

State of Arkansas
92nd General Assembly
Fiscal Session, 2020

A Bill

HOUSE BILL 1081

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF ENERGY
AND ENVIRONMENT - OIL AND GAS COMMISSION FOR THE
FISCAL YEAR ENDING JUNE 30, 2021; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF ENERGY AND
ENVIRONMENT - OIL AND GAS COMMISSION
APPROPRIATION FOR THE 2020-2021 FISCAL
YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the
Department of Energy and Environment - Oil and Gas Commission for the 2020-
2021 fiscal year, the following maximum number of regular employees.

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2020-2021
(1)	U045U OIL & GAS DIRECTOR	1	GRADE SE01
(2)	D015C STATE NETWORK ENGINEER	1	GRADE IT07
(3)	D040C GIS ANALYST	1	GRADE IT06
(4)	D052C SOFTWARE SUPPORT ANALYST	1	GRADE IT05
(5)	D071C COMPUTER SUPPORT ANALYST	1	GRADE IT03
(6)	U056U OIL & GAS DEPUTY DIRECTOR	1	GRADE GS13



1	(7)	G024C DEPARTMENT ADMINISTRATIVE LAW JUDGE	1	GRADE GS12
2	(8)	B008N SENIOR PETROLEUM ENGINEER	2	GRADE GS12
3	(9)	B014N SENIOR PETROLEUM GEOLOGIST	3	GRADE GS11
4	(10)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
5	(11)	X013C ENVIRONMENTAL HEALTH MANAGER	1	GRADE GS10
6	(12)	B042C ENGINEER	1	GRADE GS09
7	(13)	B050C OIL & GAS DIST PETROLEUM SUPERVISOR	2	GRADE GS08
8	(14)	V007C PROCUREMENT COORDINATOR	1	GRADE GS08
9	(15)	C037C ADMINISTRATIVE ANALYST	3	GRADE GS06
10	(16)	X082C OIL & GAS INSPECTOR	9	GRADE GS06
11	(17)	C056C ADMINISTRATIVE SPECIALIST III	3	GRADE GS04
12	(18)	X098C OIL & GAS TECHNICIAN	2	GRADE GS04
13	(19)	C073C ADMINISTRATIVE SPECIALIST II	3	GRADE GS03
14	(20)	C087C ADMINISTRATIVE SPECIALIST I	<u>2</u>	GRADE GS02
15		MAX. NO. OF EMPLOYEES	40	

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17 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 18 of Energy and Environment - Oil and Gas Commission for the 2020-2021 fiscal
 19 year, the following maximum number of part-time or temporary employees, to be
 20 known as "Extra Help", payable from funds appropriated herein for such
 21 purposes: six (6) temporary or part-time employees, when needed, at rates of
 22 pay not to exceed those provided in the Uniform Classification and
 23 Compensation Act, or its successor, or this act for the appropriate
 24 classification.

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26 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 27 to the Department of Energy and Environment, to be payable from the Oil and
 28 Gas Commission Fund, for personal services and operating expenses of the
 29 Department of Energy and Environment - Oil and Gas Commission for the fiscal
 30 year ending June 30, 2021, the following:

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32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2020-2021</u>
34	(01) REGULAR SALARIES	\$2,088,718
35	(02) EXTRA HELP	60,000
36	(03) PERSONAL SERVICES MATCHING	686,342

1	(04) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	887,197
3	(B) CONF. & TRAVEL	40,000
4	(C) PROF. FEES	25,000
5	(D) CAP. OUTLAY	0
6	(E) DATA PROC.	0
7	(05) POLLUTION CONTROL	350,000
8	(06) REFUNDS/REIMBURSEMENTS	100,000
9	(07) DATA PROCESSING SERVICES	348,217
10	(08) INTERSTATE OIL COMPACT	35,000
11	(09) GEOLOGICAL RESEARCH	110,000
12	(10) UNDERGROUND INJECTION CONTROL	100,000
13	(11) GROUNDWATER PROTECTION	12,500
14	(12) ENERGY EDUCATION	<u>30,000</u>
15	TOTAL AMOUNT APPROPRIATED	<u><u>\$4,872,974</u></u>

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17 SECTION 4. APPROPRIATION - REFUNDS AND REIMBURSEMENTS. There is hereby
 18 appropriated, to the Department of Energy and Environment, to be payable from
 19 cash funds as defined by Arkansas Code 19-4-801, for refunds and
 20 reimbursements of the Department of Energy and Environment - Oil and Gas
 21 Commission - Refunds and Reimbursements for the fiscal year ending June 30,
 22 2021, the following:

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24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2020-2021</u>
26	(01) REFUNDS/REIMBURSEMENTS	<u><u>\$200,000</u></u>

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28 SECTION 5. APPROPRIATION - WELL PLUGGING PROGRAM. There is hereby
 29 appropriated, to the Department of Energy and Environment, to be payable from
 30 the Abandoned and Orphaned Well Plugging Fund, for well plugging program
 31 expenses of the Department of Energy and Environment - Oil and Gas Commission
 32 - Well Plugging Program for the fiscal year ending June 30, 2021, the
 33 following:

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35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2020-2021</u>

(01) WELL PLUGGING EXPENSES \$2,500,000

SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER. The Oil and Gas Commission, after receiving review from the Chief Fiscal Officer of the State and reporting to the Arkansas Legislative Council or Joint Budget Committee, may request the Chief Fiscal Officer to transfer up to \$2,000,000 per year on his or her books and the books of the State Treasurer and the Auditor of the State from the Oil and Gas Commission Fund to the Abandoned and Orphaned Well Plugging Fund.

The provisions of this section shall be in effect only from July 1, ~~2019~~ 2020 through June 30, ~~2020~~ 2021.

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

SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2020 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in
2 the event of an extension of the legislative session, the delay in the
3 effective date of this Act beyond July 1, 2020 could work irreparable harm
4 upon the proper administration and provision of essential governmental
5 programs. Therefore, an emergency is hereby declared to exist and this Act
6 being necessary for the immediate preservation of the public peace, health
7 and safety shall be in full force and effect from and after July 1, 2020.