



STATE OF ARKANSAS
ASA HUTCHINSON
GOVERNOR

April 18, 2016

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Joint Budget Committee
Arkansas General Assembly
State Capitol Building
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request amendment to HB1050, the 2016-2017 Operations Appropriation Bill for the Arkansas Insurance Department:

Please amend SECTION 4. APPROPRIATION – OPERATIONS as follows:

ITEM NO.	FISCAL YEAR	
	<u>2016-2017</u>	
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	2,608,956	<u>2,731,956</u>
(07) PROFESSIONAL SERVICES	<u>486,000</u>	<u>956,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$13,275,487</u>	<u>\$13,868,487</u>

This request increases appropriation for software maintenance, web site overhaul, IT staff training, operations, and professional services.

Please amend SECTION 5. APPROPRIATION – FRAUD INVESTIGATION UNIT as follows:

Senator Larry Teague, Co-Chair
 Representative Lane Jean, Co-Chair
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ITEM NO.	FISCAL YEAR	
	2016-2017	
(01) REGULAR SALARIES	\$191,107	\$785,917
(02) PERSONAL SERVICES MATCHING	63,809	255,104
TOTAL AMOUNT APPROPRIATED	<u>\$400,743</u>	<u>\$1,186,848</u>

Please amend SECTION 6. APPROPRIATION – INSURANCE FRAUD INVESTIGATION DIVISION as follows:

ITEM NO.	FISCAL YEAR	
	2016-2017	
(01) REGULAR SALARIES	\$594,810	\$0
(02) PERSONAL SERVICES MATCHING	191,295	\$0
TOTAL AMOUNT APPROPRIATED	<u>\$1,023,740</u>	<u>\$237,635</u>

This request is for the reallocation of Regular Salaries and Personal Services Matching from Section 6 to Section 5. This reallocation will ensure adequate funding is available for the Fraud Investigation Unit.

Please amend SECTION 14. APPROPRIATION - PUBLIC EMPLOYEE CLAIMS SECTION as follows:

ITEM NO.	FISCAL YEAR	
	2016-2017	
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	510,931	635,931
TOTAL AMOUNT APPROPRIATED	<u>\$1,866,358</u>	<u>\$1,991,358</u>

IT purchases that were originally scheduled for FY2016 have been delayed until FY2017. This request will allow the agency to make this purchase as previously approved.

Please amend SECTION 20. APPROPRIATION - ARKANSAS MULTI-AGENCY INSURANCE TRUST FUND as follows:

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
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ITEM NO.	FISCAL YEAR 2016-2017	
(01) FOR EXPENSES AND CLAIMS FROM AMAIT		
FUND	<u>\$10,000,000</u>	<u>\$20,000,000</u>

This increase will allow the department to fulfill state property insurance payouts.

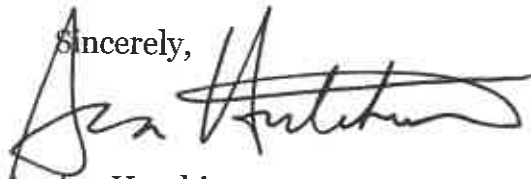
Please amend SECTION 21. APPROPRIATION - PUBLIC SCHOOL INSURANCE PROGRAM as follows:

ITEM NO.	FISCAL YEAR 2016-2017	
(01) EXPENSES AND CLAIMS	<u>\$14,000,000</u>	<u>\$20,000,000</u>

This increase will allow the department to fulfill public school property insurance payouts.

I appreciate your consideration of this matter.

Sincerely,



Asa Hutchinson

AH:db:jmb



STATE OF ARKANSAS
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April 18, 2016

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Joint Budget Committee
Arkansas General Assembly
State Capitol Building
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request amendment to HB1023, the 2016-2017 Annual Operations Bill for the Arkansas School for the Blind.

