

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1090

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, 2014; AND FOR
11 OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE OIL AND GAS COMMISSION
15 APPROPRIATION FOR THE 2013-2014 FISCAL
16 YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
23 for the Oil and Gas Commission for the 2013-2014 fiscal year, the following
24 maximum number of regular employees.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2013-2014
30	(1) U045U	OIL & GAS DIRECTOR	1	\$112,260
31	(2) U056U	OIL & GAS DEPUTY DIRECTOR	1	\$102,622
32	(3) B008N	SENIOR PETROLEUM ENGINEER	2	GRADE N905
33	(4) B014N	SENIOR PETROLEUM GEOLOGIST	3	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)	A041C	PROGRAM FISCAL MANAGER	1	GRADE C122
4	(11)	B042C	ENGINEER	1	GRADE C121
5	(12)	B050C	OIL & GAS DISTRICT PETRO SUPERVISOR	3	GRADE C120
6	(13)	X082C	OIL & GAS INSPECTOR	12	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	44	

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16 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for
 17 the Oil and Gas Commission for the 2013-2014 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.

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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, 2014, the following:

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29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2013-2014</u>
31	(01) REGULAR SALARIES	\$2,051,386
32	(02) EXTRA HELP	100,000
33	(03) PERSONAL SERVICES MATCHING	673,040
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	150,000
3	(E) DATA PROC.	0
4	(05) POLLUTION CONTROL	350,000
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	8,500
10	(11) CONSTRUCTION	<u>100,000</u>
11	TOTAL AMOUNT APPROPRIATED	<u><u>\$5,070,940</u></u>

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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, 2014, the following:

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19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2013-2014</u>
21	(01) REFUNDS/REIMBURSEMENTS	<u><u>\$500,000</u></u>

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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, 2014, the
 27 following:

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29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2013-2014</u>
31	(01) WELL PLUGGING EXPENSES	<u><u>\$2,500,000</u></u>

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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~~ \$2,000,000 per year on his or
2 her books and the books of the State Treasurer and the Auditor of the State
3 from the Oil and Gas Commission Fund to the Abandoned and Orphaned Well
4 Plugging Fund.

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

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

15 The provisions of this section shall be in effect only from July 1, ~~2012~~
16 2013 through June 30, ~~2013~~ 2014.

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

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

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1 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the
 2 General Assembly, that the Constitution of the State of Arkansas prohibits
 3 the appropriation of funds for more than a one (1) year period; that the
 4 effectiveness of this Act on July 1, 2013 is essential to the operation of
 5 the agency for which the appropriations in this Act are provided, and that in
 6 the event of an extension of the legislative session, the delay in the
 7 effective date of this Act beyond July 1, 2013 could work irreparable harm
 8 upon the proper administration and provision of essential governmental
 9 programs. Therefore, an emergency is hereby declared to exist and this Act
 10 being necessary for the immediate preservation of the public peace, health
 11 and safety shall be in full force and effect from and after July 1, 2013.

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