

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

A Bill

HOUSE BILL 1319

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE STATE
11 PLANT BOARD FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 2007; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE STATE PLANT BOARD
16 APPROPRIATION FOR THE 2005-2007
17 BIENNIUM.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES - ADMINISTRATION/PEST CONTROL. There is
24 hereby established for the State Plant Board for the 2005-2007 biennium, the
25 following maximum number of regular employees whose salaries shall be
26 governed by the provisions of the Uniform Classification and Compensation Act
27 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
28 thereto. Provided, however, that any position to which a specific maximum
29 annual salary is set out herein in dollars, shall be exempt from the
30 provisions of said Uniform Classification and Compensation Act. All persons
31 occupying positions authorized herein are hereby governed by the provisions
32 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
33 101), or its successor.
34

35 Maximum Annual
36 Maximum Salary Rate



| 1 | Item | Class | | No. of | Fiscal Years | |
|----|------|-------|------------------------------------|-----------|--------------|-----------|
| 2 | No. | Code | Title | Employees | 2005-2006 | 2006-2007 |
| 3 | (1) | 9915 | PLANT BOARD DIRECTOR | 1 | \$86,115 | \$88,301 |
| 4 | (2) | 047Z | PLANT BOARD ASSISTANT DIRECTOR | 1 | GRADE | 25 |
| 5 | (3) | 050Z | PLANT BOARD DIRECTOR MARKETING | 1 | GRADE | 23 |
| 6 | (4) | 051Z | PLANT BOARD DIRECTOR PLANT IND | 1 | GRADE | 23 |
| 7 | (5) | 913Z | PLANT BOARD DIRECTOR FEED/SEED | 3 | GRADE | 23 |
| 8 | (6) | B012 | CHEMIST SUPERVISOR | 1 | GRADE | 23 |
| 9 | (7) | D066 | SYSTEMS COORDINATION ANALYST II | 1 | GRADE | 22 |
| 10 | (8) | A032 | AGENCY FISCAL MANAGER | 1 | GRADE | 22 |
| 11 | (9) | 909Z | PROGRAM SUPPORT MANAGER | 1 | GRADE | 22 |
| 12 | (10) | A008 | ACCOUNTING SUPERVISOR II | 1 | GRADE | 21 |
| 13 | (11) | D036 | SR PROGRAMMER/ANALYST | 1 | GRADE | 21 |
| 14 | (12) | R202 | ASST DIR FEED, FERT, PEST | 4 | GRADE | 21 |
| 15 | (13) | R214 | SEED CERTIFICATION MANAGER | 1 | GRADE | 21 |
| 16 | (14) | R286 | PEST CONTROL MANAGER | 1 | GRADE | 21 |
| 17 | (15) | R298 | AGENCY PROGRAM COORDINATOR | 2 | GRADE | 21 |
| 18 | (16) | Q096 | PLANT BOARD FIELD SUPV | 4 | GRADE | 20 |
| 19 | (17) | A006 | ACCOUNTING SUPERVISOR I | 1 | GRADE | 20 |
| 20 | (18) | B036 | SEED ANALYST SUPERVISOR | 1 | GRADE | 20 |
| 21 | (19) | B010 | CHEMIST II | 8 | GRADE | 20 |
| 22 | (20) | Q160 | PLANT BOARD AGRI SPECIALIST II | 21 | GRADE | 19 |
| 23 | (21) | Q054 | PEST CONTROL INSPECTOR SUPV | 1 | GRADE | 19 |
| 24 | (22) | R030 | ASST PERSONNEL MANAGER | 1 | GRADE | 19 |
| 25 | (23) | B025 | SEED ANALYST III | 6 | GRADE | 18 |
| 26 | (24) | A111 | ACCOUNTANT | 1 | GRADE | 18 |
| 27 | (25) | R010 | ADMINISTRATIVE ASSISTANT II | 2 | GRADE | 17 |
| 28 | (26) | Q052 | PEST CONTROL INSPECTOR II | 5 | GRADE | 17 |
| 29 | (27) | B029 | SEED ANALYST II | 2 | GRADE | 16 |
| 30 | (28) | B011 | CHEMIST INTERN | 1 | GRADE | 16 |
| 31 | (29) | A063 | PAYROLL OFFICER | 1 | GRADE | 15 |
| 32 | (30) | A108 | ACCOUNTING TECHNICIAN II | 1 | GRADE | 15 |
| 33 | (31) | K105 | REPROD EQUIPMENT OPERATOR SUPV | 1 | GRADE | 15 |
| 34 | (32) | R009 | ADMINISTRATIVE ASSISTANT I | 1 | GRADE | 15 |
| 35 | (33) | K041 | EXECUTIVE SECY/ADMINISTRATIVE SECY | 2 | GRADE | 14 |
| 36 | (34) | B049 | LABORATORY TECHNICIAN II | 1 | GRADE | 13 |

