

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Joint Budget Committee

# A Bill

SENATE BILL 227

## For An Act To Be Entitled

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

## Subtitle

14 "AN ACT FOR THE OFFICE OF EMERGENCY  
15 SERVICES APPROPRIATION FOR THE 1995-97  
16 BIENNIUM."

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

20 SECTION 1. REGULAR SALARIES. There is hereby established for the  
21 Office of Emergency Services for the 1995-97 biennium, the following maximum  
22 number of regular employees whose salaries shall be governed by the  
23 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
24 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
25 Provided, however, that any position to which a specific maximum annual  
26 salary is set out herein in dollars, shall be exempt from the provisions of  
27 said Uniform Classification and Compensation Act. All persons occupying  
28 positions authorized herein are hereby governed by the provisions of the  
29 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
30 or its successor.

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

1	(1) 9979 OES DIRECTOR	1	\$ 54,128	\$
2	55,481			
3	(2) 632Z OES DEP DIR CHIEF FIELD OPNS	1	GRADE 24	
4	(3) A057 OES ADMINISTRATIVE OFFICER	1	GRADE 21	
5	R193 OES PROGRAM OPERATIONS MANAGER	3		
6	D036 SR PROGRAMMER/ANALYST	1		
7	E008 OES TRAINING PROJECT MANAGER	1		
8	(4) E068 TRAINING & EDUCATION COORD EMER SVC	1	GRADE 19	
9	R064 EMERG SVCS AREA COORD	5		
10	(5) C006 COMMUNICATIONS SUPERVISOR	1	GRADE 18	
11	R134 PLANNING SPECIALIST II	2		
12	V040 PURCHASE AGENT II/PURCHASE AGENT	1		
13	A111 ACCOUNTANT	1		
14	(6) C017 TELECOMMUNICATIONS SUPERVISOR	1	GRADE 17	
15	R010 ADMINISTRATIVE ASSISTANT II	1		
16	G161 GENERAL MAINTENANCE REPAIRMAN	1		
17	R430 ADMINISTRATIVE OFFICER	1		
18	Y129 ELECTRONIC TECHNICIAN	2		
19	(7) C016 EMERG COMMUNICATION SPECIALIST	4	GRADE 16	
20	(8) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
21	(9) K153 SECRETARY II	<u>2</u>	GRADE 13	
22	MAX NO. OF EMPLOYEES	32		

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24 SECTION 2. EXTRA HELP. There is hereby authorized, for the Office  
 25 of Emergency Services for the 1995-97 biennium, the following maximum number  
 26 of part-time or temporary employees, to be known as "Extra Help", payable  
 27 from funds appropriated herein for such purposes: one (1) temporary or  
 28 part-time employees, when needed, at rates of pay not to exceed those  
 29 provided in the Uniform Classification and Compensation Act, or its  
 30 successor, or this act for the appropriate classification.

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32 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the Office  
 33 of Emergency Services, to be payable from the State General Services Fund  
 34 Account, for personal services and operating expenses of the Office of  
 35 Emergency Services for the biennial period ending June 30, 1997, the

1 ~~following:~~

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		FISCAL YEARS	
ITEM		1995-96	1996-97
NO.			
(01)	REGULAR SALARIES	\$ 887,290	\$ 887,844
(02)	EXTRA HELP	2,100	
(03)	PERSONAL SERV MATCHING	235,489	
(04)	MAINT. & GEN. OPERATION		
	(A) OPER. EXPENSE	\$ 169,092	\$ 169,092
	(B) CONF. & TRVL.	31,400	31,400
	(C) PROF. FEES	8,014	8,014
	(D) CAP. OUTLAY	8,000	8,000
	(E) DATA PROC.	<u>0</u>	<u>0</u>
	TOTAL MAINT. & GEN. OPER.		<u>216,506</u>
			<u>216,506</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,341,385</u>	<u>\$ 1,342,041</u>

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22 SECTION 4. REGULAR SALARIES - FEDERAL. There is hereby established  
 23 for the Office of Emergency Services - Federal Operations for the 1995-97  
 24 biennium, the following maximum number of regular employees whose salaries  
 25 shall be governed by the provisions of the Uniform Classification and  
 26 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and  
 27 all laws amendatory thereto. Provided, however, that any position to which a  
 28 specific maximum annual salary is set out herein in dollars, shall be exempt  
 29 from the provisions of said Uniform Classification and Compensation Act. All  
 30 persons occupying positions authorized herein are hereby governed by the  
 31 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
 32 Code §21-5-101), or its successor.

