

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: H3/5/19

A Bill

HOUSE BILL 1213

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE ARKANSAS DEPARTMENT OF
10 ENVIRONMENTAL QUALITY FOR THE FISCAL YEAR ENDING JUNE
11 30, 2020; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE ARKANSAS DEPARTMENT OF
15 ENVIRONMENTAL QUALITY APPROPRIATION FOR
16 THE 2019-2020 FISCAL YEAR.
17
18
19

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

22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Arkansas Department of Environmental Quality for the 2019-2020 fiscal year,
24 the following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2019-2020
30	(1) U015U	ADEQ DIRECTOR	1	GRADE SE03
31	(2) N218N	ADEQ SENIOR DEPUTY DIRECTOR	1	GRADE SE02
32	(3) D129C	ADEQ DIRECTOR OF INFO TECHNOLOGY	1	GRADE IT10
33	(4) D007C	INFORMATION SYSTEMS MANAGER	1	GRADE IT08
34	(5) D030C	INFORMATION SYSTEMS COORDINATOR	3	GRADE IT07
35	(6) D039C	NETWORK SUPPORT SPECIALIST	1	GRADE IT06
36	(7) D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE IT05



1	(8)	D052C SOFTWARE SUPPORT ANALYST	7	GRADE IT05
2	(9)	D068C INFORMATION SYSTEMS ANALYST	1	GRADE IT04
3	(10)	D065C NETWORK SUPPORT ANALYST	1	GRADE IT04
4	(11)	D064C WEBSITE DEVELOPER	1	GRADE IT04
5	(12)	N195N ADEQ DEPUTY DIRECTOR	3	GRADE GS15
6	(13)	N067N ADEQ DEPUTY DIRECTOR - LAND RESOURCES	1	GRADE GS15
7	(14)	N180N AEDC ARKANSAS ENERGY OFFICE DIRECTOR	1	GRADE GS14
8	(15)	X004C ADEQ AIR DIVISION MANAGER	1	GRADE GS13
9	(16)	G034C ADEQ ASST AIR/WATER DIVISION MANAGER	2	GRADE GS13
10	(17)	N205N ADEQ DIRECTOR OF COMPLIANCE	1	GRADE GS13
11	(18)	N204N ADEQ DIRECTOR OF SPECIAL PROJECTS	1	GRADE GS13
12	(19)	B012C ADEQ ENGINEER P.E. BRANCH MANAGER	2	GRADE GS13
13	(20)	B141C ADEQ USED TIRE PROGRAM MANAGER	1	GRADE GS13
14	(21)	G005C ADEQ WATER DIVISION MANAGER	1	GRADE GS13
15	(22)	G019C GENERAL COUNSEL	2	GRADE GS13
16	(23)	G004C MANAGING ATTORNEY	1	GRADE GS13
17	(24)	A137C ADEQ FINANCIAL MANAGER	1	GRADE GS12
18	(25)	G033C ADEQ HAZARDOUS WASTE DIV MANAGER	1	GRADE GS12
19	(26)	G032C ADEQ MINING DIVISION MANAGER	1	GRADE GS12
20	(27)	G031C ADEQ PUBLIC OUTREACH DIV MANAGER	1	GRADE GS12
21	(28)	G030C ADEQ REGULATED STORAGE TANKS DIV MAN	1	GRADE GS12
22	(29)	G029C ADEQ SOLID WASTE DIVISION MANAGER	1	GRADE GS12
23	(30)	G028C ADEQ TECHNICAL SERVICES DIV MANAGER	1	GRADE GS12
24	(31)	B142C ADEQ USED TIRE PROGRAM COORDINATOR	3	GRADE GS12
25	(32)	B015C ENGINEER SUPERVISOR	11	GRADE GS12
26	(33)	A014C FISCAL DIVISION MANAGER	1	GRADE GS12
27	(34)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
28	(35)	A021N ADEQ CHIEF FISCAL OFFICER	1	GRADE GS11
29	(36)	N203N ADEQ DIRECTOR OF ENTERPRISE SERVICES	1	GRADE GS11
30	(37)	G013C AEDC MANAGER OF STRATEGIC ENERGY DEV	1	GRADE GS11
31	(38)	G062C AEDC PROJECT CONSULTANT	1	GRADE GS11
32	(39)	G047C ATTORNEY SPECIALIST	7	GRADE GS11
33	(40)	B023C ENGINEER, P.E.	16	GRADE GS11
34	(41)	G063C ADEQ BRANCH MANAGER	16	GRADE GS10
35	(42)	L099C EPIDEMIOLOGY SUPERVISOR	2	GRADE GS10
36	(43)	A052C ACCOUNTING COORDINATOR	1	GRADE GS09

