

State of Arkansas

76th General Assembly

Regular Session, 1987 AS ENGROSSED 3/10/87

HOUSE BILL 1191

By: Joint Budget Committee

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE OIL AND GAS 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. There is hereby established for the Oil and Gas 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 No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				1987-88	1988-89
(1)	9914	OIL & GAS DIRECTOR	1	\$49,365	\$49,365
(2)	9897	OIL & GAS DEPUTY DIRECTOR	1	\$45,043	\$45,043
(3)	9896	SENIOR PETROLEUM ENGINEER SUPV	1	\$42,394	\$42,394
(4)	9895	SENIOR PETROLEUM ENGINEER	3	\$42,064	\$42,064
(5)	B108	PETROLEUM GEOLOGIST	3		GRADE 23
(6)	X403	SR PETROLEUM TECHNICIAN	1		GRADE 18
(7)	X379	PETROLEUM TECHNICIAN	9		GRADE 17
(8)	N310	CARTOGRAPHER SUPV II	1		GRADE 16
	R162	STATISTICIAN/STATISTICIAN II	1		

R440 BUSINESS CONTROLLER II	1	
(9) R009 ADMINISTRATIVE ASSISTANT I	2	GRADE 14
(10) K133 MANAGEMENT SUPPORT TECHNICIAN	1	GRADE 13
(11) K153 SECRETARY II	3	GRADE 11
(12) K155 SECRETARY I	9	GRADE 09
(13) G171 CUSTODIAL WRKR I	<u>1</u>	GRADE 02
MAX NO. OF EMPLOYEES	38	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Oil and Gas 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: 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, for the appropriate classification.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the Oil and Gas Commission, to be payable from the Oil and Gas Commission Fund, for personal services and operating expenses of the Oil and Gas Commission, for the biennial period ending June 30, 1989, the following:

ITEM NO.	FISCAL YEARS	
	1987-88	1988-89
(01) REGULAR SALARIES	\$ 748,081	\$ 748,081
(02) EXTRA HELP	30,000	30,000
(03) PERSONAL SERV MATCHING	182,034	179,690
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 271,476	\$ 296,476
(B) CONF. & TRAVEL	22,061	22,061
(C) PROF. FEES	104,393	125,393
(D) CAPITAL OUTLAY	140,000	134,000
(E) DATA PROCESSING	<u>0</u>	<u>0</u>
TOTAL MAINT. & GEN. OPER.	537,930	577,930
(05) POLLUTION CONTROL	10,000	10,000
(06) DATA PROCESSING	200,000	0
(07) INTERSTATE OIL COMPACT	3,000	3,000
(08) WELL CAPPING EXPENSE	30,000	30,000

(09) UNDERGROUND INJECTION	60,000	80,000
(10) MICROFILM EQUIP/EXPENSES	<u>50,000</u>	<u>50,000</u>
TOTAL AMOUNT APPROPRIATED	\$ 1,851,045	\$ 1,708,701

SECTION 4. APPROPRIATIONS - REFUNDS - CASH. There is hereby appropriated to the Oil and Gas Commission, to be payable from cash funds of the Oil and Gas Commission, for refunds for overpayments/transfers to the State Treasury for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO.	1987-88	1988-89
(01) REFUNDS	\$ 2,000,000	\$ 2,000,000

SECTION 5. SPECIAL LANGUAGE. The Oil and Gas Commission is authorized to request special rates of pay to attract exceptionally well qualified applicants (as defined in Act 199 of 1969, as amended) to fill vacant positions in the classifications listed in Section 1 of this Act. Special rates of pay may also be requested for current and new employees in these classifications when prevailing wage rates for these classifications prevent recruitment and retention of adequately skilled employees subject to the following restrictions:

(a) That applications for special rates of pay above step 4 shall have been reviewed and approved by the Office of Personnel Management after seeking the advice of the Arkansas Legislative Council.

(b) That special rates may be authorized up to the maximum authorized for the grade assigned the classification of any position listed in Section 1 of this Act.

SECTION 6. CARRY FORWARD. Any unexpended balance of the appropriation authorized for Data Processing in Item (06) of Section 3 of this Act which remains at the close of the fiscal year ending June 30, 1988, shall be carried forward and made available for the same purpose for the fiscal year ending June 30, 1989.

SECTION 7. 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 8. 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 9. 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 compensation 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 10. 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