) DATA PROC.	0	0
11	TOTAL MAINT. & GEN. OPER.	223,529	177,929
12	TOTAL AMOUNT APPROPRIATED	<u>\$ 967,171</u>	<u>\$ 945,847</u>

13

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

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

20

21 ITEM		FISCAL YEARS	
22 NO.		1993-94	1994-95
23 (01)	REGULAR SALARIES	\$ 163,176	\$ 168,924
24 (02)	PERSONAL SERV MATCHING	47,397	48,425
25 (03)	MAINT. & GEN. OPERATION		
26	(A) OPER. EXPENSE	\$ 40,000,000	\$ 40,000,000
27	(B) CONF. & TRVL.	0	0
28	(C) PROF. FEES	0	0
29	(D) CAP. OUTLAY	0	0
30	(E) DATA PROC.	0	0
31	TOTAL MAINT. & GEN. OPER.	<u>40,000,000</u>	<u>40,000,000</u>
32	TOTAL AMOUNT APPROPRIATED	<u>\$ 40,210,573</u>	<u>\$ 40,217,349</u>

33

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

35 There is hereby appropriated, to the Department of Pollution Control and

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

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

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

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

30 SECTION 23. APPROPRIATIONS - LANDFILL POST-CLOSURE PROGRAM. There is
31 ~~hereby appropriated, to the Department of Pollution Control and Ecology, to be~~
32 payable from the Landfill Post-Closure Trust Fund, for personal services,
33 operating expenses and contractual services of the Department of Pollution
34 Control and Ecology - Landfill Post-Closure Program for the biennial period
35 ending June 30, 1995, the following:

1				
2	ITEM		FISCAL YEARS	
3	NO.		1993-94	1994-95
4	(01) REGULAR SALARIES	\$	23,639	\$ 24,472
5	(02) PERSONAL SERV MATCHING		6,504	6,652
6	(03) MAINT. & GEN. OPERATION			
7	(A) OPER. EXPENSE	\$	11,610	\$ 11,610
8	(B) CONF. & TRVL.		2,841	2,841
9	(C) PROF. FEES		0	0
10	(D) CAP. OUTLAY		0	0
11	(E) DATA PROC.		0	0
12	TOTAL MAINT. & GEN. OPER.		14,451	14,451
13	(04) CONTRACTUAL SERVICES		<u>5,906,024</u>	<u>5,906,024</u>
14	TOTAL AMOUNT APPROPRIATED	\$	<u>5,950,618</u>	<u>\$ 5,951,599</u>

15

16 SECTION 24. APPROPRIATIONS - WASTE TIRE RECYCLING PROGRAM. There is

17 hereby appropriated, to the Department of Pollution Control and Ecology, to be

18 payable from the Waste Tire Grant Fund, for tire recycling grants of the

19 Department of Pollution Control and Ecology - Waste Tire Recycling Program for

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

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

27 SECTION 25. APPROPRIATIONS - STATE MARKETING BOARD FOR RECYCLABLES

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

29 and Ecology, to be payable from the Marketing Board Fund, for operating

30 expenses of the Department of Pollution Control and Ecology - State Marketing

31 Board for Recyclables Program for the biennial period ending June 30, 1995,

32 the following:

33				
34	ITEM		FISCAL YEARS	
35	NO.		1993-94	1994-95

1	(01) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE \$	22,663	\$ 22,663
3	(B) CONF. & TRVL.	8,665	8,665
4	(C) PROF. FEES	25,000	25,000
5	(D) CAP. OUTLAY	0	0
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL MAINT. & GEN. OPER.		<u>56,328</u> <u>56,328</u>
8	TOTAL AMOUNT APPROPRIATED		<u>\$ 56,328</u> <u>\$ 56,328</u>

9

10 SECTION 26. APPROPRIATIONS - ENVIRONMENTAL EDUCATION PROGRAM. There is

11 hereby appropriated, to the Department of Pollution Control and Ecology, to be

12 payable from the Environmental Education Fund, for personal services and

13 operating expenses of the Department of Pollution Control and Ecology -

14 Environmental Education Program for the biennial period ending June 30, 1995,

15 the following:

16			
17	ITEM	FISCAL YEARS	
18	NO.	1993-94	1994-95
19	(01) REGULAR SALARIES	\$ 41,751	\$ 43,222
20	(02) PERSONAL SERV MATCHING	12,021	12,284
21	(03) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE \$	76,038	\$ 76,038
23	(B) CONF. & TRVL.	3,000	3,000
24	(C) PROF. FEES	30,000	30,000
25	(D) CAP. OUTLAY	0	0
26	(E) DATA PROC.	<u>0</u>	<u>0</u>
27	TOTAL MAINT. & GEN. OPER.	<u>109,038</u>	<u>109,038</u>
28	TOTAL AMOUNT APPROPRIATED	<u>\$ 162,810</u>	<u>\$ 164,544</u>

29

30 SECTION 27. The Arkansas Department of Pollution Control and Ecology is

31 hereby authorized to provide special compensation to certain employees for

32 each full pay period (80 hours) worked in a job which requires contact with

33 inspection sites or emergency sites or other sites where exposure to

34 potentially hazardous substances is possible. State and Federal law and

35 statute mandate regulatory inspection to protect the environment and the

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

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

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

15 Eligible classifications are restricted to:

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

20

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

35

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

9

10 SECTION 30. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
11 authorized by this Act shall be limited to the appropriation for such agency
12 and funds made available by law for the support of such appropriations; and
13 the restrictions of the State Purchasing Law, the General Accounting and
14 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
15 Procedures and Restrictions Act, or their successors, and other fiscal control
16 laws of this State, where applicable, and regulations promulgated by the
17 Department of Finance and Administration, as authorized by law, shall be
18 strictly complied with in disbursement of said funds.

19

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

28

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

32

33 SECTION 33. SEVERABILITY. If any provision of this Act or the
34 application thereof to any person or circumstance is held invalid, such
35 invalidity shall not affect other provisions or applications of the Act which

1 can be given effect without the invalid provision or application, and to this
2 end the provisions of this Act are declared to be severable.

3

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

6

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

18

19

/s/John E. Miller

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APPROVED: 4/6/93

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