

1 State of Arkansas *As Engrossed: H2/28/18 H3/5/18*

2 91st General Assembly

A Bill

3 Fiscal Session, 2018

HOUSE BILL 1084

4

5 By: Joint Budget Committee

6

7

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, 2019; AND FOR OTHER PURPOSES.

12

13

14

Subtitle

15

AN ACT FOR THE ARKANSAS DEPARTMENT OF

16

ENVIRONMENTAL QUALITY APPROPRIATION FOR

17

THE 2018-2019 FISCAL YEAR.

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

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SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Arkansas Department of Environmental Quality for the 2018-2019 fiscal year,
24 the following maximum number of regular employees.

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Maximum Annual

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Maximum

Salary Rate

28

Item Class

No. of

Fiscal Year

29

No. Code Title

Employees

2018-2019

30

(1) U015U ADEQ DIRECTOR

1

GRADE SE03

31

(2) N218N ADEQ SENIOR DEPUTY DIRECTOR

1

GRADE SE02

32

(3) D129C ADEQ DIRECTOR OF INFORMATION TECH

1

GRADE IT10

33

(4) D007C INFORMATION SYSTEMS MANAGER

1

GRADE IT08

34

(5) D030C INFORMATION SYSTEMS COORDINATOR

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GRADE IT07

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(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)	B012C ADEQ ENGINEER P.E. BRANCH MANAGER	2	GRADE GS13
11	(18)	B141C ADEQ USED TIRE PROGRAM MANAGER	1	GRADE GS13
12	(19)	G005C ADEQ WATER DIVISION MANAGER	1	GRADE GS13
13	(20)	G019C GENERAL COUNSEL	2	GRADE GS13
14	(21)	G004C MANAGING ATTORNEY	1	GRADE GS13
15	(22)	G035C ADEQ ADMINISTRATION DIVISION MANAGER	1	GRADE GS12
16	(23)	A137C ADEQ FINANCIAL MANAGER	1	GRADE GS12
17	(24)	G033C ADEQ HAZARDOUS WASTE DIV MANAGER	1	GRADE GS12
18	(25)	G032C ADEQ MINING DIVISION MANAGER	1	GRADE GS12
19	(26)	G031C ADEQ PUBLIC OUTREACH DIV MANAGER	1	GRADE GS12
20	(27)	G030C ADEQ REGULATED STORAGE TANKS DIV MGR	1	GRADE GS12
21	(28)	G029C ADEQ SOLID WASTE DIVISION MANAGER	1	GRADE GS12
22	(29)	G028C ADEQ TECHNICAL SERVICES DIV MANAGER	1	GRADE GS12
23	(30)	B142C ADEQ USED TIRE PROGRAM COORDINATOR	3	GRADE GS12
24	(31)	B015C ENGINEER SUPERVISOR	11	GRADE GS12
25	(32)	A014C FISCAL DIVISION MANAGER	1	GRADE GS12
26	(33)	A021N ADEQ CHIEF FISCAL OFFICER	1	GRADE GS11
27	(34)	N203N ADEQ DIRECTOR OF ENTERPRISE SERVICES	1	GRADE GS11
28	(35)	G013C AEDC MANAGER OF STRATEGIC ENERGY DEV	1	GRADE GS11
29	(36)	G062C AEDC PROJECT CONSULTANT	2	GRADE GS11
30	(37)	R013C AGENCY HUMAN RESOURCES MANAGER	1	GRADE GS11
31	(38)	G047C ATTORNEY SPECIALIST	7	GRADE GS11
32	(39)	B023C ENGINEER, P.E.	17	GRADE GS11
33	(40)	G063C ADEQ BRANCH MANAGER	14	GRADE GS10
34	(41)	A138C ADEQ TIRE FUND COORDINATOR	1	GRADE GS10
35	(42)	L099C EPIDEMIOLOGY SUPERVISOR	2	GRADE GS10
36	(43)	A052C ACCOUNTING COORDINATOR	2	GRADE GS09

1	(44)	B037C CHEMIST SUPERVISOR	3	GRADE GS09
2	(45)	B042C ENGINEER	29	GRADE GS09
3	(46)	L028C EPIDEMIOLOGIST	5	GRADE GS09
4	(47)	B035C GEOLOGY SUPERVISOR	4	GRADE GS09
5	(48)	G139C ADEQ FACILITY SUPPORT SVCS MANAGER	1	GRADE GS08
6	(49)	B055C ECOLOGIST COORDINATOR	3	GRADE GS08
7	(50)	B043C PROFESSIONAL GEOLOGIST	16	GRADE GS08
8	(51)	A089C ACCOUNTANT I	2	GRADE GS07
9	(52)	X059C ADEQ ENFORCEMENT COORDINATOR	7	GRADE GS07
10	(53)	X036C ADEQ INSPECTOR SUPERVISOR	13	GRADE GS07
11	(54)	B081C CHEMIST	9	GRADE GS07
12	(55)	B065C ECOLOGIST	9	GRADE GS07
13	(56)	G248C ENERGY PROGRAM COORDINATOR	1	GRADE GS07
14	(57)	G148C ENERGY PROGRAM MANAGER	1	GRADE GS07
15	(58)	X054C ENVIRONMENTAL PROGRAM COORDINATOR	28	GRADE GS07
16	(59)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
17	(60)	A075C FINANCIAL ANALYST I	1	GRADE GS07
18	(61)	G147C GRANTS COORDINATOR	1	GRADE GS07
19	(62)	P013C PUBLIC INFORMATION COORDINATOR	1	GRADE GS07
20	(63)	X186C ADEQ AIR COMPLIANCE MONITOR	2	GRADE GS06
21	(64)	X075C ADEQ ENFORCEMENT ANALYST	11	GRADE GS06
22	(65)	X093C ADEQ INSPECTOR	77	GRADE GS06
23	(66)	C037C ADMINISTRATIVE ANALYST	23	GRADE GS06
24	(67)	R027C BUDGET SPECIALIST	1	GRADE GS06
25	(68)	G180C GRANTS ANALYST	2	GRADE GS06
26	(69)	R025C HUMAN RESOURCES ANALYST	2	GRADE GS06
27	(70)	G179C LEGAL SERVICES SPECIALIST	6	GRADE GS06
28	(71)	S017C MAINTENANCE COORDINATOR	1	GRADE GS06
29	(72)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
30	(73)	P027C PUBLIC INFORMATION SPECIALIST	2	GRADE GS06
31	(74)	V014C BUYER	1	GRADE GS05
32	(75)	A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
33	(76)	C056C ADMINISTRATIVE SPECIALIST III	31	GRADE GS04
34	(77)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
35	(78)	C073C ADMINISTRATIVE SPECIALIST II	9	GRADE GS03
36	(79)	S065C MAINTENANCE ASSISTANT	<u>1</u>	GRADE GS01

