

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 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: S3/15/07

A Bill

SENATE BILL 234

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 STATE GAME AND FISH COMMISSION FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS STATE GAME AND
17 FISH COMMISSION APPROPRIATION FOR THE
18 2007-2009 BIENNIUM.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
25 the Arkansas State Game and Fish Commission for the 2007-2009 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 | 2007-2008 | 2008-2009 |
| 4 | (1) | 9951 | G & F DIRECTOR | 1 | \$112,764 | \$115,019 |
| 5 | (2) | 9618 | G&F DEPUTY DIRECTOR | 3 | \$91,810 | \$93,646 |
| 6 | (3) | 9950 | G&F ATTORNEY | 1 | \$84,284 | \$85,969 |
| 7 | (4) | 928Z | G & F CONSERVATION DIVISION CHIEF | 3 | GRADE 26 | |
| 8 | (5) | 968Z | GAME & FISH DEP DIR GOVERNMENTAL AF | 1 | GRADE 26 | |
| 9 | (6) | 296Z | G&F ADMINISTRATOR | 9 | GRADE 25 | |
| 10 | (7) | 903Z | TECHNICAL ASSISTANCE MANAGER | 1 | GRADE 24 | |
| 11 | (8) | A084 | AGENCY CONTROLLER - MEDIUM AGENCY | 1 | GRADE 24 | |
| 12 | (9) | R036 | ATTORNEY | 1 | GRADE 24 | |
| 13 | (10) | 299Z | G&F ASSISTANT DIVISION CHIEF | 16 | GRADE 23 | |
| 14 | (11) | B016 | G&F CHIEF RIVER BASINS & GOV | 1 | GRADE 23 | |
| 15 | (12) | B017 | G&F BIOLOGIST SUPERVISOR | 25 | GRADE 22 | |
| 16 | (13) | 909Z | PROGRAM SUPPORT MANAGER | 2 | GRADE 22 | |
| 17 | (14) | A032 | AGENCY FISCAL MANAGER | 1 | GRADE 22 | |
| 18 | (15) | B014 | PROFESSIONAL GEOLOGIST | 1 | GRADE 22 | |
| 19 | (16) | R215 | G&F PERSONNEL MANAGER | 1 | GRADE 22 | |
| 20 | (17) | T038 | WILDLIFE OFFICER SUPERVISOR | 14 | GRADE 22 | |
| 21 | (18) | X338 | ENGINEER, PE | 3 | GRADE 22 | |
| 22 | (19) | E051 | TRAINING PROJECT MANAGER | 4 | GRADE 22 | |
| 23 | (20) | T040 | WILDLIFE OFFICER III | 163 | GRADE 21 | |
| 24 | (21) | V007 | REAL ESTATE OFFICER | 2 | GRADE 21 | |
| 25 | (22) | R298 | AGENCY PROGRAM COORDINATOR | 1 | GRADE 21 | |
| 26 | (23) | R488 | GRANTS ADMIN SUPV | 1 | GRADE 21 | |
| 27 | (24) | A117 | G&F LICENSING SUPERVISOR | 2 | GRADE 21 | |
| 28 | (25) | B026 | G&F BIOLOGIST III | 99 | GRADE 21 | |
| 29 | (26) | D010 | DATA BASE ANALYST | 1 | GRADE 21 | |
| 30 | (27) | D036 | SR PROGRAMMER/ANALYST | 3 | GRADE 21 | |
| 31 | (28) | D123 | APPLICATIONS & SYSTEMS ANALYST | 5 | GRADE 21 | |
| 32 | (29) | E013 | G&F INFO & ED COORD | 25 | GRADE 21 | |
| 33 | (30) | C020 | COMMUNICATIONS SYSTEMS MANAGER | 1 | GRADE 20 | |
| 34 | (31) | B018 | G&F GAME RESEARCH BIOLOGIST | 1 | GRADE 20 | |
| 35 | (32) | R266 | MANAGEMENT PROJECT ANALYST II | 4 | GRADE 20 | |
| 36 | (33) | V024 | G&F PURCHASING/PRINTING MANAGER | 1 | GRADE 20 | |

