

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 84th General Assembly  
3 Regular Session, 2003  
4

*As Engrossed: H2/13/03*

# A Bill

HOUSE BILL 1450

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, 2005; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE ARKANSAS SOIL AND WATER  
17 CONSERVATION COMMISSION APPROPRIATION  
18 FOR THE 2003-2005 BIENNIUM.  
19  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

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 2003-2005 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.  
36



02062003KCS1550.KCS039

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	9916	SOIL & WATER EXECUTIVE DIRECTOR	1	\$86,445	\$88,487
(2)	010Z	SOIL & WATER DEP DIR/CHIEF ENGINEER	1	GRADE 26	
(3)	593Z	CHIEF WATER MANAGEMENT	1	GRADE 26	
(4)	R170	ATTORNEY SPECIALIST	1	GRADE 25	
(5)	045Z	SOIL & WATER FISCAL ADMINISTRATOR	1	GRADE 24	
(6)	X339	ENGINEER SUPERVISOR	2	GRADE 24	
(7)	B106	GEOLOGY SUPERVISOR	1	GRADE 23	
(8)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
(9)	D066	SYSTEMS COORDINATION ANALYST II	1	GRADE 22	
(10)	X338	ENGINEER, PE	3	GRADE 22	
(11)	B126	WATER USE & RESOURCE SPECIALIST	1	GRADE 21	
(12)	D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE 21	
(13)	R102	RURAL CONSTRUCTION GRANT/FIN OFCR	2	GRADE 21	
(14)	X410	LAND RESOURCE SPECIALIST SUPERVISOR	1	GRADE 21	
(15)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
(16)	X408	LAND RESOURCE SPECIALIST	2	GRADE 19	
(17)	A111	ACCOUNTANT	2	GRADE 18	
(18)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
(19)	R162	STATISTICIAN/STATISTICIAN II	1	GRADE 17	
(20)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14	
(21)	K153	SECRETARY II	<u>2</u>	GRADE 13	
		MAX. NO. OF EMPLOYEES	28		

27

SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for the Arkansas Soil and Water Conservation Commission - State Operations for the 2003-2005 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.

36

SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the State General Services Fund Account, for personal services and operating expenses of the Arkansas Soil and Water Conservation Commission - State Operations for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 1,167,596	\$ 1,167,596
(02) EXTRA HELP	1,200	1,200
(03) PERSONAL SERV MATCH	289,700	289,700
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	374,695	374,695
(B) CONF. & TRAVEL	10,165	10,165
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) CONSERVATION DISTRICTS 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>\$ 2,907,509</u>	<u>\$ 2,907,509</u>

SECTION 4. REGULAR SALARIES - SAFE DRINKING WATER - CASH. There is hereby established for the Arkansas Soil and Water Conservation Commission - Safe Drinking Water - Cash for the 2003-2005 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	
				2003-2004	2004-2005
5	(1) B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
6	(2) X338	ENGINEER, PE	1	GRADE 22	
7	(3) R102	RURAL CONSTRUCTION GRANT/FIN OFCR	3	GRADE 21	
8	(4) R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17	
9	(5) A108	ACCOUNTING TECHNICIAN II	<u>1</u>	GRADE 15	
10	MAX. NO. OF EMPLOYEES		7		

11

12 SECTION 5. EXTRA HELP - SAFE DRINKING WATER - CASH. There is hereby  
 13 authorized, for the Arkansas Soil and Water Conservation Commission – Safe  
 14 Drinking Water - Cash for the 2003-2005 biennium, the following maximum  
 15 number of part-time or temporary employees, to be known as "Extra Help",  
 16 payable from funds appropriated herein for such purposes: four (4) temporary  
 17 or part-time employees, when needed, at rates of pay not to exceed those  
 18 provided in the Uniform Classification and Compensation Act, or its  
 19 successor, or this act for the appropriate classification.

20

21 SECTION 6. APPROPRIATION - SAFE DRINKING WATER - CASH. There is hereby  
 22 appropriated, to the Arkansas Soil and Water Conservation Commission, to be  
 23 payable from the cash fund deposited in the State Treasury as determined by  
 24 the Chief Fiscal Officer of the State, for personal services and operating  
 25 expenses of the Arkansas Soil and Water Conservation Commission – Safe  
 26 Drinking Water - Cash for the biennial period ending June 30, 2005, the  
 27 following:

28

ITEM NO.		FISCAL YEARS	
		2003-2004	2004-2005
31	(01) REGULAR SALARIES	\$ 244,918	\$ 251,531
32	(02) EXTRA HELP	32,000	32,000
33	(03) PERSONAL SERV MATCH	69,362	70,533
34	(04) MAINT. & GEN. OPERATION		
35	(A) OPER. EXPENSE	85,800	85,800
36	(B) CONF. & TRAVEL	12,000	12,000

1	(C) PROF. FEES	87,752	87,752
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 531,832</u>	<u>\$ 539,616</u>

5  
6 SECTION 7. REGULAR SALARIES - SOIL AND WATER GRANTS - CASH. There is  
7 hereby established for the Arkansas Soil and Water Conservation Commission -  
8 Soil and Water Grants - Cash for the 2003-2005 biennium, the following  
9 maximum number of regular employees whose salaries shall be governed by the  
10 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
11 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
12 Provided, however, that any position to which a specific maximum annual  
13 salary is set out herein in dollars, shall be exempt from the provisions of  
14 said Uniform Classification and Compensation Act. All persons occupying  
15 positions authorized herein are hereby governed by the provisions of the  
16 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
17 or its successor.

