

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H2/13/03 H3/10/03

A Bill

Act 643 of 2003
HOUSE BILL 1450

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 SOIL AND WATER CONSERVATION COMMISSION FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS SOIL AND WATER
17 CONSERVATION COMMISSION APPROPRIATION
18 FOR THE 2003-2005 BIENNIUM.
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20
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES - STATE OPERATIONS. There is hereby
25 established for the Arkansas Soil and Water Conservation Commission - State
26 Operations for the 2003-2005 biennium, the following maximum number of
27 regular employees whose salaries shall be governed by the provisions of the
28 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
29 seq.), or its successor, and all laws amendatory thereto. Provided, however,
30 that any position to which a specific maximum annual salary is set out herein
31 in dollars, shall be exempt from the provisions of said Uniform
32 Classification and Compensation Act. All persons occupying positions
33 authorized herein are hereby governed by the provisions of the Regular
34 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
35 successor.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				Fiscal Year 2003-2004	Fiscal Year 2004-2005
5	(1) 9916	SOIL & WATER EXECUTIVE DIRECTOR	1	\$86,445	\$88,487
6	(2) 010Z	SOIL & WATER DEP DIR/CHIEF ENGINEER	1	GRADE 26	
7	(3) 593Z	CHIEF WATER MANAGEMENT	1	GRADE 26	
8	(4) R170	ATTORNEY SPECIALIST	1	GRADE 25	
9	(5) 045Z	SOIL & WATER FISCAL ADMINISTRATOR	1	GRADE 24	
10	(6) X339	ENGINEER SUPERVISOR	2	GRADE 24	
11	(7) B106	GEOLOGY SUPERVISOR	1	GRADE 23	
12	(8) B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
13	(9) D066	SYSTEMS COORDINATION ANALYST II	1	GRADE 22	
14	(10) X338	ENGINEER, PE	3	GRADE 22	
15	(11) B126	WATER USE & RESOURCE SPECIALIST	1	GRADE 21	
16	(12) D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE 21	
17	(13) R102	RURAL CONSTRUCTION GRANT/FIN OFCR	2	GRADE 21	
18	(14) X410	LAND RESOURCE SPECIALIST SUPERVISOR	1	GRADE 21	
19	(15) R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
20	(16) X408	LAND RESOURCE SPECIALIST	2	GRADE 19	
21	(17) A111	ACCOUNTANT	2	GRADE 18	
22	(18) R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
23	(19) R162	STATISTICIAN/STATISTICIAN II	1	GRADE 17	
24	(20) K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
25	(21) K153	SECRETARY II	<u>2</u>	GRADE 13	
26	MAX. NO. OF EMPLOYEES		28		

27

28 SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for
 29 the Arkansas Soil and Water Conservation Commission – State Operations for
 30 the 2003-2005 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 employees, 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
 35 for the appropriate classification.

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SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Arkansas Soil and Water Conservation Commission - State Operations for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 1,199,121	\$ 1,231,497
(02) EXTRA HELP	1,200	1,200
(03) PERSONAL SERV MATCH	306,537	312,271
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	395,059	395,059
(B) CONF. & TRAVEL	10,165	10,165
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) CONSERVATION DISTRICT EXPENSE	939,990	939,990
(06) SURVEYS & INVESTIGATIONS	3,500	3,500
(07) WATER PLANNING	118,981	118,981
(08) RESEARCH PROJECT	<u>1,682</u>	<u>1,682</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,976,235</u>	<u>\$ 3,014,345</u>

SECTION 4. REGULAR SALARIES - SAFE DRINKING WATER - CASH. There is hereby established for the Arkansas Soil and Water Conservation Commission - Safe Drinking Water - Cash for the 2003-2005 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	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
(2)	X338	ENGINEER, PE	1	GRADE 22	
(3)	R102	RURAL CONSTRUCTION GRANT/FIN OFCR	3	GRADE 21	
(4)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
(5)	A108	ACCOUNTING TECHNICIAN II	<u>1</u>	GRADE 15	
MAX. NO. OF EMPLOYEES			7		

SECTION 5. EXTRA HELP - SAFE DRINKING WATER - CASH. There is hereby authorized, for the Arkansas Soil and Water Conservation Commission – Safe Drinking Water - Cash for the 2003-2005 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: four (4) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 6. APPROPRIATION - SAFE DRINKING WATER - CASH. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Soil and Water Conservation Commission – Safe Drinking Water - Cash for the biennial period ending June 30, 2005, the following:

ITEM NO.		FISCAL YEARS	
		2003-2004	2004-2005
(01)	REGULAR SALARIES	\$ 244,918	\$ 251,531
(02)	EXTRA HELP	32,000	32,000
(03)	PERSONAL SERV MATCH	69,362	70,533
(04)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	85,800	85,800
(B)	CONF. & TRAVEL	12,000	12,000

1	(C) PROF. FEES	87,752	87,752
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 531,832</u>	<u>\$ 539,616</u>

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6 SECTION 7. REGULAR SALARIES - SOIL AND WATER GRANTS - CASH. There is
7 hereby established for the Arkansas Soil and Water Conservation Commission -
8 Soil and Water Grants - Cash for the 2003-2005 biennium, the following
9 maximum number of regular employees whose salaries shall be governed by the
10 provisions of the Uniform Classification and Compensation Act (Arkansas Code
11 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
12 Provided, however, that any position to which a specific maximum annual
13 salary is set out herein in dollars, shall be exempt from the provisions of
14 said Uniform Classification and Compensation Act. All persons occupying
15 positions authorized herein are hereby governed by the provisions of the
16 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
17 or its successor.