| | | | | | |
|----|------|------|-------------------------------------|----|----------|
| 1 | (34) | E114 | STAFF DEVELOPMENT COORDINATOR | 1 | GRADE 20 |
| 2 | (35) | G120 | PLANT MAINTENANCE COORDINATOR | 5 | GRADE 20 |
| 3 | (36) | N320 | G&F EDITOR | 4 | GRADE 20 |
| 4 | (37) | N294 | MUSEUM PROGRAMS SPECIALIST | 4 | GRADE 19 |
| 5 | (38) | R030 | ASST PERSONNEL MANAGER | 1 | GRADE 19 |
| 6 | (39) | X315 | CONSTRUCTION INSPECTOR | 1 | GRADE 18 |
| 7 | (40) | V023 | REAL PROPERTY MANAGEMENT SPECIALIST | 1 | GRADE 18 |
| 8 | (41) | G028 | BLDG PLANT MAINTENANCE SUPV II | 1 | GRADE 18 |
| 9 | (42) | G050 | FABRICATIONS SHOP MANAGER | 1 | GRADE 18 |
| 10 | (43) | N328 | INFORMATION OFFICER II | 1 | GRADE 18 |
| 11 | (44) | B022 | BIOLOGIST I | 3 | GRADE 18 |
| 12 | (45) | C037 | TELECOMMUNICATIONS SUPERVISOR | 1 | GRADE 18 |
| 13 | (46) | A111 | ACCOUNTANT | 4 | GRADE 18 |
| 14 | (47) | Y005 | AUTO/DIESEL MECHANIC SUPERVISOR | 1 | GRADE 18 |
| 15 | (48) | Y053 | JOURNEYMAN CARPENTER | 1 | GRADE 17 |
| 16 | (49) | R190 | PERSONNEL OFFICER II | 2 | GRADE 17 |
| 17 | (50) | Y129 | ELECTRONIC TECHNICIAN | 2 | GRADE 17 |
| 18 | (51) | E019 | HUNTER SAFETY EDUC & TRNG OFFICER | 1 | GRADE 17 |
| 19 | (52) | E021 | HUNTER SAFETY TRNG AREA CARETAKER | 1 | GRADE 17 |
| 20 | (53) | D061 | TELEPROCESSING MONITOR | 3 | GRADE 17 |
| 21 | (54) | D018 | DP SUPERVISOR I | 1 | GRADE 17 |
| 22 | (55) | N290 | COMMERCIAL ARTIST II/GRAPHIC ART II | 2 | GRADE 17 |
| 23 | (56) | Y003 | AUTO/DIESEL MECHANIC | 3 | GRADE 17 |
| 24 | (57) | R010 | ADMINISTRATIVE ASSISTANT II | 18 | GRADE 17 |
| 25 | (58) | B114 | G&F TECHNICIAN III | 75 | GRADE 17 |
| 26 | (59) | G027 | BLDG PLANT MAINTENANCE SUPV I | 5 | GRADE 16 |
| 27 | (60) | C015 | TELECOMMUNICATIONS OPERATOR | 8 | GRADE 16 |
| 28 | (61) | Y085 | PRINTER II | 1 | GRADE 16 |
| 29 | (62) | A108 | ACCOUNTING TECHNICIAN II | 8 | GRADE 15 |
| 30 | (63) | R009 | ADMINISTRATIVE ASSISTANT I | 3 | GRADE 15 |
| 31 | (64) | R177 | LEGAL ASSISTANT | 1 | GRADE 15 |
| 32 | (65) | K041 | EXECUTIVE SECY/ADMINISTRATIVE SECY | 4 | GRADE 14 |
| 33 | (66) | K117 | MEDICAL OR LEGAL SECRETARY | 1 | GRADE 14 |
| 34 | (67) | K153 | SECRETARY II | 22 | GRADE 13 |
| 35 | (68) | H049 | SUPERVISOR OF COOKING | 1 | GRADE 13 |
| 36 | (69) | A120 | G&F LICENSING CLERK | 7 | GRADE 13 |

1 (70) K065 MAIL OFFICER 1 GRADE 09
 2 MAX. NO. OF EMPLOYEES 598
 3

4 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 5 Arkansas State Game and Fish Commission for the 2007-2009 biennium, the
 6 following maximum number of part-time or temporary employees, to be known as
 7 "Extra Help", payable from funds appropriated herein for such purposes: one
 8 hundred seventy (170) temporary or part-time employees, when needed, at rates
 9 of pay not to exceed those provided in the Uniform Classification and
 10 Compensation Act, or its successor, or this act for the appropriate
 11 classification.
 12