19			Maximum Annual
20			Salary Rate
21	Item Class	Maximum	Fiscal Years
22	No. Code Title	No. of	2003-2004 2004-2005
		Employees	
23	(1) 909Z PROGRAM SUPPORT MANAGER	1	GRADE 22
24	(2) B014 PROFESSIONAL GEOLOGIST	1	GRADE 22
25	(3) B024 BIOLOGIST II	1	GRADE 19
26	(4) X306 CHIEF CONSTRUCTION INSPECTOR	1	GRADE 19
27	(5) A111 ACCOUNTANT	2	GRADE 18
28	(6) N360 PUBLIC AFFAIRS SPECIALIST	1	GRADE 18
29	(7) X315 CONSTRUCTION INSPECTOR	1	GRADE 18
30	(8) R010 ADMINISTRATIVE ASSISTANT II	1	GRADE 17
31	(9) X333 ENGINEER TECHNICIAN	<u>1</u>	GRADE 16
32	MAX. NO. OF EMPLOYEES	10	

33  
34 SECTION 8. APPROPRIATION - SOIL & WATER GRANTS - CASH. There is hereby  
35 appropriated, to the Arkansas Soil and Water Conservation Commission, to be  
36 payable from the cash fund deposited in the State Treasury as determined by

1 the Chief Fiscal Officer of the State, for personal services and operating  
 2 expenses of the Arkansas Soil and Water Conservation Commission – Soil &  
 3 Water Grants – Cash for the biennial period ending June 30, 2005, the  
 4 following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 316,255	\$ 324,794
(02) PERSONAL SERV MATCH	89,608	91,120
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	149,231	149,231
(B) CONF. & TRAVEL	10,000	10,000
(C) PROF. FEES	22,250	22,250
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) SOIL & WATER GRANTS & LOANS	1,981,017	1,981,017
(05) TRAINING/CONTRACT SERVICE	<u>85,000</u>	<u>85,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,653,361</u>	<u>\$ 2,663,412</u>

19  
 20 SECTION 9. APPROPRIATION - DAM INVENTORY. There is hereby appropriated, to  
 21 the Arkansas Soil and Water Conservation Commission, to be payable from the  
 22 federal funds as designated by the Chief Fiscal Officer of the State, for  
 23 operating expenses of the Arkansas Soil and Water Conservation Commission –  
 24 Dam Inventory for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(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>

35  
 36 SECTION 10. REGULAR SALARIES - FLOOD INSURANCE PROGRAM. There is hereby

1 established for the Arkansas Soil and Water Conservation Commission - Flood  
 2 Insurance Program for the 2003-2005 biennium, the following maximum number of  
 3 regular employees whose salaries shall be governed by the provisions of the  
 4 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
 5 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
 6 that any position to which a specific maximum annual salary is set out herein  
 7 in dollars, shall be exempt from the provisions of said Uniform  
 8 Classification and Compensation Act. All persons occupying positions  
 9 authorized herein are hereby governed by the provisions of the Regular  
 10 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
 11 successor.

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
17	(1) B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
18	(2) R134	PLANNING SPECIALIST II	1	GRADE 18	
19	(3) K153	SECRETARY II	<u>1</u>	GRADE 13	
20	MAX. NO. OF EMPLOYEES		3		

21  
 22 SECTION 11. EXTRA HELP - FLOOD INSURANCE PROGRAM. There is hereby  
 23 authorized, for the Arkansas Soil and Water Conservation Commission - Flood  
 24 Insurance Program for the 2003-2005 biennium, the following maximum number of  
 25 part-time or temporary employees, to be known as "Extra Help", payable from  
 26 funds appropriated herein for such purposes: one (1) temporary or part-time  
 27 employees, when needed, at rates of pay not to exceed those provided in the  
 28 Uniform Classification and Compensation Act, or its successor, or this act  
 29 for the appropriate classification.

30  
 31 SECTION 12. APPROPRIATION - FLOOD INSURANCE PROGRAM. There is hereby  
 32 appropriated, to the Arkansas Soil and Water Conservation Commission, to be  
 33 payable from the federal funds as designated by the Chief Fiscal Officer of  
 34 the State, for personal services and operating expenses of the Arkansas Soil  
 35 and Water Conservation Commission - Flood Insurance Program for the biennial  
 36 period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 73,667	\$ 75,656
(02) EXTRA HELP	7,000	7,000
(03) PERSONAL SERV MATCH	23,666	24,018
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	18,139	18,139
(B) CONF. & TRAVEL	5,571	5,571
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 128,043</u>	<u>\$ 130,384</u>

