

1 State of Arkansas *As Engrossed: S2/20/13 S3/28/13 S4/5/13*

2 89th General Assembly

A Bill

3 Regular Session, 2013

SENATE BILL 132

4

5 By: Joint Budget Committee

6

7

For An Act To Be Entitled

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AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES

9

AND OPERATING EXPENSES FOR THE ARKANSAS STATE GAME

10

AND FISH COMMISSION FOR THE FISCAL YEAR ENDING JUNE

11

30, 2014; AND FOR OTHER PURPOSES.

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14

Subtitle

15

AN ACT FOR THE ARKANSAS STATE GAME AND

16

FISH COMMISSION APPROPRIATION FOR THE

17

2013-2014 FISCAL YEAR.

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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
23 Arkansas State Game and Fish Commission for the 2013-2014 fiscal year, the
24 following maximum number of regular employees.

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26

Maximum Annual

27

Maximum

Salary Rate

28

Item Class

No. of

Fiscal Year

29

No. Code Title

Employees

2013-2014

30

(1) U028U AGFC DIRECTOR

1

\$131,415

31

(2) U071U AGFC DEPUTY DIRECTOR

3

\$106,995

32

(3) G020N AGFC GENERAL COUNSEL

1

GRADE N906

33

(4) D093C AGFC CHIEF INFORMATION OFFICER

1

GRADE C130

34

(5) T002C AGFC COLONEL

1

GRADE C129

35

(6) B003C AGFC DIVISION CHIEF

4

GRADE C129

36

(7) D007C INFORMATION SYSTEMS MANAGER

1

GRADE C128



1	(8)	A014C	FISCAL DIVISION MANAGER	1	GRADE C127
2	(9)	B121C	AGFC DIVISION ASST CHIEF	10	GRADE C126
3	(10)	T008C	AGFC MAJOR	3	GRADE C126
4	(11)	B017C	AGFC REAL ESTATE AND ENGINEER MANAGER	1	GRADE C126
5	(12)	G047C	ATTORNEY SPECIALIST	1	GRADE C126
6	(13)	R006C	HUMAN RESOURCES ADMINISTRATOR	1	GRADE C126
7	(14)	T014C	AGFC CAPTAIN	14	GRADE C124
8	(15)	A031C	ASSISTANT CONTROLLER	2	GRADE C124
9	(16)	G073C	ATTORNEY	2	GRADE C124
10	(17)	B024C	CONSERVATION PROGRAM MANAGER	1	GRADE C124
11	(18)	D034C	DATABASE ADMINISTRATOR	1	GRADE C124
12	(19)	D029C	SENIOR GIS ANALYST	1	GRADE C124
13	(20)	B046C	AGFC BIOLOGIST PROGRAM SPECIALIST	7	GRADE C123
14	(21)	B122C	AGFC BIOLOGIST SUPERVISOR	25	GRADE C123
15	(22)	T017C	AGFC LIEUTENANT	16	GRADE C123
16	(23)	B039C	AGFC NATURE CENTER MANAGER	4	GRADE C123
17	(24)	X031C	AGFC OPERATIONS & FACILITY MANAGER	1	GRADE C123
18	(25)	D040C	GIS ANALYST	1	GRADE C123
19	(26)	P004C	PUBLIC INFORMATION MANAGER	2	GRADE C123
20	(27)	T020C	AGFC SERGEANT	25	GRADE C122
21	(28)	A052C	ACCOUNTING COORDINATOR	1	GRADE C121
22	(29)	<i>B123C</i>	<i>AGFC BIOLOGIST SPECIALIST</i>	<i>36</i>	<i>GRADE C121</i>
23	(30)	<i>B131C</i>	<i>AGFC BIOLOGIST - ASST REGIONAL MGR</i>	<i>8</i>	<i>GRADE C121</i>
24	(31)	<i>B132C</i>	<i>ASSISTANT HATCHERY MANAGER</i>	<i>5</i>	<i>GRADE C121</i>
25	(32)	T026C	AGFC CORPORAL	128	GRADE C121
26	(33)	C005C	AGFC LICENSING MANAGER	1	GRADE C121
27	(34)	R014C	PERSONNEL MANAGER	1	GRADE C121
28	(35)	D052C	SOFTWARE SUPPORT ANALYST	4	GRADE C121
29	(36)	D058C	COMPUTER OPERATIONS COORDINATOR	1	GRADE C120
30	(37)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
31	(38)	B124C	AGFC BIOLOGIST	44	GRADE C119
32	(39)	E031C	EDUCATION PROGRAM COORDINATOR	8	GRADE C119
33	(40)	G147C	GRANTS COORDINATOR	2	GRADE C119
34	(41)	C090C	AGFC LICENSING SUPERVISOR	2	GRADE C118
35	(42)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
36	(43)	E037C	EDUCATION PROGRAM SPECIALIST	22	GRADE C118

