

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

*As Engrossed: H2/10/05 H2/23/05 H3/4/05*

# A Bill

HOUSE BILL 1321

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 ARKANSAS  
11 SOIL AND WATER CONSERVATION COMMISSION FOR THE  
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE ARKANSAS SOIL AND WATER  
17 CONSERVATION COMMISSION APPROPRIATION  
18 FOR THE 2005-2007 BIENNIUM.  
19  
20  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REGULAR SALARIES - STATE OPERATIONS. There is hereby  
25 established for the Arkansas Soil and Water Conservation Commission - State  
26 Operations for the 2005-2007 biennium, the following maximum number of  
27 regular employees whose salaries shall be governed by the provisions of the  
28 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
29 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
30 that any position to which a specific maximum annual salary is set out herein  
31 in dollars, shall be exempt from the provisions of said Uniform  
32 Classification and Compensation Act. All persons occupying positions  
33 authorized herein are hereby governed by the provisions of the Regular  
34 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
35 successor.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate		
				2005-2006	2006-2007	
1	(1)	9916	SOIL & WATER EXECUTIVE DIRECTOR	1	\$90,718	\$92,988
2	(2)	593Z	CHIEF WATER MANAGEMENT	1	GRADE 26	
3	(3)	010Z	SOIL & WATER DEP DIR/CHIEF ENGINEER	1	GRADE 26	
4	(4)	R170	ATTORNEY SPECIALIST	1	GRADE 25	
5	(5)	X339	ENGINEER SUPERVISOR	2	GRADE 24	
6	(6)	045Z	SOIL & WATER FISCAL ADMINISTRATOR	1	GRADE 24	
7	(7)	B106	GEOLOGY SUPERVISOR	1	GRADE 23	
8	(8)	D066	SYSTEMS COORDINATION ANALYST II	1	GRADE 22	
9	(9)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
10	(10)	X338	ENGINEER, PE	3	GRADE 22	
11	(11)	R102	RURAL CONSTRUCTION GRANT/FIN OFCR	2	GRADE 21	
12	(12)	X410	LAND RESOURCE SPECIALIST SUPERVISOR	1	GRADE 21	
13	(13)	D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE 21	
14	(14)	B126	WATER USE & RESOURCE SPECIALIST	1	GRADE 21	
15	(15)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
16	(16)	X408	LAND RESOURCE SPECIALIST	2	GRADE 19	
17	(17)	A111	ACCOUNTANT	2	GRADE 18	
18	(18)	R162	STATISTICIAN/STATISTICIAN II	1	GRADE 17	
19	(19)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
20	(20)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
21	(21)	K153	SECRETARY II	<u>2</u>	GRADE 13	
22	MAX. NO. OF EMPLOYEES			28		

SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for the Arkansas Soil and Water Conservation Commission - State Operations 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: one (1) 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 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Arkansas Soil and Water Conservation Commission for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 1,251,756	\$ 1,287,671
(02) EXTRA HELP	1,200	1,200
(03) PERSONAL SERVICES MATCHING	342,810	349,527
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	395,059	395,059
(B) CONF. & TRAVEL	10,165	10,165
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) CONSERVATION DISTRICT EXPENSE	939,990	939,990
(06) SURVEYS & INVESTIGATIONS	3,500	3,500
(07) WATER PLANNING	118,981	118,981
(08) RESEARCH PROJECT	<u>1,682</u>	<u>1,682</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,065,143</u>	<u>\$ 3,107,775</u>

SECTION 4. REGULAR SALARIES – SOIL AND WATER - CASH. There is hereby established for the Arkansas Soil and Water Conservation Commission – Soil and Water - Cash for the 2005-2007 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 No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2005-2006	2006-2007
1	(1)	A046	AGENCY CONTROLLER – LARGE/COMPLEX A	1	GRADE 25
2	(2)	B014	PROFESSIONAL GEOLOGIST	1	GRADE 22
3	(3)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22
4	(4)	X338	ENGINEER, PE	1	GRADE 22
5	(5)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22
6	(6)	R102	RURAL CONSTRUCTION GRANT/FIN OFCR	3	GRADE 21
7	(7)	B024	BIOLOGIST II	1	GRADE 20
8	(8)	X306	CHIEF CONSTRUCTION INSPECTOR	1	GRADE 19
9	(9)	X408	LAND RESOURCE SPECIALIST	2	GRADE 19
10	(10)	X315	CONSTRUCTION INSPECTOR	1	GRADE 18
11	(11)	N360	PUBLIC AFFAIRS SPECIALIST	1	GRADE 18
12	(12)	A111	ACCOUNTANT	2	GRADE 18
13	(13)	R010	ADMINISTRATIVE ASSISTANT II	2	GRADE 17
14	(14)	X333	ENGINEER TECHNICIAN	1	GRADE 16
15	(15)	A108	ACCOUNTING TECHNICIAN II	<u>1</u>	GRADE 15
16	MAX. NO. OF EMPLOYEES			20	