SECTION 13. REGULAR SALARIES - WATER QUALITY PLAN IMPLEMENTATION. There is hereby established for the Arkansas Soil and Water Conservation Commission – Water Quality Plan Implementation for the 2003-2005 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	
				2003-2004	2004-2005
(1)	593Z	CHIEF WATER MANAGEMENT	1	GRADE 26	
(2)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
(3)	B126	WATER USE & RESOURCE SPECIALIST	1	GRADE 21	
(4)	E014	DIRECTOR MULTI-MEDIA SERVICES	1	GRADE 19	
(5)	R168	GRANTS COORDINATOR II	<u>1</u>	GRADE 19	



1 MAX. NO. OF EMPLOYEES 5

2

3 SECTION 14. APPROPRIATION - WATER QUALITY PLAN IMPLEMENTATION. There is  
 4 hereby appropriated, to the Arkansas Soil and Water Conservation Commission,  
 5 to be payable from the State General Services Fund Account, for personal  
 6 services and operating expenses of the Arkansas Soil and Water Conservation  
 7 Commission - Water Quality Plan Implementation for the biennial period ending  
 8 June 30, 2005, the following:

9

10 ITEM		FISCAL YEARS	
11 NO.		2003-2004	2004-2005
12 (01)	REGULAR SALARIES	\$ 223,963	\$ 223,963
13 (02)	PERSONAL SERV MATCH	54,449	54,449
14 (03)	MAINT. & GEN. OPERATION		
15 (A)	OPER. EXPENSE	3,200	3,200
16 (B)	CONF. & TRAVEL	1,000	1,000
17 (C)	PROF. FEES	0	0
18 (D)	CAP. OUTLAY	0	0
19 (E)	DATA PROC.	0	0
20 (04)	WATER QUALITY MATCH GRANTS	722,000	722,000
21 (05)	WATER QUALITY TECHNICIAN	<u>750,000</u>	<u>750,000</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,754,612</u>	<u>\$ 1,754,612</u>

23

24 SECTION 15. REGULAR SALARIES - WATER DEVELOPMENT GENERAL OBLIGATION BOND  
 25 PROGRAM. There is hereby established for the Arkansas Soil and Water  
 26 Conservation Commission - Water Development General Obligation Bond Program  
 27 for the 2003-2005 biennium, the following maximum number of regular employees  
 28 whose salaries shall be governed by the provisions of the Uniform  
 29 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or  
 30 its successor, and all laws amendatory thereto. Provided, however, that any  
 31 position to which a specific maximum annual salary is set out herein in  
 32 dollars, shall be exempt from the provisions of said Uniform Classification  
 33 and Compensation Act. All persons occupying positions authorized herein are  
 34 hereby governed by the provisions of the Regular Salaries Procedures and  
 35 Restrictions Act (Arkansas Code §21-5-101), or its successor.

36

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	X338	ENGINEER, PE	1	GRADE 22	
(2)	R010	ADMINISTRATIVE ASSISTANT II	<u>1</u>	GRADE 17	
		MAX. NO. OF EMPLOYEES	2		

SECTION 16. APPROPRIATION - WATER DEVELOPMENT GENERAL OBLIGATION BOND PROGRAM. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the Water Resources Development Construction Fund, for personal services and operating expenses of the Arkansas Soil and Water Conservation Commission – Water Development General Obligation Bond Program for the biennial period ending June 30, 2005, the following:

ITEM NO.		FISCAL YEARS	
		2003-2004	2004-2005
(01)	REGULAR SALARIES	\$ 74,922	\$ 76,945
(02)	PERSONAL SERV MATCH	19,989	20,347
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	1,000	1,000
(B)	CONF. & TRAVEL	0	0
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	0	0
(04)	DISBURSEMENTS FOR WATER PROJECTS	<u>19,512,773</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 19,608,684</u>	<u>\$ 98,292</u>

SECTION 17. REGULAR SALARIES - POLLUTION ABATEMENT WASTE DISPOSAL BOND PROGRAM. There is hereby established for the Arkansas Soil and Water Conservation Commission – Pollution Abatement Waste Disposal Bond Program for the 2003-2005 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

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

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	R170	ATTORNEY SPECIALIST	1	GRADE 25	
(2)	B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE 22	
(3)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14	
		MAX. NO. OF EMPLOYEES	3		

16 SECTION 18. APPROPRIATION - POLLUTION ABATEMENT WASTE DISPOSAL BOND  
 17 PROGRAM. There is hereby appropriated, to the Arkansas Soil and Water  
 18 Conservation Commission, to be payable from the Waste Disposal and Pollution  
 19 Abatement Facilities Bond Fund, for personal services and operating expenses  
 20 of the Arkansas Soil and Water Conservation Commission – Pollution Abatement  
 21 Waste Disposal Bond Program for the biennial period ending June 30, 2005, the  
 22 following:

ITEM NO.		FISCAL YEARS	
		2003-2004	2004-2005
(01)	REGULAR SALARIES	\$ 105,777	\$ 108,633
(02)	PERSONAL SERV MATCH	28,813	29,319
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	6,400	6,400
(B)	CONF. & TRAVEL	2,000	2,000
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	0	0
(04)	POLLUTION ABATEMENT PROJ CONSTRUCTION	<u>14,301,323</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 14,444,313</u>	<u>\$ 146,352</u>