| | | | | | |
|---|------|------|-----------------------|----------|----------|
| 1 | (35) | K153 | SECRETARY II | 7 | GRADE 13 |
| 2 | (36) | K155 | SECRETARY I | <u>2</u> | GRADE 11 |
| 3 | | | MAX. NO. OF EMPLOYEES | 91 | |

4

5 SECTION 2. EXTRA HELP - ADMINISTRATION/PEST CONTROL. There is hereby
6 authorized, for the State Plant Board for the 2005-2007 biennium, the
7 following maximum number of part-time or temporary employees, to be known as
8 "Extra Help", payable from funds appropriated herein for such purposes:
9 twenty five (25) temporary or part-time employees, when needed, at rates of
10 pay not to exceed those provided in the Uniform Classification and
11 Compensation Act, or its successor, or this act for the appropriate
12 classification.

13

14 SECTION 3. APPROPRIATION - ADMINISTRATION/PEST CONTROL. There is hereby
15 appropriated, to the State Plant Board, to be payable from the Plant Board
16 Fund, for personal services and operating expenses of the State Plant Board
17 for the biennial period ending June 30, 2007, the following:

| 19 | ITEM | | FISCAL YEARS | |
|----|------------|----------------------------|---------------------|---------------------|
| 20 | <u>NO.</u> | | <u>2005-2006</u> | <u>2006-2007</u> |
| 21 | (01) | REGULAR SALARIES | \$ 3,218,243 | \$ 3,312,785 |
| 22 | (02) | EXTRA HELP | 75,460 | 75,460 |
| 23 | (03) | PERSONAL SERVICES MATCHING | 973,876 | 991,969 |
| 24 | (04) | OVERTIME | 9,000 | 9,000 |
| 25 | (05) | MAINT. & GEN. OPERATION | | |
| 26 | (A) | OPER. EXPENSE | 1,257,410 | 1,257,410 |
| 27 | (B) | CONF. & TRAVEL | 76,613 | 76,613 |
| 28 | (C) | PROF. FEES | 244,510 | 244,510 |
| 29 | (D) | CAP. OUTLAY | 310,500 | 300,000 |
| 30 | (E) | DATA PROC. | 0 | 0 |
| 31 | (06) | PEST ERADICATION | <u>1,000,000</u> | <u>1,000,000</u> |
| 32 | | TOTAL AMOUNT APPROPRIATED | <u>\$ 7,165,612</u> | <u>\$ 7,267,747</u> |

33

34 SECTION 4. REGULAR SALARIES - BUREAU OF STANDARDS. There is hereby
35 established for the State Plant Board - Bureau of Standards for the 2005-2007
36 biennium, the following maximum number of regular employees whose salaries

1 shall be governed by the provisions of the Uniform Classification and
 2 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
 3 all laws amendatory thereto. Provided, however, that any position to which a
 4 specific maximum annual salary is set out herein in dollars, shall be exempt
 5 from the provisions of said Uniform Classification and Compensation Act. All
 6 persons occupying positions authorized herein are hereby governed by the
 7 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
 8 Code §21-5-101), or its successor.

