

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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A Bill

HOUSE BILL

1247

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE FORESTRY COMMISSION FOR
10 THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR OTHER
11 PURPOSES."

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Subtitle

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"AN ACT FOR THE STATE FORESTRY
COMMISSION APPROPRIATION FOR THE 1995-97
BIENNIUM."

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

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SECTION 1. REGULAR SALARIES - GENERAL OPERATIONS. There is hereby established for the State Forestry Commission for the 1995-97 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), 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 (Arkansas Code §21-5-101), or its successor.

Item	Class	No. of	Maximum Annual	
			Employees	Salary Rate
No.	Code	Title	1995-96	1996-97

HB 1247

1	(1) 9995 STATE FORESTER	1	\$ 65,050	\$
2	66,676			
3	(2) 025Z FOREST DEP STATE FORESTER	1	GRADE 25	
4	(3) 015Z ASST STATE FORESTER	2	GRADE 23	
5	(4) 184Z FORESTRY FISCAL OFFICER	1	GRADE 22	
6	J008 STATE FOREST MANAGER	1		
7	147Z DISTRICT FORESTER	11		
8	(5) J006 FOREST REFORESTATION MANAGER	1	GRADE 21	
9	N326 FORESTRY INFORMATION & ED MANAGER	1		
10	J010 NURSERY SUPERVISOR	1		
11	R386 RURAL FIRE DEFENSE ADMR	1		
12	(6) E114 STAFF DEVELOPMENT COORDINATOR	1	GRADE 20	
13	912Z STAFF FORESTER	4		
14	A036 FIELD AUDITOR SUPERVISOR	1		
15	C020 COMMUNICATIONS SYSTEMS MANAGER	1		
16	J003 AVIATION MANAGER	1		
17	R236 FORESTRY PERSONNEL MANAGER	1		
18	(7) B009 FOREST ENTOMOLOGIST	1	GRADE 19	
19	(8) E072 TRAINING INSTRUCTOR	2	GRADE 18	
20	J022 FORESTER II	35		
21	V040 PURCHASE AGENT II/PURCHASE AGENT	3		
22	A111 ACCOUNTANT	1		
23	N328 INFORMATION OFFICER II	1		
24	R134 PLANNING SPECIALIST II	1		
25	Y005 AUTO/DIESEL MECHANIC SUPERVISOR	2		
26	V025 RURAL FIRE PROGRAM COORDINATOR	1		
27	(9) A034 FIELD AUDITOR	1	GRADE 17	
28	Y003 AUTO/DIESEL MECHANIC	6		
29	R010 ADMINISTRATIVE ASSISTANT II	1		
30	Y129 ELECTRONIC TECHNICIAN	4		
31	(10) J013 FOREST RANGER III	60	GRADE 16	
32	G027 BUILDING PLANT MAINTENANCE SUPV I	1		
33	J033 STATE FOREST FOREMAN	1		
34	(11) K011 ADMINISTRATIVE OFFICE SUPERVISOR	1	GRADE 15	
35	R444 BUSINESS CONTROLLER I	1		

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1	(12) J011 FOREST RANGER II	133	GRADE 14
2	J031 NURSERY/SEED ORCHARD TECHNICIAN	4	
3	J015 FOREST TECHNICIAN	2	
4	(13) K153 SECRETARY II	19	GRADE 13
5	(14) J005 FOREST DISPATCHER	10	GRADE 12
6	A106 ACCOUNTING TECHNICIAN I	1	
7	(15) G073 HEAVY EQUIP OPERATOR	2	GRADE 11
8	K155 SECRETARY I	<u>3</u>	
9	MAX NO. OF EMPLOYEES	327	

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11 SECTION 2. EXTRA HELP - GENERAL OPERATIONS. There is hereby
 12 authorized, for the State Forestry Commission for the 1995-97 biennium, the
 13 following maximum number of part-time or temporary employees, to be known as
 14 "Extra Help", payable from funds appropriated herein for such purposes: one
 15 hundred thirty eight (138) temporary or part-time employees, when needed, at
 16 rates of pay not to exceed those provided in the Uniform Classification and
 17 Compensation Act, or its successor, or this act for the appropriate
 18 classification.

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20 SECTION 3. APPROPRIATIONS - GENERAL OPERATIONS. There is hereby
 21 appropriated, to the State Forestry Commission, to be payable from the State
 22 Forestry Fund, for personal services and operating expenses of the State
 23 Forestry Commission - General Operations for the biennial period ending June
 24 ~~30, 1997, the following:~~

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26 ITEM	FISCAL YEARS	
27 NO.	1995-96	1996-97
28 (01) REGULAR SALARIES	\$ 7,407,410	\$
29 7,407,410		
30 (02) EXTRA HELP	200,000	
31 200,000		
32 (03) PERSONAL SERV MATCHING	2,086,116	
33 2,086,116		
34 (04) OVERTIME	30,000	
35 30,000		

1	(05) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE \$	2,116,154	\$ 2,118,003
3	(B) CONF. & TRVL.	42,653	42,653
4	(C) PROF. FEES	300,000	350,000
5	(D) CAP. OUTLAY	156,000	131,000
6	(E) DATA PROC.	<u>6,000</u>	<u>6,000</u>
7	TOTAL MAINT. & GEN. OPER.		2,620,807
8	2,647,656		
9	(06) FEDERAL INITIATIVE GRANTS		300,000
10	300,000		
11	(07) PAYMENT IN LIEU OF TAXES		16,046
12	16,046		
13	(08) UNIFORM ALLOWANCE		50,000
14	50,000		
15	(09) FIRE FIGHTING EQUIPMENT		<u>521,840</u>
16	<u>521,840</u>		
17	TOTAL AMOUNT APPROPRIATED		<u>\$ 13,232,219</u> \$
18	<u>13,259,068</u>		