13 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 14 the Arkansas State Game and Fish Commission, to be payable from the Game
 15 Protection Fund, for personal services, operating expenses, acquisition,
 16 maintenance and improvements of the Arkansas State Game and Fish Commission
 17 for the biennial period ending June 30, 2009, the following:
 18

| 19 ITEM | FISCAL YEARS | |
|------------------------------------|----------------------|----------------------|
| 20 <u>NO.</u> | <u>2007-2008</u> | <u>2008-2009</u> |
| 21 (01) REGULAR SALARIES | \$ 23,937,977 | \$ 24,401,694 |
| 22 (02) EXTRA HELP | 700,000 | 700,000 |
| 23 (03) PERSONAL SERVICES MATCHING | 8,097,489 | 8,199,486 |
| 24 (04) UNIFORM ALLOWANCE | 885,000 | 885,000 |
| 25 (05) MAINT. & GEN. OPERATION | | |
| 26 (A) OPER. EXPENSE | 26,771,353 | 27,980,762 |
| 27 (B) CONF. & TRAVEL | 402,841 | 421,827 |
| 28 (C) PROF. FEES | 3,994,587 | 4,170,006 |
| 29 (D) CAP. OUTLAY | 21,800,500 | 22,805,273 |
| 30 (E) DATA PROC. | 0 | 0 |
| 31 (06) DEBT SERVICE | <u>547,000</u> | <u>1,732,000</u> |
| 32 TOTAL AMOUNT APPROPRIATED | <u>\$ 87,136,747</u> | <u>\$ 91,296,048</u> |

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 34 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 35 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ESTABLISHMENT
 36 OF A "GROWTH POOL". To address needs emerging from federal, state, and local

1 initiatives or needs affecting the role and scope of Arkansas Game and Fish
2 Commission programs and adequate staffing levels, the Arkansas Game and Fish
3 Commission shall establish and maintain for the 2007-2009 biennium a pool of
4 ten (10) classified positions, payable from funds generated from salary
5 savings or other sources and appropriated herein for such purposes. These
6 positions are to be used by the Arkansas Game and Fish Commission in the
7 absence of regularly authorized classified positions to fulfill this need.
8 The Arkansas Game and Fish Commission shall provide justification to the
9 Department of Finance and Administration's Office of Personnel Management
10 (OPM) for the need to allocate titles from this "growth pool". No
11 classifications will be assigned to the pool until such time as specific
12 positions are requested by the Arkansas Game and Fish Commission, recommended
13 by OPM and reviewed by the Arkansas Legislative Council or Joint Budget
14 Committee.

15 The provisions of this section shall be in effect only from July 1, 2007
16 through June 30, 2009.

17
18 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
20 PROFESSIONAL CERTIFICATION. The Arkansas Game and Fish Commission is hereby
21 authorized, after prior review by the Arkansas Legislative Council to grant a
22 two percent (2%) increase to any full-time, certified Enforcement employee
23 upon completion of the next higher certification level (Intermediate,
24 Advanced, or Senior). These pay increases will be awarded beginning with the
25 first bi-weekly pay period following submission of documented proof of such
26 certification to the Commission Personnel Office, provided the full-time,
27 certified Enforcement employee's most recent performance evaluation results
28 in a satisfactory rating. Officers not obtaining a satisfactory performance
29 evaluation rating will be granted the pay increase on their next eligibility
30 date, provided their new evaluation is satisfactory. New employees and
31 probationary employees shall be eligible for this pay increase after their
32 probationary period expires, provided the above requirements are met.
33 Employees being compensated at the maximum of their assigned grade shall be
34 eligible for the two percent (2%) increase in a lump sum payment, and such
35 payment shall not be construed as exceeding the maximum salary for the grade.

36 The provisions of this section shall be in effect only from July 1, 2005

1 2007 through June 30, ~~2007~~ 2009.

2

3 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PAYMENT
5 OF REWARDS. Payment of rewards shall be from the Game Protection Fund from
6 the Commission's Maintenance and General Operation appropriation as herein
7 appropriated in Section 3, Item No. (05)(A).

8 The provisions of this section shall be in effect only from July 1, ~~2005~~
9 2007 through June 30, ~~2007~~ 2009.

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11 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

13 PROFESSIONAL CERTIFICATIONS. The Arkansas Game and Fish Commission is hereby
14 authorized, after prior review by the Arkansas Legislative Council, to grant
15 a six percent (6%) increase to any regular salaried biologist possessing or
16 acquiring professional certification from the Wildlife Society or the
17 American Fisheries Society during the ~~2005-2007~~ 2007-2009 biennium. This pay
18 increase will be awarded beginning with the first bi-weekly pay period
19 following review by the Legislative Council, provided the biologist's most
20 recent performance evaluation results in a satisfactory rating. Biologists
21 not obtaining a satisfactory performance evaluation rating will be granted
22 the pay increase on their next eligibility date, provided their new
23 evaluation is satisfactory. New employees and probationary employees shall
24 be eligible for this pay increase after their probationary period expires,
25 provided the above requirements are met. Employees possessing or obtaining
26 the pay increase authorized herein shall not be eligible for a second
27 incentive increase upon obtaining a second professional certification from
28 the Wildlife Society or The American Fisheries Society. Employees being
29 compensated at the maximum of their assigned grade shall be eligible for the
30 six percent (6%) increase in a lump sum payment, and such payment shall not
31 be construed as exceeding the maximum salary for the grade.