1	(44)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE C118
2	(45)	A074C	FISCAL SUPPORT SUPERVISOR	2	GRADE C118
3	(46)	D065C	NETWORK SUPPORT ANALYST	2	GRADE C118
4	(47)	X077C	REAL ESTATE OFFICER	1	GRADE C118
5	(48)	B074C	SURVEYOR	2	GRADE C118
6	(49)	D064C	WEBSITE DEVELOPER	2	GRADE C118
7	(50)	D071C	COMPUTER SUPPORT ANALYST	1	GRADE C117
8	(51)	P021C	EDITOR	3	GRADE C117
9	(52)	R025C	HUMAN RESOURCES ANALYST	2	GRADE C117
10	(53)	G179C	LEGAL SERVICES SPECIALIST	1	GRADE C117
11	(54)	S017C	MAINTENANCE COORDINATOR	2	GRADE C117
12	(55)	P020C	PRODUCTION ARTIST	1	GRADE C117
13	(56)	A089C	ACCOUNTANT I	1	GRADE C116
14	(57)	C097C	AGFC REGIONAL OFFICE MANAGER	1	GRADE C116
15	(58)	D076C	COMMUNICATIONS SYSTEMS SUPERVISOR	1	GRADE C116
16	(59)	X129C	CONSTRUCTION INSPECTOR	6	GRADE C116
17	(60)	S098C	CONSTRUCTION SUPERVISOR	1	GRADE C116
18	(61)	E048C	EDUCATION & INSTRUCTION SPECIALIST	5	GRADE C116
19	(62)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
20	(63)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
21	(64)	D074C	TELECOMMUNICATIONS SUPERVISOR	1	GRADE C116
22	(65)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
23	(66)	D079C	COMPUTER SUPPORT TECHNICIAN	2	GRADE C115
24	(67)	A091C	FISCAL SUPPORT ANALYST	4	GRADE C115
25	(68)	D078C	GIS TECHNICIAN	1	GRADE C115
26	(69)	S033C	MAINTENANCE SUPERVISOR	2	GRADE C115
27	(70)	S031C	SKILLED TRADESMAN	5	GRADE C115
28	(71)	C095C	AGFC REGIONAL OFFICE COORDINATOR	10	GRADE C114
29	(72)	S040C	CALIBRATION TECHNICIAN	3	GRADE C114
30	(73)	P041C	COMMERCIAL GRAPHIC ARTIST	2	GRADE C114
31	(74)	T068C	FIRING RANGE SPECIALIST	1	GRADE C114
32	(75)	D081C	TELECOMMUNICATIONS SPECIALIST	8	GRADE C114
33	(76)	C050C	ADMINISTRATIVE SUPPORT SUPERVISOR	5	GRADE C113
34	(77)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
35	(78)	S046C	MAINTENANCE TECHNICIAN	5	GRADE C113
36	(79)	P048C	MULTI-MEDIA SPECIALIST	1	GRADE C113

1	(80)	B101C	NATURAL RESOURCES PROGRAM TECHNICIAN	70	GRADE C113
2	(81)	P046C	PHOTOGRAPHER	1	GRADE C113
3	(82)	C056C	ADMINISTRATIVE SPECIALIST III	9	GRADE C112
4	(83)	A098C	FISCAL SUPPORT SPECIALIST	7	GRADE C112
5	(84)	C054C	LOCAL OFFICE ADMINISTRATIVE SPECIALIST	9	GRADE C112
6	(85)	S056C	FOOD PREPARATION SUPERVISOR	1	GRADE C111
7	(86)	S054C	PRINTER	1	GRADE C111
8	(87)	C073C	ADMINISTRATIVE SPECIALIST II	17	GRADE C109
9	(88)	A102C	FISCAL SUPPORT TECHNICIAN	9	GRADE C108
10	(89)	C087C	ADMINISTRATIVE SPECIALIST I	1	GRADE C106
11	(90)	C088C	MAIL SERVICES ASSISTANT	<u>1</u>	GRADE C105
12			MAX. NO. OF EMPLOYEES	612	

