

Stricken language will be deleted and underlined language will be added.

1 State of Arkansas *As Engrossed: H2/4/21 H3/15/21*

2 93rd General Assembly

# A Bill

3 Regular Session, 2021

HOUSE BILL 1207

4

5 By: Joint Budget Committee

6

7

## 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 - DIVISION OF ENVIRONMENTAL QUALITY

11

FOR THE FISCAL YEAR ENDING JUNE 30, 2022; AND FOR

12

OTHER PURPOSES.

13

14

15

## Subtitle

16

AN ACT FOR THE DEPARTMENT OF ENERGY AND

17

ENVIRONMENT - DIVISION OF ENVIRONMENTAL

18

QUALITY APPROPRIATION FOR THE 2021-2022

19

FISCAL YEAR.

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21

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

23

24 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby  
25 established for the Department of Energy and Environment for the 2021-2022  
26 fiscal year, the following maximum number of regular employees.

27

28

Maximum Annual

29

Maximum

Salary Rate

30

Item Class

No. of

Fiscal Year

31

No. Code Title

Employees

2021-2022

32

(1) SC005 SECRETARY OF ENERGY & ENVIRONMENT

1

GRADE SE05

33

(2) N218N E&E CHIEF ADMINISTRATOR

1

GRADE SE02

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(3) D129C E&E DIRECTOR OF INFORMATION TECH

1

GRADE IT10

35

(4) D007C INFORMATION SYSTEMS MANAGER

1

GRADE IT08

36

(5) D030C INFORMATION SYSTEMS COORDINATOR

3

GRADE IT07



1	(6)	D015C STATE NETWORK ENGINEER	1	GRADE IT07
2	(7)	D040C GIS ANALYST	2	GRADE IT06
3	(8)	D039C NETWORK SUPPORT SPECIALIST	1	GRADE IT06
4	(9)	D063C COMPUTER SUPPORT SPECIALIST	1	GRADE IT05
5	(10)	D052C SOFTWARE SUPPORT ANALYST	8	GRADE IT05
6	(11)	D044C SYSTEMS ANALYST	1	GRADE IT05
7	(12)	D062C DATABASE ANALYST	1	GRADE IT04
8	(13)	D068C INFORMATION SYSTEMS ANALYST	1	GRADE IT04
9	(14)	D065C NETWORK SUPPORT ANALYST	1	GRADE IT04
10	(15)	D064C WEBSITE DEVELOPER	1	GRADE IT04
11	(16)	D071C COMPUTER SUPPORT ANALYST	1	GRADE IT03
12	(17)	D078C GIS TECHNICIAN	2	GRADE IT02
13	(18)	G298C E&E CHIEF COUNSEL	1	GRADE GS15
14	(19)	N230N E&E CHIEF OF STAFF	1	GRADE GS15
15	(20)	N205N E&E DIRECTOR OF COMPLIANCE	1	GRADE GS13
16	(21)	N204N E&E DIRECTOR OF SPECIAL PROJECTS	1	GRADE GS13
17	(22)	B012C E&E SENIOR MANAGER	2	GRADE GS13
18	(23)	G019C GENERAL COUNSEL	3	GRADE GS13
19	(24)	G004C MANAGING ATTORNEY	1	GRADE GS13
20	(25)	G024C DEPARTMENT ADMINISTRATIVE LAW JUDGE	1	GRADE GS12
21	(26)	G031C E&E ADMIN OPERATIONS MANAGER	1	GRADE GS12
22	(27)	P079C E&E CHIEF OF COMMUNICATIONS	1	GRADE GS12
23	(28)	A137C E&E FINANCIAL MANAGER	1	GRADE GS12
24	(29)	G028C E&E TECHNICAL OPERATIONS MANAGER	1	GRADE GS12
25	(30)	A014C FISCAL DIVISION MANAGER	1	GRADE GS12
26	(31)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
27	(32)	G047C ATTORNEY SPECIALIST	6	GRADE GS11
28	(33)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
29	(34)	A044C AUDIT COORDINATOR	1	GRADE GS10
30	(35)	G063C E&E BRANCH MANAGER	1	GRADE GS10
31	(36)	B037C CHEMIST SUPERVISOR	3	GRADE GS09
32	(37)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
33	(38)	G139C E&E FACILITY SUPPORT SVCS MANAGER	1	GRADE GS08
34	(39)	R014C PERSONNEL MANAGER	1	GRADE GS08
35	(40)	V007C PROCUREMENT COORDINATOR	1	GRADE GS08
36	(41)	A089C ACCOUNTANT I	2	GRADE GS07

