

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Joint Budget Committee**

# A Bill

**HOUSE BILL 1933**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE DEPARTMENT OF POLLUTION CONTROL  
10 AND ECOLOGY FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1993;  
11 AND FOR OTHER PURPOSES."

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

15 SECTION 1. REGULAR SALARIES. There is hereby established for the  
16 Department of Pollution Control and Ecology for the 1991-93 biennium, the  
17 following maximum number of regular employees whose salaries shall be governed  
18 by the provisions of the Uniform Classification and Compensation Act (Arkansas  
19 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
20 Provided, however, that any position to which a specific maximum annual salary  
21 is set out herein in dollars, shall be exempt from the provisions of said  
22 Uniform Classification and Compensation Act. All persons occupying positions  
23 authorized herein are hereby governed by the provisions of the Regular  
24 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
25 successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1991-92	1992-93
31	(1) 9976	POL C DIRECTOR	1	\$ 62,366	\$ 65,484
32	(2) 199Z	POL C DEPUTY DIRECTOR	2	GRADE 26	
33	R038	ATTORNEY SUPERVISOR	1		
34	(3) 586Z	POL CONTROL ADMR MGMT SVCS	1	GRADE 25	
35	592Z	POL C CHIEF MINING DIVISION	1		

1	597Z POL C CHIEF - TECHNICAL SVCS DIV	1	
2	596Z POL C CHIEF - SOLID WASTE DIVISION	1	
3	594Z POL C CHIEF - AIR DIVISION	1	
4	595Z POL C CHIEF - HAZARDOUS WASTE DIV	1	
5	593Z POL C CHIEF - WATER DIVISION	1	
6	598Z POL C CHIEF - CONST ASST DIVISION	1	
7	R170 ATTORNEY SPECIALIST	4	
8	(4) X339 ENGINEER SUPERVISOR	15	GRADE 24
9	297Z GENERAL BUSINESS MANAGER	1	
10	591Z POLLUTION CONTROL DIVISION CHIEF	5	
11	X328 POL C ASST CHIEF WATER POLLUTION	1	
12	R036 ATTORNEY	1	
13	(5) B012 CHEMIST SUPERVISOR	3	GRADE 23
14	D046 SYSTEMS APPLICATIONS SUPERVISOR	1	
15	B106 GEOLOGY SUPERVISOR	4	
16	(6) X338 ENGINEER, PE	47	GRADE 22
17	909Z PROGRAM SUPPORT MANAGER	8	
18	Q006 POL C PERMIT SUPERVISOR	1	
19	Q020 HAZARDOUS WASTE INSPECTOR SUPV	1	
20	B023 POL C CHIEF ECOLOGIST	2	
21	A032 AGENCY FISCAL MANAGER	1	
22	(7) V080 MGR PURCHASING & PROPERTY MGT	1	GRADE 21
23	B126 WATER USE & RESOURCE SPECIALIST	2	
24	B032 SENIOR GEOLOGIST	5	
25	R462 POL C PROGRAM COORD SECTION MGR	9	
26	R376 POL C ENFORCEMENT ADMINISTRATOR	6	
27	D036 SR PROGRAMMER/ANALYST	2	
28	Q120 POL C INSPECTOR SUPV	3	
29	R488 GRANTS ADMIN SUPV	2	
30	R460 POL C PLANNING SECTION MGR	3	
31	(8) B010 CHEMIST II	13	GRADE 20
32	Q108 POL C HAZARDOUS WASTE INSPECTOR	13	
33	B080 POL C ECOLOGIST II	4	
34	R266 MANAGEMENT PROJECT ANALYST II	3	
35	X314 PC&E AIR COMPLIANCE MONITOR	1	