| | | | Maximum Annual | | |
|------|-----------------------|-----------------------------------|----------------|--------------|-----------|
| | | | Maximum | Salary Rate | |
| | | | No. of | Fiscal Years | |
| Item | Class | Title | Employees | 2005-2006 | 2006-2007 |
| 14 | (1) 7137 | ARKANSAS BUREAU OF STANDARDS DIR | 1 | \$79,970 | \$82,039 |
| 15 | (2) B012 | CHEMIST SUPERVISOR | 1 | GRADE 23 | |
| 16 | (3) B094 | BUREAU OF STANDARDS LAB SUPV | 1 | GRADE 21 | |
| 17 | (4) B010 | CHEMIST II | 5 | GRADE 20 | |
| 18 | (5) B063 | METROLOGIST | 1 | GRADE 18 | |
| 19 | (6) B071 | MOISTURE METER LABORATORY TECH | 1 | GRADE 18 | |
| 20 | (7) Q033 | LIQUIFIED PETROLEUM GAS INSPECTOR | 2 | GRADE 18 | |
| 21 | (8) X412 | WEIGHTS & MEASURES INVEST SUPV | 1 | GRADE 18 | |
| 22 | (9) R010 | ADMINISTRATIVE ASSISTANT II | 1 | GRADE 17 | |
| 23 | (10) X411 | WEIGHTS & MEASURES INVEST II | 14 | GRADE 16 | |
| 24 | (11) Q112 | PETROLEUM PROD TEST TECHNICIAN | 1 | GRADE 16 | |
| 25 | (12) Q049 | MOISTURE METER INSPECTOR | 1 | GRADE 15 | |
| 26 | (13) K153 | SECRETARY II | <u>2</u> | GRADE 13 | |
| 27 | MAX. NO. OF EMPLOYEES | | 32 | | |

29 SECTION 5. APPROPRIATION - BUREAU OF STANDARDS. There is hereby
 30 appropriated, to the State Plant Board, to be payable from the Plant Board
 31 Fund, for personal services and operating expenses of the State Plant Board -
 32 Bureau of Standards for the biennial period ending June 30, 2007, the
 33 following:

| ITEM | FISCAL YEARS | |
|--------|--------------|-----------|
| | 2005-2006 | 2006-2007 |
| 36 NO. | | |

| | | | | | | |
|---|------|----------------------------|----|------------------|----|------------------|
| 1 | (01) | REGULAR SALARIES | \$ | 1,076,853 | \$ | 1,108,738 |
| 2 | (02) | PERSONAL SERVICES MATCHING | | 328,991 | | 335,093 |
| 3 | (03) | MAINT. & GEN. OPERATION | | | | |
| 4 | (A) | OPER. EXPENSE | | 280,516 | | 280,516 |
| 5 | (B) | CONF. & TRAVEL | | 14,746 | | 14,746 |
| 6 | (C) | PROF. FEES | | 3,500 | | 3,500 |
| 7 | (D) | CAP. OUTLAY | | 64,000 | | 57,000 |
| 8 | (E) | DATA PROC. | | <u>0</u> | | <u>0</u> |
| 9 | | TOTAL AMOUNT APPROPRIATED | \$ | <u>1,768,606</u> | \$ | <u>1,799,593</u> |

10

11 SECTION 6. REGULAR SALARIES - SURVEY AND QUARANTINE. There is hereby
 12 established for the State Plant Board - Survey and Quarantine for the 2005-
 13 2007 biennium, the following maximum number of regular employees whose
 14 salaries shall be governed by the provisions of the Uniform Classification
 15 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 16 and all laws amendatory thereto. Provided, however, that any position to
 17 which a specific maximum annual salary is set out herein in dollars, shall be
 18 exempt from the provisions of said Uniform Classification and Compensation
 19 Act. All persons occupying positions authorized herein are hereby governed
 20 by the provisions of the Regular Salaries Procedures and Restrictions Act
 21 (Arkansas Code §21-5-101), or its successor.