SECTION 5. EXTRA HELP – *SOIL AND WATER* - CASH. There is hereby authorized, for the Arkansas Soil and Water Conservation Commission – *Soil and Water* - Cash 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: 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, or this act for the appropriate classification.

SECTION 6. APPROPRIATION – *SOIL AND WATER* - CASH. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Soil and Water Conservation Commission – *Soil and Water* - Cash for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 640,079	\$ 659,272
(02) EXTRA HELP	32,000	32,000
(03) PERSONAL SERVICES MATCHING	199,535	203,145
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	235,031	235,031
(B) CONF. & TRAVEL	22,000	22,000
(C) PROF. FEES	110,002	110,002
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) SOIL & WATER GRANTS & LOANS	3,190,017	3,190,017
(06) TRAINING/CONTRACT SERVICES	<u>85,000</u>	<u>85,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 4,513,664</u>	<u>\$ 4,536,467</u>

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SECTION 7. APPROPRIATION - DAM INVENTORY. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Soil and Water Conservation Commission - Dam Inventory for the biennial period ending June 30, 2007, the following:

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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 24,216	\$ 24,216
(B) CONF. & TRAVEL	7,000	7,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 31,216</u>	<u>\$ 31,216</u>

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SECTION 8. REGULAR SALARIES - FLOOD INSURANCE PROGRAM. There is hereby established for the Arkansas Soil and Water Conservation Commission - Flood Insurance Program for the 2005-2007 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the

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

			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class	Title	Employees	2005-2006	2006-2007
14	(1) B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
15	(2) R134	PLANNING SPECIALIST II	<u>1</u>	GRADE 18	
16	MAX. NO. OF EMPLOYEES		2		

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 18 SECTION 9. EXTRA HELP - FLOOD INSURANCE PROGRAM. There is hereby  
 19 authorized, for the Arkansas Soil and Water Conservation Commission - Flood  
 20 Insurance Program for the 2005-2007 biennium, the following maximum number of  
 21 part-time or temporary employees, to be known as "Extra Help", payable from  
 22 funds appropriated herein for such purposes: one (1) temporary or part-time  
 23 employees, when needed, at rates of pay not to exceed those provided in the  
 24 Uniform Classification and Compensation Act, or its successor, or this act  
 25 for the appropriate classification.

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 27 SECTION 10. APPROPRIATION - FLOOD INSURANCE PROGRAM. There is hereby  
 28 appropriated, to the Arkansas Soil and Water Conservation Commission, to be  
 29 payable from the federal funds as designated by the Chief Fiscal Officer of  
 30 the State, for personal services and operating expenses of the Arkansas Soil  
 31 and Water Conservation Commission - Flood Insurance Program for the biennial  
 32 period ending June 30, 2007, the following:

ITEM		FISCAL YEARS	
NO.		2005-2006	2006-2007
36	(01) REGULAR SALARIES	\$ 59,076	\$ 60,847

1	(02)	EXTRA HELP	7,000	7,000
2	(03)	PERSONAL SERVICES MATCHING	19,320	19,652
3	(04)	MAINT. & GEN. OPERATION		
4	(A)	OPER. EXPENSE	18,139	18,139
5	(B)	CONF. & TRAVEL	5,571	5,571
6	(C)	PROF. FEES	0	0
7	(D)	CAP. OUTLAY	0	0
8	(E)	DATA PROC.	<u>0</u>	<u>0</u>
9		TOTAL AMOUNT APPROPRIATED	<u>\$ 109,106</u>	<u>\$ 111,209</u>