1 MAX. NO. OF EMPLOYEES 414

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3 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas
4 Department of Environmental Quality for the 2018-2019 fiscal year, the
5 following maximum number of part-time or temporary employees, to be known as
6 "Extra Help", payable from funds appropriated herein for such purposes:
7 seventy (70) temporary or part-time employees, when needed, at rates of pay
8 not to exceed those provided in the Uniform Classification and Compensation
9 Act, or its successor, or this act for the appropriate classification.

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11 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby
12 appropriated, to the Arkansas Department of Environmental Quality, to be
13 payable from the Arkansas Department of Environmental Quality Fund Account,
14 for personal services and operating expenses of the Arkansas Department of
15 Environmental Quality - State Operations for the fiscal year ending June 30,
16 2019, the following:

17

18 ITEM	FISCAL YEAR
19 <u>NO.</u>	<u>2018-2019</u>
20 (01) REGULAR SALARIES	\$3,464,815
21 (02) EXTRA HELP	25,674
22 (03) PERSONAL SERVICES MATCHING	1,159,217
23 (04) MAINT. & GEN. OPERATION	
24 (A) OPER. EXPENSE	353,183
25 (B) CONF. & TRAVEL	32,115
26 (C) PROF. FEES	4,100
27 (D) CAP. OUTLAY	0
28 (E) DATA PROC.	<u>0</u>
29 TOTAL AMOUNT APPROPRIATED	<u><u>\$5,039,104</u></u>

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31 SECTION 4. APPROPRIATION - FEDERAL OPERATIONS. There is hereby
32 appropriated, to the Arkansas Department of Environmental Quality, 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
35 Department of Environmental Quality - Federal Operations for the fiscal year
36 ending June 30, 2019, the following:

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2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2018-2019</u>
4	(01) REGULAR SALARIES	\$4,061,505
5	(02) EXTRA HELP	148,585
6	(03) PERSONAL SERVICES MATCHING	1,420,969
7	(04) MAINT. & GEN. OPERATION	
8	(A) OPER. EXPENSE	1,789,060
9	(B) CONF. & TRAVEL	168,901
10	(C) PROF. FEES	676,401
11	(D) CAP. OUTLAY	680,000
12	(E) DATA PROC.	0
13	(05) DIESEL EMISSION REDUCTION GRANTS	<u>450,000</u>
14	TOTAL AMOUNT APPROPRIATED	<u><u>\$9,395,421</u></u>

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16 SECTION 5. APPROPRIATION - WASTE WATER LICENSING. There is hereby
 17 appropriated, to the Arkansas Department of Environmental Quality, to be
 18 payable from the Wastewater Licensing Fund, for personal services and
 19 operating expenses of the Arkansas Department of Environmental Quality -
 20 Waste Water Licensing for the fiscal year ending June 30, 2019, the
 21 following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2018-2019</u>
25	(01) REGULAR SALARIES	\$52,137
26	(02) PERSONAL SERVICES MATCHING	18,357
27	(03) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	26,632
29	(B) CONF. & TRAVEL	5,089
30	(C) PROF. FEES	50,000
31	(D) CAP. OUTLAY	0
32	(E) DATA PROC.	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u><u>\$152,215</u></u>

34

35 SECTION 6. APPROPRIATION - LAND RECLAMATION. There is hereby
 36 appropriated, to the Arkansas Department of Environmental Quality, to be

1 payable from the Land Reclamation Fund, for land reclamation contracts of
 2 the Arkansas Department of Environmental Quality - Land Reclamation for the
 3 fiscal year ending June 30, 2019, the following:

4	5 ITEM	6 FISCAL YEAR
7	NO.	2018-2019
8	(01) RECLAMATION CONTRACTS	<u>\$950,000.</u>

9 SECTION 7. APPROPRIATION - HAZARDOUS WASTE PERMIT PROGRAM. There is
 10 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 11 be payable from the Hazardous Waste Permit Fund, for personal services and
 12 operating expenses of the Arkansas Department of Environmental Quality -
 13 Hazardous Waste Permit Program for the fiscal year ending June 30, 2019, the
 14 following:

15	16 ITEM	17 FISCAL YEAR
18	NO.	2018-2019
19	(01) REGULAR SALARIES	\$911,339
20	(02) EXTRA HELP	15,795
21	(03) PERSONAL SERVICES MATCHING	309,745
22	(04) OVERTIME	1,250
23	(05) MAINT. & GEN. OPERATION	
24	(A) OPER. EXPENSE	197,304
25	(B) CONF. & TRAVEL	47,700
26	(C) PROF. FEES	48,000
27	(D) CAP. OUTLAY	25,000
28	(E) DATA PROC.	<u>0</u>
29	TOTAL AMOUNT APPROPRIATED	<u>\$1,556,133</u>