1	(9) Q061 POL C INSPECTOR	43	GRADE 19
2	R280 PC&E PROGRAM COORDINATOR	16	
3	B030 GEOLOGIST	12	
4	R066 EMERG SVCS OPERATIONS OFFICER	1	
5	R168 GRANTS COORDINATOR II	3	
6	(10) N328 INFORMATION OFFICER II	2	GRADE 18
7	R264 MANAGEMENT PROJECT ANALYST I	7	
8	A111 ACCOUNTANT	2	
9	R134 PLANNING SPECIALIST II	1	
10	D034 PROGRAMMER ANALYST	3	
11	B008 CHEMIST I	1	
12	G028 BUILDING PLANT MAINTENANCE SUPV II	1	
13	(11) R010 ADMINISTRATIVE ASSISTANT II	14	GRADE 17
14	D128 COMPUTER OPERATIONS SPECIALIST	1	
15	R166 GRANTS COORDINATOR I	1	
16	(12) X333 ENGINEER TECHNICIAN	2	GRADE 16
17	(13) K011 ADMIN SUPPORT SUPERVISOR	1	GRADE 15
18	R009 ADMINISTRATIVE ASSISTANT I	8	
19	N311 COMMERCIAL ARTIST I/GRAPHIC ART I	1	
20	(14) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	4	GRADE 14
21	(15) K153 SECRETARY II	22	GRADE 13
22	(16) K039 DOCUMENT EXAMINER II	2	GRADE 12
23	B083 POL C TECHNICIAN	1	
24	(17) K155 SECRETARY I	1	GRADE 11
25	(18) K006 DATA ENTRY SPECIALIST	1	GRADE 10
26	(19) C011 SWITCHBOARD OPERATOR II	1	GRADE 09
27	K065 MAIL OFFICER	<u>1</u>	
28	MAX NO. OF EMPLOYEES	327	

SECTION 2. EXTRA HELP - STATE. There is hereby authorized, for the Department of Pollution Control and Ecology - State for the 1991-93 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: Ten (10) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or

1 its successor, or this act for the appropriate classification.

2

3 SECTION 3. EXTRA HELP - FEDERAL. There is hereby authorized, for  
4 the Department of Pollution Control and Ecology - Federal for the 1991-93  
5 biennium, the following maximum number of part-time or temporary employees, to  
6 be known as "Extra Help", payable from funds appropriated herein for such  
7 purposes: Forty-two (42) temporary or part-time employees, when needed, at  
8 rates of pay not to exceed those provided in the Uniform Classification and  
9 Compensation Act, or its successor, or this act for the appropriate  
10 classification.

11

12 SECTION 4. EXTRA HELP - HAZARDOUS WASTE PERMIT PROGRAM. There is hereby  
13 authorized, for the Department of Pollution Control and Ecology - Hazardous  
14 Waste Permit Program for the 1991-93 biennium, the following maximum number of  
15 part-time or temporary employees, to be known as "Extra Help", payable from  
16 funds appropriated herein for such purposes: Four (4) temporary or part-time  
17 employees, when needed, at rates of pay not to exceed those provided in the  
18 Uniform Classification and Compensation Act, or its successor, for the  
19 appropriate classification. These four positions are utilized for a specific  
20 project and are specifically exempt from the limitations, either by act or  
21 regulation, of hours worked.

22

23 SECTION 5. APPROPRIATIONS - STATE. There is hereby appropriated, to the  
24 Department of Pollution Control and Ecology, to be payable from the Department  
25 of Pollution Control and Ecology Fund Account, for personal services and  
26 operating expenses of the Department of Pollution Control and Ecology - State  
27 ~~for the biennial period ending June 30, 1993, the following:~~

28

29 ITEM	30 FISCAL YEARS		
	31 NO.	1991-92	1992-93
31 (01) REGULAR SALARIES		\$ 2,059,262	\$ 2,266,859
32 (02) EXTRA HELP		31,730	31,730
33 (03) PERSONAL SERV MATCHING		474,514	527,945
34 (04) OVERTIME		3,950	3,950
35 (05) MAINT. & GEN. OPERATION			

1	(A)	OPER. EXPENSES	\$	419,310	\$	460,252
2	(B)	CONF. & TRAVEL		595		1,595
3	(C)	PROF. FEES		37,384		37,384
4	(D)	CAPITAL OUTLAY		19,018		7,553
5	(E)	DATA PROCESSING		<u>0</u>		<u>0</u>
6		TOTAL MAINT. & GEN. OPER.				<u>476,307</u> <u>506,784</u>
7		TOTAL AMOUNT APPROPRIATED				<u>\$ 3,045,763</u> <u>\$ 3,337,268</u>

8

9 SECTION 6. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to

10 the Department of Pollution Control and Ecology, to be payable from federal

11 funds as designated by the Chief Fiscal Officer of the State, for personal

12 ~~services and operating expenses of the Department of Pollution Control and~~