1	(44)	B037C CHEMIST SUPERVISOR	3	GRADE GS09
2	(45)	B042C ENGINEER	28	GRADE GS09
3	(46)	L028C EPIDEMIOLOGIST	4	GRADE GS09
4	(47)	B035C GEOLOGY SUPERVISOR	3	GRADE GS09
5	(48)	G109C GRANTS MANAGER	3	GRADE GS09
6	(49)	G139C ADEQ FACILITY SUPPORT SVCS MANAGER	1	GRADE GS08
7	(50)	B055C ECOLOGIST COORDINATOR	3	GRADE GS08
8	(51)	R014C PERSONNEL MANAGER	1	GRADE GS08
9	(52)	B043C PROFESSIONAL GEOLOGIST	16	GRADE GS08
10	(53)	E023C TRAINING PROJECT MANAGER	1	GRADE GS08
11	(54)	A089C ACCOUNTANT I	2	GRADE GS07
12	(55)	X059C ADEQ ENFORCEMENT COORDINATOR	7	GRADE GS07
13	(56)	X036C ADEQ INSPECTOR SUPERVISOR	14	GRADE GS07
14	(57)	B081C CHEMIST	9	GRADE GS07
15	(58)	B065C ECOLOGIST	9	GRADE GS07
16	(59)	G248C ENERGY PROGRAM COORDINATOR	1	GRADE GS07
17	(60)	G148C ENERGY PROGRAM MANAGER	1	GRADE GS07
18	(61)	X054C ENVIRONMENTAL PROGRAM COORDINATOR	26	GRADE GS07
19	(62)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
20	(63)	A075C FINANCIAL ANALYST I	2	GRADE GS07
21	(64)	G147C GRANTS COORDINATOR	1	GRADE GS07
22	(65)	P013C PUBLIC INFORMATION COORDINATOR	1	GRADE GS07
23	(66)	A072C RESEARCH & STATISTICS MANAGER	1	GRADE GS07
24	(67)	X186C ADEQ AIR COMPLIANCE MONITOR	2	GRADE GS06
25	(68)	X075C ADEQ ENFORCEMENT ANALYST	11	GRADE GS06
26	(69)	X093C ADEQ INSPECTOR	77	GRADE GS06
27	(70)	C037C ADMINISTRATIVE ANALYST	21	GRADE GS06
28	(71)	R027C BUDGET SPECIALIST	1	GRADE GS06
29	(72)	G180C GRANTS ANALYST	2	GRADE GS06
30	(73)	R025C HUMAN RESOURCES ANALYST	2	GRADE GS06
31	(74)	G179C LEGAL SERVICES SPECIALIST	6	GRADE GS06
32	(75)	S017C MAINTENANCE COORDINATOR	1	GRADE GS06
33	(76)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
34	(77)	P027C PUBLIC INFORMATION SPECIALIST	2	GRADE GS06
35	(78)	V014C BUYER	1	GRADE GS05
36	(79)	A091C FISCAL SUPPORT ANALYST	1	GRADE GS05

1	(80)	C056C ADMINISTRATIVE SPECIALIST III	31	GRADE GS04
2	(81)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
3	(82)	S046C MAINTENANCE TECHNICIAN	2	GRADE GS04
4	(83)	C073C ADMINISTRATIVE SPECIALIST II	9	GRADE GS03
5	(84)	S065C MAINTENANCE ASSISTANT	<u>1</u>	GRADE GS01
6		MAX. NO. OF EMPLOYEES	416	

7

8 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas
9 Department of Environmental Quality for the 2019-2020 fiscal year, the
10 following maximum number of part-time or temporary employees, to be known as
11 "Extra Help", payable from funds appropriated herein for such purposes:
12 seventy (70) temporary or part-time employees, when needed, at rates of pay
13 not to exceed those provided in the Uniform Classification and Compensation
14 Act, or its successor, or this act for the appropriate classification.

15

16 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby
17 appropriated, to the Arkansas Department of Environmental Quality, to be
18 payable from the Arkansas Department of Environmental Quality Fund Account,
19 for personal services and operating expenses of the Arkansas Department of
20 Environmental Quality - State Operations for the fiscal year ending June 30,
21 2020, the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2019-2020</u>
25	(01) REGULAR SALARIES	\$3,794,655
26	(02) EXTRA HELP	25,674
27	(03) PERSONAL SERVICES MATCHING	1,230,891
28	(04) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	353,183
30	(B) CONF. & TRAVEL	32,115
31	(C) PROF. FEES	4,100
32	(D) CAP. OUTLAY	0
33	(E) DATA PROC.	<u>0</u>
34	TOTAL AMOUNT APPROPRIATED	<u>\$5,440,618</u>

35

36 SECTION 4. APPROPRIATION - FEDERAL OPERATIONS. There is hereby

1 appropriated, to the Arkansas Department of Environmental Quality, to be
 2 payable from the federal funds as designated by the Chief Fiscal Officer of
 3 the State, for personal services and operating expenses of the Arkansas
 4 Department of Environmental Quality - Federal Operations for the fiscal year
 5 ending June 30, 2020, the following:

7	ITEM	FISCAL YEAR
8	<u>NO.</u>	<u>2019-2020</u>
9	(01) REGULAR SALARIES	\$4,412,481
10	(02) EXTRA HELP	148,585
11	(03) PERSONAL SERVICES MATCHING	1,482,654
12	(04) MAINT. & GEN. OPERATION	
13	(A) OPER. EXPENSE	1,083,180
14	(B) CONF. & TRAVEL	168,901
15	(C) PROF. FEES	484,401
16	(D) CAP. OUTLAY	780,000
17	(E) DATA PROC.	0
18	(05) DIESEL EMISSION REDUCTION GRANTS	<u>450,000</u>
19	TOTAL AMOUNT APPROPRIATED	<u><u>\$9,010,202</u></u>

20

21 SECTION 5. APPROPRIATION - WASTE WATER LICENSING. There is hereby
 22 appropriated, to the Arkansas Department of Environmental Quality, to be
 23 payable from the Wastewater Licensing Fund, for personal services and
 24 operating expenses of the Arkansas Department of Environmental Quality -
 25 Waste Water Licensing for the fiscal year ending June 30, 2020, the
 26 following:

27

28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2019-2020</u>
30	(01) REGULAR SALARIES	\$59,768
31	(02) PERSONAL SERVICES MATCHING	20,135
32	(03) MAINT. & GEN. OPERATION	
33	(A) OPER. EXPENSE	26,721
34	(B) CONF. & TRAVEL	5,000
35	(C) PROF. FEES	50,000
36	(D) CAP. OUTLAY	0

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$161,624</u></u>

3
 4 SECTION 6. APPROPRIATION - LAND RECLAMATION. There is hereby
 5 appropriated, to the Arkansas Department of Environmental Quality, to be
 6 payable from the Land Reclamation Fund, for land reclamation contracts of the
 7 Arkansas Department of Environmental Quality - Land Reclamation for the
 8 fiscal year ending June 30, 2020, the following:

10	ITEM	FISCAL YEAR
11	<u>NO.</u>	<u>2019-2020</u>
12	(01) RECLAMATION CONTRACTS	<u><u>\$950,000</u></u>

13
 14 SECTION 7. APPROPRIATION - HAZARDOUS WASTE PERMIT PROGRAM. There is
 15 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 16 be payable from the Hazardous Waste Permit Fund, for personal services and
 17 operating expenses of the Arkansas Department of Environmental Quality -
 18 Hazardous Waste Permit Program for the fiscal year ending June 30, 2020, the
 19 following:

21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2019-2020</u>
23	(01) REGULAR SALARIES	\$921,117
24	(02) EXTRA HELP	15,795
25	(03) PERSONAL SERVICES MATCHING	302,216
26	(04) OVERTIME	1,250
27	(05) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	141,544
29	(B) CONF. & TRAVEL	47,700
30	(C) PROF. FEES	47,150
31	(D) CAP. OUTLAY	175,000
32	(E) DATA PROC.	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,651,772</u></u>

34
 35 SECTION 8. APPROPRIATION - RECLAMATION OF ABANDONED MINES. There is
 36 hereby appropriated, to the Arkansas Department of Environmental Quality, to

1 be payable from the Abandoned Mine Reclamation Fund, for contractual services
 2 of the Arkansas Department of Environmental Quality - Reclamation of
 3 Abandoned Mines for the fiscal year ending June 30, 2020, the following:

4	5 ITEM	FISCAL YEAR
6	<u>NO.</u>	<u>2019-2020</u>
7	(01) ABANDONED MINE RECLAMATION	
8	CONTRACTUAL SERVICES	<u>\$5,700,000</u>

9
 10 SECTION 9. APPROPRIATION - SURFACE COAL MINING. There is hereby
 11 appropriated, to the Arkansas Department of Environmental Quality, to be
 12 payable from the Surface Coal Mining Operation Fund, for operating expenses
 13 of the Arkansas Department of Environmental Quality - Surface Coal Mining for
 14 the fiscal year ending June 30, 2020, the following:

15	16 ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2019-2020</u>
18	(01) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	\$15,000
20	(B) CONF. & TRAVEL	0
21	(C) PROF. FEES	0
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	<u>0</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$15,000</u>

25
 26 SECTION 10. APPROPRIATION - MINING RECLAMATION. There is hereby
 27 appropriated, to the Arkansas Department of Environmental Quality, to be
 28 payable from the Mine Reclamation Trust Fund, for contractual services of the
 29 Arkansas Department of Environmental Quality - Mining Reclamation for the
 30 fiscal year ending June 30, 2020, the following:

31	32 ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2019-2020</u>
34	(01) MINING RECLAMATION CONTRACTUAL	
35	SERVICES	<u>\$1,520,000</u>

36

1 SECTION 11. APPROPRIATION - FEE ADMINISTRATION. There is hereby
 2 appropriated, to the Arkansas Department of Environmental Quality, to be
 3 payable from the Arkansas Department of Environmental Quality Fee Trust Fund,
 4 for personal services and operating expenses of the Arkansas Department of
 5 Environmental Quality - Fee Administration for the fiscal year ending June
 6 30, 2020, the following:

8 ITEM	FISCAL YEAR
9 NO.	2019-2020
10 (01) REGULAR SALARIES	\$8,432,587
11 (02) EXTRA HELP	45,000
12 (03) PERSONAL SERVICES MATCHING	2,810,570
13 (04) MAINT. & GEN. OPERATION	
14 (A) OPER. EXPENSE	2,290,941
15 (B) CONF. & TRAVEL	175,516
16 (C) PROF. FEES	500,000
17 (D) CAP. OUTLAY	1,170,000
18 (E) DATA PROC.	<u>0</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$15,424,614</u>

21 SECTION 12. APPROPRIATION - SOLID WASTE PERFORMANCE BONDS PROGRAM.
 22 There is hereby appropriated, to the Arkansas Department of Environmental
 23 Quality, to be payable from the Solid Waste Performance Bond Fund, for
 24 contractual services of the Arkansas Department of Environmental Quality -
 25 Solid Waste Performance Bonds Program for the fiscal year ending June 30,
 26 2020, the following:

28 ITEM	FISCAL YEAR
29 NO.	2019-2020
30 (01) SOLID WASTE PERFORMANCE BONDS	
31 CONTRACTUAL SERVICES	<u>\$3,000,000</u>

33 SECTION 13. APPROPRIATION - HAZARDOUS WASTE CLEANUP. There is hereby
 34 appropriated, to the Arkansas Department of Environmental Quality, to be
 35 payable from the Hazardous Substance Remedial Action Trust Fund, for personal
 36 services and operating expenses of the Arkansas Department of Environmental

1 Quality - Hazardous Waste Cleanup for the fiscal year ending June 30, 2020,
2 the following:

3	4 ITEM	FISCAL YEAR
5	<u>NO.</u>	<u>2019-2020</u>
6	(01) REGULAR SALARIES	\$116,508
7	(02) PERSONAL SERVICES MATCHING	36,947
8	(03) MAINT. & GEN. OPERATION	
9	(A) OPER. EXPENSE	302,191
10	(B) CONF. & TRAVEL	35,960
11	(C) PROF. FEES	215,000
12	(D) CAP. OUTLAY	0
13	(E) DATA PROC.	0
14	(04) CONTRACTUAL SERVICES	26,194,000
15	(05) DATA PROCESSING PURCHASES	<u>453,937</u>
16	TOTAL AMOUNT APPROPRIATED	<u><u>\$27,354,543</u></u>

17
18 SECTION 14. APPROPRIATION - EMERGENCY RESPONSE PROGRAM. There is
19 hereby appropriated, to the Arkansas Department of Environmental Quality, to
20 be payable from the Hazardous Substance Remedial Action Trust Fund, for
21 contractual services of the Arkansas Department of Environmental Quality -
22 Emergency Response Program for the fiscal year ending June 30, 2020, the
23 following:

24	25 ITEM	FISCAL YEAR
26	<u>NO.</u>	<u>2019-2020</u>
27	(01) CONTRACTUAL SERVICES	<u><u>\$372,655</u></u>

28
29 SECTION 15. APPROPRIATION - ASBESTOS CONTROL PROGRAM. There is hereby
30 appropriated, to the Arkansas Department of Environmental Quality, to be
31 payable from the Asbestos Control Fund, for personal services and operating
32 expenses of the Arkansas Department of Environmental Quality - Asbestos
33 Control Program for the fiscal year ending June 30, 2020, the following:

34	35 ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2019-2020</u>

1	(01) REGULAR SALARIES	\$244,742
2	(02) PERSONAL SERVICES MATCHING	87,114
3	(03) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	29,452
5	(B) CONF. & TRAVEL	4,090
6	(C) PROF. FEES	2,100
7	(D) CAP. OUTLAY	0
8	(E) DATA PROC.	0
9	(04) ASBESTOS CONTROL PROGRAM GRANTS	<u>150,000</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$517,498</u></u>

11

12 SECTION 16. APPROPRIATION - SOLID WASTE MANAGEMENT AND RECYCLING

13 PROGRAM. There is hereby appropriated, to the Arkansas Department of
 14 Environmental Quality, to be payable from the Solid Waste Management and
 15 Recycling Fund, for personal services and operating expenses of the Arkansas
 16 Department of Environmental Quality - Solid Waste Management and Recycling
 17 Program for the fiscal year ending June 30, 2020, the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2019-2020</u>
21	(01) REGULAR SALARIES	\$793,794
22	(02) PERSONAL SERVICES MATCHING	267,502
23	(03) MAINT. & GEN. OPERATION	
24	(A) OPER. EXPENSE	97,179
25	(B) CONF. & TRAVEL	15,668
26	(C) PROF. FEES	0
27	(D) CAP. OUTLAY	100,000
28	(E) DATA PROC.	0
29	(04) REFUNDS/REIMBURSEMENTS	4,650,000
30	(05) ELECTRONIC WASTE RECYCLING	
31	INFRASTRUCTURE	<u>2,500,000</u>
32	TOTAL AMOUNT APPROPRIATED	<u><u>\$8,424,143</u></u>

33

34 SECTION 17. APPROPRIATION - REGULATED SUBSTANCE STORAGE TANK PROGRAM.

35 There is hereby appropriated, to the Arkansas Department of Environmental
 36 Quality, to be payable from the Regulated Substance Storage Tank Program

1 Fund, for personal services and operating expenses of the Arkansas Department
 2 of Environmental Quality - Regulated Substance Storage Tank Program for the
 3 fiscal year ending June 30, 2020, the following:

4	5 ITEM	FISCAL YEAR
6	<u>NO.</u>	<u>2019-2020</u>
7	(01) REGULAR SALARIES	\$730,480
8	(02) PERSONAL SERVICES MATCHING	257,507
9	(03) MAINT. & GEN. OPERATION	
10	(A) OPER. EXPENSE	71,128
11	(B) CONF. & TRAVEL	5,005
12	(C) PROF. FEES	0
13	(D) CAP. OUTLAY	0
14	(E) DATA PROC.	<u>0</u>
15	TOTAL AMOUNT APPROPRIATED	<u>\$1,064,120</u>

16

17 SECTION 18. APPROPRIATION - PETROLEUM STORAGE TANK TRUST FUND. There
 18 is hereby appropriated, to the Arkansas Department of Environmental Quality,
 19 to be payable from the Petroleum Storage Tank Trust Fund, for personal
 20 services and operating expenses of the Arkansas Department of Environmental
 21 Quality - Petroleum Storage Tank Trust Fund for the fiscal year ending June
 22 30, 2020, the following:

23

24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2019-2020</u>
26	(01) REGULAR SALARIES	\$304,682
27	(02) PERSONAL SERVICES MATCHING	97,638
28	(03) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	18,999,800
30	(B) CONF. & TRAVEL	3,005
31	(C) PROF. FEES	2,500,156
32	(D) CAP. OUTLAY	0
33	(E) DATA PROC.	<u>0</u>
34	TOTAL AMOUNT APPROPRIATED	<u>\$21,905,281</u>

35

36 SECTION 19. APPROPRIATION - REGULATED STORAGE TANK PROGRAM - FEDERAL.

1 There is hereby appropriated, to the Arkansas Department of Environmental
 2 Quality, to be payable from the federal funds as designated by the Chief
 3 Fiscal Officer of the State, for contractual services of the Arkansas
 4 Department of Environmental Quality - Regulated Storage Tank Program -
 5 Federal for the fiscal year ending June 30, 2020, the following:

6	7 ITEM	FISCAL YEAR
8	<u>NO.</u>	<u>2019-2020</u>
9	(01) REGULATED STORAGE TANK & CONTRACTUAL	
10	SERVICES	<u>\$3,925,000</u>

11
 12 SECTION 20. APPROPRIATION - LANDFILL POST-CLOSURE PROGRAM. There is
 13 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 14 be payable from the Landfill Post-Closure Trust Fund, for personal services
 15 and operating expenses of the Arkansas Department of Environmental Quality -
 16 Landfill Post-Closure Program for the fiscal year ending June 30, 2020, the
 17 following:

18	19 ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2019-2020</u>
21	(01) REGULAR SALARIES	\$211,525
22	(02) PERSONAL SERVICES MATCHING	68,937
23	(03) MAINT. & GEN. OPERATION	
24	(A) OPER. EXPENSE	30,923
25	(B) CONF. & TRAVEL	6,000
26	(C) PROF. FEES	0
27	(D) CAP. OUTLAY	0
28	(E) DATA PROC.	0
29	(04) CONTRACTUAL SERVICES	<u>14,109,373</u>
30	TOTAL AMOUNT APPROPRIATED	<u>\$14,426,758</u>

31
 32 SECTION 21. APPROPRIATION - MARKETING RECYCLABLES PROGRAM OF THE
 33 COMPLIANCE ADVISORY PANEL. There is hereby appropriated, to the Arkansas
 34 Department of Environmental Quality, to be payable from the Marketing
 35 Recyclables Program Fund, for personal services and operating expenses of the
 36 Arkansas Department of Environmental Quality - Marketing Recyclables Program