19					Maximum Annual
20					Salary Rate
21	Item	Class		Maximum	Fiscal Years
22	No.	Code	Title	No. of	
				Employees	2003-2004
					2004-2005
23	(1)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22
24	(2)	B014	PROFESSIONAL GEOLOGIST	1	GRADE 22
25	(3)	B024	BIOLOGIST II	1	GRADE 19
26	(4)	X306	CHIEF CONSTRUCTION INSPECTOR	1	GRADE 19
27	(5)	A111	ACCOUNTANT	2	GRADE 18
28	(6)	N360	PUBLIC AFFAIRS SPECIALIST	1	GRADE 18
29	(7)	X315	CONSTRUCTION INSPECTOR	1	GRADE 18
30	(8)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17
31	(9)	X333	ENGINEER TECHNICIAN	<u>1</u>	GRADE 16
32			MAX. NO. OF EMPLOYEES	10	

33
34 SECTION 8. APPROPRIATION - SOIL & WATER GRANTS - CASH. There is hereby
35 appropriated, to the Arkansas Soil and Water Conservation Commission, to be
36 payable from the cash fund deposited in the State Treasury as determined by

1 the Chief Fiscal Officer of the State, for personal services and operating
 2 expenses of the Arkansas Soil and Water Conservation Commission – Soil &
 3 Water Grants – Cash for the biennial period ending June 30, 2005, the
 4 following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 316,255	\$ 324,794
(02) PERSONAL SERV MATCH	89,608	91,120
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	149,231	149,231
(B) CONF. & TRAVEL	10,000	10,000
(C) PROF. FEES	22,250	22,250
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) SOIL & WATER GRANTS & LOANS	1,981,017	1,981,017
(05) TRAINING/CONTRACT SERVICE	<u>85,000</u>	<u>85,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,653,361</u>	<u>\$ 2,663,412</u>

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 20 SECTION 9. APPROPRIATION - DAM INVENTORY. There is hereby appropriated, to
 21 the Arkansas Soil and Water Conservation Commission, to be payable from the
 22 federal funds as designated by the Chief Fiscal Officer of the State, for
 23 operating expenses of the Arkansas Soil and Water Conservation Commission –
 24 Dam Inventory for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 24,216	\$ 24,216
(B) CONF. & TRAVEL	7,000	7,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 31,216</u>	<u>\$ 31,216</u>

35
 36 SECTION 10. REGULAR SALARIES - FLOOD INSURANCE PROGRAM. There is hereby

1 established for the Arkansas Soil and Water Conservation Commission - Flood
 2 Insurance Program for the 2003-2005 biennium, the following maximum number of
 3 regular employees whose salaries shall be governed by the provisions of the
 4 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
 5 seq.), or its successor, and all laws amendatory thereto. Provided, however,
 6 that any position to which a specific maximum annual salary is set out herein
 7 in dollars, shall be exempt from the provisions of said Uniform
 8 Classification and Compensation Act. All persons occupying positions
 9 authorized herein are hereby governed by the provisions of the Regular
 10 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
 11 successor.

			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class	Title	Employees	2003-2004	2004-2005
17	(1)	B099 ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
18	(2)	R134 PLANNING SPECIALIST II	1	GRADE 18	
19	(3)	K153 SECRETARY II	<u>1</u>	GRADE 13	
20	MAX. NO. OF EMPLOYEES		3		

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 22 SECTION 11. EXTRA HELP - FLOOD INSURANCE PROGRAM. There is hereby
 23 authorized, for the Arkansas Soil and Water Conservation Commission - Flood
 24 Insurance Program for the 2003-2005 biennium, the following maximum number of
 25 part-time or temporary employees, to be known as "Extra Help", payable from
 26 funds appropriated herein for such purposes: one (1) temporary or part-time
 27 employees, when needed, at rates of pay not to exceed those provided in the
 28 Uniform Classification and Compensation Act, or its successor, or this act
 29 for the appropriate classification.

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 31 SECTION 12. APPROPRIATION - FLOOD INSURANCE PROGRAM. There is hereby
 32 appropriated, to the Arkansas Soil and Water Conservation Commission, to be
 33 payable from the federal funds as designated by the Chief Fiscal Officer of
 34 the State, for personal services and operating expenses of the Arkansas Soil
 35 and Water Conservation Commission - Flood Insurance Program for the biennial
 36 period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 73,667	\$ 75,656
(02) EXTRA HELP	7,000	7,000
(03) PERSONAL SERV MATCH	23,666	24,018
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	18,139	18,139
(B) CONF. & TRAVEL	5,571	5,571
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 128,043</u>	<u>\$ 130,384</u>

SECTION 13. REGULAR SALARIES - WATER QUALITY PLAN IMPLEMENTATION. There is hereby established for the Arkansas Soil and Water Conservation Commission – Water Quality Plan Implementation for the 2003-2005 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 No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2003-2004	2004-2005
(1)	593Z	CHIEF WATER MANAGEMENT	1	GRADE 26	
(2)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
(3)	B126	WATER USE & RESOURCE SPECIALIST	1	GRADE 21	
(4)	E014	DIRECTOR MULTI-MEDIA SERVICES	1	GRADE 19	
(5)	R168	GRANTS COORDINATOR II	<u>1</u>	GRADE 19	

1 MAX. NO. OF EMPLOYEES 5

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3 SECTION 14. APPROPRIATION - WATER QUALITY PLAN IMPLEMENTATION. There is
 4 hereby appropriated, to the Arkansas Soil and Water Conservation Commission,
 5 to be payable from the State General Services Fund Account, for personal
 6 services and operating expenses of the Arkansas Soil and Water Conservation
 7 Commission - Water Quality Plan Implementation for the biennial period ending
 8 June 30, 2005, the following:

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ITEM	FISCAL YEARS	
NO.	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 230,010	\$ 236,221
(02) PERSONAL SERV MATCH	57,535	58,635
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	3,200	3,200
(B) CONF & TRAVEL	1,000	1,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) WATER QUALITY MATCH GRANTS	722,000	722,000
(05) WATER QUALITY TECHNICAN	<u>750,000</u>	<u>750,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,763,745</u>	<u>\$ 1,771,055</u>

23

24 SECTION 15. REGULAR SALARIES - WATER DEVELOPMENT GENERAL OBLIGATION BOND
 25 PROGRAM. There is hereby established for the Arkansas Soil and Water
 26 Conservation Commission - Water Development General Obligation Bond Program
 27 for the 2003-2005 biennium, the following maximum number of regular employees
 28 whose salaries shall be governed by the provisions of the Uniform
 29 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
 30 its successor, and all laws amendatory thereto. Provided, however, that any
 31 position to which a specific maximum annual salary is set out herein in
 32 dollars, shall be exempt from the provisions of said Uniform Classification
 33 and Compensation Act. All persons occupying positions authorized herein are
 34 hereby governed by the provisions of the Regular Salaries Procedures and
 35 Restrictions Act (Arkansas Code §21-5-101), or its successor.

36

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	X338	ENGINEER, PE	1	GRADE 22	
(2)	R010	ADMINISTRATIVE ASSISTANT II	<u>1</u>	GRADE 17	
		MAX. NO. OF EMPLOYEES	2		

SECTION 16. APPROPRIATION - WATER DEVELOPMENT GENERAL OBLIGATION BOND PROGRAM. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the Water Resources Development Construction Fund, for personal services and operating expenses of the Arkansas Soil and Water Conservation Commission – Water Development General Obligation Bond Program for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 74,922	\$ 76,945
(02) PERSONAL SERV MATCH	19,989	20,347
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	1,000	1,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) DISBURSEMENTS FOR WATER PROJECTS	<u>19,512,773</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 19,608,684</u>	<u>\$ 98,292</u>

SECTION 17. REGULAR SALARIES - POLLUTION ABATEMENT WASTE DISPOSAL BOND PROGRAM. There is hereby established for the Arkansas Soil and Water Conservation Commission – Pollution Abatement Waste Disposal Bond Program for the 2003-2005 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

1 position to which a specific maximum annual salary is set out herein in
 2 dollars, shall be exempt from the provisions of said Uniform Classification
 3 and Compensation Act. All persons occupying positions authorized herein are
 4 hereby governed by the provisions of the Regular Salaries Procedures and
 5 Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	R170	ATTORNEY SPECIALIST	1	GRADE 25	
(2)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
(3)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14	
		MAX. NO. OF EMPLOYEES	3		

16 SECTION 18. APPROPRIATION - POLLUTION ABATEMENT WASTE DISPOSAL BOND
 17 PROGRAM. There is hereby appropriated, to the Arkansas Soil and Water
 18 Conservation Commission, to be payable from the Waste Disposal and Pollution
 19 Abatement Facilities Bond Fund, for personal services and operating expenses
 20 of the Arkansas Soil and Water Conservation Commission - Pollution Abatement
 21 Waste Disposal Bond Program for the biennial period ending June 30, 2005, the
 22 following:

ITEM NO.		FISCAL YEARS	
		2003-2004	2004-2005
(01)	REGULAR SALARIES	\$ 105,777	\$ 108,633
(02)	PERSONAL SERV MATCH	28,813	29,319
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	6,400	6,400
(B)	CONF. & TRAVEL	2,000	2,000
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	0	0
(04)	POLLUTION ABATEMENT PROJ CONSTRUCTION	<u>14,301,323</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 14,444,313</u>	<u>\$ 146,352</u>

1 SECTION 19. REGULAR SALARIES - NONPOINT SOURCE POLLUTION CONTROL PROGRAM.
 2 There is hereby established for the Arkansas Soil and Water Conservation
 3 Commission – Nonpoint Source Pollution Control Program for the 2003-2005
 4 biennium, the following maximum number of regular employees whose salaries
 5 shall be governed by the provisions of the Uniform Classification and
 6 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
 7 all laws amendatory thereto. Provided, however, that any position to which a
 8 specific maximum annual salary is set out herein in dollars, shall be exempt
 9 from the provisions of said Uniform Classification and Compensation Act. All
 10 persons occupying positions authorized herein are hereby governed by the
 11 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
 12 Code §21-5-101), or its successor.

			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class	Title	Employees	2003-2004	2004-2005
18	(1) X339	ENGINEER SUPERVISOR	1	GRADE	24
19	(2) B014	PROFESSIONAL GEOLOGIST	1	GRADE	22
20	(3) B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE	22
21	(4) X338	ENGINEER, PE	3	GRADE	22
22	(5) B032	SR GEOLOGIST	1	GRADE	21
23	(6) R488	GRANTS ADMIN SUPV	1	GRADE	21
24	(7) B024	BIOLOGIST II	1	GRADE	19
25	(8) R168	GRANTS COORDINATOR II	2	GRADE	19
26	(9) X408	LAND RESOURCE SPECIALIST	3	GRADE	19
27	(10) R010	ADMINISTRATIVE ASSISTANT II	1	GRADE	17
28	(11) K153	SECRETARY II	<u>1</u>	GRADE	13
29	MAX. NO. OF EMPLOYEES		16		

31 SECTION 20. EXTRA HELP - NONPOINT SOURCE POLLUTION CONTROL PROGRAM. There
 32 is hereby authorized, for the Arkansas Soil and Water Conservation Commission
 33 – Nonpoint Source Pollution Control Program for the 2003-2005 biennium, the
 34 following maximum number of part-time or temporary employees, to be known as
 35 "Extra Help", payable from funds appropriated herein for such purposes: two
 36 (2) temporary or part-time employees, when needed, at rates of pay not to

1 exceed those provided in the Uniform Classification and Compensation Act, or
 2 its successor, or this act for the appropriate classification.