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Maximum	Annual
	Salary Rate

Item	Class	No. of	Fiscal Years
No.	Code	Employees	1995-96      1996-97
3	(1) R193 OES PROGRAM OPERATIONS MANAGER	2	GRADE 21
4	D036 SR PROGRAMMER/ANALYST	1	
5	(2) X337 ENGINEER	1	GRADE 20
6	R266 MANAGEMENT PROJECT ANALYST II	1	
7	(3) E074 TRAINING REPRESENTATIVE	1	GRADE 19
8	R064 EMERG SVCS AREA COORD	1	
9	(4) D129 DATA PROCESSING COORDINATOR	2	GRADE 18
10	D128 P C SUPPORT SPECIALIST	2	
11	R134 PLANNING SPECIALIST II	7	
12	D034 PROGRAMMER ANALYST	1	
13	A111 ACCOUNTANT	1	
14	(5) R010 ADMINISTRATIVE ASSISTANT II	2	GRADE 17
15	(6) K153 SECRETARY II	1	GRADE 13
16	(7) K155 SECRETARY I	<u>1</u>	GRADE 11
17	MAX NO. OF EMPLOYEES	24	

SECTION 5. EXTRA HELP - FEDERAL. There is hereby authorized, for the Office of Emergency Services - Federal Operations 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: eleven (11) 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 6. APPROPRIATIONS - FEDERAL. There is hereby appropriated, to ~~the Office of Emergency Services, to be payable from the federal funds as~~ designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Office of Emergency Services - Federal Operations for the biennial period ending June 30, 1997, the following:

ITEM	FISCAL YEARS
NO.	1995-96      1996-97

1	(01) REGULAR SALARIES		\$	528,970	\$
2	530,858				
3	(02) EXTRA HELP			10,000	
4	10,000				
5	(03) PERSONAL SERV MATCHING			158,009	
6	158,365				
7	(04) MAINT. & GEN. OPERATION				
8	(A) OPER. EXPENSE	\$	425,211	\$	459,211
9	(B) CONF. & TRVL.		175,598		185,598
10	(C) PROF. FEES		136,000		145,000
11	(D) CAP. OUTLAY		4,716,000		2,516,000
12	(E) DATA PROC.		<u>0</u>		<u>0</u>
13	TOTAL MAINT. & GEN. OPER.			5,452,809	
14	3,305,809				
15	(05) CHEMICAL DISPOSAL GRANTS			2,017,000	
16	1,648,000				
17	(06) SEMINAR CONTRACTS			<u>115,000</u>	
18	<u>115,000</u>				
19	TOTAL AMOUNT APPROPRIATED		\$	<u>8,281,788</u>	\$
20	<u>5,768,032</u>				

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22 SECTION 7. EXTRA HELP - GRANTS. There is hereby authorized, for  
23 the Office of Emergency Services for the 1995-97 biennium, the following  
24 maximum number of part-time or temporary employees, to be known as "Extra  
25 Help", payable from funds appropriated herein for such purposes: nine (9)  
26 temporary or part-time employees, when needed, at rates of pay not to exceed  
27 those provided in the Uniform Classification and Compensation Act, or its  
28 successor, or this act for the appropriate classification.

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30 SECTION 8. APPROPRIATIONS - GRANTS. There is hereby appropriated, to  
31 the Office of Emergency Services, to be payable from the federal funds as  
32 designated by the Chief Fiscal Officer of the State, for personal services  
33 and operating expenses, grants and aid of the Office of Emergency Services  
34 for the biennial period ending June 30, 1997, the following:

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		FISCAL YEARS	
ITEM NO.		1995-96	1996-97
3	(01) REGULAR SALARIES	\$ 46,025	\$
4	46,526		
5	(02) EXTRA HELP	134,000	
6	134,000		
7	(03) PERSONAL SERV MATCHING	22,838	
8	22,928		
9	(04) MAINT. & GEN. OPERATION		
10	(A) OPER. EXPENSE \$ 32,800	\$ 32,800	
11	(B) CONF. & TRVL. 29,400	13,200	
12	(C) PROF. FEES 20,000	20,000	
13	(D) CAP. OUTLAY 96,000	96,000	
14	(E) DATA PROC. <u>0</u>	<u>0</u>	
15	TOTAL MAINT. & GEN. OPER.	178,200	
16	162,000		
17	(05) DISASTER ASSISTANCE GRANTS	12,000,000	
18	12,000,000		
19	(06) POLITICAL SUBDIVISION GRANTS	<u>500,000</u>	
20	<u>500,000</u>		
21	TOTAL AMOUNT APPROPRIATED	<u>\$ 12,881,063</u>	<u>\$</u>
22	<u>12,865,454</u>		

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24 SECTION 9. REGULAR SALARIES - FIRE PROTECTION BOARD. There is hereby

25 established for the Office of Emergency Services - Fire Protection Board for

26 the 1995-97 biennium, the following maximum number of regular employees whose

27 salaries shall be governed by the provisions of the Uniform Classification

28 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,

29 and all laws amendatory thereto. Provided, however, that any position to

30 which a specific maximum annual salary is set out herein in dollars, shall be

31 exempt from the provisions of said Uniform Classification and Compensation

32 Act. All persons occupying positions authorized herein are hereby governed

33 by the provisions of the Regular Salaries Procedures and Restrictions Act

34 (Arkansas Code §21-5-101), or its successor.

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			Maximum Annual	
			Maximum	Salary Rate
Item	Class		No. of	Fiscal Years
No.	Code	Title	Employees	1995-96      1996-97
5	(1) 088Z	OES FIRE SERVICES ADMINISTRATOR	1	GRADE 22
6	(2) R009	ADMINISTRATIVE ASSISTANT I	<u>1</u>	GRADE 15
7		MAX NO. OF EMPLOYEES	2	

SECTION 10. APPROPRIATIONS - FIRE PROTECTION BOARD. There is hereby appropriated, to the Office of Emergency Services, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Office of Emergency Services - Fire Protection Board for the biennial period ending June 30, 1997, the following:

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ITEM	FISCAL YEARS	
NO.	1995-96	1996-97
(01) REGULAR SALARIES	\$ 37,729	\$ 37,729
(02) PERSONAL SERV MATCHING		12,211
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 15,500	\$ 15,500
(B) CONF. & TRVL.	0	0
(C) PROF. FEES	1,000	1,000
(D) CAP. OUTLAY	2,000	2,000
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL MAINT. & GEN. OPER.		<u>18,500</u>
<u>18,500</u>		
TOTAL AMOUNT APPROPRIATED	<u>\$ 68,440</u>	<u>\$ 68,440</u>
<u>68,440</u>		

SECTION 11. APPROPRIATIONS - CASH. There is hereby appropriated, to the Office of Emergency Services, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Office of Emergency Services, for operating expenses of the Office of Emergency Services - Cash for the biennial period

1 ending June 30, 1997, the following:

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3 ITEM	FISCAL YEARS	
4 NO.	1995-96	1996-97
5 (01) MAINT. & GEN. OPERATION		
6 (A) OPER. EXPENSE \$	8,000	\$ 9,000
7 (B) CONF. & TRVL.	4,000	4,000
8 <del>(C) PROF. FEES</del>	<del>0</del>	<del>0</del>
9 (D) CAP. OUTLAY	14,000	14,000
10 (E) DATA PROC.	<u>0</u>	<u>0</u>
11 TOTAL MAINT. & GEN. OPER.		<u>26,000</u>
12 <u>27,000</u>		
13 TOTAL AMOUNT APPROPRIATED		<u>\$ 26,000</u> \$
14 <u>27,000</u>		

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16 SECTION 12. REGULAR SALARIES - OFFICE OF HAZARDOUS MATERIALS EMERGENCY  
 17 MANAGEMENT. There is hereby established for the Office of Emergency Services  
 18 - Office of Hazardous Materials Emergency Management program for the 1995-97  
 19 biennium, the following maximum number of regular employees whose salaries  
 20 shall be governed by the provisions of the Uniform Classification and  
 21 Compensation Act (Arkansas Code §§21-5-201, et seq.), or its successor, and  
 22 all laws amendatory thereto. Provided, however, that any position to which a  
 23 specific maximum annual salary is set out herein in dollars, shall be exempt  
 24 from the provisions of said Uniform Classification and Compensation Act. All  
 25 persons occupying positions authorized herein are hereby governed by the  
 26 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
 27 Code §21-5-101), or its successor.