30 SECTION 8. APPROPRIATION - RECLAMATION OF ABANDONED MINES. There is
 31 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 32 be payable from the Abandoned Mine Reclamation Fund, for contractual services
 33 of the Arkansas Department of Environmental Quality - Reclamation of
 34 Abandoned Mines for the fiscal year ending June 30, 2019, the following:

35	36 ITEM	FISCAL YEAR
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1	<u>NO.</u>		<u>2018-2019</u>
2	(01) ABANDONED MINE RECLAMATION		
3	CONTRACTUAL SERVICES		<u>\$5,700,000</u>

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5 SECTION 9. APPROPRIATION - SURFACE COAL MINING. There is hereby

6 appropriated, to the Arkansas Department of Environmental Quality, to be

7 payable from the Surface Coal Mining Operation Fund, for operating expenses

8 of the Arkansas Department of Environmental Quality - Surface Coal Mining for

9 the fiscal year ending June 30, 2019, the following:

10	ITEM		FISCAL YEAR
11	<u>NO.</u>		<u>2018-2019</u>
12	(01) MAINT. & GEN. OPERATION		
13	(A) OPER. EXPENSE		\$15,000
14	(B) CONF. & TRAVEL		0
15	(C) PROF. FEES		0
16	(D) CAP. OUTLAY		0
17	(E) DATA PROC.		<u>0</u>
18	TOTAL AMOUNT APPROPRIATED		<u>\$15,000</u>

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21 SECTION 10. APPROPRIATION - MINING RECLAMATION. There is hereby

22 appropriated, to the Arkansas Department of Environmental Quality, to be

23 payable from the Mine Reclamation Trust Fund, for contractual services of the

24 Arkansas Department of Environmental Quality - Mining Reclamation for the

25 fiscal year ending June 30, 2019, the following:

26	ITEM		FISCAL YEAR
27	<u>NO.</u>		<u>2018-2019</u>
28	(01) MINING RECLAMATION CONTRACTUAL		
29	SERVICES		<u>\$1,520,000</u>

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32 SECTION 11. APPROPRIATION - FEE ADMINISTRATION. There is hereby

33 appropriated, to the Arkansas Department of Environmental Quality, to be

34 payable from the Arkansas Department of Environmental Quality Fee Trust Fund,

35 for personal services and operating expenses of the Arkansas Department of

36 Environmental Quality - Fee Administration for the fiscal year ending June

1 30, 2019, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2018-2019</u>
5 (01) REGULAR SALARIES	\$7,207,853
6 (02) EXTRA HELP	45,000
7 (03) PERSONAL SERVICES MATCHING	2,494,171
8 (04) MAINT. & GEN. OPERATION	
9 (A) OPER. EXPENSE	1,307,170
10 (B) CONF. & TRAVEL	121,911
11 (C) PROF. FEES	989,519
12 (D) CAP. OUTLAY	1,070,000
13 (E) DATA PROC.	<u>0</u>
14 TOTAL AMOUNT APPROPRIATED	<u>\$13,235,624</u>

15

16 SECTION 12. APPROPRIATION - SOLID WASTE PERFORMANCE BONDS PROGRAM.

17 There is hereby appropriated, to the Arkansas Department of Environmental
 18 Quality, to be payable from the Solid Waste Performance Bond Fund, for
 19 contractual services of the Arkansas Department of Environmental Quality -
 20 Solid Waste Performance Bonds Program for the fiscal year ending June 30,
 21 2019, the following:

22

23 ITEM	FISCAL YEAR
24 <u>NO.</u>	<u>2018-2019</u>
25 (01) SOLID WASTE PERFORMANCE BONDS 26 CONTRACTUAL SERVICES	<u>\$3,000,000</u>

27

28 SECTION 13. APPROPRIATION - HAZARDOUS WASTE CLEANUP. There is hereby
 29 appropriated, to the Arkansas Department of Environmental Quality, to be
 30 payable from the Hazardous Substance Remedial Action Trust Fund, for personal
 31 services and operating expenses of the Arkansas Department of Environmental
 32 Quality - Hazardous Waste Cleanup for the fiscal year ending June 30, 2019,
 33 the following:

34

35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2018-2019</u>

1	(01) REGULAR SALARIES	\$235,643
2	(02) PERSONAL SERVICES MATCHING	82,025
3	(03) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	405,191
5	(B) CONF. & TRAVEL	35,960
6	(C) PROF. FEES	250,000
7	(D) CAP. OUTLAY	80,000
8	(E) DATA PROC.	0
9	(04) CONTRACTUAL SERVICES	6,194,000
10	(05) DATA PROCESSING PURCHASES	<u>453,937</u>
11	TOTAL AMOUNT APPROPRIATED	<u><u>\$7,736,756</u></u>

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13 SECTION 14. APPROPRIATION - EMERGENCY RESPONSE PROGRAM. There is
 14 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 15 be payable from the Hazardous Substance Remedial Action Trust Fund, for
 16 contractual services of the Arkansas Department of Environmental Quality -
 17 Emergency Response Program for the fiscal year ending June 30, 2019, the
 18 following:

19

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2018-2019</u>
22	(01) CONTRACTUAL SERVICES	<u><u>\$372,655</u></u>

23

24 SECTION 15. APPROPRIATION - ASBESTOS CONTROL PROGRAM. There is hereby
 25 appropriated, to the Arkansas Department of Environmental Quality, to be
 26 payable from the Asbestos Control Fund, for personal services and operating
 27 expenses of the Arkansas Department of Environmental Quality - Asbestos
 28 Control Program for the fiscal year ending June 30, 2019, the following:

29

30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2018-2019</u>
32	(01) REGULAR SALARIES	\$222,894
33	(02) PERSONAL SERVICES MATCHING	81,995
34	(03) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	29,452
36	(B) CONF. & TRAVEL	4,090

1	(C) PROF. FEES	2,100
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	0
4	(04) ASBESTOS CONTROL PROGRAM GRANTS	<u>150,000</u>
5	TOTAL AMOUNT APPROPRIATED	<u><u>\$490,531</u></u>

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7 SECTION 16. APPROPRIATION - SOLID WASTE MANAGEMENT AND RECYCLING
 8 PROGRAM. There is hereby appropriated, to the Arkansas Department of
 9 Environmental Quality, to be payable from the Solid Waste Management and
 10 Recycling Fund, for personal services and operating expenses of the Arkansas
 11 Department of Environmental Quality - Solid Waste Management and Recycling
 12 Program for the fiscal year ending June 30, 2019, the following:

13

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2018-2019</u>
16	(01) REGULAR SALARIES	\$681,631
17	(02) PERSONAL SERVICES MATCHING	236,391
18	(03) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	126,529
20	(B) CONF. & TRAVEL	15,668
21	(C) PROF. FEES	0
22	(D) CAP. OUTLAY	25,000
23	(E) DATA PROC.	0
24	(04) REFUNDS/REIMBURSEMENTS	4,650,000
25	(05) ELECTRONIC WASTE RECYCLING	
26	INFRASTRUCTURE	<u>2,500,000</u>
27	TOTAL AMOUNT APPROPRIATED	<u><u>\$8,235,219</u></u>

28

29 SECTION 17. APPROPRIATION - REGULATED SUBSTANCE STORAGE TANK PROGRAM.
 30 There is hereby appropriated, to the Arkansas Department of Environmental
 31 Quality, to be payable from the Regulated Substance Storage Tank Program
 32 Fund, for personal services and operating expenses of the Arkansas Department
 33 of Environmental Quality - Regulated Substance Storage Tank Program for the
 34 fiscal year ending June 30, 2019, the following:

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36	ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2018-2019</u>
2	(01) REGULAR SALARIES	\$617,478
3	(02) PERSONAL SERVICES MATCHING	231,269
4	(03) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	71,128
6	(B) CONF. & TRAVEL	5,005
7	(C) PROF. FEES	0
8	(D) CAP. OUTLAY	0
9	(E) DATA PROC.	<u>0</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$924,880</u></u>

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12 SECTION 18. APPROPRIATION - PETROLEUM STORAGE TANK TRUST FUND. There
 13 is hereby appropriated, to the Arkansas Department of Environmental Quality,
 14 to be payable from the Petroleum Storage Tank Trust Fund, for personal
 15 services and operating expenses of the Arkansas Department of Environmental
 16 Quality - Petroleum Storage Tank Trust Fund for the fiscal year ending June
 17 30, 2019, the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2018-2019</u>
21	(01) REGULAR SALARIES	\$263,210
22	(02) PERSONAL SERVICES MATCHING	82,990
23	(03) MAINT. & GEN. OPERATION	
24	(A) OPER. EXPENSE	18,999,800
25	(B) CONF. & TRAVEL	3,005
26	(C) PROF. FEES	2,500,156
27	(D) CAP. OUTLAY	0
28	(E) DATA PROC.	<u>0</u>
29	TOTAL AMOUNT APPROPRIATED	<u><u>\$21,849,161</u></u>

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31 SECTION 19. APPROPRIATION - REGULATED STORAGE TANK PROGRAM - FEDERAL.
 32 There is hereby appropriated, to the Arkansas Department of Environmental
 33 Quality, to be payable from the federal funds as designated by the Chief
 34 Fiscal Officer of the State, for contractual services of the Arkansas
 35 Department of Environmental Quality - Regulated Storage Tank Program -
 36 Federal for the fiscal year ending June 30, 2019, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) REGULATED STORAGE TANK & CONTRACTUAL SERVICES	<u>\$3,925,000</u>

SECTION 20. APPROPRIATION - LANDFILL POST-CLOSURE PROGRAM. There is hereby appropriated, to the Arkansas Department of Environmental Quality, to be payable from the Landfill Post-Closure Trust Fund, for personal services and operating expenses of the Arkansas Department of Environmental Quality - Landfill Post-Closure Program for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) REGULAR SALARIES	\$243,732
(02) PERSONAL SERVICES MATCHING	76,292
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	30,923
(B) CONF. & TRAVEL	6,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) CONTRACTUAL SERVICES	<u>17,434,373</u>
TOTAL AMOUNT APPROPRIATED	<u>\$17,791,320</u>

SECTION 21. APPROPRIATION - WASTE TIRE RECYCLING PROGRAM. There is hereby appropriated, to the Arkansas Department of Environmental Quality, to be payable from the Waste Tire Grant Fund, for waste tire recycling grants of the Arkansas Department of Environmental Quality - Waste Tire Recycling Program for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) WASTE TIRE RECYCLING GRANTS	<u>\$6,425,000</u>

1 SECTION 22. APPROPRIATION - *MARKETING RECYCLABLES PROGRAM OF THE*
 2 *COMPLIANCE ADVISORY PANEL*. There is hereby appropriated, to the Arkansas
 3 Department of Environmental Quality, to be payable from the *Marketing*
 4 *Recyclables Program Fund*, for personal services and operating expenses of the
 5 Arkansas Department of Environmental Quality - *Marketing Recyclables Program*
 6 *of the Compliance Advisory Panel* for the fiscal year ending June 30, 2019,
 7 the following:

8	9 ITEM	FISCAL YEAR
10	<u>NO.</u>	<u>2018-2019</u>
11	(01) REGULAR SALARIES	\$1,500
12	(02) PERSONAL SERVICES MATCHING	115
13	(03) MAINT. & GEN. OPERATION	
14	(A) OPER. EXPENSE	13,846
15	(B) CONF. & TRAVEL	6,415
16	(C) PROF. FEES	7,000
17	(D) CAP. OUTLAY	0
18	(E) DATA PROC.	<u>0</u>
19	TOTAL AMOUNT APPROPRIATED	<u><u>\$28,876</u></u>

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21 SECTION 23. APPROPRIATION - ENVIRONMENTAL EDUCATION PROGRAM. There is
 22 hereby appropriated, to the Arkansas Department of Environmental Quality, to
 23 be payable from the Environmental Education Fund, for personal services and
 24 operating expenses of the Arkansas Department of Environmental Quality -
 25 Environmental Education Program for the fiscal year ending June 30, 2019, the
 26 following:

27

28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2018-2019</u>
30	(01) REGULAR SALARIES	\$51,834
31	(02) PERSONAL SERVICES MATCHING	16,977
32	(03) MAINT. & GEN. OPERATION	
33	(A) OPER. EXPENSE	152,961
34	(B) CONF. & TRAVEL	8,000
35	(C) PROF. FEES	44,000
36	(D) CAP. OUTLAY	0

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$273,772</u></u>

3

4 SECTION 24. APPROPRIATION - SMALL BUSINESS LOANS. There is hereby
 5 appropriated, to the Arkansas Department of Environmental Quality, to be
 6 payable from the Small Business Revolving Loan Fund, for providing loans to
 7 small businesses for projects to meet regulatory mandates in pollution
 8 control and prevention technologies of the Arkansas Department of
 9 Environmental Quality for the fiscal year ending June 30, 2019, the
 10 following:

11

12	ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2018-2019</u>
14	(01) SMALL BUSINESS LOANS	<u><u>\$550,000</u></u>

15

16 SECTION 25. APPROPRIATION - SMALL BUSINESS REVOLVING LOAN PROGRAM.
 17 There is hereby appropriated, to the Arkansas Department of Environmental
 18 Quality, to be payable from the Small Business Revolving Loan Fund, for
 19 operating expenses of the Arkansas Department of Environmental Quality -
 20 Small Business Revolving Loan Program for the fiscal year ending June 30,
 21 2019, the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2018-2019</u>
25	(01) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	\$11,010
27	(B) CONF. & TRAVEL	3,650
28	(C) PROF. FEES	5,000
29	(D) CAP. OUTLAY	0
30	(E) DATA PROC.	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u><u>\$19,660</u></u>

32

33 SECTION 26. APPROPRIATION - PERFORMANCE PARTNERSHIP SYSTEM EXPENSES.
 34 There is hereby appropriated, to the Arkansas Department of Environmental
 35 Quality, to be payable from the Performance Partnership Trust Fund, for
 36 expenses of designing and establishing a management organization of the

1 Arkansas Department of Environmental Quality for the fiscal year ending June
2 30, 2019, the following:

3	4	ITEM	FISCAL YEAR
5	6	<u>NO.</u>	<u>2018-2019</u>
6	(01)	PERFORMANCE INTEGRATED INFORMATION	
7		SYSTEM EXPENSES	<u>\$563,000</u>

8
9 SECTION 27. APPROPRIATION - ENVIRONMENTAL SETTLEMENT TRUST. There is
10 hereby appropriated, to the Arkansas Department of Environmental Quality, to
11 be payable from the ADEQ Environmental Settlement Trust Fund, for expenses as
12 authorized through various settlement agreements benefiting the State of
13 Arkansas as administered through the Arkansas Department of Environmental
14 Quality for the fiscal year ending June 30, 2019, the following:

15	16	ITEM	FISCAL YEAR
17	18	<u>NO.</u>	<u>2018-2019</u>
18	(01)	ENVIRONMENTAL SETTLEMENT TRUST	
19		EXPENSES	<u>\$5,650,000</u>

20
21 SECTION 28. APPROPRIATION - COMPUTER AND ELECTRONIC RECYCLING. There
22 is hereby appropriated, to the Arkansas Department of Environmental Quality,
23 to be payable from the Computer and Electronic Recycling Fund, for grants and
24 expenses of the Arkansas Department of Environmental Quality - Computer and
25 Electronic Recycling for the fiscal year ending June 30, 2019, the following:

26	27	ITEM	FISCAL YEAR
28	29	<u>NO.</u>	<u>2018-2019</u>
29	(01)	COMPUTER AND ELECTRONICS RECYCLING	
30		MANAGEMENT EXPENSES OR GRANTS	<u>\$250,000</u>

31
32 SECTION 29. REGULAR SALARIES - POLLUTION CONTROL AND ECOLOGY COMMISSION
33 - ADMINISTRATIVE HEARING OFFICER. There is hereby established for the
34 Arkansas Department of Environmental Quality for the 2018-2019 fiscal year,
35 the following maximum number of regular employees.