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

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24				Maximum Annual	
25				Maximum	Salary Rate
26	Item	Class		No. of	Fiscal Years
27	No.	Code	Title	Employees	2005-2006 2006-2007
28	(1)	593Z	CHIEF WATER MANAGEMENT	1	GRADE 26
29	(2)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22
30	(3)	B126	WATER USE & RESOURCE SPECIALIST	1	GRADE 21
31	(4)	E014	DIRECTOR MULTI-MEDIA SERVICES	1	GRADE 19
32	(5)	R168	GRANTS COORDINATOR II	<u>1</u>	GRADE 19
33			MAX. NO. OF EMPLOYEES	5	

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35 SECTION 12. APPROPRIATION - WATER QUALITY PLAN IMPLEMENTATION. There is  
 36 hereby appropriated, to the Arkansas Soil and Water Conservation Commission,

1 to be payable from the Miscellaneous Agencies Fund Account, for personal  
 2 services and operating expenses of the Arkansas Soil and Water Conservation  
 3 Commission - Water Quality Plan Implementation for the biennial period ending  
 4 June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 244,716	\$ 251,682
(02) PERSONAL SERVICES MATCHING	65,183	66,492
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	3,200	3,200
(B) CONF. & TRAVEL	1,000	1,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) WATER QUALITY MATCH GRANTS	722,000	722,000
(05) WATER QUALITY TECHNICAN	<u>750,000</u>	<u>750,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,786,099</u>	<u>\$ 1,794,374</u>

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 20 SECTION 13. REGULAR SALARIES - WATER, WASTE DISPOSAL, AND POLLUTION  
 21 ABATEMENT PROGRAM. There is hereby established for the Arkansas Soil and  
 22 Water Conservation Commission - Water, Waste Disposal, and Pollution  
 23 Abatement Program for the 2005-2007 biennium, the following maximum number of  
 24 regular employees whose salaries shall be governed by the provisions of the  
 25 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
 26 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
 27 that any position to which a specific maximum annual salary is set out herein  
 28 in dollars, shall be exempt from the provisions of said Uniform  
 29 Classification and Compensation Act. All persons occupying positions  
 30 authorized herein are hereby governed by the provisions of the Regular  
 31 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
 32 successor.

Item Class	Maximum Annual	
	Maximum No. of	Salary Rate Fiscal Years



No.	Code	Title	Employees	2005-2006	2006-2007
(1)	R170	ATTORNEY SPECIALIST	1	GRADE 25	
(2)	X338	ENGINEER, PE	1	GRADE 22	
(3)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
(4)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
(5)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14	
		MAX. NO. OF EMPLOYEES	5		

SECTION 14. APPROPRIATION - WATER, WASTE DISPOSAL, AND POLLUTION ABATEMENT PROGRAM. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the Water, Waste Disposal, Pollution Abatement, Administrative and Research Facilities Construction Fund, for personal services and operating expenses of the Arkansas Soil and Water Conservation Commission - Water, Waste Disposal, and Pollution Abatement Program for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 181,676	\$ 187,049
(02) PERSONAL SERVICES MATCHING	53,337	54,346
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	11,800	11,800
(B) CONF. & TRAVEL	2,000	2,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) WATER, WASTE DISPOSAL, AND POLLUTION ABATEMENT BOND PROGRAM	33,814,096	0
(05) PROJECT DISBURSEMENTS	<u>125,357,918</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 159,420,827</u>	<u>\$ 255,195</u>

SECTION 15. REGULAR SALARIES - NONPOINT SOURCE POLLUTION CONTROL PROGRAM. There is hereby established for the Arkansas Soil and Water Conservation Commission - Nonpoint Source Pollution Control Program for the 2005-2007 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) X339	ENGINEER SUPERVISOR	1	GRADE	24
15	(2) X338	ENGINEER, PE	3	GRADE	22
16	(3) B014	PROFESSIONAL GEOLOGIST	1	GRADE	22
17	(4) B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE	22
18	(5) B032	SR GEOLOGIST	1	GRADE	21
19	(6) R488	GRANTS ADMIN SUPV	1	GRADE	21
20	(7) B024	BIOLOGIST II	1	GRADE	20
21	(8) R168	GRANTS COORDINATOR II	2	GRADE	19
22	(9) X408	LAND RESOURCE SPECIALIST	3	GRADE	19
23	(10) R010	ADMINISTRATIVE ASSISTANT II	1	GRADE	17
24	(11) K153	SECRETARY II	<u>1</u>	GRADE	13
25	MAX. NO. OF EMPLOYEES		16		