22

| 23 | | | Maximum Annual | | |
|----|------|-------------------------------------|----------------|--------------|-----------|
| 24 | | | Maximum | Salary Rate | |
| 25 | Item | Class | No. of | Fiscal Years | |
| 26 | No. | Code Title | Employees | 2005-2006 | 2006-2007 |
| 27 | (1) | Q098 PLANT BOARD INSPECTION MANAGER | 1 | GRADE 21 | |
| 28 | (2) | Q160 PLANT BOARD AGRI SPECIALIST II | 6 | GRADE 19 | |
| 29 | (3) | B029 SEED ANALYST II | 1 | GRADE 16 | |
| 30 | (4) | K153 SECRETARY II | 1 | GRADE 13 | |
| 31 | (5) | K155 SECRETARY I | <u>1</u> | GRADE 11 | |
| 32 | | MAX. NO. OF EMPLOYEES | 10 | | |

33

34 SECTION 7. APPROPRIATION - SURVEY AND QUARANTINE. There is hereby
 35 appropriated, to the State Plant Board, to be payable from the Plant Board
 36 Fund, for personal services and operating expenses of the State Plant Board -

1 Survey and Quarantine for the biennial period ending June 30, 2007, the
 2 following:

| 4 ITEM | FISCAL YEARS | |
|-----------------------------------|-------------------|-------------------|
| | 2005-2006 | 2006-2007 |
| 5 NO. | | |
| 6 (01) REGULAR SALARIES | \$ 319,845 | \$ 329,482 |
| 7 (02) PERSONAL SERVICES MATCHING | 99,619 | 101,464 |
| 8 (03) MAINT. & GEN. OPERATION | | |
| 9 (A) OPER. EXPENSE | 134,027 | 134,027 |
| 10 (B) CONF. & TRAVEL | 0 | 0 |
| 11 (C) PROF. FEES | 0 | 0 |
| 12 (D) CAP. OUTLAY | 0 | 0 |
| 13 (E) DATA PROC. | 0 | 0 |
| 14 (04) BOLL WEEVIL PROGRAM | <u>30,000</u> | <u>30,000</u> |
| 15 TOTAL AMOUNT APPROPRIATED | <u>\$ 583,491</u> | <u>\$ 594,973</u> |

16
 17 SECTION 8. REGULAR SALARIES - PUBLIC GRAIN WAREHOUSE INSPECTION PROGRAM.
 18 There is hereby established for the State Plant Board - Public Grain
 19 Warehouse Inspection Program for the 2005-2007 biennium, the following
 20 maximum number of regular employees whose salaries shall be governed by the
 21 provisions of the Uniform Classification and Compensation Act (Arkansas Code
 22 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
 23 Provided, however, that any position to which a specific maximum annual
 24 salary is set out herein in dollars, shall be exempt from the provisions of
 25 said Uniform Classification and Compensation Act. All persons occupying
 26 positions authorized herein are hereby governed by the provisions of the
 27 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
 28 or its successor.

| 32 Item No. | 33 Class Code | Title | Maximum | Maximum Annual |
|-------------|---------------|-------------------------------------|------------------|--------------------------|
| | | | No. of Employees | Salary Rate Fiscal Years |
| | | | 2005-2006 | 2006-2007 |
| 34 (1) | Q110 | MGR GRAIN WRHSE & CATFISH PROC SECT | 1 | GRADE 21 |
| 35 (2) | A118 | GRAIN FIELD AUDITOR | 3 | GRADE 18 |
| 36 (3) | K041 | EXECUTIVE SECY/ADMINISTRATIVE SECY | <u>1</u> | GRADE 14 |

