

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

# A Bill

SENATE BILL 303

4  
5 By: Joint Budget Committee

## For An Act To Be Entitled

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

## Subtitle

16 AN ACT FOR THE ARKANSAS STATE GAME AND  
17 FISH COMMISSION APPROPRIATION FOR THE  
18 2005-2007 BIENNIUM.

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

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

35  
36 Maximum Annual



1				Maximum	Salary Rate	
2	Item	Class		No. of	Fiscal Years	
3	No.	Code	Title	Employees	2005-2006	2006-2007
4	(1)	9951	G & F DIRECTOR	1	\$108,023	\$110,553
5	(2)	9618	G&F DEPUTY DIRECTOR	2	\$87,792	\$90,010
6	(3)	9950	G&F ATTORNEY	1	\$78,992	\$81,042
7	(4)	928Z	G & F CONSERVATION DIVISION CHIEF	3	GRADE 26	
8	(5)	296Z	G&F ADMINISTRATOR	9	GRADE 25	
9	(6)	903Z	TECHNICAL ASSISTANCE MANAGER	1	GRADE 24	
10	(7)	A084	AGENCY CONTROLLER – MEDIUM AGENCY	1	GRADE 24	
11	(8)	R036	ATTORNEY	1	GRADE 24	
12	(9)	B016	G&F CHIEF RIVER BASINS & GOV	1	GRADE 23	
13	(10)	299Z	G&F ASSISTANT DIVISION CHIEF	15	GRADE 23	
14	(11)	909Z	PROGRAM SUPPORT MANAGER	2	GRADE 22	
15	(12)	A032	AGENCY FISCAL MANAGER	1	GRADE 22	
16	(13)	B017	G&F BIOLOGIST SUPERVISOR	25	GRADE 22	
17	(14)	E051	TRAINING PROJECT MANAGER	4	GRADE 22	
18	(15)	R215	G&F PERSONNEL MANAGER	1	GRADE 22	
19	(16)	T038	WILDLIFE OFFICER SUPERVISOR	13	GRADE 22	
20	(17)	X338	ENGINEER, PE	3	GRADE 22	
21	(18)	T040	WILDLIFE OFFICER III	163	GRADE 21	
22	(19)	V007	REAL ESTATE OFFICER	2	GRADE 21	
23	(20)	R488	GRANTS ADMIN SUPV	1	GRADE 21	
24	(21)	D036	SR PROGRAMMER/ANALYST	3	GRADE 21	
25	(22)	D123	APPLICATIONS & SYSTEMS ANALYST	5	GRADE 21	
26	(23)	E013	G&F INFO & ED COORD	25	GRADE 21	
27	(24)	A117	G&F LICENSING SUPERVISOR	2	GRADE 21	
28	(25)	B026	G&F BIOLOGIST III	97	GRADE 21	
29	(26)	D010	DATA BASE ANALYST	1	GRADE 21	
30	(27)	C020	COMMUNICATIONS SYSTEMS MANAGER	1	GRADE 20	
31	(28)	B018	G&F GAME RESEARCH BIOLOGIST	1	GRADE 20	
32	(29)	R266	MANAGEMENT PROJECT ANALYST II	4	GRADE 20	
33	(30)	V024	G&F PURCHASING/PRINTING MANAGER	1	GRADE 20	
34	(31)	N320	G&F EDITOR	4	GRADE 20	
35	(32)	G120	PLANT MAINTENANCE COORDINATOR	5	GRADE 20	
36	(33)	N294	MUSEUM PROGRAMS SPECIALIST	4	GRADE 19	