27 SECTION 16. EXTRA HELP - NONPOINT SOURCE POLLUTION CONTROL PROGRAM. There  
 28 is hereby authorized, for the Arkansas Soil and Water Conservation Commission  
 29 - Nonpoint Source Pollution Control Program for the 2005-2007 biennium, the  
 30 following maximum number of part-time or temporary employees, to be known as  
 31 "Extra Help", payable from funds appropriated herein for such purposes: two  
 32 (2) temporary or part-time employees, when needed, at rates of pay not to  
 33 exceed those provided in the Uniform Classification and Compensation Act, or  
 34 its successor, or this act for the appropriate classification.

36 SECTION 17. APPROPRIATION - NONPOINT SOURCE POLLUTION CONTROL PROGRAM.

1 There is hereby appropriated, to the Arkansas Soil and Water Conservation  
 2 Commission, to be payable from the federal funds as designated by the Chief  
 3 Fiscal Officer of the State, for personal services and operating expenses of  
 4 the Arkansas Soil and Water Conservation Commission - Nonpoint Source  
 5 Pollution Control Program for the biennial period ending June 30, 2007, the  
 6 following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 518,481	\$ 534,071
(02) EXTRA HELP	10,000	10,000
(03) PERSONAL SERVICES MATCHING	159,634	162,563
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	300,334	300,334
(B) CONF. & TRAVEL	50,000	50,000
(C) PROF. FEES	100,000	100,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) NON POINT SOURCE POLLUTION GRANTS	<u>3,407,405</u>	<u>3,407,405</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 4,545,854</u>	<u>\$ 4,564,373</u>

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 22 SECTION 18. REGULAR SALARIES - RED RIVER LEVEE REHABILITATION PROJECT.  
 23 There is hereby established for the Arkansas Soil and Water Conservation  
 24 Commission - Red River Levee Rehabilitation Project for the 2005-2007  
 25 biennium, the following maximum number of regular employees whose salaries  
 26 shall be governed by the provisions of the Uniform Classification and  
 27 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and  
 28 all laws amendatory thereto. Provided, however, that any position to which a  
 29 specific maximum annual salary is set out herein in dollars, shall be exempt  
 30 from the provisions of said Uniform Classification and Compensation Act. All  
 31 persons occupying positions authorized herein are hereby governed by the  
 32 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
 33 Code §21-5-101), or its successor.

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 35  
 36  
 Maximum Annual  
 Maximum Salary Rate

Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	2005-2006	2006-2007
(1)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22	
(2)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
(3)	R009	ADMINISTRATIVE ASSISTANT I	<u>1</u>	GRADE 15	
		MAX. NO. OF EMPLOYEES	3		

SECTION 19. APPROPRIATION - RED RIVER LEVEE REHABILITATION PROJECT. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the Red River Waterways Project Trust Fund, for expenses of a navigation feasibility study in conjunction with the Corps of Engineers on a cost sharing basis; the purchase of mitigation lands; and for acquisition of right-of-way and relocation utilities for a levee rehabilitation project for the Red River by the Arkansas Soil and Water Conservation Commission - Red River Levee Rehabilitation Project for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 99,723	\$ 102,713
(02) PERSONAL SERVICES MATCHING	30,258	30,821
(03) PROJECT COST-SHARE GRANTS	2,000,000	2,000,000
(04) STUDY EXPENSES	<u>1,372,828</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,502,809</u>	<u>\$ 2,133,534</u>

SECTION 20. REGULAR SALARIES - CONSTRUCTION ASSISTANCE REVOLVING LOAN FUND PROGRAM. There is hereby established for the Arkansas Soil and Water Conservation Commission - Construction Assistance Revolving Loan Fund 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 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