Please amend SECTION 3. APPROPRIATION – STATE OPERATIONS as follows:

ITEM NO.	FISCAL YEAR	
	2016-2017	
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$1,117,604	\$1,217,604
(D) CAP. OUTLAY	25,000	50,000
TOTAL AMOUNT APPROPRIATED	<u>7,047,138</u>	<u>7,172,138</u>

The additional appropriation is needed due to the Arkansas State Board of Education adopting the Next Generation Science Standards (NGSS). These new standards require the Arkansas School for the Blind to purchase and reproduce textbooks for its students.

Please amend SECTION 6. APPROPRIATION – BRAILLE AND LARGE PRINT TEXTBOOKS as follows:

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
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ITEM NO.	FISCAL YEAR	
	2016-2017	
(01) BRAILLE AND LARGE PRINT TEXTBOOKS	<u>\$173,024</u>	<u>\$223,024</u>

The additional appropriation is needed to purchase and reproduce textbooks for any Blind and Visually Impaired public school student statewide due to new standards.

I appreciate your consideration of this matter.

Sincerely,

Asa Hutchinson

AH:db:ald



STATE OF ARKANSAS
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GOVERNOR

April 18, 2016

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Joint Budget Committee
Arkansas General Assembly
State Capitol Building
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request amendment to SB96, the 2016-2017 Operations Appropriation Bill for the Arkansas Commission on Law Enforcement Standards and Training.

Please amend SECTION 4. APPROPRIATION – 911 TRAINING & EDUCATION as follows:

ITEM NO.	FISCAL YEAR	
	2016-2017	
(03) MAINT. & GEN. OPERATION		
(B) CONF. & TRAVEL	10,000	<u>12,000</u>
(D) CAP. OUTLAY	0	<u>78,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$132,335</u>	<u>\$212,335</u>

This request will allow the Arkansas Commission on Law Enforcement Standards and Training to provide additional training and also purchase an online training module and training simulators. This appropriation is funded from Emergency Telephone service charges per §12-10-318(c)(2)(B)(i)(b).

I appreciate your consideration of this matter.

Sincerely,

Asa Hutchinson

AH:db:mpk



STATE OF ARKANSAS
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GOVERNOR

April 18, 2016

Senator Larry Teague, Co-Chair
 Representative Lane Jean, Co-Chair
 Joint Budget Committee
 Arkansas General Assembly
 State Capitol Building
 Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request an amendment to SB85, the 2016-2017 Operations Appropriation Bill for the Arkansas Public Defender Commission.

Please amend SECTION 4. REGULAR SALARIES – TRIAL PUBLIC DEFENDER OFFICE as follows:

Item Class	Maximum Annual	
	Maximum	Salary Rate
No. Code Title	No. of	Fiscal Year
	Employees	2016-2017
<u>G263C PUBLIC DEFENDER</u>	3	<u>GRADE C119</u>
MAX. NO. OF EMPLOYEES	231 234	

Please amend SECTION 6. APPROPRIATION – TRIAL PUBLIC DEFENDER OFFICE as follows:

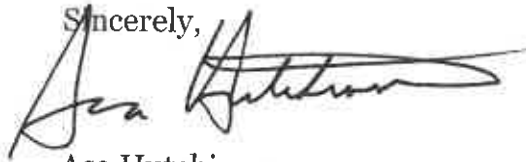
ITEM NO.	FISCAL YEAR	
	2016-2017	
(01) REGULAR SALARIES	\$14,761,816	<u>\$14,868,478</u>
(03) PERSONAL SERVICES MATCHING	4,584,919	4,614,784
TOTAL AMOUNT APPROPRIATED	\$21,598,680	<u>\$21,735,207</u>

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
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This amendment will allow for continued funding from State Central Services of three (3) Public Defenders originally funded through General Improvement Funds.

I appreciate your consideration of this matter.

Sincerely,

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Asa Hutchinson

AH:db:nf



STATE OF ARKANSAS
ASA HUTCHINSON
GOVERNOR

April 25, 2016

Senator Larry Teague, Co-Chair
 Representative Lane Jean, Co-Chair
 Joint Budget Committee
 Arkansas General Assembly
 State Capitol Building
 Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request amendment to SB81, the 2016-2017 Operations Appropriation Bill for the Arkansas Agriculture Department.