1	(34)	R030	ASST PERSONNEL MANAGER	1	GRADE 19
2	(35)	E074	TRAINING REPRESENTATIVE	1	GRADE 19
3	(36)	C037	TELECOMMUNICATIONS SUPERVISOR	1	GRADE 18
4	(37)	B022	BIOLOGIST I	3	GRADE 18
5	(38)	A111	ACCOUNTANT	4	GRADE 18
6	(39)	N328	INFORMATION OFFICER II	1	GRADE 18
7	(40)	G028	BLDG PLANT MAINTENANCE SUPV II	1	GRADE 18
8	(41)	G050	FABRICATIONS SHOP MANAGER	1	GRADE 18
9	(42)	X315	CONSTRUCTION INSPECTOR	1	GRADE 18
10	(43)	Y005	AUTO/DIESEL MECHANIC SUPERVISOR	1	GRADE 18
11	(44)	V023	REAL PROPERTY MANAGEMENT SPECIALIST	1	GRADE 18
12	(45)	R190	PERSONNEL OFFICER II	2	GRADE 17
13	(46)	Y053	JOURNEYMAN CARPENTER	1	GRADE 17
14	(47)	Y129	ELECTRONIC TECHNICIAN	2	GRADE 17
15	(48)	Y003	AUTO/DIESEL MECHANIC	3	GRADE 17
16	(49)	N290	COMMERCIAL ARTIST II/GRAPHIC ART II	2	GRADE 17
17	(50)	R010	ADMINISTRATIVE ASSISTANT II	18	GRADE 17
18	(51)	D018	DP SUPERVISOR I	1	GRADE 17
19	(52)	D061	TELEPROCESSING MONITOR	3	GRADE 17
20	(53)	E019	HUNTER SAFETY EDUC & TRNG OFFICER	1	GRADE 17
21	(54)	E021	HUNTER SAFETY TRNG AREA CARETAKER	1	GRADE 17
22	(55)	G027	BLDG PLANT MAINTENANCE SUPV I	5	GRADE 16
23	(56)	B114	G&F TECHNICIAN III	75	GRADE 16
24	(57)	C015	TELECOMMUNICATIONS OPERATOR	8	GRADE 16
25	(58)	Y085	PRINTER II	1	GRADE 16
26	(59)	R177	LEGAL ASSISTANT	1	GRADE 15
27	(60)	R009	ADMINISTRATIVE ASSISTANT I	3	GRADE 15
28	(61)	A108	ACCOUNTING TECHNICIAN II	8	GRADE 15
29	(62)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	4	GRADE 14
30	(63)	K117	MEDICAL OR LEGAL SECRETARY	1	GRADE 14
31	(64)	K153	SECRETARY II	22	GRADE 13
32	(65)	H049	SUPERVISOR OF COOKING	1	GRADE 13
33	(66)	A120	G&F LICENSING CLERK	7	GRADE 13
34	(67)	K065	MAIL OFFICER	<u>1</u>	GRADE 09
35			MAX. NO. OF EMPLOYEES	590	

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SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Arkansas State Game and Fish Commission 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 hundred seventy (170) 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 - OPERATIONS. There is hereby appropriated, to the Arkansas State Game and Fish Commission, to be payable from the Game Protection Fund, for personal services, operating expenses, acquisition, maintenance and improvements of the Arkansas State Game and Fish Commission for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 22,871,351	\$ 23,535,336
(02) EXTRA HELP	700,000	700,000
(03) PERSONAL SERV MATCHING	7,274,090	7,416,292
(04) UNIFORM ALLOWANCE	869,500	869,500
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	27,717,369	29,252,154
(B) CONF. & TRAVEL	345,760	367,525
(C) PROF. FEES	4,026,847	4,202,293
(D) CAP. OUTLAY	16,036,064	16,722,447
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 79,840,981</u>	<u>\$ 83,065,547</u>

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PROFESSIONAL CERTIFICATION. ~~The Arkansas Game and Fish Commission is hereby authorized, after prior review by the Arkansas Legislative Council, to grant a two percent (2%) increase to any regular salaried Wildlife Officer for each of the Intermediate, Advanced, or Senior certification levels completed by~~

1 ~~July 1, 2003, based on the guidelines established by the Arkansas Commission~~  
 2 ~~on Law Enforcement Standards and Training.~~ The Arkansas Game and Fish  
 3 Commission is hereby authorized, after prior review by the Arkansas  
 4 Legislative Council to grant a two percent (2%) increase to any ~~regular~~  
 5 salaried Wildlife Officer full-time, certified Enforcement employee upon  
 6 completion of the next higher certification level (Intermediate, Advanced, or  
 7 Senior). These pay increases will be awarded beginning with the first bi-  
 8 weekly pay period following submission of documented proof of such  
 9 certification to the Commission Personnel Office, provided the ~~Wildlife~~  
 10 Officer's full-time, certified Enforcement employee's most recent performance  
 11 evaluation results in a satisfactory rating. Officers not obtaining a  
 12 satisfactory performance evaluation rating will be granted the pay increase  
 13 on their next eligibility date, provided their new evaluation is  
 14 satisfactory. New employees and probationary employees shall be eligible for  
 15 this pay increase after their probationary period expires, provided the above  
 16 requirements are met. Employees being compensated at the maximum of their  
 17 assigned grade shall be eligible for the two percent (2%) increase in a lump  
 18 sum payment, and such payment shall not be construed as exceeding the maximum  
 19 salary for the grade.