13 Ecology - Federal for the biennial period ending June 30, 1993, the following:

15	ITEM	FISCAL YEARS	
16	NO.	1991-92	1992-93
17	(01) REGULAR SALARIES	\$ 3,855,888	\$ 4,039,115
18	(02) EXTRA HELP	27,050	27,210
19	(03) PERSONAL SERV MATCHING	919,184	969,783
20	(04) OVERTIME	6,395	6,395
21	(05) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSES	\$ 1,308,761	\$ 1,308,888
23	(B) CONF. & TRAVEL	52,962	49,962
24	(C) PROF. FEES	638,233	638,603
25	(D) CAPITAL OUTLAY	475,478	255,157
26	(E) DATA PROCESSING	<u>8,250</u>	<u>8,250</u>
27	TOTAL MAINT. & GEN. OPER.	2,483,684	2,260,860
28	(06) CONTRACTUAL SERVICES	8,000,000	8,000,000
29	(07) DATA PROCESSING RENTAL	<u>36,875</u>	<u>36,875</u>
30	TOTAL AMOUNT APPROPRIATED	<u>\$ 15,329,076</u>	<u>\$ 15,340,238</u>

31

32 SECTION 7. APPROPRIATIONS - WASTE WATER LICENSE. There is hereby

33 appropriated, to the Department of Pollution Control and Ecology, to be

34 payable from cash funds as defined by Arkansas Code 19-4-801 of the Department

35 of Pollution Control and Ecology, for personal services and operating expenses

1 of the Department of Pollution Control and Ecology - Waste Water License for  
 2 the biennial period ending June 30, 1993, the following:

3

4 ITEM		FISCAL YEARS	
5 NO.		1991-92	1992-93
6 (01)	REGULAR SALARIES	\$ 14,456	\$ 14,820
7 (02)	PERSONAL SERV MATCHING	4,106	4,291
8 (03)	MAINT. & GEN. OPERATION		
9	(A) OPER. EXPENSES \$	14,103	\$ 14,103
10	(B) CONF. & TRAVEL	239	239
11	(C) PROF. FEES	14,000	14,000
12	(D) CAPITAL OUTLAY	2,532	2,532
13	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
14	TOTAL MAINT. & GEN. OPER.	<u>30,874</u>	<u>30,874</u>
15	TOTAL AMOUNT APPROPRIATED	<u>\$ 49,436</u>	<u>\$ 49,985</u>

16

17 SECTION 8. APPROPRIATIONS - LAND RECLAMATION CONTRACTS. There is hereby  
 18 appropriated, to the Department of Pollution Control and Ecology, to be  
 19 ~~payable from the Land Reclamation Fund, for reclamation contracts of the~~  
 20 Department of Pollution Control and Ecology - Reclamation Contracts for the  
 21 biennial period ending June 30, 1993, the following:

22

23 ITEM		FISCAL YEARS	
24 NO.		1991-92	1992-93
25 (01)	RECLAMATION CONTRACTS	<u>\$ 150,000</u>	<u>\$ 150,000</u>

26

27 SECTION 9. APPROPRIATIONS - HAZARDOUS WASTE PERMIT PROGRAM. There is  
 28 hereby appropriated, to the Department of Pollution Control and Ecology, to be  
 29 payable from the Hazardous Waste Permit Fund, for personal services and  
 30 ~~operating expenses of the Department of Pollution Control and Ecology~~  
 31 Hazardous Waste Permit Program for the biennial period ending June 30, 1993,  
 32 the following:

33

34 ITEM		FISCAL YEARS	
35 NO.		1991-92	1992-93

1	(01)	REGULAR SALARIES		\$	152,480	\$	159,945
2	(02)	EXTRA HELP			56,892		57,061
3	(03)	PERSONAL SERV MATCHING			42,709		44,898
4	(04)	OVERTIME			2,768		2,837
5	(05)	MAINT. & GEN. OPERATION					
6	(A)	OPER. EXPENSES	\$	34,428	\$	34,428	
7	(B)	CONF. & TRAVEL		2,240		2,240	
8	(C)	PROF. FEES		71,267		71,267	
9	(D)	CAPITAL OUTLAY		970		0	
10	(E)	DATA PROCESSING		0		0	
11		TOTAL MAINT. & GEN. OPER.			<u>108,905</u>		<u>107,935</u>
12		TOTAL AMOUNT APPROPRIATED			<u>\$ 363,754</u>		<u>\$ 372,676</u>

