

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

A Bill

ACT 96 OF 1995
HOUSE BILL 1247

For An Act To Be Entitled

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

Subtitle

14 "AN ACT FOR THE STATE FORESTRY
15 COMMISSION 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 - GENERAL OPERATIONS. There is hereby
21 established for the State Forestry Commission for the 1995-97 biennium, the
22 following maximum number of regular employees whose salaries shall be governed
23 by the provisions of the Uniform Classification and Compensation Act (Arkansas
24 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
25 Provided, however, that any position to which a specific maximum annual salary
26 is set out herein in dollars, shall be exempt from the provisions of said
27 Uniform 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	No. of	Maximum	Maximum Annual	
		Employees	Salary Rate	Fiscal Years	
No.	Code	Title	Employees	1995-96	1996-97
36	(1)	9995 STATE FORESTER	1	\$ 65,050	\$ 66,676

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1	(2)	025Z FOREST DEP STATE FORESTER	1	GRADE 25
2	(3)	015Z ASST STATE FORESTER	2	GRADE 23
3	(4)	184Z FORESTRY FISCAL OFFICER	1	GRADE 22
4		J008 STATE FOREST MANAGER	1	
5		147Z DISTRICT FORESTER	11	
6	(5)	J006 FOREST REFORESTATION MANAGER	1	GRADE 21
7		N326 FORESTRY INFORMATION & ED MANAGER	1	
8		J010 NURSERY SUPERVISOR	1	
9		R386 RURAL FIRE DEFENSE ADMR	1	
10	(6)	E114 STAFF DEVELOPMENT COORDINATOR	1	GRADE 20
11		912Z STAFF FORESTER	4	
12		A036 FIELD AUDITOR SUPERVISOR	1	
13		C020 COMMUNICATIONS SYSTEMS MANAGER	1	
14		J003 AVIATION MANAGER	1	
15		R236 FORESTRY PERSONNEL MANAGER	1	
16	(7)	B009 FOREST ENTOMOLOGIST	1	GRADE 19
17	(8)	E072 TRAINING INSTRUCTOR	2	GRADE 18
18		J022 FORESTER II	35	
19		V040 PURCHASE AGENT II/PURCHASE AGENT	3	
20		A111 ACCOUNTANT	1	
21		N328 INFORMATION OFFICER II	1	
22		R134 PLANNING SPECIALIST II	1	
23		Y005 AUTO/DIESEL MECHANIC SUPERVISOR	2	
24		V025 RURAL FIRE PROGRAM COORDINATOR	1	
25	(9)	A034 FIELD AUDITOR	1	GRADE 17
26		Y003 AUTO/DIESEL MECHANIC	6	
27		R010 ADMINISTRATIVE ASSISTANT II	1	
28		Y129 ELECTRONIC TECHNICIAN	4	
29	(10)	J013 FOREST RANGER III	60	GRADE 16
30		G027 BUILDING PLANT MAINTENANCE SUPV I	1	
31		J033 STATE FOREST FOREMAN	1	
32	(11)	K011 ADMINISTRATIVE OFFICE SUPERVISOR	1	GRADE 15
33		R444 BUSINESS CONTROLLER I	1	
34	(12)	J011 FOREST RANGER II	133	GRADE 14
35		J031 NURSERY/SEED ORCHARD TECHNICIAN	4	

1	J015 FOREST TECHNICIAN	2	
2	(13) K153 SECRETARY II	19	GRADE 13
3	(14) J005 FOREST DISPATCHER	10	GRADE 12
4	A106 ACCOUNTING TECHNICIAN I	1	
5	(15) G073 HEAVY EQUIP OPERATOR	2	GRADE 11
6	K155 SECRETARY I	<u>3</u>	
7			
	MAX NO. OF EMPLOYEES	327	

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9 SECTION 2. EXTRA HELP - GENERAL OPERATIONS. There is hereby

10 authorized, for the State Forestry Commission for the 1995-97 biennium, the

11 following maximum number of part-time or temporary employees, to be known as

12 "Extra Help", payable from funds appropriated herein for such purposes: one

13 hundred thirty eight (138) temporary or part-time employees, when needed, at

14 rates of pay not to exceed those provided in the Uniform Classification and

15 Compensation Act, or its successor, or this act for the appropriate

16 classification.