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				<i>Maximum Annual</i>		
				<i>Maximum</i>	<i>Salary Rates</i>	
				<i>No. of</i>	<i>Fiscal Years</i>	
<i>Item</i>	<i>Class</i>			<i>Employees</i>	<i>1995-96</i>	<i>1996-97</i>
<u>No.</u>	<u>Code</u>	<u>Title</u>			<u>1995-96</u>	<u>1996-97</u>
33 (1)	R193	OES PROGRAM OPERATION MANAGER	1		GRADE 21	
34 (2)	EO72	TRAINING INSTRUCTOR	1		GRADE 18	
35 (3)	RO10	ADMINISTRATIVE ASSISTANT II	1		GRADE 17	



1	(4) K153 SECRETARY II	<u>1</u>	GRADE 13
2	MAX NO. OF EMPLOYEES	4	

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4 SECTION 13. APPROPRIATIONS - OFFICE OF HAZARDOUS MATERIALS EMERGENCY

5 MANAGEMENT. There is hereby appropriated, to the Office of Emergency

6 Services - Office of Hazardous Materials Emergency Management, to be payable

7 from the Office of Hazardous Materials Emergency Management Revolving Fund,

8 for personal services and operating expenses for the Office of Emergency

9 Services - Office of Hazardous Materials Emergency Management for the

10 biennial period ending June 30, 1997, the following:

11	12 ITEM	FISCAL YEARS	
13	NO.	1995-96	1996-97
14	(01) REGULAR SALARIES	\$ 93,237	\$ 95,568
15	(02) PERSONAL SERV MATCHING	30,337	30,765
16	(03) MAINT. & GEN. OPERATION		
17	(A) OPER. EXPENSES \$66,990	\$66,990	
18	(B) CONF. & TRAVEL 11,250	11,250	
19	(C) PROF. FEES 0	0	
20	(D) CAPITAL OUTLAY 2,000	2,000	
21	(E) DATA PROCESSING <u>0</u>	<u>0</u>	
22	TOTAL MAINT. & GEN. OPER.	80,240	80,240
23	(04) DATA PROCESSING	<u>74,580</u>	<u>74,580</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$278,394</u>	<u>\$281,153</u>

25

26 SECTION 14. DISASTER RELIEF PAY. The State Office of Emergency

27 Service is hereby authorized to provide special compensation to certain

28 employees for each full pay period (80 hours) worked in a job which requires

29 the provision of on-site emergency disaster relief services in cases of war-

30 time, man-made, or natural disasters. This disaster relief pay covers

31 employees who may be exposed to hazardous or disastrous conditions during the

32 performance of their job duties.

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34 Rate of pay will be five and one half percent (5-1/2%) above regular

35 authorized pay or rate of pay. Payment will be controlled through personnel

1 actions by the Office of Emergency Services Director. Rate of pay for  
2 individuals who work less than a full pay period (80 hours) and/or transfer  
3 to other work areas not defined above will not receive any enhanced rate of  
4 pay for that or subsequent pay periods.

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6 A monthly report shall be made to the Arkansas Legislative Council describing  
7 all payments made to employees under the provisions of this section.

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

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19       SECTION 16. 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.

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28       SECTION 17. CODE. All provisions of this Act of a general and  
29 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
30 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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32       SECTION 18. SEVERABILITY. If any provision of this Act or the  
33 application thereof to any person or circumstance is held invalid, such  
34 invalidity shall not affect other provisions or applications of the Act which  
35 can be given effect without the invalid provision or application, and to this

1 end the provisions of this Act are declared to be severable.

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3 SECTION 19. GENERAL REPEALER. All laws and parts of laws in conflict  
4 with this Act are hereby repealed.

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

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*/s/Russ*

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