1 SECTION 19. REGULAR SALARIES - NONPOINT SOURCE POLLUTION CONTROL PROGRAM.  
 2 There is hereby established for the Arkansas Soil and Water Conservation  
 3 Commission – Nonpoint Source Pollution Control Program for the 2003-2005  
 4 biennium, the following maximum number of regular employees whose salaries  
 5 shall be governed by the provisions of the Uniform Classification and  
 6 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and  
 7 all laws amendatory thereto. Provided, however, that any position to which a  
 8 specific maximum annual salary is set out herein in dollars, shall be exempt  
 9 from the provisions of said Uniform Classification and Compensation Act. All  
 10 persons occupying positions authorized herein are hereby governed by the  
 11 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
 12 Code §21-5-101), or its successor.

			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class	Title	Employees	2003-2004	2004-2005
18	(1) X339	ENGINEER SUPERVISOR	1	GRADE	24
19	(2) B014	PROFESSIONAL GEOLOGIST	1	GRADE	22
20	(3) B099	ENVIRONMENTAL PROGRAM MANAGER	1	GRADE	22
21	(4) X338	ENGINEER, PE	3	GRADE	22
22	(5) B032	SR GEOLOGIST	1	GRADE	21
23	(6) R488	GRANTS ADMIN SUPV	1	GRADE	21
24	(7) B024	BIOLOGIST II	1	GRADE	19
25	(8) R168	GRANTS COORDINATOR II	2	GRADE	19
26	(9) X408	LAND RESOURCE SPECIALIST	3	GRADE	19
27	(10) R010	ADMINISTRATIVE ASSISTANT II	1	GRADE	17
28	(11) K153	SECRETARY II	<u>1</u>	GRADE	13
29	MAX. NO. OF EMPLOYEES		16		

31 SECTION 20. EXTRA HELP - NONPOINT SOURCE POLLUTION CONTROL PROGRAM. There  
 32 is hereby authorized, for the Arkansas Soil and Water Conservation Commission  
 33 – Nonpoint Source Pollution Control Program for the 2003-2005 biennium, the  
 34 following maximum number of part-time or temporary employees, to be known as  
 35 "Extra Help", payable from funds appropriated herein for such purposes: two  
 36 (2) temporary or part-time employees, when needed, at rates of pay not to

1 exceed those provided in the Uniform Classification and Compensation Act, or  
 2 its successor, or this act for the appropriate classification.

3  
 4 SECTION 21. APPROPRIATION - NONPOINT SOURCE POLLUTION CONTROL PROGRAM.

5 There is hereby appropriated, to the Arkansas Soil and Water Conservation  
 6 Commission, to be payable from the federal funds as designated by the Chief  
 7 Fiscal Officer of the State, for personal services and operating expenses of  
 8 the Arkansas Soil and Water Conservation Commission – Nonpoint Source  
 9 Pollution Control Program for the biennial period ending June 30, 2005, the  
 10 following:

ITEM	FISCAL YEARS	
NO.	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 486,450	\$ 497,711
(02) EXTRA HELP	10,000	10,000
(03) PERSONAL SERV MATCH	139,055	141,050
(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	72,000	72,000
(E) DATA PROC.	0	0
(05) NONPOINT SOURCE POLLUTION GRANTS	<u>2,502,405</u>	<u>2,502,405</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,660,244</u>	<u>\$ 3,673,500</u>

25  
 26 SECTION 22. REGULAR SALARIES - RED RIVER LEVEE REHABILITATION PROJECT.

27 There is hereby established for the Arkansas Soil and Water Conservation  
 28 Commission – Red River Levee Rehabilitation Project for the 2003-2005  
 29 biennium, the following maximum number of regular employees whose salaries  
 30 shall be governed by the provisions of the Uniform Classification and  
 31 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and  
 32 all laws amendatory thereto. Provided, however, that any position to which a  
 33 specific maximum annual salary is set out herein in dollars, shall be exempt  
 34 from the provisions of said Uniform Classification and Compensation Act. All  
 35 persons occupying positions authorized herein are hereby governed by the  
 36 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 Fiscal Years	
				2003-2004	2004-2005
(1)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22	
(2)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
(3)	R264	MANAGEMENT PROJECT ANALYST I	2	GRADE 18	
(4)	R009	ADMINISTRATIVE ASSISTANT I	<u>1</u>	GRADE 15	
		MAX. NO. OF EMPLOYEES	5		

SECTION 23. 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, 2005, the following:

ITEM NO.		FISCAL YEARS	
		2003-2004	2004-2005
(01)	REGULAR SALARIES	\$ 139,404	\$ 143,167
(02)	PERSONAL SERV MATCH	41,488	42,155
(03)	PROJECT COST-SHARE GRANTS	2,000,000	2,000,000
(04)	STUDY EXPENSES	<u>872,828</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,053,720</u>	<u>\$ 2,185,322</u>

SECTION 24. 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 2003-2005 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

