

State of Arkansas

76th General Assembly

Regular Session, 1987 AS ENGROSSED 2/20/87

HOUSE BILL 1189

By: Joint Budget Committee AS ENGROSSED 3/17/87

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE STATE FORESTRY COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1989; AND FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES - GENERAL OPERATIONS. There is hereby established for the State Forestry Commission for the 1987-89 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, 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, or its successor.

Item	Class	No. of	Maximum Annual	
			Maximum	Salary Rate
No. ___	Code ___	Title _____	Employees_1987-88	_____1988-89
(1)	9995	STATE FORESTER	1	\$47,346 \$47,346
(2)	025Z	FOREST DEP STATE FORESTER	1	GRADE 24
(3)	015Z	ASST STATE FORESTER	2	GRADE 22
	034Z	FOREST REGIONAL FORESTER	2	
	184Z	FORESTRY FISCAL OFFICER	1	
(4)	911Z	FOREST TECHNICAL SVCS MANAGER	1	GRADE 21
(5)	R386	RURAL FIRE DEFENSE ADMR	1	GRADE 20
	A036	FIELD AUDITOR SUPERVISOR	1	

	C020 COMMUNICATIONS SYSTEMS MANAGER	1	
	G003 AVIATION MANAGER	1	
	J008 STATE FOREST MANAGER	1	
	R210 FOREST REFORESTATION MANAGER	1	
	R236 FORESTRY PERSONNEL MANAGER	1	
	912Z FORESTER III	17	
(6)	R388 RURAL FIRE PROGRAM COORD	1	GRADE 18
	A006 ACCOUNTING SUPV I	1	
	J002 ASST MANAGEMENT FORESTER	1	
	J022 FORESTER II	18	
	R208 FORESTRY INFO & ED MANAGER	1	
	V040 PURCHASE AGENT II/PURCHASE AGENT	3	
	028Z FOREST ENTOMOLOGIST	1	
(7)	Y005 AUTO/DIESEL MECHANIC SUPERVISOR	3	GRADE 17
	A004 ACCOUNTANT II	1	
	A034 FIELD AUDITOR II	2	
	E072 TRAINING INSTRUCTOR II	1	
	J026 NURSERY/SEED ORCHARD SUPERVISOR	1	
	N328 INFORMATION OFFICER II	1	
	R134 PLANNING SPECIALIST II	1	
	V038 PROPERTY OFFICER	1	
(8)	Y003 AUTO/DIESEL MECHANIC	7	GRADE 16
	J020 FORESTER I	31	
	R010 ADMINISTRATIVE ASSISTANT II	1	
	R234 FOREST PRODUCT SPECIALIST	1	
	Y129 ELECTRONIC TECHNICIAN	7	
(9)	E070 TRAINING INSTRUCTOR I	2	GRADE 15
	G005 AIRCRAFT PILOT I	20	
	G027 BUILDING PLANT MAINTENANCE SUPV I	1	
(10)	J013 FOREST RANGER III	55	GRADE 14
	J033 STATE FOREST FOREMAN	1	
	N309 CARTOGRAPHER SUPV I	1	
(11)	J007 FOREST LAW ENFORCEMENT OFFICER	1	GRADE 13
	J031 NURSERY/SEED ORCHARD TECHNICIAN	5	
	K133 MANAGEMENT SUPPORT TECHNICIAN	8	
(12)	J011 FOREST RANGER II	101	GRADE 12

A063 PAYROLL OFFICER	1	
J015 FOREST TECHNICIAN	4	
(13) K153 SECRETARY II	4	GRADE 11
A013 BOOKKEEPER II/ACCOUNTING ASST II	2	
J005 FOREST DISPATCHER	10	
(14) G073 HEAVY EQUIP OPERATOR	3	GRADE 10
J009 FOREST RANGER I	100	
(15) K155 SECRETARY I	21	GRADE 09
(16) K023 CLERK TYPIST II	3	GRADE 07
(17) G035 CUSTODIAL WRKR II	1	GRADE 03
MAX NO. OF EMPLOYEES	460	

SECTION 2. EXTRA HELP - GENERAL OPERATIONS. There is hereby authorized, for the State Forestry Commission for the 1987-89 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: one hundred thirty-eight (138) 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, for the appropriate classification.