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 4 SECTION 21. APPROPRIATION - NONPOINT SOURCE POLLUTION CONTROL PROGRAM.

5 There is hereby appropriated, to the Arkansas Soil and Water Conservation
 6 Commission, to be payable from the federal funds as designated by the Chief
 7 Fiscal Officer of the State, for personal services and operating expenses of
 8 the Arkansas Soil and Water Conservation Commission – Nonpoint Source
 9 Pollution Control Program for the biennial period ending June 30, 2005, the
 10 following:

12 ITEM	FISCAL YEARS	
13 NO.	2003-2004	2004-2005
14 (01) REGULAR SALARIES	\$ 486,450	\$ 497,711
15 (02) EXTRA HELP	10,000	10,000
16 (03) PERSONAL SERV MATCH	139,055	141,050
17 (04) MAINT. & GEN. OPERATION		
18 (A) OPER. EXPENSE	300,334	300,334
19 (B) CONF. & TRAVEL	50,000	50,000
20 (C) PROF. FEES	100,000	100,000
21 (D) CAP. OUTLAY	72,000	72,000
22 (E) DATA PROC.	0	0
23 (05) NONPOINT SOURCE POLLUTION GRANTS	<u>2,502,405</u>	<u>2,502,405</u>
24 TOTAL AMOUNT APPROPRIATED	<u>\$ 3,660,244</u>	<u>\$ 3,673,500</u>

25
 26 SECTION 22. REGULAR SALARIES - RED RIVER LEVEE REHABILITATION PROJECT.

27 There is hereby established for the Arkansas Soil and Water Conservation
 28 Commission – Red River Levee Rehabilitation Project for the 2003-2005
 29 biennium, the following maximum number of regular employees whose salaries
 30 shall be governed by the provisions of the Uniform Classification and
 31 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
 32 all laws amendatory thereto. Provided, however, that any position to which a
 33 specific maximum annual salary is set out herein in dollars, shall be exempt
 34 from the provisions of said Uniform Classification and Compensation Act. All
 35 persons occupying positions authorized herein are hereby governed by the
 36 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas

1 Code §21-5-101), or its successor.

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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22	
(2)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
(3)	R264	MANAGEMENT PROJECT ANALYST I	2	GRADE 18	
(4)	R009	ADMINISTRATIVE ASSISTANT I	<u>1</u>	GRADE 15	
		MAX. NO. OF EMPLOYEES	5		

SECTION 23. APPROPRIATION - RED RIVER LEVEE REHABILITATION PROJECT. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the Red River Waterways Project Trust Fund, for expenses of a navigation feasibility study in conjunction with the Corps of Engineers on a cost sharing basis; the purchase of mitigation lands; and for acquisition of right-of-way and relocation utilities for a levee rehabilitation project for the Red River by the Arkansas Soil and Water Conservation Commission - Red River Levee Rehabilitation Project for the biennial period ending June 30, 2005, the following:

ITEM NO.		FISCAL YEARS	
		2003-2004	2004-2005
(01)	REGULAR SALARIES	\$ 139,404	\$ 143,167
(02)	PERSONAL SERV MATCH	41,488	42,155
(03)	PROJECT COST-SHARE GRANTS	2,000,000	2,000,000
(04)	STUDY EXPENSES	<u>872,828</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,053,720</u>	<u>\$ 2,185,322</u>

SECTION 24. REGULAR SALARIES - CONSTRUCTION ASSISTANCE REVOLVING LOAN FUND PROGRAM. There is hereby established for the Arkansas Soil and Water Conservation Commission - Construction Assistance Revolving Loan Fund Program for the 2003-2005 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

1 its successor, and all laws amendatory thereto. Provided, however, that any
 2 position to which a specific maximum annual salary is set out herein in
 3 dollars, shall be exempt from the provisions of said Uniform Classification
 4 and Compensation Act. All persons occupying positions authorized herein are
 5 hereby governed by the provisions of the Regular Salaries Procedures and
 6 Restrictions Act (Arkansas Code §21-5-101), or its successor.

				Maximum Annual		
				Maximum	Salary Rate	
				No. of	Fiscal Years	
Item	Class			Employees	2003-2004	2004-2005
No.	Code	Title				
12	(1)	598Z	002 ENVIROMENTAL CHIEF CONST ASST DI	1	GRADE	25
13	(2)	X339	ENGINEER SUPERVISOR	1	GRADE	24
14	(3)	X338	ENGINEER, PE	1	GRADE	22
15	(4)	909Z	PROGRAM SUPPORT MANAGER	2	GRADE	22
16	(5)	X338	ENGINEER, PE	2	GRADE	22
17	(6)	R102	RURAL CONSTRUCTION GRANT/FIN OFCR	1	GRADE	21
18	(7)	R460	ENVIROMENTAL PLANNING SECTION MGR	1	GRADE	21
19	(8)	R462	DEQ PROGRAM COORD SECTION MGR	1	GRADE	21
20	(9)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE	20
21	(10)	R168	GRANTS COORDINATOR II	1	GRADE	19
22	(11)	R280	ENVIROMENTAL PROGRAM COORDINATOR	1	GRADE	19
23	(12)	R010	ADMINISTRATIVE ASSISTANT II	<u>1</u>	GRADE	17
24	MAX. NO. OF EMPLOYEES			14		