1	(42)	B081C CHEMIST	7	GRADE GS07
2	(43)	X054C ENVIRONMENTAL PROGRAM COORDINATOR	4	GRADE GS07
3	(44)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
4	(45)	A075C FINANCIAL ANALYST I	1	GRADE GS07
5	(46)	B051C GEOLOGIST	1	GRADE GS07
6	(47)	S017C MAINTENANCE COORDINATOR	1	GRADE GS07
7	(48)	P013C PUBLIC INFORMATION COORDINATOR	2	GRADE GS07
8	(49)	X082C E&E INSPECTOR II	1	GRADE GS06
9	(50)	P049C GRAPHIC ARTIST	2	GRADE GS06
10	(51)	R025C HUMAN RESOURCES ANALYST	2	GRADE GS06
11	(52)	G179C LEGAL SERVICES SPECIALIST	6	GRADE GS06
12	(53)	P027C PUBLIC INFORMATION SPECIALIST	2	GRADE GS06
13	(54)	V014C BUYER	1	GRADE GS05
14	(55)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
15	(56)	C056C ADMINISTRATIVE SPECIALIST III	4	GRADE GS04
16	<del>(57)</del>	<del>A098C FISCAL SUPPORT SPECIALIST</del>	<del>4</del>	<del>GRADE GS04</del>
17	(58)	S046C MAINTENANCE TECHNICIAN	3	GRADE GS04
18	(59)	C073C ADMINISTRATIVE SPECIALIST II	2	GRADE GS03
19	(60)	S065C MAINTENANCE ASSISTANT	<u>1</u>	GRADE GS01
20		MAX. NO. OF EMPLOYEES	<u>108</u>	

21  
 22 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is  
 23 hereby appropriated, to the Department of Energy and Environment, to be  
 24 payable from the paying account as determined by the Chief Fiscal Officer of  
 25 the State, for personal services and operating expenses of the Department of  
 26 Energy and Environment for the fiscal year ending June 30, 2022, the  
 27 following:

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2021-2022</u>
31	(01) REGULAR SALARIES	\$6,165,986
32	(02) PERSONAL SERVICES MATCHING	1,996,997
33	(03) MAINT. & GEN. OPERATION	
34	(A) OPER. EXPENSE	0
35	(B) CONF. & TRAVEL	0
36	(C) PROF. FEES	0

1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u><u>\$8,162,983</u></u>

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5 SECTION 3. REGULAR SALARIES. There is hereby established for the

6 Department of Energy and Environment - Division of Environmental Quality for

7 the 2021-2022 fiscal year, the following maximum number of regular employees.

8				9	Maximum Annual
10				Maximum	Salary Rate
11	Item Class			No. of	Fiscal Year
12	No.	Code	Title	Employees	2021-2022
13	(1)	U015U	DEQ DIRECTOR	1	GRADE SE03
14	(2)	N195N	DEQ ASSOCIATE DIRECTOR	3	GRADE GS15
15	(3)	N180N	E&E ASSOCIATE DIRECTOR ENERGY	1	GRADE GS14
16	(4)	B146C	E&E PROF ENGINEER SENIOR MANAGER	3	GRADE GS13
17	(5)	B012C	E&E SENIOR MANAGER	2	GRADE GS13
18	(6)	G032C	E&E ENERGY OPERATIONS MANAGER	1	GRADE GS12
19	(7)	B142C	E&E ENVIRONMENTAL OPERATIONS MANAGER	4	GRADE GS12
20	(8)	B015C	ENGINEER SUPERVISOR	11	GRADE GS12
21	(9)	G047C	ATTORNEY SPECIALIST	1	GRADE GS11
22	(10)	N203N	E&E DIRECTOR OF ENTERPRISE SERVICES	1	GRADE GS11
23	(11)	A021N	E&E ENERGY FISCAL OFFICER	1	GRADE GS11
24	(12)	G013C	E&E ENERGY PROGRAM MANAGER	2	GRADE GS11
25	(13)	B023C	ENGINEER, P.E.	16	GRADE GS11
26	(14)	G063C	E&E BRANCH MANAGER	14	GRADE GS10
27	(15)	L099C	EPIDEMIOLOGY SUPERVISOR	2	GRADE GS10
28	(16)	A052C	ACCOUNTING COORDINATOR	1	GRADE GS09
29	(17)	B042C	ENGINEER	28	GRADE GS09
30	(18)	L028C	EPIDEMIOLOGIST	4	GRADE GS09
31	(19)	B035C	GEOLOGY SUPERVISOR	3	GRADE GS09
32	(20)	G109C	GRANTS MANAGER	3	GRADE GS09
33	(21)	B055C	ECOLOGIST COORDINATOR	3	GRADE GS08
34	(22)	B043C	PROFESSIONAL GEOLOGIST	16	GRADE GS08
35	(23)	E023C	TRAINING PROJECT MANAGER	1	GRADE GS08
36	(24)	B081C	CHEMIST	2	GRADE GS07