1 Restrictions Act (Arkansas Code §21-5-101), or its successor.

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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2005-2006	2006-2007
(1)	598Z	ENVIRONMENTAL CHIEF CONST ASST DIVI	1	GRADE 25	
(2)	X339	ENGINEER SUPERVISOR	1	GRADE 24	
(3)	X338	ENGINEER, PE	3	GRADE 22	
(4)	909Z	PROGRAM SUPPORT MANAGER	2	GRADE 22	
(5)	R102	RURAL CONSTRUCTION GRANT/FIN OFCR	2	GRADE 21	
(6)	R460	ENVIRONMENTAL PLANNING SECTION MGR	1	GRADE 21	
(7)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
(8)	R280	ENVIRONMENTAL PROGRAM COORDINATOR	1	GRADE 19	
(9)	R168	GRANTS COORDINATOR II	1	GRADE 19	
(10)	R010	ADMINISTRATIVE ASSISTANT II	<u>1</u>	GRADE 17	
		MAX. NO. OF EMPLOYEES	14		

19 SECTION 21. APPROPRIATION - CONSTRUCTION ASSISTANCE REVOLVING LOAN FUND  
 20 PROGRAM. There is hereby appropriated, to the Arkansas Soil and Water  
 21 Conservation Commission, to be payable from the federal funds as designated  
 22 by the Chief Fiscal Officer of the State, for personal services and operating  
 23 expenses of the Arkansas Soil and Water Conservation Commission -  
 24 Construction Assistance Revolving Loan Fund Program for the biennial period  
 25 ending June 30, 2007, the following:

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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 582,592	\$ 599,658
(02) PERSONAL SERVICES MATCHING	163,230	166,435
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	182,404	182,404
(B) CONF. & TRAVEL	7,219	7,219
(C) PROF. FEES	13,500	13,500
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$ 948,945 \$ 969,216

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3 SECTION 22. APPROPRIATION - BEAVER ERADICATION PROGRAM. There is hereby  
4 appropriated, to the Arkansas Soil and Water Conservation Commission, to be  
5 payable from the Miscellaneous Agencies Fund Account, for grants to the  
6 conservation districts for beaver control programs within the districts of  
7 the Arkansas Soil and Water Conservation Commission - Beaver Eradication  
8 Program for the biennial period ending June 30, 2007, the following:

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10 ITEM	FISCAL YEARS	
11 NO.	2005-2006	2006-2007
12 (01) GRANTS FOR BEAVER CONTROL PROGRAMS	\$ <u>150,000</u>	\$ <u>150,000</u>

13

14 SECTION 23. APPROPRIATION - GRANTS & ATTORNEY SERVICES. There is hereby  
15 appropriated, to the Arkansas Soil and Water Conservation Commission, to be  
16 payable from the Miscellaneous Agencies Fund Account, for operating expenses  
17 of the Arkansas Soil and Water Conservation Commission - Grants and Attorney  
18 Services for the biennial period ending June 30, 2007, the following:

19

20 ITEM	FISCAL YEARS	
21 NO.	2005-2006	2006-2007
22 (01) RIVER BASIN COMPACT	\$ 38,820	\$ 38,820
23 (02) LEGAL COUNSEL	5,871	5,871
24 (03) COMMITTEE/COMMISSION EXPENSES	10,000	10,000
25 (04) CONSERVATION PROJECTS	3,500	3,500
26 (05) ARKANSAS RIVER COMPACT	16,400	16,400
27 (06) RED RIVER COMPACT	<u>10,700</u>	<u>10,700</u>
28 TOTAL AMOUNT APPROPRIATED	\$ <u>85,291</u>	\$ <u>85,291</u>

29

30 SECTION 24. APPROPRIATION - RURAL FIRE PROTECTION PROGRAM. There is hereby  
31 appropriated, to the Arkansas Soil and Water Conservation Commission, to be  
32 payable from the Miscellaneous Agencies Fund Account, for operating expenses  
33 of the Arkansas Soil and Water Conservation Commission - Rural Fire  
34 Protection Program for the biennial period ending June 30, 2007, the  
35 following:

36

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) RURAL FIRE PROTECTION PROGRAM	\$ 1,100,000	\$ 1,100,000

SECTION 25. APPROPRIATION - CONSERVATION DISTRICT PROGRAM GRANTS. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the Miscellaneous Agencies Fund Account, for grants to conservation districts of the Arkansas Soil and Water Conservation Commission - Conservation District Program Grants for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) GRANTS TO CONSERVATION DISTRICTS	\$ 500,000	\$ 500,000

SECTION 26. APPROPRIATION - WATER RESEARCH. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the Miscellaneous Agencies Fund Account, for operating expenses of the Arkansas Soil and Water Conservation Commission - Water Research for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) WATER RESEARCH/CONTRACT	\$ 38,800	\$ 38,800