26 SECTION 25. APPROPRIATION - CONSTRUCTION ASSISTANCE REVOLVING LOAN FUND
 27 PROGRAM. There is hereby appropriated, to the Arkansas Soil and Water
 28 Conservation Commission, to be payable from the federal funds as designated
 29 by the Chief Fiscal Officer of the State, for personal services and operating
 30 expenses of the Arkansas Soil and Water Conservation Commission -
 31 Construction Assistance Revolving Loan Fund Program for the biennial period
 32 ending June 30, 2005, the following:

ITEM		FISCAL YEARS	
NO.		2003-2004	2004-2005
36	(01) REGULAR SALARIES	\$ 556,430	\$ 571,454

1	(02) PERSONAL SERV MATCH	145,584	148,244
2	(03) MAINT. & GEN. OPERATION		
3	(A) OPER. EXPENSE	182,404	182,404
4	(B) CONF. & TRAVEL	7,219	7,219
5	(C) PROF. FEES	13,500	13,500
6	(D) CAP. OUTLAY	0	0
7	(E) DATA PROC.	<u>0</u>	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 905,137</u>	<u>\$ 922,821</u>

9

10 SECTION 26. APPROPRIATION - BEAVER ERADICATION PROGRAM. There is hereby
 11 appropriated, to the Arkansas Soil and Water Conservation Commission, to be
 12 payable from the State General Services Fund Account, for grants to the
 13 conservation districts for beaver control programs within the districts of
 14 the Arkansas Soil and Water Conservation Commission - Beaver Eradication
 15 Program for the biennial period ending June 30, 2005, the following:

16

17	ITEM	FISCAL YEARS	
18	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
19	(01) GRANTS FOR BEAVER CONTROL PROGRAMS	<u>\$ 150,000</u>	<u>\$ 150,000</u>

20

21 SECTION 27. APPROPRIATION - GRANTS & ATTORNEY SERVICES. There is hereby
 22 appropriated, to the Arkansas Soil and Water Conservation Commission, to be
 23 payable from the State General Services Fund Account, for operating expenses
 24 of the Arkansas Soil and Water Conservation Commission - Grants and Attorney
 25 Services for the biennial period ending June 30, 2005, the following:

26

27	ITEM	FISCAL YEARS	
28	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
29	(01) RIVER BASIN COMPACT	\$ 38,820	\$ 38,820
30	(02) LEGAL COUNSEL	5,871	5,871
31	(03) COMMITTEE/COMMISSION EXPENSES	10,000	10,000
32	(04) CONSERVATION PROJECTS	3,500	3,500
33	(05) ARKANSAS RIVER COMPACT	16,400	16,400
34	(06) RED RIVER COMPACT	<u>10,700</u>	<u>10,700</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 85,291</u>	<u>\$ 85,291</u>

36

1 SECTION 28. APPROPRIATION - RURAL FIRE PROTECTION PROGRAM. There is hereby
 2 appropriated, to the Arkansas Soil and Water Conservation Commission, to be
 3 payable from the State General Services Fund Account, for operating expenses
 4 of the Arkansas Soil and Water Conservation Commission - Rural Fire
 5 Protection Program for the biennial period ending June 30, 2005, the
 6 following:

8 ITEM	FISCAL YEARS	
9 NO.	2003-2004	2004-2005
10 (01) RURAL FIRE PROTECTION PROGRAM	\$ <u>1,100,000</u>	\$ <u>1,100,000</u>

11
 12 SECTION 29. APPROPRIATION - CONSERVATION DISTRICT PROGRAM GRANTS. There is
 13 hereby appropriated, to the Arkansas Soil and Water Conservation Commission,
 14 to be payable from the State General Services Fund Account, for grants to
 15 conservation districts of the Arkansas Soil and Water Conservation Commission
 16 - Conservation District Program Grants for the biennial period ending June
 17 30, 2005, the following:

19 ITEM	FISCAL YEARS	
20 NO.	2003-2004	2004-2005
21 (01) GRANTS TO CONSERVATION DISTRICTS	\$ <u>500,000</u>	\$ <u>500,000</u>

22
 23 SECTION 30. APPROPRIATION - CONSERVATION RESERVE PROGRAM. There is hereby
 24 appropriated, to the Arkansas Soil and Water Conservation Commission, to be
 25 payable from the federal funds as designated by the Chief Fiscal Officer of
 26 the State, for grants to conservation districts of the Arkansas Soil and
 27 Water Conservation Commission - Conservation Reserve Program for the biennial
 28 period ending June 30, 2005, the following:

30 ITEM	FISCAL YEARS	
31 NO.	2003-2004	2004-2005
32 (01) CONSERVATION RESERVE PROGRAM	\$ <u>10,000</u>	\$ <u>10,000</u>

33
 34 SECTION 31. APPROPRIATION - WATER RESEARCH. There is hereby appropriated,
 35 to the Arkansas Soil and Water Conservation Commission, to be payable from
 36 the State General Services Fund Account, for operating expenses of the

1 Arkansas Soil and Water Conservation Commission – Water Research for the
 2 biennial period ending June 30, 2005, the following:

3

4 ITEM	5 FISCAL YEARS	
6 NO.	2003-2004	2004-2005
7 (01) WATER RESEARCH/CONTRACT	\$ 38,800	\$ 38,800

8 SECTION 32. APPROPRIATION - CONSERVATION DISTRICT CLERKS' INSURANCE. There
 9 is hereby appropriated, to the Arkansas Soil and Water Conservation
 10 Commission, to be payable from the State General Services Fund Account, for
 11 personal services matching of the Arkansas Soil and Water Conservation
 12 Commission - Conservation District Clerks' Insurance for the biennial period
 13 ending June 30, 2005, the following:

14

15 ITEM	16 FISCAL YEARS	
17 NO.	2003-2004	2004-2005
18 (01) GROUP MEDICAL INSURANCE	\$ 268,800	\$ 268,800

19 SECTION 33. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - REVOLVING.
 20 There is hereby appropriated, to the Arkansas Soil and Water Conservation
 21 Commission, to be payable from the Water, Sewer and Solid Waste Revolving
 22 Fund, for water, sewer, and solid waste grants of the Arkansas Soil and Water
 23 Conservation Commission – Water, Sewer, and Solid Waste - Revolving for the
 24 biennial period ending June 30, 2005, the following:

25

26 ITEM	27 FISCAL YEARS	
28 NO.	2003-2004	2004-2005
29 (01) WATER, SEWER, AND SOLID WASTE GRANTS AND AID	\$ 5,000,000	\$ 5,000,000

30

31 SECTION 34. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - STATE. There
 32 is hereby appropriated, to the Arkansas Soil and Water Conservation
 33 Commission, to be payable from the State General Services Fund Account, for
 34 water, sewer and solid waste grants or loans that will be repaid to Water,
 35 Sewer, and Solid Waste - Revolving appropriation of the Arkansas Soil and
 36 Water Conservation Commission – Water, Sewer, and Solid Waste - State for the

1 biennial period ending June 30, 2005, the following:

2

3 ITEM	FISCAL YEARS	
4 <u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
5 (01) WATER, SEWER, AND SOLID WASTE GRANTS	\$ <u>736,219</u>	\$ <u>736,219</u>

6

7 SECTION 35. APPROPRIATION - WATER, WASTE DISPOSAL, AND POLLUTION
 8 ABATEMENT. There is hereby appropriated, to the Arkansas Soil and Water
 9 Conservation Commission, to be payable from the Water, Waste Disposal,
 10 Pollution Abatement, Administrative and Research Facilities Construction
 11 Fund, for water, waste disposal, and pollution abatement grants and loans of
 12 the Arkansas Soil and Water Conservation Commission - Water, Waste Disposal,
 13 and Pollution Abatement for the biennial period ending June 30, 2005, the
 14 following:

15

16 ITEM	FISCAL YEARS	
17 <u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
18 (01) MAINT. & GEN. OPERATION		
19 (A) OPER. EXPENSE	\$ 4,400	\$ 4,400
20 (B) CONF. & TRAVEL	0	0
21 (C) PROF. FEES	0	0
22 (D) CAP. OUTLAY	0	0
23 (E) DATA PROC.	0	0
24 (02) PROJECT DISBURSEMENTS	<u>125,357,918</u>	<u>0</u>
25 TOTAL AMOUNT APPROPRIATED	<u>\$ 125,362,318</u>	<u>\$ 4,400</u>

26

27 SECTION 36. APPROPRIATION - OUACHITA RIVER WATERWAYS PROJECTS. There is
 28 hereby appropriated, to the Arkansas Soil and Water Conservation Commission,
 29 to be payable from the Ouachita River Waterways Project Trust Fund, for
 30 Project Expenses of the Ouachita River Waterways Project of the Arkansas Soil
 31 and Water Conservation Commission for the biennial period ending June 30,
 32 2005, the sum of.....\$250,500.

33

34 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 36 PROVISION. At the end of each fiscal year, the Chief Fiscal Officer of the

1 State shall authorize the transfer of obligated water, sewer, and solid waste
2 funds, as provided in the ~~2001-2003~~ 2003-2005 biennial appropriation act for
3 the Soil and Water Conservation Commission in the appropriation entitled
4 "WATER, SEWER AND SOLID WASTE - STATE", from the State General Services Fund
5 Account, to the Water, Sewer and Solid Waste Revolving Fund. The provisions
6 of this section shall be in effect only from ~~July 1, 2001~~ July 1, 2003
7 through ~~June 30, 2003~~ June 30, 2005.

8
9 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
11 DISBURSEMENTS FOR POLLUTION ABATEMENT PROJECTS. Any unexpended balance of the
12 appropriation authorized for Disbursements for Pollution Abatement Projects
13 Construction in Item (04) of Section 18 of this Act which remains at the
14 close of the fiscal year ending ~~June 30, 2002~~ June 30, 2004, shall be carried
15 forward and made available for the same purpose for the fiscal year ending
16 ~~June 30, 2003~~ June 30, 2005. The provisions of this section shall be in
17 effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30,
18 2005.

19
20 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
22 DISBURSEMENTS FOR WATER PROJECTS. Any unexpended balance of the appropriation
23 authorized for Disbursements for Water Projects Construction in Item (04) of
24 Section 16 of this Act which remains at the close of the fiscal year ending
25 ~~June 30, 2002~~ June 30, 2004, shall be carried forward and made available for
26 the same purpose for the fiscal year ending ~~June 30, 2003~~ June 30, 2005. The
27 provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1,
28 2003 through ~~June 30, 2003~~ June 30, 2005.

