

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H2/10/99

A Bill

Act 726 of 1999
HOUSE BILL 1127

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE STATE FORESTRY
11 COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30,
12 2001; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE STATE FORESTRY
15 COMMISSION APPROPRIATION FOR THE 1999-
16 2001 BIENNIUM."
17
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19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the State
23 Forestry Commission for the 1999-2001 biennium, the following maximum number
24 of regular employees whose salaries shall be governed by the provisions of the
25 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
26 seq.), or its successor, and all laws amendatory thereto. Provided, however,
27 that any position to which a specific maximum annual salary is set out herein
28 in dollars, shall be exempt from the provisions of said Uniform Classification
29 and Compensation Act. All persons occupying positions authorized herein are
30 hereby governed by the provisions of the Regular Salaries Procedures and
31 Restrictions Act (Arkansas Code §21-5-101), or its successor.
32

		Maximum Annual		
		Maximum	Salary Rate	
Item Class		No. of	Fiscal Years	
No.	Code Title	Employees	1999-2000	2000-2001

JKA014

1	(1)	9995	STATE FORESTER	1	\$76,049	\$78,178
2	(2)	025Z	FORESTRY DEPUTY STATE FORESTER	1	GRADE 25	
3	(3)	015Z	ASST STATE FORESTER	2	GRADE 23	
4	(4)	147Z	DISTRICT FORESTER	11	GRADE 22	
5	(5)	184Z	FORESTRY FISCAL OFFICER	1	GRADE 22	
6	(6)	J008	STATE FOREST MANAGER	1	GRADE 22	
7	(7)	J006	FOREST REFORESTATION MANAGER	1	GRADE 21	
8	(8)	N326	FORESTRY INFORMATION & ED MANAGER	1	GRADE 21	
9	(9)	J010	NURSERY SUPERVISOR	1	GRADE 21	
10	(10)	R386	RURAL FIRE DEFENSE ADMR	1	GRADE 21	
11	(11)	B126	WATER USE & RESOURCE SPECIALIST	1	GRADE 21	
12	(12)	J003	AVIATION MANAGER	1	GRADE 20	
13	(13)	C020	COMMUNICATIONS SYSTEMS MANAGER	1	GRADE 20	
14	(14)	A036	FIELD AUDITOR SUPERVISOR	1	GRADE 20	
15	(15)	R236	FORESTRY PERSONNEL MANAGER	1	GRADE 20	
16	(16)	E114	STAFF DEVELOPMENT COORDINATOR	1	GRADE 20	
17	(17)	912Z	STAFF FORESTER	3	GRADE 20	
18	(18)	D121	USER SUPPORT ANALYST	1	GRADE 20	
19	(19)	B009	FOREST ENTOMOLOGIST	1	GRADE 19	
20	(20)	A111	ACCOUNTANT	1	GRADE 18	
21	(21)	J001	ARK FORESTRY COMM INVESTIGATOR	3	GRADE 18	
22	(22)	Y005	AUTO/DIESEL MECHANIC SUPERVISOR	2	GRADE 18	
23	(23)	J022	FORESTER II	38	GRADE 18	
24	(24)	N328	INFORMATION OFFICER II	1	GRADE 18	
25	(25)	R134	PLANNING SPECIALIST II	1	GRADE 18	
26	(26)	V040	PURCHASE AGENT II/PURCHASE AGENT	3	GRADE 18	
27	(27)	V025	RURAL FIRE PROGRAM COORDINATOR	1	GRADE 18	
28	(28)	E072	TRAINING INSTRUCTOR	2	GRADE 18	
29	(29)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
30	(30)	J004	AIRCRAFT PILOT	2	GRADE 17	
31	(31)	Y003	AUTO/DIESEL MECHANIC	6	GRADE 17	
32	(32)	Y129	ELECTRONIC TECHNICIAN	3	GRADE 17	
33	(33)	G027	BLDG PLANT MAINTENANCE SUPV I	1	GRADE 16	
34	(34)	R440	BUSINESS CONTROLLER II	1	GRADE 16	
35	(35)	J013	FOREST RANGER III	147	GRADE 16	
36	(36)	J033	STATE FOREST FOREMAN	1	GRADE 16	

1	(37) K011 ADMINISTRATIVE SUPPORT SUPERVISOR	1	GRADE 15
2	(38) J011 FOREST RANGER II	37	GRADE 14
3	(39) J015 FOREST TECHNICIAN	2	GRADE 14
4	(40) J031 NURSERY/SEED ORCHARD TECHNICIAN	4	GRADE 14
5	(41) K153 SECRETARY II	18	GRADE 13
6	(42) J005 FOREST DISPATCHER	10	GRADE 12
7	(43) G073 HEAVY EQUIP OPERATOR	<u>2</u>	GRADE 11
8	MAX. NO. OF EMPLOYEES	320	

9

10 SECTION 2. EXTRA HELP - GENERAL OPERATIONS. There is hereby authorized,
 11 for the State Forestry Commission for the 1999-2001 biennium, the following
 12 maximum number of part-time or temporary employees, to be known as "Extra
 13 Help", payable from funds appropriated herein for such purposes: one-hundred-
 14 thirty-eight (138) temporary or part-time employees, when needed, at rates of
 15 pay not to exceed those provided in the Uniform Classification and
 16 Compensation Act, or its successor, or this act for the appropriate
 17 classification.

