

**DEPARTMENT OF ENVIRONMENTAL QUALITY (930)  
2013 FISCAL YEAR**

**I) AGENCY SUMMARY & REVENUE SOURCES**

**MISSION**

The Arkansas Department of Environmental Quality (ADEQ) is an executive agency whose purpose is to safeguard the air, water, and land resources of Arkansas by controlling or abating existing pollution of these resources and preventing new pollution through the adoption of regulations and the enforcement of existing state and federal regulations concerning pollution. The Pollution Control and Ecology Commission promulgates rules and regulations for the Department and provides an appeal of permitting or grants decisions rendered by the director or his delegate or of administrative enforcement or emergency actions.

**TOTAL AUTHORIZED**

The total appropriation for FY13 is \$108,867,024.

**FUNDING SOURCE**

The budget is funded by Fund Balances, General Revenues, special revenue funds, federal funds, and trust funds.

**II) CHANGES/APPROPRIATIONS**

The Executive Recommendations provides for no increase in General Revenue funding for the biennium. The recommended changes include -

- Increases in Federal Appropriation Capital Outlay of \$498,000 in FY13 to provide for the replacement of fleet vehicles.
- Increase in Capital Outlay of \$262,000 in FY13 to replace a spectrometer to analyze environmental samples for organic contaminants like pesticides and solvents and other equipment needed within Hazardous Waste Cleanup.

**III) POSITIONS**

Total positions for FY 12: 429

Total positions for FY 13: 429

**IV) SPECIAL LANGUAGE**

- Allows four (4) temporary or part-time extra help employees for Hazardous Waste Permit Program in the Land Program.
- Provides that appropriation for capital outlay and data processing purchases for the Hazardous Waste Clean Up appropriation be used for the purchase of departmental laboratory equipment and data processing equipment and funded only through interest earnings of from the Remedial Action Trust Fund, and that the Department shall report biennially these expenditures.
- Appropriation restriction language states no expenditure from the Environmental Settlement Trust Fund for Information Technology needs may be made without prior approval of Chief Fiscal Officer of the State and review

by Arkansas Legislative Council. Also, utilization of appropriation for information technology needs must be approved by Exec. Chief Information Officer and approved projects and expenditures must be reported annually to the Joint Committee on Advanced Communications and Information Technology.

- States fees collected for Asbestos Abatement Program in Air Program shall be used to fund operations expenses, provide and train personnel to administer asbestos program & issue licenses
- Adds quarterly reporting requirements for environmental permit applications, permit fees, applications pending, enforcement actions initiated by the department, total fines and collections and pending rulemaking activities with economic impact and environmental benefit analysis.
- Fund transfer provision to supplement general revenue with transfers from various department funds into ADEQ Fund account.
- Fund transfers for supplementing appropriation funding shall not be considered as part of any statutory limitation on the use of funds.
- Landfill Post-Closure Clean Up expenditures in excess of \$50,000 will be prioritized and expenditures shall not exceed \$2,000,000 per fiscal year.
- Cleanup of non hazardous sites shall be funded only through interest earnings from the ADEQ Fee Trust Fund.
- Adds quarterly reporting requirement for Fayetteville Shale activity.