13

14 SECTION 10. APPROPRIATIONS - RECLAMATION OF ABANDONED MINES. There is  
 15 ~~hereby appropriated, to the Department of Pollution Control and Ecology, to be~~  
 16 payable from the Abandoned Mine Reclamation Fund, for contractual services of  
 17 the Department of Pollution Control and Ecology - Reclamation of Abandoned  
 18 Mines for the biennial period ending June 30, 1993, the following:

19

20	ITEM		FISCAL YEARS	
21	NO.		1991-92	1992-93
22	(01)	CONTRACTUAL SERVICES	<u>\$ 6,000,000</u>	<u>\$ 6,000,000</u>

23

24 SECTION 11. APPROPRIATIONS - SURFACE COAL MINING. There is hereby  
 25 appropriated, to the Department of Pollution Control and Ecology, to be  
 26 ~~payable from the Surface Coal Mining Operation Fund, for personal services and~~  
 27 operating expenses of the Department of Pollution Control and Ecology -  
 28 Surface Coal Mining for the biennial period ending June 30, 1993, the  
 29 following:

30

31	ITEM		FISCAL YEARS	
32	NO.		1991-92	1992-93
33	(01)	REGULAR SALARIES	\$ 34,987	\$ 36,758
34	(02)	PERSONAL SERV MATCHING	7,757	8,192
35	(03)	MAINT. & GEN. OPERATION		

1	(A)	OPER. EXPENSES	\$	20,675	\$	20,675
2	(B)	CONF. & TRAVEL		1,311		1,311
3	(C)	PROF. FEES		11,394		11,394
4	(D)	CAPITAL OUTLAY		0		0
5	(E)	DATA PROCESSING		0		0
6		TOTAL MAINT. & GEN. OPER.				<u>33,380</u> <u>33,380</u>
7		TOTAL AMOUNT APPROPRIATED				<u>\$ 76,124</u> <u>\$ 78,330</u>

8

9        SECTION 12. APPROPRIATIONS - MINING RECLAMATION. There is hereby

10 appropriated, to the Department of Pollution Control and Ecology, to be

11 payable from the Mining Reclamation Fund, for contractual services of the

12 Department of Pollution Control and Ecology - Mining Reclamation for the

13 biennial period ending June 30, 1993, the following:

14						
15	ITEM			FISCAL YEARS		
16	NO.			1991-92		1992-93
17	(01)	CONTRACTUAL SERVICES		<u>\$ 1,000,000</u>		<u>\$ 1,000,000</u>

18

19 ~~SECTION 13. APPROPRIATIONS - FEE ADMINISTRATION. There is hereby~~

20 appropriated, to the Department of Pollution Control and Ecology, to be

21 payable from the Arkansas Department of Pollution Control and Ecology Fee

22 Fund, for personal services and operating expenses of the Department of

23 Pollution Control and Ecology - Fee Administration for the biennial period

24 ending June 30, 1993, the following:

25						
26	ITEM			FISCAL YEARS		
27	NO.			1991-92		1992-93
28	(01)	REGULAR SALARIES		\$ 1,130,320		\$ 1,177,445
29	(02)	PERSONAL SERV MATCHING		269,999		282,209
30	(03)	OVERTIME		3,500		3,500
31	(04)	MAINT. & GEN. OPERATION				
32	(A)	OPER. EXPENSES	\$	88,621	\$	90,867
33	(B)	CONF. & TRAVEL		17,813		17,813
34	(C)	PROF. FEES		28,350		28,350
35	(D)	CAPITAL OUTLAY		1,136		760



1	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
2	TOTAL MAINT. & GEN. OPER.	135,920	137,790
3	(05) DATA PROCESSING RENTAL	<u>14,000</u>	<u>14,000</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,553,739</u>	<u>\$ 1,614,944</u>

SECTION 14. APPROPRIATIONS - SOLID WASTE PERFORMANCE BONDS PROGRAM.