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

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	2003-2004	2004-2005
12	(1) 598Z	002 ENVIROMENTAL CHIEF CONST ASST DI	1	GRADE	25
13	(2) X339	ENGINEER SUPERVISOR	1	GRADE	24
14	(3) X338	ENGINEER, PE	1	GRADE	22
15	(4) 909Z	PROGRAM SUPPORT MANAGER	2	GRADE	22
16	(5) X338	ENGINEER, PE	2	GRADE	22
17	(6) R102	RURAL CONSTRUCTION GRANT/FIN OFCR	1	GRADE	21
18	(7) R460	ENVIROMENTAL PLANNING SECTION MGR	1	GRADE	21
19	(8) R462	DEQ PROGRAM COORD SECTION MGR	1	GRADE	21
20	(9) R266	MANAGEMENT PROJECT ANALYST II	1	GRADE	20
21	(10) R168	GRANTS COORDINATOR II	1	GRADE	19
22	(11) R280	ENVIROMENTAL PROGRAM COORDINATOR	1	GRADE	19
23	(12) R010	ADMINISTRATIVE ASSISTANT II	<u>1</u>	GRADE	17
24		MAX. NO. OF EMPLOYEES	14		

26 SECTION 25. APPROPRIATION - CONSTRUCTION ASSISTANCE REVOLVING LOAN FUND  
 27 PROGRAM. There is hereby appropriated, to the Arkansas Soil and Water  
 28 Conservation Commission, to be payable from the federal funds as designated  
 29 by the Chief Fiscal Officer of the State, for personal services and operating  
 30 expenses of the Arkansas Soil and Water Conservation Commission -  
 31 Construction Assistance Revolving Loan Fund Program for the biennial period  
 32 ending June 30, 2005, the following:

ITEM	FISCAL YEARS	
	2003-2004	2004-2005
36 (01) REGULAR SALARIES	\$ 556,430	\$ 571,454

1	(02) PERSONAL SERV MATCH	145,584	148,244
2	(03) MAINT. & GEN. OPERATION		
3	(A) OPER. EXPENSE	182,404	182,404
4	(B) CONF. & TRAVEL	7,219	7,219
5	(C) PROF. FEES	13,500	13,500
6	(D) CAP. OUTLAY	0	0
7	(E) DATA PROC.	<u>0</u>	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 905,137</u>	<u>\$ 922,821</u>

9

10 SECTION 26. APPROPRIATION - BEAVER ERADICATION PROGRAM. There is hereby  
 11 appropriated, to the Arkansas Soil and Water Conservation Commission, to be  
 12 payable from the State General Services Fund Account, for grants to the  
 13 conservation districts for beaver control programs within the districts of  
 14 the Arkansas Soil and Water Conservation Commission - Beaver Eradication  
 15 Program for the biennial period ending June 30, 2005, the following:

16

17	ITEM	FISCAL YEARS	
18	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
19	(01) GRANTS FOR BEAVER CONTROL PROGRAMS	<u>\$ 150,000</u>	<u>\$ 150,000</u>

20

21 SECTION 27. APPROPRIATION - GRANTS & ATTORNEY SERVICES. There is hereby  
 22 appropriated, to the Arkansas Soil and Water Conservation Commission, to be  
 23 payable from the State General Services Fund Account, for operating expenses  
 24 of the Arkansas Soil and Water Conservation Commission - Grants and Attorney  
 25 Services for the biennial period ending June 30, 2005, the following:

26

27	ITEM	FISCAL YEARS	
28	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
29	(01) RIVER BASIN COMPACT	\$ 38,820	\$ 38,820
30	(02) LEGAL COUNSEL	5,871	5,871
31	(03) COMMITTEE/COMMISSION EXPENSES	10,000	10,000
32	(04) CONSERVATION PROJECTS	3,500	3,500
33	(05) ARKANSAS RIVER COMPACT	16,400	16,400
34	(06) RED RIVER COMPACT	<u>10,700</u>	<u>10,700</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 85,291</u>	<u>\$ 85,291</u>

36



SECTION 28. APPROPRIATION - RURAL FIRE PROTECTION PROGRAM. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the State General Services Fund Account, for operating expenses of the Arkansas Soil and Water Conservation Commission - Rural Fire Protection Program for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) RURAL FIRE PROTECTION PROGRAM	\$ 400,000	\$ 400,000

SECTION 29. APPROPRIATION - CONSERVATION DISTRICT PROGRAM GRANTS. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the State General Services 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, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) GRANTS TO CONSERVATION DISTRICTS	\$ 500,000	\$ 500,000

SECTION 30. APPROPRIATION - CONSERVATION RESERVE PROGRAM. 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 grants to conservation districts of the Arkansas Soil and Water Conservation Commission - Conservation Reserve Program for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) CONSERVATION RESERVE PROGRAM	\$ 10,000	\$ 10,000

SECTION 31. APPROPRIATION - WATER RESEARCH. There is hereby appropriated, to the Arkansas Soil and Water Conservation Commission, to be payable from the State General Services Fund Account, for operating expenses of the

1 Arkansas Soil and Water Conservation Commission – Water Research for the  
 2 biennial period ending June 30, 2005, the following:

3

4 ITEM	5 FISCAL YEARS	
6 NO.	2003-2004	2004-2005
7 (01) WATER RESEARCH/CONTRACT	\$ 38,800	\$ 38,800

8 SECTION 32. APPROPRIATION - CONSERVATION DISTRICT CLERKS' INSURANCE. There  
 9 is hereby appropriated, to the Arkansas Soil and Water Conservation  
 10 Commission, to be payable from the State General Services Fund Account, for  
 11 personal services matching of the Arkansas Soil and Water Conservation  
 12 Commission - Conservation District Clerks' Insurance for the biennial period  
 13 ending June 30, 2005, the following:

14

15 ITEM	16 FISCAL YEARS	
17 NO.	2003-2004	2004-2005
18 (01) GROUP MEDICAL INSURANCE	\$ 237,120	\$ 237,120

19 SECTION 33. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - REVOLVING.  
 20 There is hereby appropriated, to the Arkansas Soil and Water Conservation  
 21 Commission, to be payable from the Water, Sewer and Solid Waste Revolving  
 22 Fund, for water, sewer, and solid waste grants of the Arkansas Soil and Water  
 23 Conservation Commission – Water, Sewer, and Solid Waste - Revolving for the  
 24 biennial period ending June 30, 2005, the following:

25

26 ITEM	27 FISCAL YEARS	
28 NO.	2003-2004	2004-2005
29 (01) WATER, SEWER, AND SOLID WASTE GRANTS AND AID	\$ 5,000,000	\$ 5,000,000

30

31 SECTION 34. APPROPRIATION - WATER, SEWER, AND SOLID WASTE - STATE. There  
 32 is hereby appropriated, to the Arkansas Soil and Water Conservation  
 33 Commission, to be payable from the State General Services Fund Account, for  
 34 water, sewer and solid waste grants or loans that will be repaid to Water,  
 35 Sewer, and Solid Waste - Revolving appropriation of the Arkansas Soil and  
 36 Water Conservation Commission – Water, Sewer, and Solid Waste - State for the

1 biennial period ending June 30, 2005, the following:

2

3 ITEM	4 FISCAL YEARS	
	2003-2004	2004-2005
5 (01) WATER, SEWER, AND SOLID WASTE GRANTS	\$ 356,890	\$ 356,890

6

7 SECTION 35. APPROPRIATION - WATER, WASTE DISPOSAL, AND POLLUTION  
 8 ABATEMENT. There is hereby appropriated, to the Arkansas Soil and Water  
 9 Conservation Commission, to be payable from the Water, Waste Disposal,  
 10 Pollution Abatement, Administrative and Research Facilities Construction  
 11 Fund, for water, waste disposal, and pollution abatement grants and loans of  
 12 the Arkansas Soil and Water Conservation Commission - Water, Waste Disposal,  
 13 and Pollution Abatement for the biennial period ending June 30, 2005, the  
 14 following:

15

16 ITEM	17 FISCAL YEARS	
	2003-2004	2004-2005
18 (01) MAINT. & GEN. OPERATION		
19 (A) OPER. EXPENSE	\$ 4,400	\$ 4,400
20 (B) CONF. & TRAVEL	0	0
21 (C) PROF. FEES	0	0
22 (D) CAP. OUTLAY	0	0
23 (E) DATA PROC.	0	0
24 (02) PROJECT DISBURSEMENTS	125,357,918	0
25 TOTAL AMOUNT APPROPRIATED	\$ 125,362,318	\$ 4,400

26

27 SECTION 36. APPROPRIATION - OUACHITA RIVER WATERWAYS PROJECTS. There is  
 28 hereby appropriated, to the Arkansas Soil and Water Conservation Commission,  
 29 to be payable from the Ouachita River Waterways Project Trust Fund, for  
 30 Project Expenses of the Ouachita River Waterways Project of the Arkansas Soil  
 31 and Water Conservation Commission for the biennial period ending June 30,  
 32 2005, the sum of.....\$250,500.

33

34 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 36 PROVISION. At the end of each fiscal year, the Chief Fiscal Officer of the

1 State shall authorize the transfer of obligated water, sewer, and solid waste  
2 funds, as provided in the ~~2001-2003~~ 2003-2005 biennial appropriation act for  
3 the Soil and Water Conservation Commission in the appropriation entitled  
4 "WATER, SEWER AND SOLID WASTE - STATE", from the State General Services Fund  
5 Account, to the Water, Sewer and Solid Waste Revolving Fund. The provisions  
6 of this section shall be in effect only from ~~July 1, 2001~~ July 1, 2003  
7 through ~~June 30, 2003~~ June 30, 2005.

8  
9 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
11 DISBURSEMENTS FOR POLLUTION ABATEMENT PROJECTS. Any unexpended balance of the  
12 appropriation authorized for Disbursements for Pollution Abatement Projects  
13 Construction in Item (04) of Section 18 of this Act which remains at the  
14 close of the fiscal year ending ~~June 30, 2002~~ June 30, 2004, shall be carried  
15 forward and made available for the same purpose for the fiscal year ending  
16 ~~June 30, 2003~~ June 30, 2005. The provisions of this section shall be in  
17 effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30,  
18 2005.