1 MAX. NO. OF EMPLOYEES 5

2

3 SECTION 9. APPROPRIATION - PUBLIC GRAIN WAREHOUSE INSPECTION PROGRAM.

4 There is hereby appropriated, to the State Plant Board, to be payable from
 5 the Plant Board Fund, for personal services and operating expenses of the
 6 State Plant Board - Public Grain Warehouse Inspection Program for the
 7 biennial period ending June 30, 2007, the following:

8

| 9 ITEM | FISCAL YEARS | |
|------------------------------------|-------------------|-------------------|
| | 2005-2006 | 2006-2007 |
| 10 NO. | | |
| 11 (01) REGULAR SALARIES | \$ 153,187 | \$ 157,780 |
| 12 (02) PERSONAL SERVICES MATCHING | 48,521 | 49,400 |
| 13 (03) MAINT. & GEN. OPERATION | | |
| 14 (A) OPER. EXPENSE | 67,935 | 67,935 |
| 15 (B) CONF. & TRAVEL | 4,613 | 4,613 |
| 16 (C) PROF. FEES | 1,200 | 1,200 |
| 17 (D) CAP. OUTLAY | 0 | 0 |
| 18 (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 19 TOTAL AMOUNT APPROPRIATED | <u>\$ 275,456</u> | <u>\$ 280,928</u> |

20

21 SECTION 10. REGULAR SALARIES - PESTICIDE SURVEILLANCE. There is hereby
 22 established for the State Plant Board - Pesticide Surveillance for the 2005-
 23 2007 biennium, the following maximum number of regular employees whose
 24 salaries shall be governed by the provisions of the Uniform Classification
 25 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 26 and all laws amendatory thereto. Provided, however, that any position to
 27 which a specific maximum annual salary is set out herein in dollars, shall be
 28 exempt from the provisions of said Uniform Classification and Compensation
 29 Act. All persons occupying positions authorized herein are hereby governed
 30 by the provisions of the Regular Salaries Procedures and Restrictions Act
 31 (Arkansas Code §21-5-101), or its successor.

32

| 34 Item Class | Maximum | Maximum Annual | |
|-------------------|-----------|----------------|-------------|
| | | No. of | Salary Rate |
| 35 No. Code Title | Employees | Fiscal Years | |
| | | 2005-2006 | 2006-2007 |

36

1 (1) Q160 PLANT BOARD AGRI SPECIALIST II 5 GRADE 19
 2 MAX. NO. OF EMPLOYEES 5
 3

4 SECTION 11. APPROPRIATION - PESTICIDE SURVEILLANCE. There is hereby
 5 appropriated, to the State Plant Board, to be payable from the Plant Board
 6 Fund, for personal services and operating expenses of the State Plant Board -
 7 Pesticide Surveillance for the biennial period ending June 30, 2007, the
 8 following:
 9

| 10 ITEM | 11 FISCAL YEARS | |
|------------------------------------|-------------------|-------------------|
| | 2005-2006 | 2006-2007 |
| 12 (01) REGULAR SALARIES | \$ 200,075 | \$ 206,075 |
| 13 (02) PERSONAL SERVICES MATCHING | 57,494 | 58,643 |
| 14 (03) MAINT. & GEN. OPERATION | | |
| 15 (A) OPER. EXPENSE | 52,066 | 52,066 |
| 16 (B) CONF. & TRAVEL | 6,000 | 6,000 |
| 17 (C) PROF. FEES | 0 | 0 |
| 18 (D) CAP. OUTLAY | 0 | 0 |
| 19 (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 20 TOTAL AMOUNT APPROPRIATED | <u>\$ 315,635</u> | <u>\$ 322,784</u> |