17

18 SECTION 3. APPROPRIATIONS - GENERAL OPERATIONS. There is hereby

19 appropriated, to the State Forestry Commission, to be payable from the State

20 Forestry Fund, for personal services and operating expenses of the State

21 Forestry Commission - General Operations for the biennial period ending June

22 30, 1997, the following:

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24	<u>ITEM</u>	<u>FISCAL YEARS</u>	
25	NO.	1995-96	1996-97
26	(01) REGULAR SALARIES	\$ 7,407,410	\$ 7,407,410
27	(02) EXTRA HELP	200,000	200,000
28	(03) PERSONAL SERV MATCHING	2,086,116	2,086,116
29	(04) OVERTIME	30,000	30,000
30	(05) MAINT. & GEN. OPERATION		
31	(A) OPER. EXPENSE \$	2,116,154	\$ 2,118,003
32	(B) CONF. & TRVL.	42,653	42,653
33	(C) PROF. FEES	300,000	350,000
34	(D) CAP. OUTLAY	156,000	131,000
35	(E) DATA PROC.	<u>6,000</u>	<u>6,000</u>

1	TOTAL MAINT. & GEN. OPER.	2,620,807	2,647,656
2	(06) FEDERAL INITIATIVE GRANTS	300,000	300,000
3	(07) PAYMENT IN LIEU OF TAXES	16,046	16,046
4	(08) UNIFORM ALLOWANCE	50,000	50,000
5	(09) FIRE FIGHTING EQUIPMENT	<u>521,840</u>	<u>521,840</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 13,232,219</u>	<u>\$ 13,259,068</u>

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8 SECTION 4. APPROPRIATIONS - RURAL FIRE PROTECTION SERVICE - LOANS.

9 There is hereby appropriated, to the State Forestry Commission, to be payable
 10 from the Rural Fire Protection Revolving Fund, for loans to communities for
 11 the biennial period ending June 30, 1997, the following:

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13 ITEM	FISCAL YEARS	
14 NO.	1995-96	1996-97
15 (01) LOANS	<u>\$ 1,000,000</u>	<u>\$ 1,000,000</u>

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17 SECTION 5. APPROPRIATIONS - POISON SPRINGS STATE FOREST. There is
 18 hereby appropriated, to the State Forestry Commission, to be payable from the
 19 State Forest Trust Fund, for management and operation of the State Forestry
 20 Commission - Poison Springs State Forest for the biennial period ending June
 21 30, 1997, the following:

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23 ITEM	FISCAL YEARS	
24 NO.	1995-96	1996-97
25 (01) MANAGEMENT AND OPERATION	<u>\$ 200,000</u>	<u>\$ 200,000</u>

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27 SECTION 6. APPROPRIATIONS - EMERGENCY FIRE PROGRAM. There is hereby
 28 appropriated, to the State Forestry Commission, to be payable from the
 29 Emergency Fire Trust Fund, for personal services, fire control and
 30 communications of the State Forestry Commission - Emergency Fire Program for
 31 the biennial period ending June 30, 1997, the following:

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33 ITEM	FISCAL YEARS	
34 NO.	1995-96	1996-97
35 (01) EXTRA HELP	\$ 50,000	\$ 50,000

1	(02) PERSONAL SERV MATCHING	10,000	10,000
2	(03) FIRE CONTROL/COMMUNICATE	<u>940,000</u>	<u>940,000</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,000,000</u>	<u>\$ 1,000,000</u>

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6 SECTION 7. EXTRA HELP - EMERGENCY FIRE PROGRAM. There is hereby
7 authorized, for the State Forestry Commission - Emergency Fire Program for the
8 1995-97 biennium, the following maximum number of part-time or temporary
9 employees, to be known as "Extra Help", payable from funds appropriated herein
10 for such purposes: fifty (50) temporary or part-time employees, when needed,
11 at rates of pay not to exceed those provided in the Uniform Classification and
12 Compensation Act, or its successor, or this act for the appropriate
13 classification.