19  
20 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
22 DISBURSEMENTS FOR WATER PROJECTS. Any unexpended balance of the appropriation  
23 authorized for Disbursements for Water Projects Construction in Item (04) of  
24 Section 16 of this Act which remains at the close of the fiscal year ending  
25 ~~June 30, 2002~~ June 30, 2004, shall be carried forward and made available for  
26 the same purpose for the fiscal year ending ~~June 30, 2003~~ June 30, 2005. The  
27 provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1,  
28 2003 through ~~June 30, 2003~~ June 30, 2005.

29  
30  
31 SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
33 PROVISION. At the end of each fiscal year, the Chief Fiscal Officer shall  
34 authorize the carry forward of funds to support the amount of obligated  
35 grants that are certified by the Soil and Water Conservation Commission for  
36 Matching Grants in the appropriation entitled "Water Quality Plan

1 Implementation". Any unexpended balance of appropriation authorized for  
2 "Water Quality Plan Implementation" which remains at the close of the fiscal  
3 year ending ~~June 30, 2002~~ June 30, 2004, shall be carried forward and made  
4 available for the same purpose for the fiscal year ending ~~June 30, 2003~~ June  
5 30, 2005. The provisions of this section shall be in effect only from ~~July~~  
6 ~~1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

7  
8 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
10 PROVISION. At the end of the fiscal year, the Chief Fiscal Officer shall  
11 authorize the carry forward of funds to support the amount of obligated  
12 grants that are certified by the Soil and Water Conservation Commission for  
13 Water Quality Technicians in the appropriation entitled "Water Quality Plan  
14 Implementation". Any unexpended balance of appropriation authorized for  
15 "Water Quality Plan Implementation" which remains at the close of the fiscal  
16 year ending ~~June 30, 2002~~ June 30, 2004, shall be carried forward and made  
17 available for the same purpose for the fiscal year ending ~~June 30, 2003~~ June  
18 30, 2005. The provisions of this section shall be in effect only from ~~July 1,~~  
19 ~~2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

20  
21 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
23 DISBURSEMENTS FOR WATER, WASTE DISPOSAL, AND POLLUTION ABATEMENT PROJECTS.  
24 Any unexpended balance of the appropriation authorized for Project  
25 Disbursements in Item 2 of Section ~~33~~ 35 of this Act which remains at the  
26 close of the fiscal year ending ~~June 30, 2002~~ June 30, 2004, shall be carried  
27 forward and made available for the same purpose for the fiscal year ending  
28 ~~June 30, 2003~~ June 30, 2005. The provisions of this section shall be in  
29 effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30,  
30 2005.

31  
32 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STUDY  
34 EXPENSES. Any unexpended balance of the appropriation authorized for Study  
35 Expenses in Item ~~3~~ 4 of Section 23 of this Act which remains at the close of  
36 the fiscal year ending ~~June 30, 2002~~ June 30, 2004, shall be carried forward

1 and made available for the same purpose for the fiscal year ending ~~June 30,~~  
2 ~~2003~~ June 30, 2005. The provisions of this section shall be in effect only  
3 from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

4  
5 SECTION 44. SPECIAL LANGUAGE. Arkansas Code 15-23-803, concerning the  
6 Ouachita River Commission, is amended to add the following new subdivision:  
7 (5) The Ouachita River Commission may receive and use any federal, state, or  
8 private funds, donations, or grants made available for promotion or  
9 enhancement of the recreational benefits of the Ouachita River in Dallas, Hot  
10 Spring, Clark, Ouachita, Calhoun, Union, Bradley, and Ashley Counties.

11  
12 SECTION 45. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
13 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES SOIL & WATER -  
14 CASH FUNDS AS DEFINED BY ARKANSAS CODE 19-4-801. (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 cash funds  
18 as defined by Arkansas Code 19-4-801 to decline below three million one  
19 hundred twelve thousand seven hundred eighty dollars (\$3,112,780) a fund  
20 ~~balance to decline to less than fifty percent (50%) of the balance available~~  
21 ~~on July 1, 2001~~, the disbursing officer shall immediately notify the  
22 executive head of the agency. Prior to any obligations being made under  
23 these circumstances, the agency head shall file written documentation with  
24 the Chief Fiscal Officer of the State requesting approval of the  
25 expenditures. Such documentation shall provide sufficient financial data to  
26 justify the expenditures and shall include the following:  
27 1) a plan that clearly indicates the specific fiscal impact of such  
28 expenditures on the fund balance.  
29 2) information clearly indicating and explaining what programs would be cut  
30 or any other measures to be taken by the agency to restore the fund balance.  
31 3) the extent to which any of the planned expenditures are for one-time costs  
32 or one-time purchase of capitalized items.  
33 4) a statement certifying that the expenditure of fund balances will not  
34 jeopardize the financial health of the agency, nor result in a permanent  
35 depletion of the fund balance.  
36 (B) The Chief Fiscal Officer of the State shall review the request and

1 approve or disapprove all or any part of the request, after having sought  
2 prior review by the Legislative Council.