SECTION 3. APPROPRIATIONS - GENERAL OPERATIONS. There is hereby appropriated, to the State Forestry Commission, to be payable from the State Forestry Fund, for personal services and operating expenses of the State Forestry Commission - General Operations for the biennial period ending June 30, 1989, the following:

ITEM NO.	FISCAL YEARS	
	1987-88	1988-89
(01) REGULAR SALARIES	\$ 7,030,240	\$ 7,030,240
(02) EXTRA HELP	141,222	141,222
(03) PERSONAL SERV MATCHING	1,490,066	1,490,066
(04) OVERTIME	2,987	2,987
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 1,842,505	\$ 1,942,505
(B) CONF. & TRAVEL	55,562	55,562
(C) PROF. FEES	6,331	6,331
(D) CAPITAL OUTLAY	214,000	190,500

(E) DATA PROCESSING	_____ 8,500 _____ 8,500		
TOTAL MAINT. & GEN. OPER.		2,126,898	2,203,398
(06) PAYMENT IN LIEU OF TAXES		40,000	40,000
(07) UNIFORM ALLOWANCE		52,000	52,000
(08) FIRE FIGHTING EQUIPMENT	_____ 21,840 _____ 21,840		
TOTAL AMOUNT APPROPRIATED		\$ 10,905,253	\$ 10,981,753

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

There is hereby appropriated, to the State Forestry Commission - Rural Fire Protection Service - Loans, to be payable from the Rural Fire Protection Revolving Fund, for loans to communities by the State Forestry Commission for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) LOANS TO COMMUNITIES	\$ 1,000,000	\$ 1,000,000

SECTION 5. APPROPRIATIONS - POISON SPRINGS STATE FOREST. There is hereby appropriated, to the State Forestry Commission, to be payable from the State Forestry Trust Fund, for management of the State Forestry Commission - Poison Springs State Forest for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) MANAGEMENT	\$ 200,000	\$ 200,000

SECTION 6. APPROPRIATIONS - EMERGENCY FIRE PROGRAM. There is hereby appropriated, to the State Forestry Commission, to be payable from the Emergency Fire Trust Fund, for personal services, fire control and communications of the State Forestry Commission - Emergency Fire Program for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) EXTRA HELP	\$ 50,000	\$ 50,000

(02) PERSONAL SERVICES MATCHING	10,000	10,000
(03) FIRE CONTROL/COMMUNICATION	<u>190,000</u>	<u>190,000</u>
TOTAL AMOUNT APPROPRIATED	\$ 250,000	\$ 250,000

SECTION 7. APPROPRIATIONS - RURAL COMMUNITY FIRE PROTECTION GRANTS.

There is hereby appropriated, to the State Forestry Commission, to be payable from the Forestry Rural Fire Equipment Fund, for grants to rural communities by the State Forestry Commission - Rural Community Fire Protection Grants for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO.	1987-88	1988-89
(01) GRANTS	\$ 100,000	\$ 100,000

SECTION 8. TRANSFER PROVISION. During either fiscal year of the 1987-89 biennium, any savings made in appropriations for the payment of salaries to Forest towermen included in items (1), (2), and (3) of Section 3 herein may, upon the approval of the Chief Fiscal Officer of the State, be transferred to the appropriation made either in items (1), (3) or (5) of Section 3 for the inclusion in the proper category of employment of aircraft pilots, foresters or maintenance and operation of aircraft, and/or for purchase of aircraft to be used in wild fire detection.

In the event the State Forestry Commission determines the nursery operation can effectively maintain its self-supporting status by utilization of contract labor from a private vendor for temporary and/or seasonal labor needs, the Commission is hereby authorized, upon approval of the Chief Fiscal Officer to transfer the necessary appropriation authorized by Item (02) in Section 3 of this Act to Item (05) in Section 3 of this Act.

SECTION 9. FIELD AUDITORS. It is the intent of the General Assembly that two (2) of the Field Auditor II positions authorized in Section 1 of this Act shall be used primarily for performing audits and other services to assure that the severance tax on timber including wood chips and the Forest Fire Protection Tax due to the Forestry Commission is paid.

SECTION 10. During the 1987-89 biennium, positions authorized as Forester I and Aircraft Pilot I may be downgraded to Forest Towerman to provide for an orderly transition to complete aerial wildfire detection and reorganization of districts to county units.

SECTION 11. EXTRA HELP - EMERGENCY FIRE PROGRAM. There is hereby authorized, for the State Forestry Commission - Emergency Fire Program for the 1987-89 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: fifty (50) 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, for the appropriate classification.

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

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

SECTION 14. CONTRACT RESTRICTIONS. The agency, board, commission, department or institution to whom funds are appropriated by this Act shall not enter into any contract for any professional or consultant services which shall extend for more than twenty (20) actual working days or the total com-

pensation exceeds five thousand dollars (\$5,000) during any one fiscal year without first seeking the advice of the Arkansas Legislative Council. Provided further, that all contracts for professional or consultant services shall be submitted monthly to the Chief Fiscal Officer of the State for reporting to the Legislative Council.

SECTION 15. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Sixth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1987 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1987 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1987.

/s/John E. Miller