Please amend SECTION 18. APPROPRIATION – PLANT BOARD - ADMINISTRATION/PEST CONTROL as follows:

ITEM NO.	FISCAL YEAR	
	2016-2017	2016-2017
(04) OVERTIME	\$9,000	\$14,000
TOTAL AMOUNT APPROPRIATED	<u>\$9,279,780</u>	<u>\$9,284,780</u>

This request is to adequately compensate Plant Board personnel during peak seasons, and is funded from special revenues.

Please amend SECTION 29. APPROPRIATION – FORESTRY – OPERATIONS as follows:

ITEM NO.	FISCAL YEAR	
	2016-2017	2016-2017
(02) EXTRA HELP	\$85,855	\$255,855
(06) MAINT. & GEN. OPERATION		
(B) CONF. & TRAVEL	\$0	\$50,000
TOTAL AMOUNT APPROPRIATED	<u>\$13,202,920</u>	<u>\$13,422,920</u>

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Page 2

This request is to adequately respond to wildfires during the spring and fall fire season and to ensure adequate training, preparation and readiness of Forestry Commission personnel to respond to wildfires. This request will be funded through special revenues.

Please amend SECTION 33. APPROPRIATION – FORESTRY – STATE FORESTRY TRUST PROGRAM as follows:

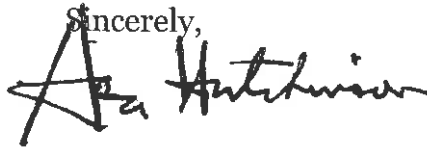
ITEM NO.	FISCAL YEAR	
	2016-2017	
(01) MAINT. & GEN. OPERATION		
(D) CAP. OUTLAY	\$0	\$1,000,000
TOTAL AMOUNT APPROPRIATED	<u>\$1,500,000</u>	<u>\$2,500,000</u>

This request is to purchase additional vehicles and heavy equipment for firefighting, and also for maintenance and repair of Forestry Commission buildings throughout the State. This request is funded through trust funds.

Please delete SECTION 45. SPECIAL LANGUAGE – ALLOCATION RESTRICTIONS in its entirety.

This request is due to the language no longer being required as there is only one allocation of state general revenue in the Official Forecast for the Department.

I appreciate your consideration of this matter.

Sincerely,


Asa Hutchinson

AH:db:elb



STATE OF ARKANSAS
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April 25, 2016

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Joint Budget Committee
Arkansas General Assembly
State Capitol Building
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request the following amendments to HB 1134, the 2016-2017 Operations Appropriation Bill for the Department of Human Services – Administration:

Please amend SECTION 2. REGULAR SALARIES – ADMINISTRATIVE SERVICES as follows:

Item No.	Class Code	Title	Maximum No. Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
<u>N101N</u>		<u>DHS/DMS ADD – MEDICAL SERVICES</u>	<u>1</u>	<u>GRADE N906</u>
<u>N167N</u>		<u>DHS POLICY & RESEARCH DIRECTOR</u>	<u>1</u>	<u>GRADE N901</u>
		<u>MAX NO. OF EMPLOYEES</u>	<u>310 312</u>	

These positions are needed to assist with Department-wide management functions.

I appreciate your consideration of this matter.

Sincerely,

Asa Hutchinson

AH:db:es



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April 25, 2016

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Joint Budget Committee
Arkansas General Assembly
State Capitol Building
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request introduction of the attached supplemental appropriation bill for FY2016 for the Department of Finance and Administration – Building Authority Division as a Joint Budget Committee Bill.

This bill will provide additional appropriation to the Building Authority Division to allow for the acquisition of land and construction in accordance with the Capitol Area Master Plan.

I appreciate your consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Asa Hutchinson".

Asa Hutchinson

AH:db:wkt

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 90th General Assembly.