20 The provisions of this section shall be in effect only from July 1, 2003  
 21 2005 through June 30, ~~2005~~ 2007.

22

23 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PAYMENT  
 25 OF REWARDS. Payment of rewards shall be from the Game Protection Fund from  
 26 the Commission's Maintenance and General Operation appropriation as herein  
 27 appropriated in Section 3, Item No. (05)(A).

28 The provisions of this section shall be in effect only from July 1, 2003  
 29 2005 through June 30, ~~2005~~ 2007.

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31 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 33 PROFESSIONAL CERTIFICATIONS. The Arkansas Game and Fish Commission is hereby  
 34 authorized, after prior review by the Arkansas Legislative Council, to grant  
 35 a six percent (6%) increase to any regular salaried biologist possessing or  
 36 acquiring professional certification from the Wildlife Society or the

1 American Fisheries Society during the ~~2003-2005~~ 2005-2007 biennium. This  
2 pay increase will be awarded beginning with the first bi-weekly pay period  
3 following ~~submission of documented proof of such certification to the~~  
4 ~~Commission Personnel Office~~ review by the Legislative Council, provided the  
5 biologist's most recent performance evaluation results in a satisfactory  
6 rating. Biologists not obtaining a satisfactory performance evaluation  
7 rating will be granted the pay increase on their next eligibility date,  
8 provided their new evaluation is satisfactory. New employees and  
9 probationary employees shall be eligible for this pay increase after their  
10 probationary period expires, provided the above requirements are met.  
11 Employees possessing or obtaining the pay increase authorized herein shall  
12 not be eligible for a second incentive increase upon obtaining a second  
13 professional certification from the Wildlife Society or The American  
14 Fisheries Society. Employees being compensated at the maximum of their  
15 assigned grade shall be eligible for the six percent (6%) increase in a lump  
16 sum payment, and such payment shall not be construed as exceeding the maximum  
17 salary for the grade.

18 The provisions of this section shall be in effect only from July 1, ~~2003~~  
19 2005 through June 30, ~~2005~~ 2007.

20

21 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ASSISTANT  
23 WILDLIFE OFFICER SUPERVISORS (LIEUTENANTS). Any Wildlife Officer III serving  
24 in the capacity of Assistant Wildlife Officer Supervisor (Lieutenant) shall  
25 be eligible for six percent (6%) of additional compensation within the grade  
26 during the period of time in which said employee occupies the position.  
27 Employees shall be eligible for the additional compensation of six percent  
28 (6%) of their current salary upon assuming responsibility, and this amount  
29 shall not be construed as exceeding the line item salary. The Game and Fish  
30 Commission shall certify to the Chief Fiscal Officer the assignment of duties  
31 of each employee in this position, and the location and reason for the  
32 assignment.

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

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36 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FIELD  
2 TRAINING OFFICERS (SERGEANTS). Any Wildlife Officer III serving in the  
3 capacity of Field Training Officer (Sergeant) shall be eligible for six  
4 percent (6%) of additional compensation within the grade during the period of  
5 time in which said employee occupies the position. Employees shall be  
6 eligible for the additional compensation of six percent (6%) of their current  
7 salary upon assuming responsibility, and this amount shall not be construed  
8 as exceeding the line item salary. The Game and Fish Commission shall  
9 certify to the Chief Fiscal Officer the assignment of duties of each employee  
10 in this position, and the location and reason for the assignment.

11 The provisions of this section shall be in effect only from July 1, ~~2003~~  
12 2005 through June 30, ~~2005~~ 2007.

