

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1076

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 DEPARTMENT OF ENERGY
10 AND ENVIRONMENT - OIL AND GAS COMMISSION FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2022; AND FOR OTHER
12 PURPOSES.
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF ENERGY AND
16 ENVIRONMENT - OIL AND GAS COMMISSION
17 APPROPRIATION FOR THE 2021-2022 FISCAL
18 YEAR.
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES. There is hereby established for the
25 Department of Energy and Environment - Oil and Gas Commission for the 2021-
26 2022 fiscal year, the following maximum number of regular employees.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2021-2022
32	(1) U045U	OIL & GAS DIRECTOR	1	GRADE SE01
33	(2) B008N	SENIOR PETROLEUM ENGINEER	2	GRADE GS12
34	(3) B014N	SENIOR PETROLEUM GEOLOGIST	3	GRADE GS11
35	(4) G063C	E&E BRANCH MANAGER	1	GRADE GS10
36	(5) B042C	ENGINEER	1	GRADE GS09



1	(6) B050C E&E INSPECTOR SUPERVISOR II	2	GRADE GS08
2	(7) C037C ADMINISTRATIVE ANALYST	3	GRADE GS06
3	(8) X082C E&E INSPECTOR II	9	GRADE GS06
4	(9) C056C ADMINISTRATIVE SPECIALIST III	3	GRADE GS04
5	(10) X098C OIL & GAS TECHNICIAN	2	GRADE GS04
6	(11) C073C ADMINISTRATIVE SPECIALIST II	3	GRADE GS03
7	(12) C087C ADMINISTRATIVE SPECIALIST I	<u>1</u>	GRADE GS02
8	MAX. NO. OF EMPLOYEES	31	

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10 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 11 of Energy and Environment - Oil and Gas Commission for the 2021-2022 fiscal
 12 year, the following maximum number of part-time or temporary employees, to be
 13 known as "Extra Help", payable from funds appropriated herein for such
 14 purposes: six (6) temporary or part-time employees, when needed, at rates of
 15 pay not to exceed those provided in the Uniform Classification and
 16 Compensation Act, or its successor, or this act for the appropriate
 17 classification.

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19 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 20 to the Department of Energy and Environment, to be payable from the Oil and
 21 Gas Commission Fund, for personal services and operating expenses of the
 22 Department of Energy and Environment - Oil and Gas Commission for the fiscal
 23 year ending June 30, 2022, the following:

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25	ITEM	FISCAL YEAR
26	<u>NO.</u>	<u>2021-2022</u>
27	(01) REGULAR SALARIES	\$1,594,697
28	(02) EXTRA HELP	60,000
29	(03) PERSONAL SERVICES MATCHING	536,759
30	(04) MAINT. & GEN. OPERATION	
31	(A) OPER. EXPENSE	887,197
32	(B) CONF. & TRAVEL	40,000
33	(C) PROF. FEES	25,000
34	(D) CAP. OUTLAY	75,000
35	(E) DATA PROC.	0
36	(05) POLLUTION CONTROL	275,000

1	(06)	REFUNDS/REIMBURSEMENTS	100,000
2	(07)	DATA PROCESSING SERVICES	348,217
3	(08)	INTERSTATE OIL COMPACT	35,000
4	(09)	GEOLOGICAL RESEARCH	110,000
5	(10)	UNDERGROUND INJECTION CONTROL	100,000
6	(11)	GROUNDWATER PROTECTION	12,500
7	(12)	ENERGY EDUCATION	<u>30,000</u>
8		TOTAL AMOUNT APPROPRIATED	<u><u>\$4,229,370</u></u>

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10 SECTION 4. APPROPRIATION - REFUNDS AND REIMBURSEMENTS. There is hereby
 11 appropriated, to the Department of Energy and Environment, to be payable from
 12 cash funds as defined by Arkansas Code 19-4-801, for refunds and
 13 reimbursements of the Department of Energy and Environment - Oil and Gas
 14 Commission - Refunds and Reimbursements for the fiscal year ending June 30,
 15 2022, the following:

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17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2021-2022</u>
19	(01) REFUNDS/REIMBURSEMENTS	<u><u>\$200,000</u></u>

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21 SECTION 5. APPROPRIATION - WELL PLUGGING PROGRAM. There is hereby
 22 appropriated, to the Department of Energy and Environment, to be payable from
 23 the Abandoned and Orphaned Well Plugging Fund, for well plugging program
 24 expenses of the Department of Energy and Environment - Oil and Gas Commission
 25 - Well Plugging Program for the fiscal year ending June 30, 2022, the
 26 following:

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28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2021-2022</u>
30	(01) WELL PLUGGING EXPENSES	<u><u>\$12,500,000</u></u>

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

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

4 The Oil and Gas Commission may request the Chief Fiscal Officer to
5 transfer \$10,000,000 in a one time, emergency transfer on his or her books
6 and the books of the State Treasurer and the Auditor of the State from the
7 Oil and Gas Commission Fund to the Abandoned and Orphaned Well Plugging Fund.

8 The provisions of this section shall be in effect only from July 1, ~~2020~~
9 2021 through June 30, ~~2021~~ 2022.

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

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

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30 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
31 Assembly, that the Constitution of the State of Arkansas prohibits the
32 appropriation of funds for more than a one (1) year period; that the
33 effectiveness of this Act on July 1, 2021 is essential to the operation of
34 the agency for which the appropriations in this Act are provided, and that in
35 the event of an extension of the legislative session, the delay in the
36 effective date of this Act beyond July 1, 2021 could work irreparable harm

1 upon the proper administration and provision of essential governmental
2 programs. Therefore, an emergency is hereby declared to exist and this Act
3 being necessary for the immediate preservation of the public peace, health
4 and safety shall be in full force and effect from and after July 1, 2021.

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