There is hereby appropriated, to the Department of Pollution Control and Ecology, to be payable from the Solid Waste Performance Bond Fund, for contractual services of the Department of Pollution Control and Ecology - Solid Waste Performance Bonds Program for the biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) CONTRACTUAL SERVICES	<u>\$ 500,000</u>	<u>\$ 500,000</u>

SECTION 15. APPROPRIATIONS - HAZARDOUS WASTE CLEAN UP. There is hereby appropriated, to the Department of Pollution Control and Ecology, to be payable from the Hazardous Substance Remedial Action Trust Fund, for personal services, operating expenses and contractual services of the Department of Pollution Control and Ecology - Hazardous Waste Clean Up for the biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) REGULAR SALARIES	\$ 17,524	\$ 17,962
(02) PERSONAL SERV MATCHING	4,652	4,849
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 260	\$ 295
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	475	0
(E) DATA PROCESSING	<u>0</u>	<u>0</u>
TOTAL MAINT. & GEN. OPER.	735	295
(04) CONTRACTUAL SERVICES	<u>2,000,000</u>	<u>2,000,000</u>

1 ~~TOTAL AMOUNT APPROPRIATED~~ ~~\$ 2,022,911~~ ~~\$ 2,023,106~~

2

3 SECTION 16. APPROPRIATIONS - EMERGENCY RESPONSE PROGRAM. There is  
 4 hereby appropriated, to the Department of Pollution Control and Ecology, to be  
 5 payable from the Emergency Response Fund, for personal services, operating  
 6 expenses and contractual services of the Department of Pollution Control and  
 7 Ecology - Emergency Response Program for the biennial period ending June 30,  
 8 1993, the following:

9

10 ITEM	FISCAL YEARS	
11 NO.	1991-92	1992-93
12 (01) REGULAR SALARIES	\$ 59,392	\$ 61,517
13 (02) PERSONAL SERV MATCHING	13,631	14,250
14 (03) MAINT. & GEN. OPERATION		
15 (A) OPER. EXPENSES \$	15,000	\$ 15,000
16 (B) CONF. & TRAVEL	0	0
17 (C) PROF. FEES	0	0
18 (D) CAPITAL OUTLAY	105,000	0
19 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
20 TOTAL MAINT. & GEN. OPER.	120,000	15,000
21 <del>(04) CONTRACTUAL SERVICES</del>	<del>280,000</del>	<del>280,000</del>
22 TOTAL AMOUNT APPROPRIATED	<u>\$ 473,023</u>	<u>\$ 370,767</u>

23

24 SECTION 17. APPROPRIATIONS - ASBESTOS CONTROL PROGRAM. There is hereby  
 25 appropriated, to the Department of Pollution Control and Ecology, to be  
 26 payable from the Asbestos Control Fund, for personal services and operating  
 27 expenses of the Department of Pollution Control and Ecology - Asbestos Control  
 28 Program for the biennial period ending June 30, 1993, the following:

29

30 ITEM	FISCAL YEARS	
31 NO.	1991-92	1992-93
32 (01) REGULAR SALARIES	\$ 62,556	\$ 64,120
33 (02) PERSONAL SERV MATCHING	15,717	16,356
34 (03) MAINT. & GEN. OPERATION		
35 (A) OPER. EXPENSES \$	26,805	\$ 26,805

1	(B) CONF. & TRAVEL	2,325	2,325
2	(C) PROF. FEES	0	0
3	(D) CAPITAL OUTLAY	0	0
4	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
5	<del>TOTAL MAINT. &amp; GEN. OPER.</del>	<del>29,130</del>	<del>29,130</del>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 107,403</u>	<u>\$ 109,606</u>

7

8 SECTION 18. APPROPRIATIONS - SOLID WASTE MANAGEMENT AND RECYCLING

9 PROGRAM. There is hereby appropriated, to the Department of Pollution Control

10 and Ecology, to be payable from the Solid Waste Management and Recycling Fund,

11 for personal services, operating expenses and recycling grants of the

12 Department of Pollution Control and Ecology - Solid Waste Management and

13 Recycling Program for the biennial period ending June 30, 1993, the following:

15	ITEM	FISCAL YEARS	
16	NO.	1991-92	1992-93
17	(01) REGULAR SALARIES	\$ 453,515	\$ 551,570
18	(02) PERSONAL SERV MATCHING	111,140	137,586
19	(03) MAINT. & GEN. OPERATION		
20	(A) OPER. EXPENSES	\$ 123,611	\$ 148,633
21	(B) CONF. & TRAVEL	15,987	18,238
22	(C) PROF. FEES	0	0
23	(D) CAPITAL OUTLAY	110,855	83,015
24	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
25	TOTAL MAINT. & GEN. OPER.	250,453	249,886
26	(04) RECYCLING GRANTS	<u>2,750,000</u>	<u>2,750,000</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,565,108</u>	<u>\$ 3,689,042</u>