1 State of Arkansas
2 90th General Assembly
3 ~~Fiscal Session, 2016~~

A Bill

4
5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
9 ~~SERVICES AND OPERATING EXPENSES FOR THE~~
10 ~~DEPARTMENT OF FINANCE AND ADMINISTRATION -~~
11 ~~BUILDING AUTHORITY DIVISION WHICH SHALL BE~~
12 SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
13 APPROPRIATED BY ACT 92 OF 2015.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF FINANCE AND
17 ADMINISTRATION - BUILDING AUTHORITY
18 DIVISION SUPPLEMENTAL APPROPRIATION.
19

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

22 SECTION 1. APPROPRIATION - ACQUISITION AND MAINTENANCE. There is
23 hereby appropriated, to the Department of Finance and Administration -
24 Building Authority Division, to be payable from the Building Authority
25 Division Real Estate Fund, for the acquisition and maintenance of facilities
26 and land by the Department of Finance and Administration - Building Authority
27 Division for the fiscal year ending June 30, 2016, the following:
28

29 ITEM	FISCAL YEAR
30 NO.	2015-2016
31 (01) MAINT. & GEN. OPERATION	
32 (A) OPER. EXPENSE	0
33 (B) CONF. & TRAVEL	0
34 (C) PROF. FEES	0
35 (D) CAP. OUTLAY	0

1	(E) DATA PROC.	0
2	(02) CONSTRUCTION/RENOVATIONS	<u>1,300,000</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$1,300,000</u>
4		

5 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
7 TRANSFER. Department of Finance and Administration - Building Authority
8 Division may from time to time as may be necessary and in such amounts as may
9 be necessary and with the approval of the Chief Fiscal Officer of the State,
10 request a transfer of funds from the Insurance Department Trust Fund to the
11 Building Authority Division Real Estate Fund to provide funds for land
12 acquisition and building construction in an amount not to exceed two million
13 five hundred thousand dollars (\$2,500,000). Upon his approval, the Chief
14 Fiscal Officer of the State shall then initiate the necessary transfer
15 documents to reflect the transfer upon the fiscal records of the State
16 Auditor, the State Treasurer, the Chief Fiscal Officer of the State and
17 Department of Finance and Administration - Building Authority Division.

18 The provisions of this section shall be in effect only from July 1, 2015
19 through June 30, 2016.

21 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
22 by this act shall be limited to the appropriation for such agency and funds
23 made available by law for the support of such appropriations; and the
24 restrictions of the State Procurement Law, the General Accounting and
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
26 Procedures and Restrictions Act, or their successors, and other fiscal control
27 laws of this State, where applicable, and regulations promulgated by the
28 Department of Finance and Administration, as authorized by law, shall be
29 strictly complied with in disbursement of said funds.

31 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
32 that any funds disbursed under the authority of the appropriations contained
33 in this act shall be in compliance with the stated reasons for which this act
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations
35 and Legislative Recommendations contained in the budget manuals prepared by
36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or Joint
2 Budget Committee which relate to its passage and adoption.

3
4 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
5 Assembly that the effectiveness of this Act on the date of its passage and
6 approval is essential to the operation of the agency for which the
7 appropriations in this Act are provided, and that in the event of an extension
8 of the Fiscal Session, the delay in the effective date of this Act beyond the
9 date of its passage and approval could work irreparable harm upon the proper
10 administration and provision of essential governmental programs. Therefore, an
11 emergency is hereby declared to exist and this Act being necessary for the
12 immediate preservation of the public peace, health and safety shall be in full
13 force and effect from and after the date of its passage and approval. If the
14 bill is neither approved nor vetoed by the Governor, it shall become effective
15 on the expiration of the period of time during which the Governor may veto the
16 bill. If the bill is vetoed by the Governor and the veto is overridden, it
17 shall become effective on the date the last house overrides the veto.



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GOVERNOR

April 25, 2016

Senator Larry Teague, Co-Chair
 Representative Lane Jean, Co-Chair
 Joint Budget Committee
 Arkansas General Assembly
 State Capitol Building
 Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request amendment to SB113, the 2016-2017 Operations Appropriation Bill for the Department of Finance and Administration – Building Authority Division.