21
 22 SECTION 12. REGULAR SALARIES - APIARY. There is hereby established for
 23 the State Plant Board - Apiary for the 2005-2007 biennium, the following
 24 maximum number of regular employees whose salaries shall be governed by the
 25 provisions of the Uniform Classification and Compensation Act (Arkansas Code
 26 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
 27 Provided, however, that any position to which a specific maximum annual
 28 salary is set out herein in dollars, shall be exempt from the provisions of
 29 said Uniform Classification and Compensation Act. All persons occupying
 30 positions authorized herein are hereby governed by the provisions of the
 31 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
 32 or its successor.
 33

| 34 | | Maximum Annual |
|------------|---------|----------------|
| 35 | Maximum | Salary Rate |
| 36 | No. of | Fiscal Years |
| Item Class | | |

| No. | Code | Title | Employees | 2005-2006 | 2006-2007 |
|-----|------|------------------------------------|-----------|-----------|-----------|
| (1) | Q098 | PLANT BOARD INSPECTION MANAGER | 1 | GRADE 21 | |
| (2) | Q031 | APIARY INSPECTOR | 2 | GRADE 16 | |
| (3) | K041 | EXECUTIVE SECY/ADMINISTRATIVE SECY | <u>1</u> | GRADE 14 | |
| | | MAX. NO. OF EMPLOYEES | 4 | | |

SECTION 13. EXTRA HELP - APIARY. There is hereby authorized, for the State Plant Board - Apiary for the 2005-2007 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: eight (8) 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 14. APPROPRIATION - APIARY. There is hereby appropriated, to the State Plant Board, to be payable from the Plant Board Fund, for personal services and operating expenses of the State Plant Board - Apiary for the biennial period ending June 30, 2007, the following:

| ITEM NO. | FISCAL YEARS | |
|---------------------------------|-------------------|-------------------|
| | 2005-2006 | 2006-2007 |
| (01) REGULAR SALARIES | \$ 110,938 | \$ 114,264 |
| (02) EXTRA HELP | 12,000 | 12,000 |
| (03) PERSONAL SERVICES MATCHING | 37,558 | 38,196 |
| (04) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSE | 51,094 | 51,094 |
| (B) CONF. & TRAVEL | 2,400 | 2,400 |
| (C) PROF. FEES | 0 | 0 |
| (D) CAP. OUTLAY | 0 | 0 |
| (E) DATA PROC. | <u>0</u> | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$ 213,990</u> | <u>\$ 217,954</u> |

SECTION 15. REGULAR SALARIES - PRODUCT MARKETING PROGRAM. There is hereby established for the State Plant Board - Product Marketing Program for the 2005-2007 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification

1 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 2 and all laws amendatory thereto. Provided, however, that any position to
 3 which a specific maximum annual salary is set out herein in dollars, shall be
 4 exempt from the provisions of said Uniform Classification and Compensation
 5 Act. All persons occupying positions authorized herein are hereby governed
 6 by the provisions of the Regular Salaries Procedures and Restrictions Act
 7 (Arkansas Code §21-5-101), or its successor.

| Item | Class | Title | Maximum No. of Employees | Maximum Annual Salary Rate | |
|------|-------|--------------------------------|--------------------------------|-------------------------------|-----------|
| | | | | 2005-2006 | 2006-2007 |
| (1) | 050Z | PLANT BOARD DIRECTOR MARKETING | <u>1</u> | GRADE 23 | |
| | | MAX. NO. OF EMPLOYEES | 1 | | |

16 SECTION 16. APPROPRIATION - PRODUCT MARKETING PROGRAM. There is hereby
 17 appropriated, to the State Plant Board, to be payable from the federal funds
 18 as designated by the Chief Fiscal Officer of the State, for personal services
 19 and operating expenses of the State Plant Board - Product Marketing Program
 20 for the biennial period ending June 30, 2007, the following:

| ITEM NO. | | FISCAL YEARS | |
|-------------|----------------------------|-------------------|-------------------|
| | | 2005-2006 | 2006-2007 |
| (01) | REGULAR SALARIES | \$ 34,475 | \$ 35,509 |
| (02) | PERSONAL SERVICES MATCHING | 10,438 | 10,636 |
| (03) | MAINT. & GEN. OPERATION | | |
| (A) | OPER. EXPENSE | 14,000 | 14,000 |
| (B) | CONF. & TRAVEL | 6,000 | 6,000 |
| (C) | PROF. FEES | 123,601 | 123,601 |
| (D) | CAP. OUTLAY | 0 | 0 |
| (E) | DATA PROC. | <u>0</u> | <u>0</u> |
| | TOTAL AMOUNT APPROPRIATED | <u>\$ 188,514</u> | <u>\$ 189,746</u> |

34 SECTION 17. APPROPRIATIONS - REFUNDS/TRANSFERS. There is hereby
 35 appropriated, to the State Plant Board, to be payable from cash funds as
 36 defined by Arkansas Code 19-4-801 of the State Plant Board, for refunds and

1 transfers to the State Treasury by the State Plant Board for the biennial
 2 period ending June 30, 2007, the following:

3

| 4 ITEM | FISCAL YEARS | |
|--|--------------|--------------|
| 5 NO. | 2005-2006 | 2006-2007 |
| 6 (01) REFUNDS/TRANSFERS TO STATE TREASURY | \$ 6,765,100 | \$ 6,765,100 |

7

8 SECTION 18. APPROPRIATION - PESTICIDE/PLANT REGULATORY PROGRAM. There is
 9 hereby appropriated, to the State Plant Board, to be payable from the
 10 Abandoned Agricultural Pesticide and Plant Regulator Disposal Trust Fund, for
 11 operating expenses of the State Plant Board - Pesticide/Plant Regulatory
 12 Program for the biennial period ending June 30, 2007, the following:

13

| 14 ITEM | FISCAL YEARS | |
|---------------------------------|-------------------|-------------------|
| 15 NO. | 2005-2006 | 2006-2007 |
| 16 (01) MAINT. & GEN. OPERATION | | |
| 17 (A) OPER. EXPENSE | \$ 750,000 | \$ 750,000 |
| 18 (B) CONF. & TRAVEL | 0 | 0 |
| 19 (C) PROF. FEES | 0 | 0 |
| 20 (D) CAP. OUTLAY | 0 | 0 |
| 21 (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 22 TOTAL AMOUNT APPROPRIATED | \$ <u>750,000</u> | \$ <u>750,000</u> |

23

24 SECTION 19. APPROPRIATION - U OF A AGRICULTURE SCHOLARSHIPS. There is
 25 hereby appropriated, to the State Plant Board, to be payable from the Plant
 26 Board Fund, for grants for internships and scholarships from civil penalties
 27 collected by the State Plant Board for the biennial period ending June 30,
 28 2007, the following:

29

| 30 ITEM | FISCAL YEARS | |
|--|-----------------|-----------------|
| 31 NO. | 2005-2006 | 2006-2007 |
| 32 (01) GRANT TO THE UNIV OF ARK-DIV. OF | | |
| 33 AGRICULTURE FOR INTERNSHIPS & | | |
| 34 SCHOLARSHIPS | \$ <u>5,000</u> | \$ <u>5,000</u> |

35

36 SECTION 20. APPROPRIATION - ASU AGRICULTURE SCHOLASHIPS. There is hereby

1 appropriated, to the State Plant Board, to be payable from the Plant Board
2 Fund, for grants for internships and scholarships from civil penalties
3 collected by the State Plant Board for the biennial period ending June 30,
4 2007, the following:

| ITEM NO. | FISCAL YEARS | |
|---|--------------|-----------|
| | 2005-2006 | 2006-2007 |
| (01) GRANT TO THE ARK ST UNIV COLLEGE OF AGRICULTURE FOR INTERNSHIPS & SCHOLARSHIPS | \$ 5,000 | \$ 5,000 |