36

Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2018-2019
(1)	G032N PC&E HEARING OFFICER	1	GRADE GS14
(2)	G179C LEGAL SERVICES SPECIALIST	<u>1</u>	GRADE GS06
	MAX. NO. OF EMPLOYEES	2	

SECTION 30. APPROPRIATION - POLLUTION CONTROL AND ECOLOGY COMMISSION - ADMINISTRATIVE HEARING OFFICER. There is hereby appropriated, to the Arkansas Department of Environmental Quality, to be payable from the Arkansas Department of Environmental Quality Fee Trust Fund, for personal services and operating expenses of the Arkansas Department of Environmental Quality - Pollution Control and Ecology Commission - Administrative Hearing Officer for the fiscal year ending June 30, 2019, the following:

ITEM NO.	FISCAL YEAR 2018-2019
(01) REGULAR SALARIES	\$149,639
(02) PERSONAL SERVICES MATCHING	43,103
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	49,217
(B) CONF. & TRAVEL	6,922
(C) PROF. FEES	38,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$286,881</u></u>

SECTION 31. APPROPRIATION - POLLUTION CONTROL AND ECOLOGY COMMISSION - EXPENSES. There is hereby appropriated, to the Arkansas Department of Environmental Quality, to be payable from the Miscellaneous Agencies Fund Account, for expenses of the Pollution Control and Ecology Commission of the Arkansas Department of Environmental Quality for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
------	-------------

1	<u>NO.</u>	<u>2018-2019</u>
2	(01) PC&E COMMISSION EXPENSES	<u>\$3,936</u>

3
4 SECTION 32. APPROPRIATION - NON HAZARDOUS SITE CLEANUP. There is
5 hereby appropriated, to the Arkansas Department of Environmental Quality, to
6 be payable from the Arkansas Department of Environmental Quality Fee Trust
7 Fund, for the cleanup of non hazardous sites which pose a threat to the
8 environment for the fiscal year ending June 30, 2019, the following:

10	ITEM	FISCAL YEAR
11	<u>NO.</u>	<u>2018-2019</u>
12	(01) CONTRACTUAL SERVICES	<u>\$100,000</u>

13
14 SECTION 33. APPROPRIATION - WATER PERFORMANCE BOND FUND. There is
15 hereby appropriated, to the Arkansas Department of Environmental Quality, to
16 be payable from the Water Performance Bond Fund, for contractual services for
17 the fiscal year ending June 30, 2019, the following:

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2018-2019</u>
21	(01) NON-MUNICIPAL DOMESTIC SEWAGE	
22	CONTRACTUAL SERVICES	<u>\$500,000</u>

23
24 SECTION 34. APPROPRIATION - NONMUNICIPAL DOMESTIC SEWAGE TREATMENT
25 WORKS. There is hereby appropriated, to the Arkansas Department of
26 Environmental Quality, to be payable from the Nonmunicipal Domestic Sewage
27 Treatment Works Trust Fund, for personal services, operating expenses,
28 professional fees, maintenance, and completed closure of a nonmunicipal
29 domestic sewage treatment works of the Arkansas Department of Environmental
30 Quality for the fiscal year ending June 30, 2019, the sum of
31\$55,000.

32
33 SECTION 35. APPROPRIATION - USED TIRE RECYCLING AND ACCOUNTABILITY
34 PROGRAM. There is hereby appropriated, to the Arkansas Department of
35 Environmental Quality, to be payable from the Used Tire Recycling Fund, for
36 expenses of the Arkansas Department of Environmental Quality - Used Tire

1 Recycling and Accountability Program for the fiscal year ending June 30,
2 2019, the following:

3	4 ITEM	FISCAL YEAR
5	<u>NO.</u>	<u>2018-2019</u>
6	(01) USED TIRE RECYCLING AND	
7	ACCOUNTABILITY PROGRAM EXPENSES	<u>\$10,788,000</u>

8
9 SECTION 36. APPROPRIATION - STATE OPERATIONS - ENERGY OFFICE. There is
10 hereby appropriated, to the Arkansas Department of Environmental Quality, to
11 be payable from the Arkansas Department of Environmental Quality Fund
12 Account, for personal services and operating expenses of the Arkansas
13 Department of Environmental Quality for the fiscal year ending June 30, 2019,
14 the following:

15	16 ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2018-2019</u>
18	(01) REGULAR SALARIES	\$141,547
19	(02) PERSONAL SERVICES MATCHING	<u>42,664</u>
20	TOTAL AMOUNT APPROPRIATED	<u>\$184,211</u>

21
22 SECTION 37. APPROPRIATION - STATE ENERGY PLAN - FEDERAL. There is
23 hereby appropriated, to the Arkansas Department of Environmental Quality, to
24 be payable from the federal funds as designated by the Chief Fiscal Officer
25 of the State, for personal services, operating expenses, and grants and aid
26 by the Arkansas Department of Environmental Quality for the fiscal year
27 ending June 30, 2019, the following:

28	29 ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2018-2019</u>
31	(01) REGULAR SALARIES	\$181,886
32	(02) PERSONAL SERVICES MATCHING	67,069
33	(03) MAINT. & GEN. OPERATION	
34	(A) OPER. EXPENSE	118,273
35	(B) CONF. & TRAVEL	36,788
36	(C) PROF. FEES	268,085

1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	0
3	(04) ENERGY CONSERVATION GRANTS AND AID	<u>551,952</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,224,053</u></u>

5

6 SECTION 38. APPROPRIATION - ENERGY EFFICIENCY ARKANSAS - CASH. There

7 is hereby appropriated, to the Arkansas Department of Environmental Quality,

8 to be payable from the cash fund deposited in the State Treasury as

9 determined by the Chief Fiscal Officer of the State, for personal services,

10 operating expenses, and grants and aid by the Arkansas Department of

11 Environmental Quality for the fiscal year ending June 30, 2019, the

12 following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2018-2019</u>
16	(01) REGULAR SALARIES	\$82,119
17	(02) PERSONAL SERVICES MATCHING	28,984
18	(03) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	93,900
20	(B) CONF. & TRAVEL	2,000
21	(C) PROF. FEES	750,000
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	0
24	(04) ENERGY EFFICIENCY ARKANSAS GRANTS	<u>450,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,407,003.</u></u>

