

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Joint Budget Committee**

# A Bill

**ACT 1028 OF 1995**  
**SENATE BILL 227**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE OFFICE OF EMERGENCY SERVICES  
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR  
11 OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE OFFICE OF EMERGENCY  
15 SERVICES APPROPRIATION FOR THE 1995-97  
16 BIENNIUM."

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

20 SECTION 1. REGULAR SALARIES. There is hereby established for the  
21 Office of Emergency Services for the 1995-97 biennium, the following maximum  
22 number of regular employees whose salaries shall be governed by the provisions  
23 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201  
24 et seq.), or its successor, and all laws amendatory thereto. Provided,  
25 however, that any position to which a specific maximum annual salary is set  
26 out herein in dollars, shall be exempt from the provisions of said Uniform  
27 Classification and Compensation Act. All persons occupying positions  
28 authorized herein are hereby governed by the provisions of the Regular  
29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
30 successor.

Item	Class		Maximum	Maximum Annual
			No. of	Salary Rate
			Employees	Fiscal Years
<del>No.</del>	<del>Code</del>	<del>Title</del>		<del>1995-96</del> <del>1996-97</del>
36	(1)	9979 OES DIRECTOR	1	\$ 54,128 \$ 55,481

1	(2) 632Z OES DEP DIR CHIEF FIELD OPNS	1	GRADE 24
2	(3) A057 OES ADMINISTRATIVE OFFICER	1	GRADE 21
3	R193 OES PROGRAM OPERATIONS MANAGER	3	
4	D036 SR PROGRAMMER/ANALYST	1	
5	E008 OES TRAINING PROJECT MANAGER	1	
6	(4) E068 TRAINING & EDUCATION COORD EMER SVC	1	GRADE 19
7	R064 EMERG SVCS AREA COORD	5	
8	(5) C006 COMMUNICATIONS SUPERVISOR	1	GRADE 18
9	R134 PLANNING SPECIALIST II	2	
10	V040 PURCHASE AGENT II/PURCHASE AGENT	1	
11	A111 ACCOUNTANT	1	
12	(6) C017 TELECOMMUNICATIONS SUPERVISOR	1	GRADE 17
13	R010 ADMINISTRATIVE ASSISTANT II	1	
14	G161 GENERAL MAINTENANCE REPAIRMAN	1	
15	R430 ADMINISTRATIVE OFFICER	1	
16	Y129 ELECTRONIC TECHNICIAN	2	
17	(7) C016 EMERG COMMUNICATION SPECIALIST	4	GRADE 16
18	(8) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14
19	(9) K153 SECRETARY II	<u>2</u>	GRADE 13
20	MAX NO. OF EMPLOYEES	32	

21

22 SECTION 2. EXTRA HELP. There is hereby authorized, for the Office  
23 of Emergency Services for the 1995-97 biennium, the following maximum number  
24 of part-time or temporary employees, to be known as "Extra Help", payable from  
25 funds appropriated herein for such purposes: one (1) temporary or part-time  
26 employees, when needed, at rates of pay not to exceed those provided in the  
27 Uniform Classification and Compensation Act, or its successor, or this act for  
28 the appropriate classification.

29

30 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the Office  
31 of Emergency Services, to be payable from the State General Services Fund  
32 Account, for personal services and operating expenses of the Office of  
33 Emergency Services for the biennial period ending June 30, 1997, the  
34 following:

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ITEM NO.	FISCAL YEARS	
	1995-96	1996-97
(01) REGULAR SALARIES	\$ 887,290	\$ 887,844
(02) EXTRA HELP	2,100	2,100
(03) PERSONAL SERV MATCHING	235,489	235,591
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 169,092	\$ 169,092
(B) CONF. & TRVL.	31,400	31,400
(C) PROF. FEES	8,014	8,014
(D) CAP. OUTLAY	8,000	8,000
(E) DATA PROC.	0	0
TOTAL MAINT. & GEN. OPER.	<u>216,506</u>	<u>216,506</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,341,385</u>	<u>\$ 1,342,041</u>

SECTION 4. REGULAR SALARIES - FEDERAL. There is hereby established for the Office of Emergency Services - Federal Operations for the 1995-97 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), 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 (Arkansas Code §21-5-101), or its successor.