11
12 SECTION 21. APPROPRIATION - AR TECH AGRICULTURE SCHOLARSHIPS. There is
13 hereby appropriated, to the State Plant Board, to be payable from the Plant
14 Board Fund, for grants for internships and scholarships from civil penalties
15 collected by the State Plant Board for the biennial period ending June 30,
16 2007, the following:

| ITEM NO. | FISCAL YEARS | |
|--|--------------|-----------|
| | 2005-2006 | 2006-2007 |
| (01) GRANT TO THE ARK TECH UNIV AGRICULTURE DEPT FOR INTERNSHIPS & SCHOLARSHIPS | \$ 5,000 | \$ 5,000 |

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18
19
20
21
22
23 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
25 PROVISION - PEST ERADICATION. During either fiscal year of the ~~2003-2005~~
26 2005-2007 Biennium, if the State Plant Board determines that the demands of
27 pest eradication efforts require additional personnel expenses, with the
28 approval of the Chief Fiscal Officer of the State and review by the
29 Legislative Council, appropriations may be transferred from the Pest
30 Eradication Program special line item to the line items for Regular Salaries,
31 Extra Help, Overtime, and Personal Services Matching.

32 The provisions of this section shall be in effect only from July 1, ~~2003~~
33 2005 through June 30, ~~2005~~ 2007.

34
35 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND

1 BALANCES - PLANT BOARD FUND. (A) For all appropriations as provided in this
2 Act, the agency disbursing officer shall monitor the level of fund balances
3 in relation to expenditures on a monthly basis. If any proposed expenditures
4 would cause the Plant Board Fund to decline below one million one hundred
5 seventy three thousand three hundred nine dollars (\$1,173,309), the
6 disbursing officer shall immediately notify the executive head of the agency.
7 Prior to any obligations being made under these circumstances, the agency
8 head shall file written documentation with the Chief Fiscal Officer of the
9 State requesting approval of the expenditures. Such documentation shall
10 provide sufficient financial data to justify the expenditures and shall
11 include the following:

- 12 1) a plan that clearly indicates the specific fiscal impact of such
- 13 expenditures on the fund balance.
- 14 2) information clearly indicating and explaining what programs would be cut
- 15 or any other measures to be taken by the agency to restore the fund balance.
- 16 3) the extent to which any of the planned expenditures are for one-time costs
- 17 or one-time purchase of capitalized items.
- 18 4) a statement certifying that the expenditure of fund balances will not
- 19 jeopardize the financial health of the agency, nor result in a permanent
- 20 depletion of the fund balance.

21 (B) The Chief Fiscal Officer of the State shall review the request and
22 approve or disapprove all or any part of the request, after having sought
23 prior review by the Legislative Council.

24 The provisions of this section shall be in effect only from July 1, 2003
25 2005 through June 30, ~~2005~~ 2007.

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

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1 SECTION 25. LEGISLATIVE INTENT. It is the intent of the General Assembly
2 that any funds disbursed under the authority of the appropriations contained
3 in this act shall be in compliance with the stated reasons for which this act
4 was adopted, as evidenced by the Agency Requests, Executive Recommendations
5 and Legislative Recommendations contained in the budget manuals prepared by
6 the Department of Finance and Administration, letters, or summarized oral
7 testimony in the official minutes of the Arkansas Legislative Council or
8 Joint Budget Committee which relate to its passage and adoption.

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10 SECTION 26. EMERGENCY CLAUSE. It is found and determined by the General
11 Assembly, that the Constitution of the State of Arkansas prohibits the
12 appropriation of funds for more than a two (2) year period; that the
13 effectiveness of this Act on July 1, 2005 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the Regular Session, the delay in the effective
16 date of this Act beyond July 1, 2005 could work irreparable harm upon the
17 proper administration and provision of essential governmental programs.
18 Therefore, an emergency is hereby declared to exist and this Act being
19 necessary for the immediate preservation of the public peace, health and
20 safety shall be in full force and effect from and after July 1, 2005.

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