SECTION 27. APPROPRIATION - CONSERVATION DISTRICT CLERKS' INSURANCE. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the Miscellaneous Agencies Fund Account, for personal services matching of the Arkansas Soil and Water Conservation Commission - Conservation District Clerks' Insurance for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) MEDICAL INSURANCE MATCHING	\$ 307,200	\$ 307,200

1 SECTION 28. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - REVOLVING.  
 2 There is hereby appropriated, to the Arkansas Soil and Water Conservation  
 3 Commission, to be payable from the Water, Sewer and Solid Waste Revolving  
 4 Fund, for water, sewer, and solid waste grants of the Arkansas Soil and Water  
 5 Conservation Commission - Water, Sewer, and Solid Waste - Revolving for the  
 6 biennial period ending June 30, 2007, the following:

7

8 ITEM	FISCAL YEARS	
9 NO.	2005-2006	2006-2007
10 (01) WATER, SEWER AND SOLID WASTE		
11 GRANTS AND AID	<u>\$ 5,000,000</u>	<u>\$ 5,000,000</u>

12

13 SECTION 29. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - STATE. There  
 14 is hereby appropriated, to the Arkansas Soil and Water Conservation  
 15 Commission, to be payable from the Miscellaneous Agencies Fund Account, for  
 16 water, sewer, and solid waste grants or loans that will be repaid to Water,  
 17 Sewer, and Solid Waste - Revolving appropriation of the Arkansas Soil and  
 18 Water Conservation Commission - Water, Sewer, and Solid Waste - State for the  
 19 biennial period ending June 30, 2007, the following:

20

21 ITEM	FISCAL YEARS	
22 NO.	2005-2006	2006-2007
23 (01) WATER, SEWER AND SOLID WASTE GRANTS	<u>\$ 736,219</u>	<u>\$ 736,219</u>

24

25 *SECTION 30. APPROPRIATION - OUACHITA RIVER WATERWAYS PROJECTS. There is*  
 26 *hereby appropriated, to the Arkansas Soil and Water Conservation Commission,*  
 27 *to be payable from the Ouachita River Waterways Project Trust Fund, for*  
 28 *Project Expenses of the Ouachita River Waterways Project of the Arkansas Soil*  
 29 *and Water Conservation Commission for the biennial period ending June 30,*  
 30 *2007, the sum of .....\$250,500.*

31

32 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 34 PROVISION. At the end of each fiscal year, the Chief Fiscal Officer of the  
 35 State shall authorize the transfer of obligated water, sewer, and solid waste  
 36 funds, as provided in the ~~2003-2005~~ 2005-2007 biennial appropriation act for



1 the Soil and Water Conservation Commission in the appropriation entitled  
2 "WATER, SEWER AND SOLID WASTE - STATE", from the ~~State General Services~~  
3 ~~Miscellaneous Agencies~~ Fund Account, to the Water, Sewer and Solid Waste  
4 Revolving Fund. The provisions of this section shall be in effect only from  
5 July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

6  
7 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ~~TRANSFER~~  
9 ~~PROVISION~~ CARRYFORWARD Balances. At the end of each fiscal year, the Chief  
10 Fiscal Officer of the State shall authorize the carry forward of funds to  
11 support the amount of obligated grants that are certified by the Soil and  
12 Water Conservation Commission for Matching Grants in the appropriation  
13 entitled "Water Quality Plan Implementation". Any unexpended balance of  
14 appropriation authorized for "Water Quality Plan Implementation" which  
15 remains at the close of the fiscal year ending June 30, ~~2004~~ 2006, shall be  
16 carried forward and made available for the same purpose for the fiscal year  
17 ending June 30, ~~2005~~ 2007. The provisions of this section shall be in effect  
18 only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

19  
20 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ~~OBLIGATED~~  
22 ~~FUNDS TRANSFER PROVISION~~ CARRYFORWARD. At the end of the fiscal year, the  
23 Chief Fiscal Officer of the State shall authorize the carry forward of funds  
24 to support the amount of obligated grants that are certified by the Soil and  
25 Water Conservation Commission for Water Quality Technicians in the  
26 appropriation entitled "Water Quality Plan Implementation". Any unexpended  
27 balance of appropriation authorized for "Water Quality Plan Implementation"  
28 which remains at the close of the fiscal year ending June 30, ~~2004~~ 2006,  
29 shall be carried forward and made available for the same purpose for the  
30 fiscal year ending June 30, ~~2005~~ 2007. The provisions of this section shall  
31 be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