13

14 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas
 15 State Game and Fish Commission for the 2013-2014 fiscal year, the following
 16 maximum number of part-time or temporary employees, to be known as "Extra
 17 Help", payable from funds appropriated herein for such purposes: one hundred
 18 eighty-five (185) temporary or part-time employees, when needed, at rates of
 19 pay not to exceed those provided in the Uniform Classification and
 20 Compensation Act, or its successor, or this act for the appropriate
 21 classification.

22

23 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 24 to the Arkansas State Game and Fish Commission, to be payable from the Game
 25 Protection Fund, for personal services, operating expenses, acquisition,
 26 maintenance and improvements of the Arkansas State Game and Fish Commission
 27 for the fiscal year ending June 30, 2014, the following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2013-2014</u>
31	(01) REGULAR SALARIES	\$27,210,469
32	(02) EXTRA HELP	950,000
33	(03) PERSONAL SERVICES MATCHING	9,325,174
34	(04) OVERTIME	250,000
35	(05) UNIFORM ALLOWANCE	885,000
36	(06) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	31,381,187
2	(B) CONF. & TRAVEL	350,535
3	(C) PROF. FEES	3,459,003
4	(D) CAP. OUTLAY	10,502,608
5	(E) DATA PROC.	0
6	(07) GAME AND FISH GRANTS	<u>5,528,831</u>
7	TOTAL AMOUNT APPROPRIATED	<u><u>\$89,842,807</u></u>

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9 SECTION 4. APPROPRIATION - GAS LEASE REVENUES. There is hereby
 10 appropriated, to the Arkansas State Game and Fish Commission, to be payable
 11 from the Game Protection Fund, for operating expenses, capital projects,
 12 acquisition of land and conservation easements of the Arkansas State Game and
 13 Fish Commission for the fiscal year ending June 30, 2014, the following:

14

15	ITEM	FISCAL YEAR
16	<u>NO.</u>	<u>2013-2014</u>
17	(01) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	\$3,194,624
19	(B) CONF. & TRAVEL	0
20	(C) PROF. FEES	100,000
21	(D) CAP. OUTLAY	3,250,000
22	(E) DATA PROC.	0
23	(02) GAS LEASE GRANTS	2,500,000
24	(03) DEBT SERVICE	<u>1,035,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u><u>\$10,079,624</u></u>

26

27 SECTION 5. APPROPRIATION - CONSERVATION PARTNERS PROGRAM GRANTS. There
 28 is hereby appropriated, to the Arkansas State Game and Fish Commission, to be
 29 payable from the Game Protection Fund, for grants to conservation partners,
 30 or other eligible entities for operating, equipment, and maintenance expenses
 31 associated with addressing statewide hunger needs, for the fiscal year ending
 32 June 30, 2014, the following:

33

34	ITEM	FISCAL YEAR
35	<u>NO.</u>	<u>2013-2014</u>
36	(01) CONSERVATION PARTNERS PROGRAM GRANTS	<u><u>\$100,000</u></u>

1
2 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUNTERS
4 FEEDING THE HUNGRY. Arkansas Hunters Feeding the Hungry is designed to share
5 the harvest of an abundant resource with Arkansans' who are in need of food,
6 partner with the Game and Fish Commission in order to provide a solution for
7 a healthy, balanced deer herd, provide a much needed free, low fat, high
8 protein food source to the many feeding agencies and organizations across
9 Arkansas and create a provider purpose for hunters who participate, allowing
10 them to give back and share with others. In order to help sustain the
11 Arkansas Hunters Feeding the Hungry program in Arkansas the Arkansas Game and
12 Fish Commission may establish a check off or other appropriate methods to
13 raise revenue for support of the program. The intent of this Section is to
14 encourage the Arkansas Game and Fish Commission to examine opportunities
15 available to provide support for the Arkansas Hunters Feeding the Hungry
16 program.