13  
14 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. K-9  
16 OFFICERS AND SEARCH & RECOVERY DIVE TEAM OFFICERS. Any Wildlife Officer I,  
17 II, or III serving in the capacity of K-9 Officer or Search & Recovery Dive  
18 Team Officer shall be eligible for six percent (6%) of additional  
19 compensation within the grade during the period of time in which said  
20 employees occupies the position. Employees shall be eligible for the  
21 additional compensation of six percent (6%) of their current salary upon  
22 assuming responsibility, and this amount shall not be construed as exceeding  
23 the line item salary. The Game and Fish Commission shall certify to the  
24 Chief Fiscal Officer the assignment of duties of each employee in this  
25 position, and the location and reason for the assignment.

26 The provisions of this section shall be in effect only from July 1, ~~2003~~  
27 2005 through June 30, ~~2005~~ 2007.

28  
29 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
31 PROFESSIONAL CERTIFICATION. The Arkansas Game and Fish Commission is hereby  
32 authorized, after prior review by the Arkansas Legislative Council, to grant  
33 a six percent (6%) increase to any regular salaried biologist serving in the  
34 capacity of a forester, who possesses or acquires professional certification  
35 from the Society of American Foresters and registration with the Arkansas  
36 State Board of Registration for Foresters during the ~~2003-2005~~ 2005-2007

1 biennium. This pay increase will be awarded beginning with the first bi-  
2 weekly pay period following ~~submission of documented proof of such~~  
3 ~~certification and registration to the Commission Personnel Office~~ review by  
4 the Legislative Council, provided the biologist's most recent performance  
5 evaluation results in a satisfactory rating. Biologists not obtaining a  
6 satisfactory performance evaluation rating will be granted the pay increase  
7 on their next eligibility date, provided their new evaluation is  
8 satisfactory. New employees and probationary employees shall be eligible for  
9 this pay increase after their probationary period expires, provided the above  
10 requirements are met. Employees being compensated at the maximum of their  
11 assigned grade shall be eligible for the six percent (6%) increase in a lump  
12 sum payment, and such payment shall not be construed as exceeding the maximum  
13 salary for the grade.

14 The provisions of this section shall be in effect only from July 1, 2003  
15 2005 through June 30, ~~2005~~ 2007.

16  
17 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
19 HELP RESTRICTION. No employee of the Arkansas Game and Fish Commission who is  
20 employed as extra help may receive an amount to exceed eighty-five percent  
21 (85%) of the maximum annual salary for a comparable position as authorized  
22 under § 21-5-201 et seq. during any fiscal year, nor shall such an employee  
23 be employed for a period of time to exceed one thousand eight hundred (1,800)  
24 hours in any single fiscal year.

25  
26 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
28 ESTABLISHMENT OF A "GROWTH POOL". To address needs emerging from federal,  
29 state, and local initiatives or needs affecting the role and scope of  
30 Arkansas Game and Fish Commission programs and adequate staffing levels, the  
31 Arkansas Game and Fish Commission shall establish and maintain for the 2005-  
32 2007 biennium a pool of ten (10) classified positions, payable from funds  
33 generated from salary savings or other sources and appropriated herein for  
34 such purposes. These positions are to be used by the Arkansas Game and Fish  
35 Commission in the absence of regularly authorized classified positions to  
36 fulfill this need. The Arkansas Game and Fish Commission shall provide



1 justification to the Department of Finance and Administration's Office of  
2 Personnel Management (OPM) for the need to allocate titles from this "growth  
3 pool". No classifications will be assigned to the pool until such time as  
4 specific positions are requested by the Arkansas Game and Fish Commission,  
5 recommended by OPM and reviewed by the Legislative Council. The provisions  
6 of this section shall be in effect only from July 1, 2005 through June 30,  
7 2007.

8  
9 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General Assembly  
10 that any funds disbursed under the authority of the appropriations contained  
11 in this act shall be in compliance with the stated reasons for which this act  
12 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
13 and Legislative Recommendations contained in the budget manuals prepared by  
14 the Department of Finance and Administration, letters, or summarized oral  
15 testimony in the official minutes of the Arkansas Legislative Council or  
16 Joint Budget Committee which relate to its passage and adoption.

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