32  
33 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
35 ~~DISBURSEMENTS FOR WATER, WASTE DISPOSAL, AND POLLUTION ABATEMENT PROJECTS~~  
36 CARRYFORWARD. ~~Unexpended Balances~~. Any unexpended balance of the

1 appropriation authorized for Project Disbursements in ~~Item 2 of Section 35~~  
2 Item 5 of Section 14 the Water, Waste Disposal, and Pollution Abatement  
3 section of this Act which remains at the close of the fiscal year ending June  
4 30, ~~2004~~ 2006, shall be carried forward and made available for the same  
5 purpose for the fiscal year ending June 30, ~~2005~~ 2007. The provisions of this  
6 section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~  
7 2007.

8  
9 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ~~STUDY~~  
11 ~~EXPENSES~~ CARRYFORWARD. Any unexpended balance of the appropriation  
12 authorized for Study Expenses in ~~Item 4 of Section 23 of~~ Item 4 of Section 19  
13 of the Red River Levee Rehabilitation Project section of this Act which  
14 remains at the close of the fiscal year ending June 30, ~~2004~~ 2006, shall be  
15 carried forward and made available for the same purpose for the fiscal year  
16 ending June 30, ~~2005~~ 2007. The provisions of this section shall be in effect  
17 only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

18  
19 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
21 BALANCES SOIL & WATER - CASH FUNDS AS DEFINED BY ARKANSAS CODE 19-4-801. (A)  
22 For all appropriations as provided in this Act, the agency disbursing officer  
23 shall monitor the level of fund balances in relation to expenditures on a  
24 monthly basis. If any proposed expenditures would cause the Soil & Water  
25 cash funds as defined by Arkansas Code 19-4-801 to decline below three  
26 million one hundred twelve thousand seven hundred eighty dollars  
27 (\$3,112,780), the disbursing officer shall immediately notify the executive  
28 head of the agency. Prior to any obligations being made under these  
29 circumstances, the agency head shall file written documentation with the  
30 Chief Fiscal Officer of the State requesting approval of the expenditures.  
31 Such documentation shall provide sufficient financial data to justify the  
32 expenditures and shall include the following:  
33 1) a plan that clearly indicates the specific fiscal impact of such  
34 expenditures on the fund balance.  
35 2) information clearly indicating and explaining what programs would be cut  
36 or any other measures to be taken by the agency to restore the fund balance.

1 3) the extent to which any of the planned expenditures are for one-time costs  
2 or one-time purchase of capitalized items.

3 4) a statement certifying that the expenditure of fund balances will not  
4 jeopardize the financial health of the agency, nor result in a permanent  
5 depletion of the fund balance.

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

9 The provisions of this section shall be in effect only from July 1, ~~2003~~  
10 2005 through June 30, ~~2005~~ 2007.

11  
12 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
14 BALANCES SOIL & WATER - RED RIVER WATERWAYS PROJECT TRUST FUND. (A) For all  
15 appropriations as provided in this Act, the agency disbursing officer shall  
16 monitor the level of fund balances in relation to expenditures on a monthly  
17 basis. If any proposed expenditures would cause the Soil & Water Red River  
18 Waterways Project Trust Fund as defined by Arkansas Code 19-4-801 to decline  
19 below six million three hundred seventy nine thousand five hundred ninety  
20 three dollars (\$6,379,593), the disbursing officer shall immediately notify  
21 the executive head of the agency. Prior to any obligations being made under  
22 these circumstances, the agency head shall file written documentation with  
23 the Chief Fiscal Officer of the State requesting approval of the  
24 expenditures. Such documentation shall provide sufficient financial data to  
25 justify the expenditures and shall include the following:

26 1) a plan that clearly indicates the specific fiscal impact of such  
27 expenditures on the fund balance.

28 2) information clearly indicating and explaining what programs would be cut  
29 or any other measures to be taken by the agency to restore the fund balance.

30 3) the extent to which any of the planned expenditures are for one-time costs  
31 or one-time purchase of capitalized items.

32 4) a statement certifying that the expenditure of fund balances will not  
33 jeopardize the financial health of the agency, nor result in a permanent  
34 depletion of the fund balance.