17 The provisions of this section shall be in effect only from July 1, ~~2012~~
18 2013 through June 30, ~~2013~~ 2014.

19
20 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PAYMENT
22 OF REWARDS. Payment of rewards shall be from the Game Protection Fund from
23 the Commission's Maintenance and General Operation appropriation as herein
24 appropriated in Section 3, Item No. (05)(A).

25 The provisions of this section shall be in effect only from July 1, ~~2012~~
26 2013 through June 30, ~~2013~~ 2014.

27
28 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA
30 HELP RESTRICTION. No employee of the Arkansas Game and Fish Commission who is
31 employed as extra help may receive an amount to exceed eighty-five percent
32 (85%) of the maximum annual salary for a comparable position as authorized
33 under § 21-5-201 et seq. during any fiscal year, nor shall such an employee
34 be employed for a period of time to exceed one thousand eight hundred (1,800)
35 hours in any single fiscal year.

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1 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
3 PROVISION. After receiving approval from the Chief Fiscal Officer of the
4 State, and prior review by the Arkansas Legislative Council or Joint Budget
5 Committee, the Agency is authorized to transfer appropriation from any line
6 item authorized in Section 3 Operations to any other line item authorized in
7 Section 3 and the Agency is authorized to transfer appropriation from any
8 line item authorized in Section 4 Gas Lease Revenues to any other line item
9 authorized in Section 4.

10 The provisions of this section shall be in effect only from July 1, 2013
11 through June 30, 2014.

12
13 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE
14 ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW.
15 *OVERTIME.* The Arkansas Game and Fish Commission is hereby authorized to make
16 overtime payments from such funds and appropriations provided for overtime
17 payments to those wildlife officers or other employees that are currently
18 assigned or may be assigned by the Director of the Arkansas Game and Fish
19 Commission or by an appointed designate to Special Law Enforcement Task
20 Forces, Special Operations, and other special programs reimbursable to the
21 Arkansas Game and Fish Commission by federal or local authorities as approved
22 by the Director of the Arkansas Game and Fish Commission. All such overtime
23 payments shall be processed through the State Accounting System and shall be
24 in addition to the Regular Salaries and benefits accruing to the employee(s).

25 The provisions of this section shall be in effect only from July 1, 2013
26 through June 30, 2014.

27
28 SECTION 11. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title
29 15, Chapter 41, Subchapter 1, is amended to add an additional section to read
30 as follows:

31 15-41-119. Legislative findings and intent – Reports.

32 (a) The General Assembly finds that:

33 (1) The natural resources of Arkansas should be protected and
34 restored as needed; and

35 (2) When the Arkansas State Game and Fish Commission receives
36 damages from a lawsuit as the result of damage sustained by property of the

1 commission, the commission's primary use of the funds received as damages
2 should be to benefit the property that was the subject of the litigation.

3 (b) It is the intent of the General Assembly that when the commission
4 receives damages from a lawsuit as the result of damage sustained by property
5 of the commission, the commission should use the funds received as damages to
6 benefit the property that was the subject of the litigation.

7 (c) The commission shall report to the Game & Fish/State Police
8 Subcommittee of the Legislative Council annually, at the request of the chair
9 of the Game & Fish/State Police Subcommittee of Legislative Council, or at
10 the request of the cochairs of Legislative Council the following information
11 with respect to any lawsuit in which the commission is a plaintiff or seeks
12 damages from a third party:

13 (1) The status of the lawsuit;

14 (2) The issues present in the lawsuit;

15 (3) The relief requested in the lawsuit; and

16 (4) The commission's plans for using any funds received as
17 damages from the lawsuit.

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

27
28 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the
29 General Assembly, that the Constitution of the State of Arkansas prohibits
30 the appropriation of funds for more than a one (1) year period; that the
31 effectiveness of this Act on July 1, 2013 is essential to the operation of
32 the agency for which the appropriations in this Act are provided, and that in
33 the event of an extension of the legislative session, the delay in the
34 effective date of this Act beyond July 1, 2013 could work irreparable harm
35 upon the proper administration and provision of essential governmental
36 programs. Therefore, an emergency is hereby declared to exist and this Act

1 being necessary for the immediate preservation of the public peace, health
2 and safety shall be in full force and effect from and after July 1, 2013.

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4 */s/Joint Budget Committee*
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