Please amend SECTION 1. REGULAR SALARIES – STATE OPERATIONS as follows:

Item Class	No.	Code	Title	Maximum Annual		
				Maximum No. of Employees	Salary Rate Fiscal Year	
(5)	G036C		ABA DIVISION MANAGER	3	2	GRADE C127
(6)	G047C		ATTORNEY SPECIALIST	1		GRADE C126
(7)	B023C		ENGINEER, P.E.	2	1	GRADE C124
(9)	D039C		NETWORK SUPPORT SPECIALIST	1		GRADE C123
(14)	V007C		PROCUREMENT COORDINATOR	1		GRADE C119
(21)	A091C		FISCAL SUPPORT ANALYST	1		GRADE C115
(24)	R036C		HUMAN RESOURCES SPECIALIST	2	1	GRADE C113
(25)	C056C		ADMINISTRATIVE SPECIALIST III	2	1	GRADE C112
			MAX. NO. OF EMPLOYEES	37	29	

Please amend SECTION 2. APPROPRIATION – STATE OPERATIONS as follows:

Senator Larry Teague, Co-Chair
 Representative Lane Jean, Co-Chair
 Page 2

ITEM NO.	FISCAL YEAR	
	2016-2017	
(01) REGULAR SALARIES	\$1,915,556	\$1,534,528
(02) PERSONAL SERVICES MATCHING	617,416	491,249
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	48,594	45,955
TOTAL AMOUNT APPROPRIATED	<u>\$2,587,766</u>	<u>\$2,077,932</u>

Please amend SECTION 3. REGULAR SALARIES – BUILDING MAINTENANCE as follows:

Item Class	No.	Code	Title	Maximum Annual		
				Maximum No. of Employees	Salary Rate Fiscal Year	
				2016-2017		
(4)	S013C	ABA BUILDING/PROGRAM SUPERVISOR	5	4	GRADE C118	
(5)	S017C	MAINTENANCE COORDINATOR	8	7	GRADE C117	
(8)	S037C	ABA BUILDING MAINT. SPECIALIST	11	9	GRADE C115	
(9)	A091C	FISCAL SUPPORT ANALYST		1	GRADE C115	
(10)	S031C	SKILLED TRADESMAN	10	8	GRADE C115	
(11)	S047C	LANDSCAPE SUPERVISOR		1	GRADE C113	
(12)	S046C	MAINTENANCE TECHNICIAN	2	1	GRADE C113	
(13)	A098C	FISCAL SUPPORT SPECIALIST	2	1	GRADE C112	
(14)	S065C	MAINTENANCE ASSISTANT	3	2	GRADE C108	
MAX. NO. OF EMPLOYEES				51	40	

Please amend SECTION 5. APPROPRIATION – BUILDING MAINTENANCE as follows:

ITEM NO.	FISCAL YEAR	
	2016-2017	
(01) REGULAR SALARIES	\$1,818,293	\$1,474,802
(03) PERSONAL SERVICES MATCHING	677,293	544,463
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	8,483,170	8,359,115
TOTAL AMOUNT APPROPRIATED	<u>\$13,726,042</u>	<u>\$13,125,666</u>

Under Acts 7 & 8 of the First Extraordinary Session of 2015, the Arkansas General Assembly transferred the Arkansas Building Authority to become a part of the Department of Finance and Administration, or DFA. The acts took effect on July 1, 2015, and since that time, the newly named Division of Building Authority has worked to become a part of DFA and achieve the goals of increased efficiency and lower costs. These changes reflect those efforts to achieve increased efficiency.

Please amend SECTION 10. APPROPRIATION - ACQUISITION AND MAINTENANCE as follows:

ITEM NO.	FISCAL YEAR	
	2016-2017	
(02) CONSTRUCTION/RENOVATIONS	1,200,000	2,500,000
TOTAL AMOUNT APPROPRIATED	<u>\$1,500,000</u>	<u>\$2,800,000</u>

This request will allow for land acquisition and construction in accordance with the Capitol Area Master Plan.

Please amend SECTION 12. APPROPRIATION – SUSTAINABLE BUILDING DESIGN PROGRAM as follows:

ITEM NO.	FISCAL YEAR	
	2016-2017	
(01) LOANS	\$7,739,371	\$10,739,371
(02) LOAN REPAYMENT		1,000,000
TOTAL AMOUNT APPROPRIATED	<u>\$8,739,371</u>	<u>\$10,739,371</u>

This request will allow for additional expenses related to the Sustainable Building Design Program.