35 (B) The Chief Fiscal Officer of the State shall review the request and  
36 approve or disapprove all or any part of the request, after having sought

1 prior review by the Legislative Council.

2 The provisions of this section shall be in effect only from July 1, 2003  
3 2005 through June 30, ~~2005~~ 2007.

4  
5 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
7 BALANCES SOIL & WATER - WATER, WASTE DISPOSAL, & POLLUTION ABATEMENT,  
8 ADMINISTRATIVE AND RESEARCH FACILITIES FACILITY CONSTRUCTION FUND. (A) For  
9 all appropriations as provided in this Act, the agency disbursing officer  
10 shall monitor the level of fund balances in relation to expenditures on a  
11 monthly basis. If any proposed expenditures would cause the Soil & Water -  
12 Water, Waste Disposal, & Pollution Abatement, Administrative and Research  
13 Facilities Facility Construction Fund as defined by Arkansas Code 19-4-801 to  
14 decline below three million one hundred eighty two thousand one hundred  
15 fifteen dollars (\$3,182,115), the disbursing officer shall immediately notify  
16 the executive head of the agency. Prior to any obligations being made under  
17 these circumstances, the agency head shall file written documentation with  
18 the Chief Fiscal Officer of the State requesting approval of the  
19 expenditures. Such documentation shall provide sufficient financial data to  
20 justify the expenditures and shall include the following:

- 21 1) a plan that clearly indicates the specific fiscal impact of such  
22 expenditures on the fund balance.  
23 2) information clearly indicating and explaining what programs would be cut  
24 or any other measures to be taken by the agency to restore the fund balance.  
25 3) the extent to which any of the planned expenditures are for one-time costs  
26 or one-time purchase of capitalized items.  
27 4) a statement certifying that the expenditure of fund balances will not  
28 jeopardize the financial health of the agency, nor result in a permanent  
29 depletion of the fund balance.

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

33 The provisions of this section shall be in effect only from July 1, 2003  
34 2005 through June 30, ~~2005~~ 2007.

35  
36 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
2 CARRYFORWARD. Any unexpended balance of the appropriation authorized in the  
3 Water, Waste Disposal and Pollution Abatement Bond Program line item of the  
4 Water, Waste Disposal, and Pollution Abatement program of this Act which  
5 remains at the close of the fiscal year ending June 30, 2006, shall be  
6 carried forward and made available for the same purpose for the fiscal year  
7 ending June 30, 2007. The provisions of this section shall be in effect only  
8 from July 1, 2005 through June 30, 2007

9  
10 SECTION 40. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
11 by this act shall be limited to the appropriation for such agency and funds  
12 made available by law for the support of such appropriations; and the  
13 restrictions of the State Procurement Law, the General Accounting and  
14 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
15 Procedures and Restrictions Act, or their successors, and other fiscal  
16 control laws of this State, where applicable, and regulations promulgated by  
17 the Department of Finance and Administration, as authorized by law, shall be  
18 strictly complied with in disbursement of said funds.

19  
20 SECTION 41. LEGISLATIVE INTENT. It is the intent of the General Assembly  
21 that any funds disbursed under the authority of the appropriations contained  
22 in this act shall be in compliance with the stated reasons for which this act  
23 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
24 and Legislative Recommendations contained in the budget manuals prepared by  
25 the Department of Finance and Administration, letters, or summarized oral  
26 testimony in the official minutes of the Arkansas Legislative Council or  
27 Joint Budget Committee which relate to its passage and adoption.

28  
29 SECTION 42. EMERGENCY CLAUSE. It is found and determined by the General  
30 Assembly, that the Constitution of the State of Arkansas prohibits the  
31 appropriation of funds for more than a two (2) year period; that the  
32 effectiveness of this Act on July 1, 2005 is essential to the operation of  
33 the agency for which the appropriations in this Act are provided, and that in  
34 the event of an extension of the Regular Session, the delay in the effective  
35 date of this Act beyond July 1, 2005 could work irreparable harm upon the  
36 proper administration and provision of essential governmental programs.

1 Therefore, an emergency is hereby declared to exist and this Act being  
2 necessary for the immediate preservation of the public peace, health and  
3 safety shall be in full force and effect from and after July 1, 2005.

4  
5 */s/ Joint Budget Committee*  
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