1 of the Compliance Advisory Panel for the fiscal year ending June 30, 2020,
2 the following:

3		
4	ITEM	FISCAL YEAR
5	<u>NO.</u>	<u>2019-2020</u>
6	(01) REGULAR SALARIES	\$1,500
7	(02) PERSONAL SERVICES MATCHING	115
8	(03) MAINT. & GEN. OPERATION	
9	(A) OPER. EXPENSE	13,296
10	(B) CONF. & TRAVEL	6,415
11	(C) PROF. FEES	7,000
12	(D) CAP. OUTLAY	0
13	(E) DATA PROC.	<u>0</u>
14	TOTAL AMOUNT APPROPRIATED	<u><u>\$28,326</u></u>

15

16 SECTION 22. APPROPRIATION - ENVIRONMENTAL EDUCATION PROGRAM. There is
17 hereby appropriated, to the Arkansas Department of Environmental Quality, to
18 be payable from the Environmental Education Fund, for personal services and
19 operating expenses of the Arkansas Department of Environmental Quality -
20 Environmental Education Program for the fiscal year ending June 30, 2020, the
21 following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2019-2020</u>
25	(01) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	\$111,300
27	(B) CONF. & TRAVEL	8,000
28	(C) PROF. FEES	26,700
29	(D) CAP. OUTLAY	0
30	(E) DATA PROC.	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u><u>\$146,000</u></u>

32

33 SECTION 23. APPROPRIATION - SMALL BUSINESS LOANS. There is hereby
34 appropriated, to the Arkansas Department of Environmental Quality, to be
35 payable from the Small Business Revolving Loan Fund, for providing loans to
36 small businesses for projects to meet regulatory mandates in pollution

1 control and prevention technologies of the Arkansas Department of
 2 Environmental Quality for the fiscal year ending June 30, 2020, the
 3 following:

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2019-2020</u>
7 (01) SMALL BUSINESS LOANS	<u>\$550,000</u>

9 SECTION 24. APPROPRIATION - SMALL BUSINESS REVOLVING LOAN PROGRAM.

10 There is hereby appropriated, to the Arkansas Department of Environmental
 11 Quality, to be payable from the Small Business Revolving Loan Fund, for
 12 operating expenses of the Arkansas Department of Environmental Quality -
 13 Small Business Revolving Loan Program for the fiscal year ending June 30,
 14 2020, the following:

16 ITEM	FISCAL YEAR
17 <u>NO.</u>	<u>2019-2020</u>
18 (01) MAINT. & GEN. OPERATION	
19 (A) OPER. EXPENSE	\$11,010
20 (B) CONF. & TRAVEL	3,650
21 (C) PROF. FEES	5,000
22 (D) CAP. OUTLAY	0
23 (E) DATA PROC.	<u>0</u>
24 TOTAL AMOUNT APPROPRIATED	<u>\$19,660</u>

26 SECTION 25. APPROPRIATION - PERFORMANCE PARTNERSHIP SYSTEM EXPENSES.

27 There is hereby appropriated, to the Arkansas Department of Environmental
 28 Quality, to be payable from the Performance Partnership Trust Fund, for
 29 expenses of designing and establishing a management organization of the
 30 Arkansas Department of Environmental Quality for the fiscal year ending June
 31 30, 2020, the following:

33 ITEM	FISCAL YEAR
34 <u>NO.</u>	<u>2019-2020</u>
35 (01) PERFORMANCE INTEGRATED INFORMATION	
36 SYSTEM EXPENSES	<u>\$563,000</u>

1
 2 SECTION 26. APPROPRIATION - ENVIRONMENTAL SETTLEMENT TRUST. There is
 3 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 4 be payable from the ADEQ Environmental Settlement Trust Fund, for expenses as
 5 authorized through various settlement agreements benefiting the State of
 6 Arkansas as administered through the Arkansas Department of Environmental
 7 Quality for the fiscal year ending June 30, 2020, the following:

8

9	ITEM	FISCAL YEAR
10	<u>NO.</u>	<u>2019-2020</u>
11	(01) ENVIRONMENTAL SETTLEMENT TRUST	
12	EXPENSES	<u>\$5,650,000</u>

13
 14 SECTION 27. APPROPRIATION - COMPUTER AND ELECTRONIC RECYCLING. There
 15 is hereby appropriated, to the Arkansas Department of Environmental Quality,
 16 to be payable from the Computer and Electronic Recycling Fund, for grants and
 17 expenses of the Arkansas Department of Environmental Quality - Computer and
 18 Electronic Recycling for the fiscal year ending June 30, 2020, the following:

19

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2019-2020</u>
22	(01) COMPUTER AND ELECTRONICS RECYCLING	
23	MANAGEMENT EXPENSES OR GRANTS	<u>\$250,000</u>

24
 25 SECTION 28. REGULAR SALARIES - POLLUTION CONTROL AND ECOLOGY COMMISSION
 26 - ADMINISTRATIVE HEARING OFFICER. There is hereby established for the
 27 Arkansas Department of Environmental Quality for the 2019-2020 fiscal year,
 28 the following maximum number of regular employees.

29
 30

31			Maximum Annual
32	Item Class	Maximum	Salary Rate
33	<u>No. Code Title</u>	<u>No. of</u>	<u>Fiscal Year</u>
34	(1) G032N PC&E HEARING OFFICER	1	GRADE GS14
35	(2) G179C LEGAL SERVICES SPECIALIST	<u>1</u>	GRADE GS06
36	MAX. NO. OF EMPLOYEES	2	

1
 2 SECTION 29. APPROPRIATION - POLLUTION CONTROL AND ECOLOGY COMMISSION -
 3 ADMINISTRATIVE HEARING OFFICER. There is hereby appropriated, to the
 4 Arkansas Department of Environmental Quality, to be payable from the Arkansas
 5 Department of Environmental Quality Fee Trust Fund, for personal services and
 6 operating expenses of the Arkansas Department of Environmental Quality -
 7 Pollution Control and Ecology Commission - Administrative Hearing Officer for
 8 the fiscal year ending June 30, 2020, the following:

9

10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2019-2020</u>
12 (01) REGULAR SALARIES	\$154,958
13 (02) PERSONAL SERVICES MATCHING	44,373
14 (03) MAINT. & GEN. OPERATION	
15 (A) OPER. EXPENSE	49,217
16 (B) CONF. & TRAVEL	6,922
17 (C) PROF. FEES	38,000
18 (D) CAP. OUTLAY	0
19 (E) DATA PROC.	<u>0</u>
20 TOTAL AMOUNT APPROPRIATED	<u><u>\$293,470</u></u>

21
 22 SECTION 30. APPROPRIATION - NON HAZARDOUS SITE CLEANUP. There is
 23 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 24 be payable from the Arkansas Department of Environmental Quality Fee Trust
 25 Fund, for the cleanup of non hazardous sites which pose a threat to the
 26 environment for the fiscal year ending June 30, 2020, the following:

27

28 ITEM	FISCAL YEAR
29 <u>NO.</u>	<u>2019-2020</u>
30 (01) CONTRACTUAL SERVICES	<u><u>\$100,000</u></u>

31
 32 SECTION 31. APPROPRIATION - WATER PERFORMANCE BOND FUND. There is
 33 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 34 be payable from the Water Performance Bond Fund, for contractual services of
 35 the Arkansas Department of Environmental Quality - Water Performance Bond
 36 Fund for the fiscal year ending June 30, 2020, the following:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2019-2020</u>
(01) NON-MUNICIPAL DOMESTIC SEWAGE	
CONTRACTUAL SERVICES	<u>\$500,000</u>

SECTION 32. APPROPRIATION - NONMUNICIPAL DOMESTIC SEWAGE TREATMENT WORKS. There is hereby appropriated, to the Arkansas Department of Environmental Quality, to be payable from the Nonmunicipal Domestic Sewage Treatment Works Trust Fund, for personal services, operating expenses, professional fees, maintenance, and completed closure of a nonmunicipal domestic sewage treatment works of the Arkansas Department of Environmental Quality for the fiscal year ending June 30, 2020, the sum of

\$55,000.

SECTION 33. APPROPRIATION - USED TIRE RECYCLING AND ACCOUNTABILITY PROGRAM. There is hereby appropriated, to the Arkansas Department of Environmental Quality, to be payable from the Used Tire Recycling Fund, for expenses of the Arkansas Department of Environmental Quality - Used Tire Recycling and Accountability Program for the fiscal year ending June 30, 2020, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2019-2020</u>
(01) USED TIRE RECYCLING AND	
ACCOUNTABILITY PROGRAM EXPENSES	<u>\$10,788,000</u>

SECTION 34. APPROPRIATION - STATE OPERATIONS - ENERGY OFFICE. There is hereby appropriated, to the Arkansas Department of Environmental Quality, to be payable from the Arkansas Department of Environmental Quality Fund Account, for personal services of the Arkansas Department of Environmental Quality for the fiscal year ending June 30, 2020, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2019-2020</u>
(01) REGULAR SALARIES	\$131,472

1	(02) PERSONAL SERVICES MATCHING	<u>38,734</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$170,206</u></u>

3

4 SECTION 35. APPROPRIATION - STATE ENERGY PLAN - FEDERAL. There is
 5 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 6 be payable from the federal funds as designated by the Chief Fiscal Officer
 7 of the State, for personal services, operating expenses, and grants and aid
 8 of the Arkansas Department of Environmental Quality for the fiscal year
 9 ending June 30, 2020, the following:

10

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2019-2020</u>
13	(01) REGULAR SALARIES	\$167,232
14	(02) PERSONAL SERVICES MATCHING	55,364
15	(03) MAINT. & GEN. OPERATION	
16	(A) OPER. EXPENSE	118,273
17	(B) CONF. & TRAVEL	36,788
18	(C) PROF. FEES	268,085
19	(D) CAP. OUTLAY	0
20	(E) DATA PROC.	0
21	(04) ENERGY CONSERVATION GRANTS AND AID	<u>551,952</u>
22	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,197,694</u></u>

23

24 SECTION 36. APPROPRIATION - ENERGY EFFICIENCY ARKANSAS - CASH. There
 25 is hereby appropriated, to the Arkansas Department of Environmental Quality,
 26 to be payable from the cash fund deposited in the State Treasury as
 27 determined by the Chief Fiscal Officer of the State, for personal services,
 28 operating expenses, and grants and aid of the Arkansas Department of
 29 Environmental Quality for the fiscal year ending June 30, 2020, the
 30 following:

31

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2019-2020</u>
34	(01) REGULAR SALARIES	\$102,647
35	(02) PERSONAL SERVICES MATCHING	33,751
36	(03) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	158,900
2	(B) CONF. & TRAVEL	6,000
3	(C) PROF. FEES	746,000
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	0
6	(04) ENERGY EFFICIENCY ARKANSAS GRANTS	<u>385,000</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$1,432,298</u>

8

9 SECTION 37. APPROPRIATION - CLEAN CITIES COALITION - CASH. There is
 10 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 11 be payable from the cash fund deposited in the State Treasury as determined
 12 by the Chief Fiscal Officer of the State, for operating expenses and grants
 13 and aid of the Arkansas Department of Environmental Quality for the fiscal
 14 year ending June 30, 2020, the following:

15

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2019-2020</u>
18	(01) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	\$20,000
20	(B) CONF. & TRAVEL	8,750
21	(C) PROF. FEES	105,255
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	0
24	(02) GRANTS FOR ALTERNATIVE FUEL PROJECTS	<u>55,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$189,005</u>

26

27 SECTION 38. APPROPRIATION - FEDERAL OPERATIONS - ENERGY OFFICE. There
 28 is hereby appropriated, to the Arkansas Department of Environmental Quality,
 29 to be payable from the federal funds as designated by the Chief Fiscal
 30 Officer of the State, for personal services, operating expenses, and grants
 31 and aid of the Arkansas Department of Environmental Quality for the fiscal
 32 year ending June 30, 2020, the following:

33

34	ITEM	FISCAL YEAR
35	<u>NO.</u>	<u>2019-2020</u>
36	(01) REGULAR SALARIES	\$200,210

1	(02) PERSONAL SERVICES MATCHING	69,688
2	(03) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	19,500
4	(B) CONF. & TRAVEL	6,750
5	(C) PROF. FEES	13,500
6	(D) CAP. OUTLAY	0
7	(E) DATA PROC.	0
8	(04) DATA PROCESSING SERVICES	2,000
9	(05) WEATHERIZATION ASSISTANCE PROGRAM	<u>5,561,541</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$5,873,189</u></u>

11

12 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EQUIPMENT
 14 PURCHASE RESTRICTIONS. Expenditures from the Hazardous Substance Remedial
 15 Action Trust Fund for the purchase of departmental laboratory equipment,
 16 including maintenance contracts, data processing equipment and mission-
 17 critical software, including maintenance contracts, as appropriated in the
 18 Capital Outlay and Data Processing Purchases line items of the Hazardous
 19 Waste Cleanup appropriation section, shall be funded through interest
 20 earnings and investment earnings from the Hazardous Substance Remedial Action
 21 Trust Fund and additional funding from the Hazardous Substance Remedial
 22 Action Trust Fund on July 1, ~~2018~~ 2019. Further, the Department shall report
 23 annually to the Arkansas Legislative Council or Joint Budget Committee all
 24 expenditures for these purchases.

25 The provisions of this section shall be in effect only from July 1, ~~2018~~
 26 2019 through June 30, ~~2019~~ 2020.

27

28 SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 30 APPROPRIATIONS RESTRICTIONS. No expenditure from the Environmental Settlement
 31 Trust Fund for information technology needs may be made without prior
 32 approval of the Chief Fiscal Officer of the State, after seeking review of
 33 the Arkansas Legislative Council or Joint Budget Committee. Further,
 34 utilization of this appropriation for information technology needs of the
 35 Arkansas Department of Environmental Quality must also be approved by the
 36 Executive Chief Information Officer after the project is evaluated on the

1 methodology recommended by the Chief Information Officer and the CIO Council,
2 including an analysis of the return on investment and linkage to the
3 Department's business objectives. Any approved projects and expenditures for
4 information technology from the Environmental Settlement Trust Fund shall be
5 reported annually to the Joint Committee on Advanced Communications and
6 Information Technology.

7 The provisions of this section shall be in effect only from July 1, ~~2018~~
8 2019 through June 30, ~~2019~~ 2020.

9

10 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
12 TRANSFER PROVISION. Upon approval of the Chief Fiscal Officer of the State,
13 the Arkansas Department of Environmental Quality may transfer from various
14 department funds to the Arkansas Department of Environmental Quality Fund
15 Account the sum of \$1,500,000 in fiscal year ~~2018-2019~~ 2019-2020 for the
16 exclusive purpose of supplementing funding for the appropriation provided in
17 the State Operations appropriation section. The funds shall be used for
18 personal services and operating expenses of the Arkansas Department of
19 Environmental Quality - State Operations. Funds which remain in the Arkansas
20 Department of Environmental Quality Fund Account at the close of the fiscal
21 year shall be carried forward and made available for the same purpose for the
22 following fiscal year. These funds shall be used for the purpose stated
23 above.

24 The provisions of this section shall be in effect only from July 1, ~~2018~~
25 2019 through June 30, ~~2019~~ 2020.

26

27 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING
29 REQUIREMENTS. For the purposes of the fund transfers provided for in the
30 preceding Fund Transfer Provision special language section, the amounts
31 transferred shall not be considered as part of any statutory limitation on
32 the use of funds for administration of programs of the Department.

33 The provisions of this section shall be in effect only from July 1, ~~2018~~
34 2019 through June 30, ~~2019~~ 2020.

35

36 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL
2 POST-CLOSURE CLEAN UP RESTRICTIONS. Any expenditures in excess of \$50,000
3 per site from the Landfill Post-Closure Trust Fund, as appropriated in the
4 Contractual Services line item of the Landfill Post-Closure Program
5 appropriation section, for corrective action to remedy environmental impacts
6 of closed disposal sites previously operated as a landfill pursuant to state
7 law, will be prioritized and authorized by the Commission after addressing
8 corrective actions needed to address environmental impacts from permitted
9 landfills closed properly. Expenditures exceeding \$2,000,000 per fiscal year
10 must be approved by the Arkansas Pollution Control and Ecology Commission.

11 The provisions of this section shall be in effect only from July 1, ~~2018~~
12 2019 through June 30, ~~2019~~ 2020.

13
14 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NON
16 HAZARDOUS SITE CLEAN UP RESTRICTIONS. Expenditures from the Arkansas
17 Department of Environmental Quality Fee Trust Fund for the cleanup of non
18 hazardous sites which pose a threat to the environment, as appropriated in
19 the Non Hazardous Site Cleanup appropriation section, shall be funded only
20 through interest earnings from the Arkansas Department of Environmental
21 Quality Fee Trust Fund. The Arkansas Department of Environmental Quality
22 shall seek cost recovery from parties responsible for damages to the
23 environment that dictate the use of appropriation authorized in the Non
24 Hazardous Site Cleanup appropriation section of this act, as well as any
25 other funds spent by a governmental entity to remediate such non hazardous
26 sites.

27 The provisions of this section shall be in effect only from July 1, ~~2018~~
28 2019 through June 30, ~~2019~~ 2020.

29
30 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL
32 POST-CLOSURE TRUST FUND.

33 (a) The General Assembly finds that:

34 (1) A growing number of regional solid waste management districts
35 within the state are facing difficulty in funding the necessary costs of
36 closure and post-closure care of landfills owned by the districts; and

1 (2) Without closure and post-closure care of landfills,
2 irreparable harm to human health and the environment will occur.