18

19 SECTION 3. APPROPRIATION - GENERAL OPERATIONS. There is hereby
 20 appropriated, to the State Forestry Commission, to be payable from the State
 21 Forestry Fund, for personal services and operating expenses of the State
 22 Forestry Commission for the biennial period ending June 30, 2001, the
 23 following:

25	ITEM	FISCAL YEARS	
26	<u>NO.</u>	<u>1999-2000</u>	<u>2000-2001</u>
27	(01) REGULAR SALARIES	\$ 8,457,106	\$ 8,693,917
28	(02) EXTRA HELP	152,972	152,972
29	(03) PERSONAL SERV MATCHING	2,551,595	2,593,721
30	(04) OVERTIME	10,000	10,000
31	(05) MAINT. & GEN. OPERATION		
32	(A) OPER. EXPENSE	2,648,529	2,648,529
33	(B) CONF. & TRAVEL	56,000	56,000
34	(C) PROF. FEES	543,077	543,077
35	(D) CAP. OUTLAY	100,000	125,000
36	(E) DATA PROC.	4,500	4,500

1	(06)	FEDERAL INITIATIVE PROGRAM	157,900	157,900
2	(07)	PAYMENT IN LIEU OF TAXES	16,046	16,046
3	(08)	UNI FORM ALLOWANCE	50,000	50,000
4	(09)	FIRE FIGHTING EQUIPMENT	<u>562,390</u>	<u>562,390</u>
5		TOTAL AMOUNT APPROPRIATED	<u>\$ 15,310,115</u>	<u>\$ 15,614,052</u>

6

7 SECTION 4. REGULAR SALARIES - WETLANDS CONSERVATION AND RESTORATION .

8 There is hereby established for the State Forestry Commission - Wetlands
 9 Conservation and Restoration for the 1999-2001 biennium, the following maximum
 10 number of regular employees whose salaries shall be governed by the provisions
 11 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
 12 et seq.), or its successor, and all laws amendatory thereto. Provided,
 13 however, that any position to which a specific maximum annual salary is set
 14 out herein in dollars, shall be exempt from the provisions of said Uniform
 15 Classification and Compensation Act. All persons occupying positions
 16 authorized herein are hereby governed by the provisions of the Regular
 17 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
 18 successor.

19

			Maximum Annual	
			Maximum	Salary Rate
			No. of	Fiscal Years
Item	Class		Empl oyees	1999-2000 2000-2001
No.	Code	Title		
24	(1)	912Z STAFF FORESTER	<u>1</u>	GRADE 20
25		MAX. NO. OF EMPLOYEES	1	

26

27 SECTION 5. APPROPRIATION - WETLANDS CONSERVATION AND RESTORATION - FEDERAL.

28 There is hereby appropriated, to the State Forestry Commission, to be payable
 29 from the federal funds as designated by the Chief Fiscal Officer of the State,
 30 for personal services and operating expenses of the State Forestry Commission
 31 - Wetlands Conservation and Restoration Program for the biennial period ending
 32 June 30, 2001, the following:

33

ITEM		FISCAL YEARS	
NO.		1999-2000	2000-2001
36	(01) REGULAR SALARIES	\$ 25,430	\$ 26,142

1	(02) PERSONAL SERV MATCHING	7,755	7,881
2	(03) MAINT. & GEN. OPERATION		
3	(A) OPER. EXPENSE	105,854	105,854
4	(B) CONF. & TRAVEL	12,000	12,000
5	(C) PROF. FEES	0	0
6	(D) CAP. OUTLAY	0	0
7	(E) DATA PROC.	<u>0</u>	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 151,039</u>	<u>\$ 151,877</u>

9

10 SECTION 6. REGULAR SALARIES - FORESTRY BEST MANAGEMENT PRACTICES. There is

11 hereby established for the State Forestry Commission - Forestry Best

12 Management Practices for the 1999-2001 biennium, the following maximum number

13 of regular employees whose salaries shall be governed by the provisions of the

14 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et

15 seq.), or its successor, and all laws amendatory thereto. Provided, however,

16 that any position to which a specific maximum annual salary is set out herein

17 in dollars, shall be exempt from the provisions of said Uniform Classification