28

29 SECTION 19. APPROPRIATIONS - REGULATED SUBSTANCE STORAGE TANK PROGRAM -

30 SPECIAL REVENUE. There is hereby appropriated, to the Department of Pollution

31 Control and Ecology, to be payable from the Regulated Substance Storage Tank

32 Program Fund, for personal services and operating expenses of the Department

33 of Pollution Control and Ecology - Regulated Substance Storage Tank Program

34 for the biennial period ending June 30, 1993, the following:

35

ITEM		FISCAL YEARS	
NO.		1991-92	1992-93
(01)	REGULAR SALARIES	\$ 509,176	\$ 531,424
(02)	PERSONAL SERV MATCHING	122,793	129,266
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES	\$ 99,203	\$ 100,064
(B)	CONF. & TRAVEL	4,915	5,005
(C)	PROF. FEES	1,960	1,960
<del>(D)</del>	<del>CAPITAL OUTLAY</del>	<del>6,465</del>	<del>3,318</del>
(E)	DATA PROCESSING	0	0
	TOTAL MAINT. & GEN. OPER.	<u>112,543</u>	<u>110,347</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 744,512</u>	<u>\$ 771,037</u>

SECTION 20. APPROPRIATIONS - PETROLEUM STORAGE TANK TRUST FUND ACT.

There is hereby appropriated, to the Department of Pollution Control and Ecology, to be payable from the Petroleum Storage Tank Trust Fund, for operating expenses of the Department of Pollution Control and Ecology - Petroleum Storage Tank Trust Fund Act for the biennial period ending June 30, 1993, the following:

ITEM		FISCAL YEARS	
NO.		1991-92	1992-93
(01)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES	\$ 40,000,000	\$ 40,000,000
(B)	CONF. & TRAVEL	0	0
<del>(C)</del>	<del>PROF. FEES</del>	<del>0</del>	<del>0</del>
(D)	CAPITAL OUTLAY	0	0
(E)	DATA PROCESSING	0	0
	TOTAL MAINT. & GEN. OPER.	<u>40,000,000</u>	<u>40,000,000</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 40,000,000</u>	<u>\$ 40,000,000</u>

SECTION 21. APPROPRIATIONS - REGULATED STORAGE TANK PROGRAM - FEDERAL.

There is hereby appropriated, to the Department of Pollution Control and Ecology, to be payable from federal funds as designated by the Chief Fiscal Officer of the State, for contractual services of the Department of Pollution

1 Control and Ecology - Regulated Storage Tank Program - Federal for the  
 2 ~~biennial period ending June 30, 1993, the following:~~

3

4 ITEM	FISCAL YEARS	
5 NO.	1991-92	1992-93
6 (01) CONTRACTUAL SERVICES	<u>\$ 5,000,000</u>	<u>\$ 5,000,000</u>

7

8 SECTION 22. APPROPRIATIONS - HAZARDOUS WASTE PERMIT PROGRAM. There is  
 9 hereby appropriated, to the Department of Pollution Control and Ecology, to be  
 10 payable from the Hazardous Waste Permit Fund, for personal services and  
 11 operating expenses of the Department of Pollution Control and Ecology -  
 12 Hazardous Waste Permit Program for the biennial period ending June 30, 1993,  
 13 the following:

14

15 ITEM	FISCAL YEARS	
16 NO.	1991-92	1992-93
17 (01) REGULAR SALARIES	\$ 231,092	\$ 241,479
18 (02) PERSONAL SERV MATCHING	54,909	57,840
19 (03) MAINT. & GEN. OPERATION		
20 (A) OPER. EXPENSES	\$ 15,981	\$ 16,446
21 (B) CONF. & TRAVEL	3,360	3,520
22 (C) PROF. FEES	0	0
23 (D) CAPITAL OUTLAY	2,260	0
24 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
25 TOTAL MAINT. & GEN. OPER.	<u>21,601</u>	<u>19,966</u>
26 TOTAL AMOUNT APPROPRIATED	<u>\$ 307,602</u>	<u>\$ 319,285</u>

27

28 SECTION 23. There is hereby appropriated, to the Department of  
 29 Pollution Control and Ecology, to be payable from the Landfill Post-Closure  
 30 Trust Fund, for personal services and operating expenses of the Department of  
 31 Pollution Control and Ecology - Landfill Post-Closure Program for the biennial  
 32 period ending June 30, 1993, the following:

33 Item	Fiscal Years	
34 No.	1991-92	1992-93
35 (01) REGULAR SALARIES	\$ 57,018	\$ 58,444

1	(02)	PERSONAL SERVICES MATCHING		13,193	13,686
2	(03)	MAINT. & GEN. OPERATION			
3	(A)	OPER. EXPENSES	\$ 9,675	\$ 11,610	
4	(B)	CONF. & TRAVEL	2,764	2,841	
5	(C)	PROF. FEES	0	0	
6	(D)	CAPITAL OUTLAY	27,450	7,395	
7	(E)	DATA PROCESSING	<u>0</u>	<u>0</u>	
8		TOTAL MAINT. & GEN. OPER.		39,889	21,846
9	(04)	CONTRACTUAL SERVICES		<u>5,889,900</u>	<u>5,906,024</u>
10		TOTAL AMOUNT APPROPRIATED		<u>\$6,000,000</u>	<u>\$6,000,000</u>

11

12 SECTION 24. There is hereby appropriated, to the Department of  
 13 Pollution Control and Ecology, to be payable from the Waste Tire Grant Fund,  
 14 for personal services, operating expenses, and tire recycling grants of the  
 15 Department of Pollution Control and Ecology - Waste Tire Recycling Program for  
 16 the biennial period ending June 30, 1993, the following:

17	Item	Fiscal Years	
18	<u>No.</u>	<u>1991-92</u>	<u>1992-93</u>
19	(01) REGULAR SALARIES	\$ 37,414	\$ 38,349
20	(02) PERSONAL SERVICES MATCHING	9,713	10,119
21	(03) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSES	\$13,318	\$14,084
23	(B) CONF. & TRAVEL	2,175	1,723
24	(C) PROF. FEES	0	0
25	(D) CAPITAL OUTLAY	2,380	725
26	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
27	TOTAL MAINT. & GEN. OPER.	17,873	16,532
28	(04) TIRE RECYCLING GRANTS	<u>2,535,000</u>	<u>2,535,000</u>
29	TOTAL AMOUNT APPROPRIATED	<u>\$2,600,000</u>	<u>\$2,600,000</u>

30

31 SECTION 25. There is hereby appropriated, to the Department of  
 32 Pollution Control and Ecology, to be payable from the Marketing Board Fund,  
 33 for operating expenses of the Department of Pollution Control and Ecology -  
 34 State Marketing Board for Recyclables Program for the biennial period ending  
 35 June 30, 1993, the following:

1 Item	<i>Fiscal Years</i>	
2 <u>No.</u>	<u>1991-92</u>	<u>1992-93</u>
3 (01) MAINT. & GEN. OPERATION		
4 (A) OPER. EXPENSES \$17,180	\$22,663	
5 (B) CONF. & TRAVEL 7,900	8,665	
6 (C) PROF. FEES 25,000	25,000	
7 (D) CAPITAL OUTLAY 0	0	
8 (E) DATA PROCESSING <u>0</u>	<u>0</u>	
9 TOTAL MAINT. & GEN. OPER.	<u>50,080</u>	<u>56,328</u>
10 TOTAL AMOUNT APPROPRIATED	<u>\$ 50,080</u>	<u>\$ 56,328</u>

11

12 SECTION 26. There is hereby appropriated, to the Department of  
 13 Pollution Control and Ecology, to be payable from the Environmental Education  
 14 Fund, for personal services and operating expenses of the Department of  
 15 Pollution Control and Ecology - Environmental Education Program for the  
 16 biennial period ending June 30, 1993, the following:

17 Item	<i>Fiscal Years</i>	
18 <u>No.</u>	<u>1991-92</u>	<u>1992-93</u>
19 (01) REGULAR SALARIES	\$ 100,181	\$ 102,685
20 (02) PERSONAL SERVICES MATCHING	23,926	24,851
21 (03) MAINT. & GEN. OPERATION		
22 (A) OPER. EXPENSES \$ 89,768	\$107,154	
23 (B) CONF. & TRAVEL 4,970	5,850	
24 (C) PROF. FEES 30,000	30,000	
25 (D) CAPITAL OUTLAY 26,155	4,460	
26 (E) DATA PROCESSING <u>0</u>	<u>0</u>	
27 TOTAL MAINT. & GEN. OPER.	<u>150,893</u>	<u>147,464</u>
28 TOTAL AMOUNT APPROPRIATED	<u>\$ 275,000</u>	<u>\$ 275,000</u>