29
30
31 SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
33 PROVISION. At the end of each fiscal year, the Chief Fiscal Officer shall
34 authorize the carry forward of funds to support the amount of obligated
35 grants that are certified by the Soil and Water Conservation Commission for
36 Matching Grants in the appropriation entitled "Water Quality Plan

1 Implementation". Any unexpended balance of appropriation authorized for
2 "Water Quality Plan Implementation" which remains at the close of the fiscal
3 year ending ~~June 30, 2002~~ June 30, 2004, shall be carried forward and made
4 available for the same purpose for the fiscal year ending ~~June 30, 2003~~ June
5 30, 2005. The provisions of this section shall be in effect only from ~~July~~
6 ~~1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

7
8 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
10 PROVISION. At the end of the fiscal year, the Chief Fiscal Officer shall
11 authorize the carry forward of funds to support the amount of obligated
12 grants that are certified by the Soil and Water Conservation Commission for
13 Water Quality Technicians in the appropriation entitled "Water Quality Plan
14 Implementation". Any unexpended balance of appropriation authorized for
15 "Water Quality Plan Implementation" which remains at the close of the fiscal
16 year ending ~~June 30, 2002~~ June 30, 2004, shall be carried forward and made
17 available for the same purpose for the fiscal year ending ~~June 30, 2003~~ June
18 30, 2005. The provisions of this section shall be in effect only from ~~July 1,~~
19 ~~2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

20
21 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
23 DISBURSEMENTS FOR WATER, WASTE DISPOSAL, AND POLLUTION ABATEMENT PROJECTS.
24 Any unexpended balance of the appropriation authorized for Project
25 Disbursements in Item 2 of Section ~~33~~ 35 of this Act which remains at the
26 close of the fiscal year ending ~~June 30, 2002~~ June 30, 2004, shall be carried
27 forward and made available for the same purpose for the fiscal year ending
28 ~~June 30, 2003~~ June 30, 2005. The provisions of this section shall be in
29 effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30,
30 2005.

31
32 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STUDY
34 EXPENSES. Any unexpended balance of the appropriation authorized for Study
35 Expenses in Item ~~3~~ 4 of Section 23 of this Act which remains at the close of
36 the fiscal year ending ~~June 30, 2002~~ June 30, 2004, shall be carried forward

1 and made available for the same purpose for the fiscal year ending ~~June 30,~~
2 ~~2003~~ June 30, 2005. The provisions of this section shall be in effect only
3 from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

4
5 SECTION 44. SPECIAL LANGUAGE. Arkansas Code 15-23-803, concerning the
6 Ouachita River Commission, is amended to add the following new subdivision:
7 (5) The Ouachita River Commission may receive and use any federal, state, or
8 private funds, donations, or grants made available for promotion or
9 enhancement of the recreational benefits of the Ouachita River in Dallas, Hot
10 Spring, Clark, Ouachita, Calhoun, Union, Bradley, and Ashley Counties.

11
12 SECTION 45. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
13 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES SOIL & WATER -
14 CASH FUNDS AS DEFINED BY ARKANSAS CODE 19-4-801. (A) For all
15 appropriations as provided in this Act, the agency disbursing officer shall
16 monitor the level of fund balances in relation to expenditures on a monthly
17 basis. If any proposed expenditures would cause the Soil & Water cash funds
18 as defined by Arkansas Code 19-4-801 to decline below three million one
19 hundred twelve thousand seven hundred eighty dollars (\$3,112,780) a fund
20 ~~balance to decline to less than fifty percent (50%) of the balance available~~
21 ~~on July 1, 2001~~, the disbursing officer shall immediately notify the
22 executive head of the agency. Prior to any obligations being made under
23 these circumstances, the agency head shall file written documentation with
24 the Chief Fiscal Officer of the State requesting approval of the
25 expenditures. Such documentation shall provide sufficient financial data to
26 justify the expenditures and shall include the following:
27 1) a plan that clearly indicates the specific fiscal impact of such
28 expenditures on the fund balance.
29 2) information clearly indicating and explaining what programs would be cut
30 or any other measures to be taken by the agency to restore the fund balance.
31 3) the extent to which any of the planned expenditures are for one-time costs
32 or one-time purchase of capitalized items.
33 4) a statement certifying that the expenditure of fund balances will not
34 jeopardize the financial health of the agency, nor result in a permanent
35 depletion of the fund balance.
36 (B) The Chief Fiscal Officer of the State shall review the request and

1 approve or disapprove all or any part of the request, after having sought
2 prior review by the Legislative Council.

3 The provisions of this section shall be in effect only from July 1, 2003
4 through June 30, 2005.

5
6 SECTION 46. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
7 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES SOIL & WATER -
8 RED RIVER WATERWAYS PROJECT TRUST FUND. (A) For all appropriations as
9 provided in this Act, the agency disbursing officer shall monitor the level
10 of fund balances in relation to expenditures on a monthly basis. If any
11 proposed expenditures would cause the Soil & Water Red River Waterways
12 Project Trust Fund as defined by Arkansas Code 19-4-801 to decline below six
13 million three hundred seventy nine thousand five hundred ninety three dollars
14 (\$6,379,593) a fund balance to decline to less than fifty percent (50%) of
15 the balance available on July 1, 2001, the disbursing officer shall
16 immediately notify the executive head of the agency. Prior to any
17 obligations being made under these circumstances, the agency head shall file
18 written documentation with the Chief Fiscal Officer of the State requesting
19 approval of the expenditures. Such documentation shall provide sufficient
20 financial data to justify the expenditures and shall include the following:
21 1) a plan that clearly indicates the specific fiscal impact of such
22 expenditures on the fund balance.
23 2) information clearly indicating and explaining what programs would be cut
24 or any other measures to be taken by the agency to restore the fund balance.
25 3) the extent to which any of the planned expenditures are for one-time costs
26 or one-time purchase of capitalized items.
27 4) a statement certifying that the expenditure of fund balances will not
28 jeopardize the financial health of the agency, nor result in a permanent
29 depletion of the fund balance.