18 and Compensation Act. All persons occupying positions authorized herein are

19 hereby governed by the provisions of the Regular Salaries Procedures and

20 Restrictions Act (Arkansas Code §21-5-101), or its successor.

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22

			Maximum Annual		
			Maximum	Salary Rate	
Item Class			No. of	Fiscal Years	
No.	Code	Title	Employees	1999-2000	2000-2001
26	(1) 912Z	STAFF FORESTER	<u>2</u>	GRADE 20	
27		MAX. NO. OF EMPLOYEES	2		

28

29 SECTION 7. APPROPRIATION - FORESTRY BEST MANAGEMENT PRACTICES - FEDERAL.

30 There is hereby appropriated, to the State Forestry Commission, to be payable

31 from the federal funds as designated by the Chief Fiscal Officer of the State,

32 for personal services and operating expenses of the State Forestry Commission

33 - Forestry Best Management Practices for the biennial period ending June 30,

34 2001, the following:

35

36 ITEM FISCAL YEARS

NO.		1999-2000	2000-2001
(01)	REGULAR SALARIES	\$ 48,504	\$ 49,862
(02)	PERSONAL SERVICES MATCHING	15,088	15,330
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	0	0
(B)	CONF. & TRAVEL	5,000	5,000
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	8,100	4,000
(E)	DATA PROC.	<u>0</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 76,692</u>	<u>\$ 74,192</u>

11

12 SECTION 8. APPROPRIATION - RURAL COMMUNITY FIRE PROTECTION - FEDERAL. There
 13 is hereby appropriated, to the State Forestry Commission, to be payable from
 14 the federal funds as designated by the Chief Fiscal Officer of the State, for
 15 federal matching grants to purchase fire fighting equipment of the State
 16 Forestry Commission - Rural Community Fire Protection for the biennial period
 17 ending June 30, 2001, the following:

18

ITEM	FISCAL YEARS	
NO.	1999-2000	2000-2001
(01)	MATCHING GRANTS FOR FIRE DEPARTMENTS \$ <u>31,213</u>	\$ <u>31,213</u>

22

23 SECTION 9. APPROPRIATION - URBAN FORESTRY SERVICES - FEDERAL REIMBURSEMENT.
 24 There is hereby appropriated, to the State Forestry Commission, to be payable
 25 from the State Forestry Fund, for urban forestry matching grants and other
 26 services of the State Forestry Commission for the biennial period ending June
 27 30, 2001, the following:

28

ITEM	FISCAL YEARS	
NO.	1999-2000	2000-2001
(01)	FEDERAL URBAN FORESTRY MATCHING GRANTS AND OTHER SERVICES \$ <u>90,745</u>	\$ <u>90,745</u>

33

34 SECTION 10. APPROPRIATION - RURAL FIRE PROTECTION SERVICE LOANS. There is
 35 hereby appropriated, to the State Forestry Commission, to be payable from the
 36 Rural Fire Protection Revolving Fund, for loans to communities for fire

1 protection of the State Forestry Commission - Rural Fire Protection Service
 2 for the biennial period ending June 30, 2001, the following:

3

4 ITEM	5 FISCAL YEARS	
	6 NO.	7
	1999-2000	2000-2001
6 (01) LOANS FOR FIRE PROTECTION	\$ <u>910,000</u>	\$ <u>910,000</u>

7

8 SECTION 11. APPROPRIATION - STATE FORESTRY TRUST PROGRAM. There is hereby
 9 appropriated, to the State Forestry Commission, to be payable from the State
 10 Forest Trust Fund, for management and operating expenses, fire control,
 11 communications, contracting for assistance and other services of the State
 12 Forestry Commission for the biennial period ending June 30, 2001, the
 13 following:

14

15 ITEM	16 FISCAL YEARS	
	17 NO.	18
	1999-2000	2000-2001
17 (01) MAINT. & GEN. OPERATION		
18 (A) OPER. EXPENSE	200,000	200,000
19 (B) CONF. & TRAVEL	0	0
20 (C) PROF. FEES	100,000	100,000
21 (D) CAP. OUTLAY	0	0
22 (E) DATA PROC.	0	0
23 (02) FIRE CONTROL/COMMUNICATE	600,000	600,000
24 (03) MANAGEMENT & OPERATION	<u>100,000</u>	<u>100,000</u>
25 TOTAL AMOUNT APPROPRIATED	\$ <u>1,000,000</u>	\$ <u>1,000,000</u>