Please insert the following section and renumber accordingly:

SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING TRANSFER. Department of Finance and Administration – Building Authority Division may from time to time as may be necessary and in such amounts as may be necessary and with the approval of the Chief Fiscal Officer of the State, request a transfer of funds from the Insurance

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Page 4

Department Trust Fund to the Building Authority Division Real Estate Fund to provide funds for land acquisition and building construction in an amount not to exceed the dollar amount appropriated in Section 10. Upon his approval, the Chief Fiscal Officer of the State shall then initiate the necessary transfer documents to reflect the transfer upon the fiscal records of the State Auditor, the State Treasurer, the Chief Fiscal Officer of the State and Department of Finance and Administration – Building Authority Division.

The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2017.

This language will allow for the funding of the additional appropriation requested in Section 10 above.

I appreciate your consideration of this matter.

Sincerely,

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Asa Hutchinson

AH:db:wkt



STATE OF ARKANSAS
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April 25, 2016

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Joint Budget Committee
Arkansas General Assembly
State Capitol Building
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request amendment to SB39, the 2016-2017 Operations Appropriation Bill for the Arkansas Tobacco Settlement Commission.

Please amend SECTION 2. APPROPRIATION – OPERATIONS as follows:

ITEM NO.		FISCAL YEAR	
		2016-2017	
(03)	MAINTENANCE & GEN. OPERATION (C) PROF. FEES	1,000,000	500,000
(04)	TOBACCO SETTLEMENT GRANTS	1,187,000	250,000
	TOTAL AMOUNT APPROPRIATED	\$2,401,024	<u>\$964,025</u>

This request is to restructure authorized appropriation to more accurately reflect the operations of The Arkansas Tobacco Settlement Commission.

I appreciate your consideration of this matter.

Sincerely,

Asa Hutchinson

AH:db:bw



STATE OF ARKANSAS

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GOVERNOR

April 25, 2016

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Joint Budget Committee
Arkansas General Assembly
State Capitol Building
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request amendment to HB1036, the 2016-2017 Operations Appropriation Bill for the Arkansas Department of Environmental Quality:

Please amend SECTION 20. APPROPRIATION - LANDFILL POST-CLOSURE PROGRAM as follows:

ITEM NO.		FISCAL YEAR
		2016-2017
(04)	CONTRACTUAL SERVICES	7,434,373
	TOTAL AMOUNT APPROPRIATED	<u>\$7,790,306</u>
		<u>\$17,790,306</u>

This request is needed due to additional costs to conduct cleanup projects for landfills across the state.

Please amend Section 44 as follows:

SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL POST-CLOSURE TRUST FUND.

(a) The General Assembly finds that:

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

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

(b) Notwithstanding Arkansas Code § 8-6-1001 et seq. and Acts 2013, No. 1202, § 41 any Landfill Post-Closure Trust Fund cleanup restrictions enumerated in this Act, the Arkansas Department of Environmental Quality also may:

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

(A) Has filed for protection under federal bankruptcy law;
(B) Is unable to meet its debt obligations in the ordinary course of its operations; or

(C) Is otherwise insolvent; and

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

(c) This section is in effect only from July 1, 2014, through June 30, 2017.

This request makes technical corrections to the existing special language in the bill.

Please insert the following as Section 45 and renumber accordingly:

SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SUSPENSION OF LANDFILL DISPOSAL FEES TO SUPPORT A COMPUTER AND ELECTRONIC EQUIPMENT RECYCLING PROGRAM.

(a) The landfill disposal fee to support a computer and electronic equipment recycling program levied under Arkansas Code § 8-6-612(a) shall not be levied from the effective date of this act through June 30, 2017.

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

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

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

Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Page 3

This request will suspend a landfill disposal fee that will be replaced by a separate fee in the future. This proposed language allows the distribution of revenues already collected.

I appreciate your consideration of this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Asa Hutchinson". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Asa Hutchinson

AH:db:jmb