30 (B) The Chief Fiscal Officer of the State shall review the request and
31 approve or disapprove all or any part of the request, after having sought
32 prior review by the Legislative Council.

33 The provisions of this section shall be in effect only from July 1, 2003
34 through June 30, 2005.

35
36

1 SECTION 47. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
2 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES SOIL & WATER -
3 WASTE DISPOSAL & POLLUTION ABATEMENT FACILITY CONSTRUCTION FUND. (A) For all
4 appropriations as provided in this Act, the agency disbursing officer shall
5 monitor the level of fund balances in relation to expenditures on a monthly
6 basis. If any proposed expenditures would cause the Soil & Water - Waste
7 Disposal & Pollution Abatement Facility Construction Fund as defined by
8 Arkansas Code 19-4-801 to decline below three million one hundred eighty two
9 thousand one hundred fifteen dollars (\$3,182,115) a fund balance to decline
10 to less than fifty percent (50%) of the balance available on July 1, 2001,
11 the disbursing officer shall immediately notify the executive head of the
12 agency. Prior to any obligations being made under these circumstances, the
13 agency head shall file written documentation with the Chief Fiscal Officer of
14 the State requesting approval of the expenditures. Such documentation shall
15 provide sufficient financial data to justify the expenditures and shall
16 include the following:

- 17 1) a plan that clearly indicates the specific fiscal impact of such
18 expenditures on the fund balance.
- 19 2) information clearly indicating and explaining what programs would be cut
20 or any other measures to be taken by the agency to restore the fund balance.
- 21 3) the extent to which any of the planned expenditures are for one-time costs
22 or one-time purchase of capitalized items.
- 23 4) a statement certifying that the expenditure of fund balances will not
24 jeopardize the financial health of the agency, nor result in a permanent
25 depletion of the fund balance.

26 (B) The Chief Fiscal Officer of the State shall review the request and
27 approve or disapprove all or any part of the request, after having sought
28 prior review by the Legislative Council.

29 The provisions of this section shall be in effect only from July 1, 2003
30 through June 30, 2005.

31
32 SECTION 48. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
33 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES SOIL & WATER -
34 WATER RESOURCES DEVELOPMENT CONSTRUCTION FUND. (A) For all appropriations as
35 provided in this Act, the agency disbursing officer shall monitor the level
36 of fund balances in relation to expenditures on a monthly basis. If any

1 proposed expenditures would cause the Soil & Water Resources
2 Development Construction Fund as defined by Arkansas Code 19-4-801 to decline
3 below five million eight hundred seventy thousand three hundred seventy
4 dollars (\$5,870,370) a fund balance to decline to less than fifty percent
5 ~~(50%) of the balance available on July 1, 2001, the disbursing officer shall~~
6 immediately notify the executive head of the agency. Prior to any
7 obligations being made under these circumstances, the agency head shall file
8 written documentation with the Chief Fiscal Officer of the State requesting
9 approval of the expenditures. Such documentation shall provide sufficient
10 financial data to justify the expenditures and shall include the following:
11 1) a plan that clearly indicates the specific fiscal impact of such
12 expenditures on the fund balance.
13 2) information clearly indicating and explaining what programs would be cut
14 or any other measures to be taken by the agency to restore the fund balance.
15 3) the extent to which any of the planned expenditures are for one-time costs
16 or one-time purchase of capitalized items.
17 4) a statement certifying that the expenditure of fund balances will not
18 jeopardize the financial health of the agency, nor result in a permanent
19 depletion of the fund balance.
20 (B) The Chief Fiscal Officer of the State shall review the request and
21 approve or disapprove all or any part of the request, after having sought
22 prior review by the Legislative Council.

23 The provisions of this section shall be in effect only from July 1, 2003
24 through June 30, 2005.

25
26 SECTION 49. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
27 by this act shall be limited to the appropriation for such agency and funds
28 made available by law for the support of such appropriations; and the
29 restrictions of the State Purchasing Law, the General Accounting and
30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
31 Procedures and Restrictions Act, or their successors, and other fiscal
32 control laws of this State, where applicable, and regulations promulgated by
33 the Department of Finance and Administration, as authorized by law, shall be
34 strictly complied with in disbursement of said funds.

35
36 SECTION 50. LEGISLATIVE INTENT. It is the intent of the General Assembly

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

8
9 SECTION 51. EMERGENCY CLAUSE. It is found and determined by the General
10 Assembly, that the Constitution of the State of Arkansas prohibits the
11 appropriation of funds for more than a two (2) year period; that the
12 effectiveness of this Act on July 1, 2003 is essential to the operation of
13 the agency for which the appropriations in this Act are provided, and that in
14 the event of an extension of the Regular Session, the delay in the effective
15 date of this Act beyond July 1, 2003 could work irreparable harm upon the
16 proper administration and provision of essential governmental programs.
17 Therefore, an emergency is hereby declared to exist and this Act being
18 necessary for the immediate preservation of the public peace, health and
19 safety shall be in full force and effect from and after July 1, 2003.

20 /s/ Joint Budget Committee

21
22
23 APPROVED: 3/24/2003
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