20 SECTION 4. APPROPRIATIONS - RURAL FIRE PROTECTION SERVICE - LOANS.
 21 There is hereby appropriated, to the State Forestry Commission, to be payable
 22 from the Rural Fire Protection Revolving Fund, for loans to communities for
 23 the biennial period ending June 30, 1997, the following:

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25	ITEM	FISCAL YEARS	
26	NO.	1995-96	1996-97
27	(01) LOANS	<u>\$ 1,000,000</u>	<u>\$</u>
28	<u>1,000,000</u>		

30 SECTION 5. APPROPRIATIONS - POISON SPRINGS STATE FOREST. There is
 31 hereby appropriated, to the State Forestry Commission, to be payable from the
 32 State Forest Trust Fund, for management and operation of the State Forestry
 33 Commission - Poison Springs State Forest for the biennial period ending June
 34 30, 1997, the following:

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ITEM	FISCAL YEARS	
NO.	1995-96	1996-97
(01) MANAGEMENT AND OPERATION	\$ 200,000	\$
<u>200,000</u>		

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, 1997, the following:

ITEM	FISCAL YEARS	
NO.	1995-96	1996-97
(01) EXTRA HELP	\$ 50,000	\$
50,000		
(02) PERSONAL SERV MATCHING	10,000	
10,000		
(03) FIRE CONTROL/COMMUNICATE	<u>940,000</u>	
<u>940,000</u>		
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,000,000</u>	<u>\$</u>
<u>1,000,000</u>		

SECTION 7. EXTRA HELP - EMERGENCY FIRE PROGRAM. There is hereby authorized, for the State Forestry Commission - Emergency Fire Program for the 1995-97 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, or this act for the appropriate classification.

SECTION 8. APPROPRIATIONS - RURAL COMMUNITY FIRE PROTECTION GRANTS. There is hereby appropriated, to the State Forestry Commission, to be payable from the federal funds as designated by the Chief Fiscal Officer of the

1 State, for grants to rural communities by the State Forestry Commission for
 2 ~~the biennial period ending June 30, 1997, the following:~~

ITEM	FISCAL YEARS	
NO.	1995-96	1996-97
(01) GRANTS TO RURAL COMMUNITIES	<u>\$ 100,000</u>	<u>\$ 100,000</u>

8 SECTION 9. APPROPRIATIONS - HARDWOOD REFORESTATION PROJECT. There is
 9 hereby appropriated, to the State Forestry Commission, to be payable from
 10 cash funds as defined by Arkansas Code 19-4-801 of the State Forestry
 11 Commission, for seed purchase by the State Forestry Commission for the
 12 biennial period ending June 30, 1997, the following:

ITEM	FISCAL YEARS	
NO.	1995-96	1996-97
(01) SEED PURCHASE	<u>\$ 200,000</u>	<u>\$</u>
	<u>200,000</u>	

19 SECTION 10. APPROPRIATIONS - FEDERAL URBAN FORESTRY SERVICES. There is
 20 hereby appropriated, to the State Forestry Commission, to be payable from the
 21 federal funds as designated by the Chief Fiscal Officer of the State, for
 22 federal urban forestry matching grants and other services of the State
 23 Forestry Commission for the biennial period ending June 30, 1997, the
 24 following:

ITEM	FISCAL YEARS	
NO.	1995-96	1996-97
(01) FEDERAL URBAN FORESTRY MATCHING	<u>\$ 200,000</u>	<u>\$ 200,000</u>
GRANTS AND OTHER SERVICES		

31 SECTION 11. TRANSFER PROVISION. During either fiscal year of the
 32 1995-97 biennium, if the State Forestry Commission determines that temporary
 33 firefighters, dispatchers, or pilots are required to meet the demands of a
 34 wildfire season, and upon approval of the Chief Fiscal Officer of the State,
 35 appropriations may be transferred from either Extra Help or Professional Fees

1 and Services to the proper character code for the employment of such
2 personnel.

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

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

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

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31 SECTION 14. CODE. All provisions of this Act of a general and
32 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
33 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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35 SECTION 15. SEVERABILITY. If any provision of this Act or the

1 application thereof to any person or circumstance is held invalid, such
2 invalidity shall not affect other provisions or applications of the Act which
3 can be given effect without the invalid provision or application, and to this
4 end the provisions of this Act are declared to be severable.

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6 SECTION 16. GENERAL REPEALER. All laws and parts of laws in conflict
7 with this Act are hereby repealed.

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9 SECTION 17. EMERGENCY CLAUSE. It is hereby found and determined by
10 the Eightieth General Assembly, that the Constitution of the State of
11 Arkansas prohibits the appropriation of funds for more than a two (2) year
12 period; that the effectiveness of this Act on July 1, 1995 is essential to
13 the operation of the agency for which the appropriations in this Act are
14 provided, and that in the event of an extension of the Regular Session, the
15 delay in the effective date of this Act beyond July 1, 1995 could work
16 irreparable harm upon the proper administration and provision of essential
17 governmental programs. Therefore, an emergency is hereby declared to exist
18 and this Act being necessary for the immediate preservation of the public
19 peace, health and safety shall be in full force and effect from and after
20 July 1, 1995.

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