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15 SECTION 8. APPROPRIATIONS - RURAL COMMUNITY FIRE PROTECTION GRANTS.
16 There is hereby appropriated, to the State Forestry Commission, to be payable
17 from the federal funds as designated by the Chief Fiscal Officer of the State,
18 ~~for grants to rural communities by the State Forestry Commission for the~~
19 biennial period ending June 30, 1997, the following:

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21 ITEM	FISCAL YEARS	
22 NO.	1995-96	1996-97
23 (01) GRANTS TO RURAL COMMUNITIES	<u>\$ 100,000</u>	<u>\$ 100,000</u>

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25 SECTION 9. APPROPRIATIONS - HARDWOOD REFORESTATION PROJECT. There is
26 hereby appropriated, to the State Forestry Commission, to be payable from cash
27 funds as defined by Arkansas Code 19-4-801 of the State Forestry Commission,
28 ~~for seed purchase by the State Forestry Commission for the biennial period~~
29 ending June 30, 1997, the following:

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31 ITEM	FISCAL YEARS	
32 NO.	1995-96	1996-97
33 (01) SEED PURCHASE	<u>\$ 200,000</u>	<u>\$ 200,000</u>

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35 SECTION 10. APPROPRIATIONS - FEDERAL URBAN FORESTRY SERVICES. There is

1 hereby appropriated, to the State Forestry Commission, to be payable from the
2 ~~federal funds as designated by the Chief Fiscal Officer of the State, for~~
3 federal urban forestry matching grants and other services of the State
4 Forestry Commission for the biennial period ending June 30, 1997, the
5 following:

7 ITEM	FISCAL YEARS	
8 NO.	1995-96	1996-97
9 (01) FEDERAL URBAN FORESTRY MATCHING	<u>\$ 200,000</u>	<u>\$ 200,000</u>
10 GRANTS AND OTHER SERVICES		

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12 SECTION 11. TRANSFER PROVISION. During either fiscal year of the
13 1995-97 biennium, if the State Forestry Commission determines that temporary
14 firefighters, dispatchers, or pilots are required to meet the demands of a
15 wildfire season, and upon approval of the Chief Fiscal Officer of the State,
16 appropriations may be transferred from either Extra Help or Professional Fees
17 and Services to the proper character code for the employment of such
18 personnel.

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20 If the State Forestry Commission determines that the most effective way for it
21 to cooperate in the growing and distribution of forest planting stock is by
22 contracting work with private vendors and/or hiring temporary employees for
23 seasonal work, the Commission is hereby authorized, upon approval by the Chief
24 Fiscal Officer, to transfer the necessary appropriation authorized by Item
25 (02) and Item (05) of Section 3.

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

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2 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General
3 Assembly that any funds disbursed under the authority of the appropriations
4 contained in this Act shall be in compliance with the stated reasons for which
5 this Act was adopted, as evidenced by the Agency Requests, Executive
6 Recommendations and Legislative Recommendations contained in the budget
7 manuals prepared by the Department of Finance and Administration, letters, or
8 summarized oral testimony in the official minutes of the Arkansas Legislative
9 Council or Joint Budget Committee which relate to its passage and adoption.

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12 SECTION 14. CODE. All provisions of this Act of a general and
13 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the
14 Arkansas Code Revision Commission shall incorporate the same in the Code.

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16 SECTION 15. SEVERABILITY. If any provision of this Act or the
17 application thereof to any person or circumstance is held invalid, such
18 invalidity shall not affect other provisions or applications of the Act which
19 can be given effect without the invalid provision or application, and to this
20 end the provisions of this Act are declared to be severable.

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22 SECTION 16. GENERAL REPEALER. All laws and parts of laws in conflict
23 with this Act are hereby repealed.

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

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APPROVED: 1/26/95