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

5  
6 SECTION 46. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
7 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES SOIL & WATER -  
8 RED RIVER WATERWAYS PROJECT TRUST FUND. (A) For all appropriations as  
9 provided in this Act, the agency disbursing officer shall monitor the level  
10 of fund balances in relation to expenditures on a monthly basis. If any  
11 proposed expenditures would cause the Soil & Water Red River Waterways  
12 Project Trust Fund as defined by Arkansas Code 19-4-801 to decline below six  
13 million three hundred seventy nine thousand five hundred ninety three dollars  
14 (\$6,379,593) a fund balance to decline to less than fifty percent (50%) of  
15 the balance available on July 1, 2001, the disbursing officer shall  
16 immediately notify the executive head of the agency. Prior to any  
17 obligations being made under these circumstances, the agency head shall file  
18 written documentation with the Chief Fiscal Officer of the State requesting  
19 approval of the expenditures. Such documentation shall provide sufficient  
20 financial data to 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 through June 30, 2005.

35  
36

1 SECTION 47. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
2 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES SOIL & WATER -  
3 WASTE DISPOSAL & POLLUTION ABATEMENT FACILITY CONSTRUCTION FUND. (A) For all  
4 appropriations as provided in this Act, the agency disbursing officer shall  
5 monitor the level of fund balances in relation to expenditures on a monthly  
6 basis. If any proposed expenditures would cause the Soil & Water - Waste  
7 Disposal & Pollution Abatement Facility Construction Fund as defined by  
8 Arkansas Code 19-4-801 to decline below three million one hundred eighty two  
9 thousand one hundred fifteen dollars (\$3,182,115) a fund balance to decline  
10 to less than fifty percent (50%) of the balance available on July 1, 2001,  
11 the disbursing officer shall immediately notify the executive head of the  
12 agency. Prior to any obligations being made under these circumstances, the  
13 agency head shall file written documentation with the Chief Fiscal Officer of  
14 the State requesting approval of the expenditures. Such documentation shall  
15 provide sufficient financial data to justify the expenditures and shall  
16 include the following:

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

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

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

31  
32 SECTION 48. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
33 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES SOIL & WATER -  
34 WATER RESOURCES DEVELOPMENT CONSTRUCTION FUND. (A) For all appropriations as  
35 provided in this Act, the agency disbursing officer shall monitor the level  
36 of fund balances in relation to expenditures on a monthly basis. If any



1 *proposed expenditures would cause the Soil & Water Resources*  
 2 *Development Construction Fund as defined by Arkansas Code 19-4-801 to decline*  
 3 *below five million eight hundred seventy thousand three hundred seventy*  
 4 *dollars (\$5,870,370) a fund balance to decline to less than fifty percent*  
 5 *~~(50%) of the balance available on July 1, 2001, the disbursing officer shall~~*  
 6 *immediately notify the executive head of the agency. Prior to any*  
 7 *obligations being made under these circumstances, the agency head shall file*  
 8 *written documentation with the Chief Fiscal Officer of the State requesting*  
 9 *approval of the expenditures. Such documentation shall provide sufficient*  
 10 *financial data to justify the expenditures and shall include the following:*  
 11 *1) a plan that clearly indicates the specific fiscal impact of such*  
 12 *expenditures on the fund balance.*  
 13 *2) information clearly indicating and explaining what programs would be cut*  
 14 *or any other measures to be taken by the agency to restore the fund balance.*  
 15 *3) the extent to which any of the planned expenditures are for one-time costs*  
 16 *or one-time purchase of capitalized items.*  
 17 *4) a statement certifying that the expenditure of fund balances will not*  
 18 *jeopardize the financial health of the agency, nor result in a permanent*  
 19 *depletion of the fund balance.*

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

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

25  
 26 SECTION 49. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 27 by this act shall be limited to the appropriation for such agency and funds  
 28 made available by law for the support of such appropriations; and the  
 29 restrictions of the State Purchasing Law, the General Accounting and  
 30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 31 Procedures and Restrictions Act, or their successors, and other fiscal  
 32 control laws of this State, where applicable, and regulations promulgated by  
 33 the Department of Finance and Administration, as authorized by law, shall be  
 34 strictly complied with in disbursement of said funds.

35  
 36 SECTION 50. LEGISLATIVE INTENT. It is the intent of the General Assembly

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

8  
9 SECTION 51. EMERGENCY CLAUSE. It is found and determined by the General  
10 Assembly, that the Constitution of the State of Arkansas prohibits the  
11 appropriation of funds for more than a two (2) year period; that the  
12 effectiveness of this Act on July 1, 2003 is essential to the operation of  
13 the agency for which the appropriations in this Act are provided, and that in  
14 the event of an extension of the Regular Session, the delay in the effective  
15 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
16 proper administration and provision of essential governmental programs.  
17 Therefore, an emergency is hereby declared to exist and this Act being  
18 necessary for the immediate preservation of the public peace, health and  
19 safety shall be in full force and effect from and after July 1, 2003.

20 /s/ Joint Budget Committee  
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