26

27 SECTION 12. APPROPRIATIONS - HARDWOOD REFORESTATION PROJECT - CASH. There
 28 is hereby appropriated, to the State Forestry Commission, to be payable from
 29 cash funds as defined by Arkansas Code 19-4-801 of the State Forestry
 30 Commission, for the purchase of seeds by the State Forestry Commission for
 31 the biennial period ending June 30, 2001, the following:

32

33 ITEM	34 FISCAL YEARS	
	35 NO.	36
	1999-2000	2000-2001
35 (01) SEED PURCHASE	\$ <u>120,000</u>	\$ <u>120,000</u>

1 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL OR TEMPORARY LAW. FUNDING
3 TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal
4 Officer of the State shall transfer on his books and those of the State
5 Treasurer the sum of two-hundred-fifty thousand dollars (\$250,000) from the
6 General Revenue Allotment Reserve Fund to the Rural Fire Protection Revolving
7 Fund to provide funds for the appropriation provided herein.

8
9 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
11 PROVISION. During either fiscal year of the ~~1997-99~~ 1999-2001 biennium, if the
12 State Forestry Commission determines that temporary firefighters, dispatchers,
13 or pilots are required to meet the demands of a wildfire season, and upon
14 approval of the Chief Fiscal Officer of the State, appropriations may be
15 transferred from either Extra Help or Professional Fees and Services to the
16 proper character code for the employment of such personnel.

17
18 If the State Forestry Commission determines that the most effective way for it
19 to cooperate in the growing and distribution of forest planting stock is by
20 contracting work with private vendors and/or hiring temporary employees for
21 seasonal work, the Commission is hereby authorized, upon approval by the Chief
22 Fiscal Officer, to transfer the necessary appropriation authorized by Item
23 (02) and Item (05) of Section 3.

24
25 SECTION 15. SPECIAL LANGUAGE. EXTRA HELP PROVISION. No employee of the
26 Forestry Commission who is employed as "Extra Help" may receive an amount to
27 exceed 3/4 of the maximum annual salary for a comparable position as
28 authorized by Arkansas Code 21-5-201 et seq. during any fiscal year, nor may
29 such employee be employed for a period of time to exceed nine (9) months in
30 any single fiscal year. Provided, however, that no employee of the Forestry
31 Commission who is employed as "Extra Help" may receive an amount to exceed
32 seventy five percent (75%) of the maximum annual salary for a comparable
33 position as authorized by Arkansas Code 21-5-201 et seq. during any fiscal
34 year, nor shall such employee be employed for a period of time to exceed
35 fifteen hundred (1500) hours in any single fiscal year.

36

1 SECTION 16. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
2 by this act shall be limited to the appropriation for such agency and funds
3 made available by law for the support of such appropriations; and the
4 restrictions of the State Purchasing Law, the General Accounting and Budgetary
5 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
6 and Restrictions Act, or their successors, and other fiscal control laws of
7 this State, where applicable, and regulations promulgated by the Department of
8 Finance and Administration, as authorized by law, shall be strictly complied
9 with in disbursement of said funds.

10
11 SECTION 17. LEGISLATIVE INTENT. It is the intent of the General Assembly
12 that any funds disbursed under the authority of the appropriations contained
13 in this act shall be in compliance with the stated reasons for which this act
14 was adopted, as evidenced by the Agency Requests, Executive Recommendations
15 and Legislative Recommendations contained in the budget manuals prepared by
16 the Department of Finance and Administration, letters, or summarized oral
17 testimony in the official minutes of the Arkansas Legislative Council or Joint
18 Budget Committee which relate to its passage and adoption.

19
20 SECTION 18. CODE. All provisions of this Act of a general and permanent
21 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
22 Code Revision Commission shall incorporate the same in the Code.

23
24 SECTION 19. SEVERABILITY. If any provision of this act or the application
25 thereof to any person or circumstance is held invalid, such invalidity shall
26 not affect other provisions or applications of the act which can be given
27 effect without the invalid provision or application, and to this end the
28 provisions of this act are declared to be severable.

29
30 SECTION 20. GENERAL REPEALER. All laws and parts of laws in conflict with
31 this act are hereby repealed.

32
33 SECTION 21. EMERGENCY CLAUSE. It is hereby found and determined by the
34 Eighty-second General Assembly, that the Constitution of the State of Arkansas
35 prohibits the appropriation of funds for more than a two (2) year period; that
36 the effectiveness of this Act on July 1, 1999 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in
2 the event of an extension of the Regular Session, the delay in the effective
3 date of this Act beyond July 1, 1999 could work irreparable harm upon the
4 proper administration and provision of essential governmental programs.
5 Therefore, an emergency is hereby declared to exist and this Act being
6 necessary for the immediate preservation of the public peace, health and
7 safety shall be in full force and effect from and after July 1, 1999.

8 */s/ Joint Budget Committee*

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11 APPROVED: 3/16/1999
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