Item Class	No. of Employees	Maximum Annual Salary Rate	
		1995-96	1996-97
(1) R193 OES PROGRAM OPERATIONS MANAGER	2	GRADE 21	
D036 SR PROGRAMMER/ANALYST	1		
(2) X337 ENGINEER	1	GRADE 20	
R266 MANAGEMENT PROJECT ANALYST II	1		
(3) E074 TRAINING REPRESENTATIVE	1	GRADE 19	

1	R064 EMERG SVCS AREA COORD	1	
2	(4) D129 DATA PROCESSING COORDINATOR	2	GRADE 18
3	D128 P C SUPPORT SPECIALIST	2	
4	R134 PLANNING SPECIALIST II	7	
5	D034 PROGRAMMER ANALYST	1	
6	A111 ACCOUNTANT	1	
7	(5) R010 ADMINISTRATIVE ASSISTANT II	2	GRADE 17
8	(6) K153 SECRETARY II	1	GRADE 13
9	(7) K155 SECRETARY I	<u>1</u>	GRADE 11
10	MAX NO. OF EMPLOYEES	24	

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12 SECTION 5. EXTRA HELP - FEDERAL. There is hereby authorized, for  
 13 the Office of Emergency Services - Federal Operations for the 1995-97  
 14 biennium, the following maximum number of part-time or temporary employees, to  
 15 be known as "Extra Help", payable from funds appropriated herein for such  
 16 purposes: eleven (11) temporary or part-time employees, when needed, at rates  
 17 of pay not to exceed those provided in the Uniform Classification and  
 18 Compensation Act, or its successor, or this act for the appropriate  
 19 classification.

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21 SECTION 6. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to  
 22 the Office of Emergency Services, to be payable from the federal funds as  
 23 designated by the Chief Fiscal Officer of the State, for personal services and  
 24 operating expenses of the Office of Emergency Services - Federal Operations  
 25 for the biennial period ending June 30, 1997, the following:

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27	ITEM	FISCAL YEARS	
28	NO.	1995-96	1996-97
29	(01) REGULAR SALARIES	\$ 528,970	\$ 530,858
30	(02) EXTRA HELP	10,000	10,000
31	(03) PERSONAL SERV MATCHING	158,009	158,365
32	(04) MAINT. & GEN. OPERATION		
33	(A) OPER. EXPENSE \$	425,211	\$ 459,211
34	(B) CONF. & TRVL.	175,598	185,598
35	(C) PROF. FEES	136,000	145,000

1	(D) CAP. OUTLAY	4,716,000	2,516,000	
2	(E) DATA PROC.	<u>0</u>	<u>0</u>	
3	TOTAL MAINT. & GEN. OPER.		5,452,809	3,305,809
4	(05) CHEMICAL DISPOSAL GRANTS		2,017,000	1,648,000
5	(06) SEMINAR CONTRACTS		<u>115,000</u>	<u>115,000</u>
6	TOTAL AMOUNT APPROPRIATED		<u>\$ 8,281,788</u>	<u>\$ 5,768,032</u>

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8 SECTION 7. EXTRA HELP - GRANTS. There is hereby authorized, for the

9 Office of Emergency Services for the 1995-97 biennium, the following maximum

10 number of part-time or temporary employees, to be known as "Extra Help",

11 payable from funds appropriated herein for such purposes: nine (9) temporary

12 or part-time employees, when needed, at rates of pay not to exceed those

13 provided in the Uniform Classification and Compensation Act, or its successor,

14 or this act for the appropriate classification.

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16 SECTION 8. APPROPRIATIONS - GRANTS. There is hereby appropriated, to

17 the Office of Emergency Services, to be payable from the federal funds as

18 designated by the Chief Fiscal Officer of the State, for personal services and

19 operating expenses, grants and aid of the Office of Emergency Services for the

20 ~~biennial period ending June 30, 1997, the following:~~

22	ITEM	FISCAL YEARS	
23	NO.	1995-96	1996-97
24	(01) REGULAR SALARIES	\$ 46,025	\$ 46,526
25	(02) EXTRA HELP	134,000	134,000
26	(03) PERSONAL SERV MATCHING	22,838	22,928
27	(04) MAINT. & GEN. OPERATION		
28	(A) OPER. EXPENSE	\$ 32,800	\$ 32,800
29	(B) CONF. & TRVL.	29,400	13,200
30	(C) PROF. FEES	20,000	20,000
31	(D) CAP. OUTLAY	96,000	96,000
32	(E) DATA PROC.	<u>0</u>	<u>0</u>
33	TOTAL MAINT. & GEN. OPER.	178,200	162,000
34	(05) DISASTER ASSISTANCE GRANTS	12,000,000	12,000,000
35	(06) POLITICAL SUBDIVISION GRANTS	<u>500,000</u>	<u>500,000</u>