26

27 SECTION 39. APPROPRIATION - CLEAN CITIES COALITION - CASH. There is

28 hereby appropriated, to the Arkansas Department of Environmental Quality, to

29 be payable from the cash fund deposited in the State Treasury as determined

30 by the Chief Fiscal Officer of the State, for operating expenses and grants

31 and aid by the Arkansas Department of Environmental Quality for the fiscal

32 year ending June 30, 2019, the following:

34	ITEM	FISCAL YEAR
35	<u>NO.</u>	<u>2018-2019</u>
36	(01) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	\$20,000
2	(B) CONF. & TRAVEL	8,750
3	(C) PROF. FEES	105,255
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	0
6	(02) GRANTS FOR ALTERNATIVE FUEL PROJECTS	<u>55,000</u>
7	TOTAL AMOUNT APPROPRIATED	<u><u>\$189,005</u></u>

8

9 SECTION 40. APPROPRIATION - FEDERAL OPERATIONS - ENERGY OFFICE. There
 10 is hereby appropriated, to the Arkansas Department of Environmental Quality,
 11 to be payable from the federal funds as designated by the Chief Fiscal
 12 Officer of the State, for personal services, operating expenses, and grants
 13 and aid by the Arkansas Department of Environmental Quality for the fiscal
 14 year ending June 30, 2019, the following:

15

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2018-2019</u>
18	(01) REGULAR SALARIES	\$180,981
19	(02) PERSONAL SERVICES MATCHING	66,861
20	(03) MAINT. & GEN. OPERATION	
21	(A) OPER. EXPENSE	19,500
22	(B) CONF. & TRAVEL	6,750
23	(C) PROF. FEES	13,500
24	(D) CAP. OUTLAY	0
25	(E) DATA PROC.	0
26	(04) DATA PROCESSING SERVICES	2,000
27	(05) WEATHERIZATION ASSISTANCE PROGRAM	<u>5,561,541</u>
28	TOTAL AMOUNT APPROPRIATED	<u><u>\$5,851,133</u></u>

29

30 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EQUIPMENT
 32 PURCHASE RESTRICTIONS. Expenditures from the Hazardous Substance Remedial
 33 Action Trust Fund for the purchase of departmental laboratory equipment,
 34 including maintenance contracts, data processing equipment and mission-
 35 critical software, including maintenance contracts, as appropriated in the
 36 Capital Outlay and Data Processing Purchases line items of the Hazardous

1 Waste Cleanup appropriation section, shall be funded through interest
2 earnings and investment earnings from the Hazardous Substance Remedial Action
3 Trust Fund and additional funding from the Hazardous Substance Remedial
4 Action Trust Fund on July 1, ~~2017~~ 2018. Further, the Department shall report
5 annually to the Arkansas Legislative Council or Joint Budget Committee all
6 expenditures for these purchases.

7 The provisions of this section shall be in effect only from July 1, ~~2017~~
8 2018 through June 30, ~~2018~~ 2019.

9

10 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
12 APPROPRIATIONS RESTRICTIONS. No expenditure from the Environmental Settlement
13 Trust Fund for information technology needs may be made without prior
14 approval of the Chief Fiscal Officer of the State, after seeking review of
15 the Arkansas Legislative Council or Joint Budget Committee. Further,
16 utilization of this appropriation for information technology needs of the
17 Arkansas Department of Environmental Quality must also be approved by the
18 Executive Chief Information Officer after the project is evaluated on the
19 methodology recommended by the Chief Information Officer and the CIO Council,
20 including an analysis of the return on investment and linkage to the
21 Department's business objectives. Any approved projects and expenditures for
22 information technology from the Environmental Settlement Trust Fund shall be
23 reported annually to the Joint Committee on Advanced Communications and
24 Information Technology.

25 The provisions of this section shall be in effect only from July 1, ~~2017~~
26 2018 through June 30, ~~2018~~ 2019.

27

28 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
30 TRANSFER PROVISION. Upon approval of the Chief Fiscal Officer of the State,
31 the Arkansas Department of Environmental Quality may transfer from various
32 department funds to the Arkansas Department of Environmental Quality Fund
33 Account the sum of \$1,500,000 in fiscal year ~~2017-2018~~ 2018-2019 for the
34 exclusive purpose of supplementing funding for the appropriation provided in
35 the State Operations appropriation section. The funds shall be used for
36 personal services and operating expenses of the Arkansas Department of

1 Environmental Quality - State Operations. Funds which remain in the Arkansas
2 Department of Environmental Quality Fund Account at the close of the fiscal
3 year shall be carried forward and made available for the same purpose for the
4 following fiscal year. These funds shall be used for the purpose stated
5 above.

6 The provisions of this section shall be in effect only from July 1, ~~2017~~
7 2018 through June 30, ~~2018~~ 2019.

8

9 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING
11 REQUIREMENTS. For the purposes of the fund transfers provided for in the
12 preceding Fund Transfer Provision special language section, the amounts
13 transferred shall not be considered as part of any statutory limitation on
14 the use of funds for administration of programs of the Department.

15 The provisions of this section shall be in effect only from July 1, ~~2017~~
16 2018 through June 30, ~~2018~~ 2019.

17

18 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL
20 POST-CLOSURE CLEAN UP RESTRICTIONS. Any expenditures in excess of \$50,000
21 per site from the Landfill Post-Closure Trust Fund, as appropriated in the
22 Contractual Services line item of the Landfill Post-Closure Program
23 appropriation section, for corrective action to remedy environmental impacts
24 of closed disposal sites previously operated as a landfill pursuant to state
25 law, will be prioritized and authorized by the Commission after addressing
26 corrective actions needed to address environmental impacts from permitted
27 landfills closed properly. Expenditures exceeding \$2,000,000 per fiscal year
28 must be approved by the Arkansas Pollution Control and Ecology Commission.