3 (b) Notwithstanding Arkansas Code § 8-6-1001 et seq. and any Landfill
4 Post-Closure Trust Fund cleanup restrictions enumerated in this Act, the
5 Arkansas Department of Environmental Quality also may:

6 (1) Expend monies from the Landfill Post-Closure Trust Fund to a
7 state-approved contractor or the regional solid waste management district to
8 complete all actions necessary to achieve the final closure and post-closure
9 care of a landfill owned by a regional solid waste management district if the
10 department determines that the regional solid waste management district:

11 (A) Has filed for protection under federal bankruptcy law;

12 (B) Is unable to meet its debt obligations in the ordinary
13 course of its operations; or

14 (C) Is otherwise insolvent; and

15 (2) Institute a civil action against the regional solid waste
16 management district and all of the entities composing the regional solid
17 waste management district to seek the recovery of any funds expended from the
18 Landfill Post-Closure Trust Fund under subdivision (b)(1) of this section,
19 unless satisfactory repayment arrangements are reached and agreed upon by the
20 department with the district and the bondholders.

21 (c) This section is in effect only from July 1, ~~2018~~ 2019 through June
22 30, ~~2019~~ 2020.

23
24 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
26 SUSPENSION OF LANDFILL DISPOSAL FEES TO SUPPORT A COMPUTER AND ELECTRONIC
27 EQUIPMENT RECYCLING PROGRAM.

28 (a) The landfill disposal fee to support a computer and electronic
29 equipment recycling program levied under Arkansas Code § 8-6-612(a) shall not
30 be levied from the effective date of this act through June 30, ~~2019~~ 2020.

31 (b) Any landfill disposal fees collected under Arkansas Code § 8-6-
32 612(a) before the effective date of this act shall be:

33 (1) Collected as provided under Arkansas Code § 8-6-612(c); and

34 (2) Distributed as provided under Arkansas Code § 8-6-616 and
35 this Act.

36 The provision of this section shall be in effect only from July 1, ~~2018~~

1 2019 through June 30, ~~2019~~ 2020.

2

3 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
5 INVESTMENTS. All funds that are held ~~at~~ in any trust fund ~~time in the~~
6 ~~Landfill Post-Closure Trust Fund, Hazardous Substance Remedial Action Trust~~
7 ~~Fund, and Petroleum Storage Tank Trust Fund~~ administered by the Arkansas
8 Department of Environmental Quality may be invested and reinvested, subject
9 to the written approval of the Officer of the Treasurer, ~~to the extent~~
10 ~~feasible~~, and all investments as authorized for use by the Office of the
11 Treasurer may be available to the listed funds. The movement of these funds
12 into and out of investments shall be by fund transfers as directed by the
13 Director of the Arkansas Department of Environmental Quality or the
14 Director's designee.

15 The provisions of this section shall be in effect only from July 1, ~~2018~~
16 2019 through June 30, ~~2019~~ 2020.

17

18 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRUST
20 FUND CONTRIBUTION FEES.

21 (a) For purposes of collecting trust fund contribution fees under § 8-
22 4-203(b), the Arkansas Department of Environmental Quality shall treat a
23 public facilities boards and public water authorities as municipal systems.

24 (b) This section expires on June 30, ~~2019~~ 2020.

25

26 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOAN.
28 Notwithstanding the provisions of Arkansas Code Annotated § 19-5-
29 501(b)(1)(C)(ii) and (D)(i), immediately upon the effective date of this act,
30 the director of the Arkansas Department of Environmental Quality is
31 authorized to request the Chief Fiscal Officer of the State to make a loan on
32 his or her books in the amount not to exceed ten million dollars
33 (\$10,000,000) from the Budget Stabilization Trust Fund to the Hazardous
34 Substance Remedial Action Trust Fund. Loan repayments shall be made from time
35 to time from any legal fund of the Arkansas Department of Environmental
36 Quality and the entire amount of the loan shall be repaid to the Budget

1 Stabilization Trust Fund by June 30, 2023.

2 By October 15, January 15, April 15, and July 15 of each fiscal year
3 the Arkansas Department of Environmental Quality shall report to Arkansas
4 Legislative Council or Joint Budget Committee the status of hazardous waste
5 cleanup efforts at the Trafalgar Road site in Bella Vista, Arkansas. The
6 report shall include:

7 a) all funds expended by each quarter of the fiscal year

8 b) source of funds expended

9 c) estimated total of funds to be expended

10 d) expected date for completion of cleanup

11 e) all efforts of cost recovery from responsible parties

12
13 SECTION 50. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
14 authorized by this act shall be limited to the appropriation for such agency
15 and funds made available by law for the support of such appropriations; and
16 the restrictions of the State Procurement Law, the General Accounting and
17 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
18 Procedures and Restrictions Act, or their successors, and other fiscal
19 control laws of this State, where applicable, and regulations promulgated by
20 the Department of Finance and Administration, as authorized by law, shall be
21 strictly complied with in disbursement of said funds.

22
23 SECTION 51. LEGISLATIVE INTENT. It is the intent of the General
24 Assembly that any funds disbursed under the authority of the appropriations
25 contained in this act shall be in compliance with the stated reasons for
26 which this act was adopted, as evidenced by the Agency Requests, Executive
27 Recommendations and Legislative Recommendations contained in the budget
28 manuals prepared by the Department of Finance and Administration, letters, or
29 summarized oral testimony in the official minutes of the Arkansas Legislative
30 Council or Joint Budget Committee which relate to its passage and adoption.

31
32 SECTION 52. EMERGENCY CLAUSE. It is found and determined by the
33 General Assembly, that the Constitution of the State of Arkansas prohibits
34 the appropriation of funds for more than a one (1) year period; that the
35 effectiveness of this Act on July 1, 2019 is essential to the operation of
36 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the legislative session, the delay in the
2 effective date of this Act beyond July 1, 2019 could work irreparable harm
3 upon the proper administration and provision of essential governmental
4 programs. Therefore, an emergency is hereby declared to exist and this Act
5 being necessary for the immediate preservation of the public peace, health
6 and safety shall be in full force and effect from and after July 1, 2019.

7
8 */s/Joint Budget Committee*
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36