1 TOTAL AMOUNT APPROPRIATED \$ 12,881,063 \$ 12,865,454

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3 SECTION 9. REGULAR SALARIES - FIRE PROTECTION BOARD. There is hereby  
4 established for the Office of Emergency Services - Fire Protection Board for  
5 the 1995-97 biennium, the following maximum number of regular employees whose  
6 salaries shall be governed by the provisions of the Uniform Classification and  
7 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all  
8 laws amendatory thereto. Provided, however, that any position to which a  
9 specific maximum annual salary is set out herein in dollars, shall be exempt  
10 from the provisions of said Uniform Classification and Compensation Act. All  
11 persons occupying positions authorized herein are hereby governed by the  
12 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
13 Code §21-5-101), or its successor.

14

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1995-96	1996-97
19	(1) 088Z	OES FIRE SERVICES ADMINISTRATOR	1	GRADE 22	
20	(2) R009	ADMINISTRATIVE ASSISTANT I	<u>1</u>	GRADE 15	
21		MAX NO. OF EMPLOYEES	2		

22

23 SECTION 10. APPROPRIATIONS - FIRE PROTECTION BOARD. There is hereby  
24 appropriated, to the Office of Emergency Services, to be payable from the  
25 State General Services Fund Account, for personal services and operating  
26 ~~expenses of the Office of Emergency Services - Fire Protection Board for the~~  
27 biennial period ending June 30, 1997, the following:

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ITEM		FISCAL YEARS			
NO.			1995-96		1996-97
31	(01) REGULAR SALARIES	\$	37,729	\$	37,729
32	(02) PERSONAL SERV MATCHING		12,211		12,211
33	(03) MAINT. & GEN. OPERATION				
34	(A) OPER. EXPENSE	\$	15,500	\$	15,500
35	(B) CONF. & TRVL.		0		0

1	(C) PROF. FEES	1,000	1,000
2	(D) CAP. OUTLAY	2,000	2,000
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL MAINT. & GEN. OPER.		<u>18,500</u> <u>18,500</u>
5	TOTAL AMOUNT APPROPRIATED		<u>\$ 68,440</u> <u>\$ 68,440</u>

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7 SECTION 11. APPROPRIATIONS - CASH. There is hereby appropriated, to the

8 ~~Office of Emergency Services, to be payable from cash funds as defined by~~

9 Arkansas Code 19-4-801 of the Office of Emergency Services, for operating

10 expenses of the Office of Emergency Services - Cash for the biennial period

11 ending June 30, 1997, the following:

12			
13	ITEM	FISCAL YEARS	
14	NO.	1995-96	1996-97
15	(01) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSE \$	8,000 \$	9,000
17	(B) CONF. & TRVL.	4,000	4,000
18	(C) PROF. FEES	0	0
19	(D) CAP. OUTLAY	14,000	14,000
20	(E) DATA PROC.	<u>0</u>	<u>0</u>
21	TOTAL MAINT. & GEN. OPER.	<u>26,000</u>	<u>27,000</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 26,000</u>	<u>\$ 27,000</u>

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24 SECTION 12. REGULAR SALARIES - OFFICE OF HAZARDOUS MATERIALS EMERGENCY

25 MANAGEMENT. There is hereby established for the Office of Emergency Services

26 - Office of Hazardous Materials Emergency Management program for the 1995-97

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

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

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

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

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

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

33 persons occupying positions authorized herein are hereby governed by the

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

35 Code §21-5-101), or its successor.

1					
2					Maximum Annual
3				Maximum	Salary Rates
4	Item Class		No. of		Fiscal Years
5	<u>No. Code</u>	<u>Title</u>	<u>Employees</u>		<u>1995-96</u> <u>1996-97</u>
6	(1) R193	OES PROGRAM OPERATION MANAGER	1		GRADE 21
7	(2) EO72	TRAINING INSTRUCTOR	1		GRADE 18
8	(3) RO10	ADMINISTRATIVE ASSISTANT II	1		GRADE 17
9	(4) K153	SECRETARY II	<u>1</u>		GRADE 13
10		MAX NO. OF EMPLOYEES	4		