32 The provisions of this section shall be in effect only from July 1, ~~2005~~
33 2007 through June 30, ~~2007~~ 2009.

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35 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ASSISTANT

1 WILDLIFE OFFICER SUPERVISORS (LIEUTENANTS). Any Wildlife Officer III serving
2 in the capacity of Assistant Wildlife Officer Supervisor (Lieutenant) shall
3 be eligible for six percent (6%) of additional compensation within the grade
4 during the period of time in which said employee occupies the position.
5 Employees shall be eligible for the additional compensation of six percent
6 (6%) of their current salary upon assuming responsibility, and this amount
7 shall not be construed as exceeding the line item salary. The Game and Fish
8 Commission shall certify to the Chief Fiscal Officer the assignment of duties
9 of each employee in this position, and the location and reason for the
10 assignment.

11 The provisions of this section shall be in effect only from July 1, ~~2005~~
12 2007 through June 30, ~~2007~~ 2009.

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

25 The provisions of this section shall be in effect only from July 1, ~~2005~~
26 2007 through June 30, ~~2007~~ 2009.

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28 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. K-9
30 OFFICERS AND SEARCH & RECOVERY DIVE TEAM OFFICERS. Any Wildlife Officer I,
31 II, or III serving in the capacity of K-9 Officer or Search & Recovery Dive
32 Team Officer shall be eligible for six percent (6%) of additional
33 compensation within the grade during the period of time in which said
34 employees occupies the position. Employees shall be eligible for the
35 additional compensation of six percent (6%) of their current salary upon
36 assuming responsibility, and this amount shall not be construed as exceeding

1 the line item salary. The Game and Fish Commission shall certify to the
2 Chief Fiscal Officer the assignment of duties of each employee in this
3 position, and the location and reason for the assignment.

4 The provisions of this section shall be in effect only from July 1, ~~2005~~
5 2007 through June 30, ~~2007~~ 2009.

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7 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

9 PROFESSIONAL CERTIFICATION. The Arkansas Game and Fish Commission is hereby
10 authorized, after prior review by the Arkansas Legislative Council, to grant
11 a six percent (6%) increase to any regular salaried biologist serving in the
12 capacity of a forester, who possesses or acquires professional certification
13 from the Society of American Foresters and registration with the Arkansas
14 State Board of Registration for Foresters during the ~~2005-2007~~ 2007-2009
15 biennium. This pay increase will be awarded beginning with the first bi-
16 weekly pay period following review by the Legislative Council, provided the
17 biologist's most recent performance evaluation results in a satisfactory
18 rating. Biologists not obtaining a satisfactory performance evaluation
19 rating will be granted the pay increase on their next eligibility date,
20 provided their new evaluation is satisfactory. New employees and
21 probationary employees shall be eligible for this pay increase after their
22 probationary period expires, provided the above requirements are met.
23 Employees being compensated at the maximum of their assigned grade shall be
24 eligible for the six percent (6%) increase in a lump sum payment, and such
25 payment shall not be construed as exceeding the maximum salary for the grade.

26 The provisions of this section shall be in effect only from July 1, ~~2005~~
27 2007 through June 30, ~~2007~~ 2009.

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29 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA
31 HELP RESTRICTION. No employee of the Arkansas Game and Fish Commission who is
32 employed as extra help may receive an amount to exceed eighty-five percent
33 (85%) of the maximum annual salary for a comparable position as authorized
34 under § 21-5-201 et seq. during any fiscal year, nor shall such an employee
35 be employed for a period of time to exceed one thousand eight hundred (1,800)
36 hours in any single fiscal year.

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

10
11 SECTION 14. EMERGENCY CLAUSE. It is found and determined by the General
12 Assembly, that the Constitution of the State of Arkansas prohibits the
13 appropriation of funds for more than a two (2) year period; that the
14 effectiveness of this Act on July 1, 2007 is essential to the operation of
15 the agency for which the appropriations in this Act are provided, and that in
16 the event of an extension of the Regular Session, the delay in the effective
17 date of this Act beyond July 1, 2007 could work irreparable harm upon the
18 proper administration and provision of essential governmental programs.
19 Therefore, an emergency is hereby declared to exist and this Act being
20 necessary for the immediate preservation of the public peace, health and
21 safety shall be in full force and effect from and after July 1, 2007.

22
23 /s/ Joint Budget Committee
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