29 The provisions of this section shall be in effect only from July 1, ~~2017~~
30 2018 through June 30, ~~2018~~ 2019.

31

32 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NON
34 HAZARDOUS SITE CLEAN UP RESTRICTIONS. Expenditures from the Arkansas
35 Department of Environmental Quality Fee Trust Fund for the cleanup of non
36 hazardous sites which pose a threat to the environment, as appropriated in

1 the Non Hazardous Site Cleanup appropriation section, shall be funded only
2 through interest earnings from the Arkansas Department of Environmental
3 Quality Fee Trust Fund. The Arkansas Department of Environmental Quality
4 shall seek cost recovery from parties responsible for damages to the
5 environment that dictate the use of appropriation authorized in the Non
6 Hazardous Site Cleanup appropriation section of this act, as well as any
7 other funds spent by a governmental entity to remediate such non hazardous
8 sites.

9 The provisions of this section shall be in effect only from July 1, ~~2017~~
10 2018 through June 30, ~~2018~~ 2019.

11

12 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL
14 POST-CLOSURE TRUST FUND.

15 (a) The General Assembly finds that:

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

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

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

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

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

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

32 (C) Is otherwise insolvent; and

33 (2) Institute a civil action against the regional solid waste
34 management district and all of the entities composing the regional solid
35 waste management district to seek the recovery of any funds expended from the
36 Landfill Post-Closure Trust Fund under subdivision (b)(1) of this section,

1 unless satisfactory repayment arrangements are reached and agreed upon by the
2 department with the district and the bondholders.

3 (c) This section is in effect only from July 1, ~~2017~~ 2018 through June
4 30, ~~2018~~ 2019.

5
6 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
8 SUSPENSION OF LANDFILL DISPOSAL FEES TO SUPPORT A COMPUTER AND ELECTRONIC
9 EQUIPMENT RECYCLING PROGRAM.

10 (a) The landfill disposal fee to support a computer and electronic
11 equipment recycling program levied under Arkansas Code § 8-6-612(a) shall not
12 be levied from the effective date of this act through June 30, ~~2018~~ 2019.

13 (b) Any landfill disposal fees collected under Arkansas Code § 8-6-
14 612(a) before the effective date of this act shall be:

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

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

18 The provision of this section shall be in effect only from July 1, ~~2017~~
19 2018 through June 30, ~~2018~~ 2019.

20
21 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
23 INVESTMENTS. All funds that are held at any time in the Landfill Post-
24 Closure Trust Fund, Hazardous Substance Remedial Action Trust Fund, and
25 Petroleum Storage Tank Trust Fund may be invested and reinvested, subject to
26 the written approval of the Officer of the Treasurer, to the extent feasible,
27 and all investments as authorized for use by the Office of the Treasurer may
28 be available to the listed funds. The movement of these funds into and out
29 of investments shall be by fund transfers as directed by the Director of the
30 Arkansas Department of Environmental Quality.

31 The provisions of this section shall be in effect only from July 1, ~~2017~~
32 2018 through June 30, ~~2018~~ 2019.

33
34 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE
35 ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW.
36 TRUST FUND CONTRIBUTION FEES.

1 (a) For purposes of collecting trust fund contribution fees under § 8-
2 4-203(b), the Arkansas Department of Environmental Quality shall treat a
3 public facilities boards and public water authorities as municipal systems.

4 (b) This section expires on June 30, 2019.

5
6 SECTION 51. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
7 authorized by this act shall be limited to the appropriation for such agency
8 and funds made available by law for the support of such appropriations; and
9 the restrictions of the State Procurement Law, the General Accounting and
10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
11 Procedures and Restrictions Act, or their successors, and other fiscal
12 control laws of this State, where applicable, and regulations promulgated by
13 the Department of Finance and Administration, as authorized by law, shall be
14 strictly complied with in disbursement of said funds.

15
16 SECTION 52. LEGISLATIVE INTENT. It is the intent of the General
17 Assembly that any funds disbursed under the authority of the appropriations
18 contained in this act shall be in compliance with the stated reasons for
19 which this act was adopted, as evidenced by the Agency Requests, Executive
20 Recommendations and Legislative Recommendations contained in the budget
21 manuals prepared by the Department of Finance and Administration, letters, or
22 summarized oral testimony in the official minutes of the Arkansas Legislative
23 Council or Joint Budget Committee which relate to its passage and adoption.

24
25 SECTION 53. EFFECTIVE DATE. This act is effective on and after July 1,
26 2018.

27
28 SECTION 54. EMERGENCY CLAUSE. It is found and determined by the
29 General Assembly of the State of Arkansas that the Arkansas Department of
30 Environmental Quality requires public facilities boards and public water
31 authorities to pay a trust fund contribution fee; that requiring public
32 facilities boards and public water authorities to pay a trust fund
33 contribution fee is contrary to legislative intent; and that this act is
34 immediately necessary because public entities are being harmed by the
35 department's interpretation of the law regarding trust fund contribution
36 fees. Therefore, an emergency is declared to exist, and Section 50 of this

1 act being immediately necessary for the preservation of the public peace,
2 health, and safety shall become effective on:

3 (1) The date of its approval by the Governor;

4 (2) If the bill is neither approved nor vetoed by the Governor,
5 the expiration of the period of time during which the Governor may veto the
6 bill; or

7 (3) If the bill is vetoed by the Governor and the veto is
8 overridden, the date the last house overrides the veto.

9

10

/s/Joint Budget Committee

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APPROVED: 3/9/18

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