29

30 SECTION 27. The Arkansas Department of Pollution Control and Ecology is  
 31 hereby authorized to provide special compensation to certain employees for  
 32 each full pay period (80 hours) worked in a job which requires contact with  
 33 inspection sites or emergency sites or other sites where exposure to  
 34 potentially hazardous substances is possible. State and Federal law and  
 35 statute mandate regulatory inspection to protect the environment and the

1 health of the citizens of the State of Arkansas. It is further recognized  
2 that many substances which may be encountered are suspected carcinogens and/or  
3 mutagens and may create harmful health effects from either short-term or  
4 long-term exposure.

5 This special pay is to compensate the employees for the increased risk  
6 of personal injury.

7 Rate of pay will be five and one half percent (5-1/2%) above regular  
8 authorized pay or rate of pay. Payment will be controlled through personnel  
9 actions by Administrative Services, Personnel Section. Rate of pay for  
10 individuals who work less than a full pay period (80 hours) and/or transfer to  
11 other work areas not defined above will revert to their regular authorized  
12 rate of pay for that and subsequent pay periods. This covers employees who  
13 may be exposed to potentially hazardous substances during the daily  
14 performance of their job duties.

15 Eligible classifications are restricted to:

- 16 Pollution Control Inspector II
- 17 Pollution Control Haz. Wst. Inspector
- 18 Pollution Control Inspector Supervisor
- 19 *Hazardous Waste Inspector Supervisor*

20  
21 SECTION 28. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
22 authorized by this Act shall be limited to the appropriation for such agency  
23 and funds made available by law for the support of such appropriations; and  
24 the restrictions of the State Purchasing Law, the General Accounting and  
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
26 Procedures and Restrictions Act, or their successors, and other fiscal control  
27 laws of this State, where applicable, and regulations promulgated by the  
28 Department of Finance and Administration, as authorized by law, shall be  
29 strictly complied with in disbursement of said funds.

30  
31 SECTION 29. LEGISLATIVE INTENT. It is the intent of the General  
32 Assembly that any funds disbursed under the authority of the appropriations  
33 contained in this Act shall be in compliance with the stated reasons for which  
34 this Act was adopted, as evidenced by the Agency Requests, Executive  
35 Recommendations and Legislative Recommendations contained in the budget



1 manuals prepared by the Department of Finance and Administration, letters, or  
2 summarized oral testimony in the official minutes of the Arkansas Legislative  
3 Council or Joint Budget Committee which relate to its passage and adoption.

4  
5 SECTION 30. CODE. All provisions of this Act of a general and  
6 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
7 the Arkansas Code Revision Commission shall incorporate the same in the Code.

8  
9 SECTION 31. SEVERABILITY. If any provision of this Act or the  
10 application thereof to any person or circumstance is held invalid, such  
11 invalidity shall not affect other provisions or applications of the Act which  
12 can be given effect without the invalid provision or application, and to this  
13 end the provisions of this Act are declared to be severable.

14  
15 SECTION 32. GENERAL REPEALER. All laws and parts of laws in conflict  
16 with this Act are hereby repealed.

17  
18 SECTION 33. HEALTH PREMIUMS. The Department of Pollution Control and  
19 Ecology shall not, during the 1992-93 fiscal year, spend more for health  
20 insurance per employee than the amount being contributed to the State  
21 Employees Health Insurance Program.

22  
23 SECTION 34. EMERGENCY CLAUSE. It is hereby found and determined by the  
24 Seventy-Eighth General Assembly, that the Constitution of the State of  
25 Arkansas prohibits the appropriation of funds for more than a two (2) year  
26 period; that the effectiveness of this Act on July 1, 1991 is essential to the  
27 operation of the agency for which the appropriations in this Act are provided,  
28 and that in the event of an extension of the Regular Session, the delay in the  
29 effective date of this Act beyond July 1, 1991 could work irreparable harm  
30 upon the proper administration and provision of essential governmental  
31 programs. Therefore, an emergency is hereby declared to exist and this Act  
32 being necessary for the immediate preservation of the public peace, health and  
33 safety shall be in full force and effect from and after July 1, 1991.

34 /s/ John E. Miller

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