

1 State of Arkansas  
2 88th General Assembly  
3 Fiscal Session, 2012  
4

# A Bill

HOUSE BILL 1034

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 OIL AND GAS COMMISSION  
10 FOR THE FISCAL YEAR ENDING JUNE 30, 2013; AND FOR  
11 OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE OIL AND GAS COMMISSION  
15 APPROPRIATION FOR THE 2012-2013 FISCAL  
16 YEAR.  
17  
18  
19

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

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
23 for the Oil and Gas Commission for the 2012-2013 fiscal year, the following  
24 maximum number of regular employees.  
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2012-2013
30	(1) U045U	OIL & GAS DIRECTOR	1	\$110,059
31	(2) U056U	OIL & GAS DEPUTY DIRECTOR	1	\$100,610
32	(3) B008N	SENIOR PETROLEUM ENGINEER	2	GRADE N905
33	(4) B014N	SENIOR PETROLEUM GEOLOGIST	2	GRADE N901
34	(5) G024C	DEPARTMENT ADMINISTRATIVE LAW JUDGE	1	GRADE C127
35	(6) G047C	ATTORNEY SPECIALIST	1	GRADE C126
36	(7) B013C	PETROLEUM ENGINEER	1	GRADE C126



1	(8)	D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
2	(9)	D040C	GIS ANALYST	1	GRADE C123
3	(10)	G094C	OIL & GAS PROGRAM MANAGER	1	GRADE C122
4	(11)	A050C	AGENCY FISCAL MANAGER	1	GRADE C121
5	(12)	B050C	OIL & GAS DISTRICT PETROLEUM SUPERV	3	GRADE C120
6	(13)	X082C	OIL & GAS INSPECTOR	9	GRADE C118
7	(14)	D071C	COMPUTER SUPPORT ANALYST	1	GRADE C117
8	(15)	X098C	OIL & GAS TECHNICIAN	2	GRADE C117
9	(16)	C037C	ADMINISTRATIVE ANALYST	3	GRADE C115
10	(17)	C056C	ADMINISTRATIVE SPECIALIST III	3	GRADE C112
11	(18)	A098C	FISCAL SUPPORT SPECIALIST	1	GRADE C112
12	(19)	C073C	ADMINISTRATIVE SPECIALIST II	3	GRADE C109
13	(20)	C087C	ADMINISTRATIVE SPECIALIST I	<u>2</u>	GRADE C106
14			MAX. NO. OF EMPLOYEES	40	

15

16 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for

17 the Oil and Gas Commission for the 2012-2013 fiscal year, the following

18 maximum number of part-time or temporary employees, to be known as "Extra

19 Help", payable from funds appropriated herein for such purposes: ten (10)

20 temporary or part-time employees, when needed, at rates of pay not to exceed

21 those provided in the Uniform Classification and Compensation Act, or its

22 successor, or this act for the appropriate classification.

23

24 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,

25 to the Oil and Gas Commission, to be payable from the Oil and Gas Commission

26 Fund, for personal services and operating expenses of the Oil and Gas

27 Commission for the fiscal year ending June 30, 2013, the following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2012-2013</u>
31	(01) REGULAR SALARIES	\$1,935,531
32	(02) EXTRA HELP	100,000
33	(03) PERSONAL SERVICES MATCHING	601,020
34	(04) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	987,797
36	(B) CONF. & TRAVEL	40,000

1	(C) PROF. FEES	52,000
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	0
4	(05) POLLUTION CONTROL	10,000
5	(06) REFUNDS/REIMBURSEMENTS	100,000
6	(07) DATA PROCESSING SERVICES	348,217
7	(08) INTERSTATE OIL COMPACT	10,000
8	(09) UNDERGROUND INJECTION CONTROL	100,000
9	(10) GROUNDWATER PROTECTION	5,000
10	(11) CONSTRUCTION	<u>100,000</u>
11	TOTAL AMOUNT APPROPRIATED	<u><u>\$4,389,565</u></u>

12

13 SECTION 4. APPROPRIATION - REFUNDS AND REIMBURSEMENTS. There is hereby  
 14 appropriated, to the Oil and Gas Commission, to be payable from cash funds as  
 15 defined by Arkansas Code 19-4-801 of the Oil and Gas Commission, for refunds  
 16 and reimbursements of the Oil and Gas Commission for the fiscal year ending  
 17 June 30, 2013, the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2012-2013</u>
21	(01) REFUNDS/REIMBURSEMENTS	<u><u>\$500,000</u></u>

22

23 SECTION 5. APPROPRIATION - WELL PLUGGING PROGRAM. There is hereby  
 24 appropriated, to the Oil and Gas Commission, to be payable from the Abandoned  
 25 and Orphaned Well Plugging Fund, for well plugging program expenses of the  
 26 Oil and Gas Commission for the fiscal year ending June 30, 2013, the  
 27 following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2012-2013</u>
31	(01) WELL PLUGGING EXPENSES	<u><u>\$1,500,000</u></u>

32

33 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
 35 TRANSFER. The Oil and Gas Commission, after receiving review from the Chief  
 36 Fiscal Officer of the State and the Legislative Council, may request the

1 Chief Fiscal Officer to transfer up to \$750,000 per year on his or her books  
2 and the books of the State Treasurer and the Auditor of the State from the  
3 Oil and Gas Commission Fund to the Abandoned and Orphaned Well Plugging Fund.  
4

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

7 FAYETTEVILLE SHALE QUARTERLY REPORTING. The Arkansas Oil and Gas Commission  
8 shall report on a quarterly basis to the Arkansas Legislative Council or the  
9 Joint Budget Committee the number of inspections and any hearings, findings,  
10 orders, fines, or other agency regulatory or enforcement actions or  
11 activities involving the Fayetteville Shale. The quarterly reports shall be  
12 provided no later than the 15th day of the month immediately following the  
13 end of each quarter.

14 The provisions of this section shall be in effect only from July 1,  
15 ~~2011~~ 2012 through June 30, ~~2012~~ 2013.

16  
17 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
18 authorized by this act shall be limited to the appropriation for such agency  
19 and funds made available by law for the support of such appropriations; and  
20 the restrictions of the State Procurement Law, the General Accounting and  
21 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
22 Procedures and Restrictions Act, or their successors, and other fiscal  
23 control laws of this State, where applicable, and regulations promulgated by  
24 the Department of Finance and Administration, as authorized by law, shall be  
25 strictly complied with in disbursement of said funds.

26  
27 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General  
28 Assembly that any funds disbursed under the authority of the appropriations  
29 contained in this act shall be in compliance with the stated reasons for  
30 which this act was adopted, as evidenced by the Agency Requests, Executive  
31 Recommendations and Legislative Recommendations contained in the budget  
32 manuals prepared by the Department of Finance and Administration, letters, or  
33 summarized oral testimony in the official minutes of the Arkansas Legislative  
34 Council or Joint Budget Committee which relate to its passage and adoption.

35  
36 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the

1 General Assembly, that the Constitution of the State of Arkansas prohibits  
2 the appropriation of funds for more than a one (1) year period; that the  
3 effectiveness of this Act on July 1, 2012 is essential to the operation of  
4 the agency for which the appropriations in this Act are provided, and that in  
5 the event of an extension of the legislative session, the delay in the  
6 effective date of this Act beyond July 1, 2012 could work irreparable harm  
7 upon the proper administration and provision of essential governmental  
8 programs. Therefore, an emergency is hereby declared to exist and this Act  
9 being necessary for the immediate preservation of the public peace, health  
10 and safety shall be in full force and effect from and after July 1, 2012.

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

**APPROVED: 03/05/2012**