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12 SECTION 13. APPROPRIATIONS - OFFICE OF HAZARDOUS MATERIALS EMERGENCY

13 MANAGEMENT. There is hereby appropriated, to the Office of Emergency Services

14 - Office of Hazardous Materials Emergency Management, to be payable from the

15 Office of Hazardous Materials Emergency Management Revolving Fund, for

16 personal services and operating expenses for the Office of Emergency Services

17 - Office of Hazardous Materials Emergency Management for the biennial period

18 ending June 30, 1997, the following:

19					
20	ITEM				FISCAL YEARS
21	<u>NO.</u>				<u>1995-96</u> <u>1996-97</u>
22	(01)	REGULAR SALARIES		\$ 93,237	\$ 95,568
23	(02)	PERSONAL SERV MATCHING		30,337	30,765
24	(03)	MAINT. & GEN. OPERATION			
25	(A)	OPER. EXPENSES	\$66,990	\$66,990	
26	(B)	CONF. & TRAVEL	11,250	11,250	
27	(C)	PROF. FEES	0	0	
28	(D)	CAPITAL OUTLAY	2,000	2,000	
29	(E)	DATA PROCESSING	<u>0</u>	<u>0</u>	
30		TOTAL MAINT. & GEN. OPER.		80,240	80,240
31	(04)	DATA PROCESSING		<u>74,580</u>	<u>74,580</u>
32		TOTAL AMOUNT APPROPRIATED		<u>\$278,394</u>	<u>\$281,153</u>

33

34 SECTION 14. DISASTER RELIEF PAY. The State Office of Emergency Service

35 is hereby authorized to provide special compensation to certain employees for

1 each full pay period (80 hours) worked in a job which requires the provision  
2 of on-site emergency disaster relief services in cases of war-time, man-made,  
3 or natural disasters. This disaster relief pay covers employees who may be  
4 exposed to hazardous or disastrous conditions during the performance of their  
5 job duties.

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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 the Office of Emergency Services Director. 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 not receive any enhanced rate of pay  
12 for that or subsequent pay periods.

13

14 A monthly report shall be made to the Arkansas Legislative Council describing  
15 all payments made to employees under the provisions of this section.

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

26

27 SECTION 16. LEGISLATIVE INTENT. It is the intent of the General  
28 Assembly that any funds disbursed under the authority of the appropriations  
29 contained in this Act shall be in compliance with the stated reasons for which  
30 this Act was adopted, as evidenced by the Agency Requests, Executive  
31 Recommendations and Legislative Recommendations contained in the budget  
32 manuals prepared by the Department of Finance and Administration, letters, or  
33 summarized oral testimony in the official minutes of the Arkansas Legislative  
34 Council or Joint Budget Committee which relate to its passage and adoption.

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

4  
5 SECTION 18. SEVERABILITY. If any provision of this Act or the  
6 application thereof to any person or circumstance is held invalid, such  
7 invalidity shall not affect other provisions or applications of the Act which  
8 can be given effect without the invalid provision or application, and to this  
9 end the provisions of this Act are declared to be severable.

10

11 SECTION 19. GENERAL REPEALER. All laws and parts of laws in conflict  
12 with this Act are hereby repealed.

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14 SECTION 20. EMERGENCY CLAUSE. It is hereby found and determined by the  
15 Eightieth General Assembly, that the Constitution of the State of Arkansas  
16 prohibits the appropriation of funds for more than a two (2) year period; that  
17 the effectiveness of this Act on July 1, 1995 is essential to the operation of  
18 the agency for which the appropriations in this Act are provided, and that in  
19 the event of an extension of the Regular Session, the delay in the effective  
20 date of this Act beyond July 1, 1995 could work irreparable harm upon the  
21 proper administration and provision of essential governmental programs.  
22 Therefore, an emergency is hereby declared to exist and this Act being  
23 necessary for the immediate preservation of the public peace, health and  
24 safety shall be in full force and effect from and after July 1, 1995.

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*/s/Russ*

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APPROVED: 4-10-95

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