1	(25)	G159C DEPARTMENT BUSINESS COORDINATOR	1	GRADE GS07
2	(26)	X059C E&E COMPLIANCE COORDINATOR	6	GRADE GS07
3	(27)	X036C E&E INSPECTOR SUPERVISOR I	13	GRADE GS07
4	(28)	B065C ECOLOGIST	9	GRADE GS07
5	(29)	G248C ENERGY PROGRAM COORDINATOR	1	GRADE GS07
6	(30)	G148C ENERGY PROGRAM MANAGER	1	GRADE GS07
7	(31)	X054C ENVIRONMENTAL PROGRAM COORDINATOR	20	GRADE GS07
8	(32)	A075C FINANCIAL ANALYST I	1	GRADE GS07
9	(33)	G147C GRANTS COORDINATOR	3	GRADE GS07
10	(34)	P020C PRODUCTION ARTIST	1	GRADE GS07
11	(35)	A072C RESEARCH & STATISTICS MANAGER	1	GRADE GS07
12	(36)	C037C ADMINISTRATIVE ANALYST	18	GRADE GS06
13	(37)	X075C E&E COMPLIANCE ANALYST	14	GRADE GS06
14	(38)	X093C E&E INSPECTOR II	76	GRADE GS06
15	(39)	G180C GRANTS ANALYST	6	GRADE GS06
16	(40)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
17	(41)	C056C ADMINISTRATIVE SPECIALIST III	19	GRADE GS04
18	(42)	C073C ADMINISTRATIVE SPECIALIST II	<u>4</u>	GRADE GS03
19		MAX. NO. OF EMPLOYEES	319	

20

21 SECTION 4. EXTRA HELP. There is hereby authorized, for the Department  
 22 of Energy and Environment - Division of Environmental Quality for the 2021-  
 23 2022 fiscal year, the following maximum number of part-time or temporary  
 24 employees, to be known as "Extra Help", payable from funds appropriated  
 25 herein for such purposes: seventy (70) temporary or part-time employees,  
 26 when needed, at rates of pay not to exceed those provided in the Uniform  
 27 Classification and Compensation Act, or its successor, or this act for the  
 28 appropriate classification.

29

30 SECTION 5. APPROPRIATION - STATE OPERATIONS. There is hereby  
 31 appropriated, to the Department of Energy and Environment, to be payable from  
 32 the Division of Environmental Quality Fund Account, for personal services and  
 33 operating expenses of the Department of Energy and Environment - Division of  
 34 Environmental Quality - State Operations for the fiscal year ending June 30,  
 35 2022, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2021-2022</u>
3	(01) REGULAR SALARIES	\$1,746,099
4	(02) EXTRA HELP	25,674
5	(03) PERSONAL SERVICES MATCHING	587,068
6	(04) MAINT. & GEN. OPERATION	
7	(A) OPER. EXPENSE	353,183
8	(B) CONF. & TRAVEL	32,115
9	(C) PROF. FEES	4,100
10	(D) CAP. OUTLAY	0
11	(E) DATA PROC.	<u>0</u>
12	TOTAL AMOUNT APPROPRIATED	<u>\$2,748,239</u>

13

14 SECTION 6. APPROPRIATION - FEDERAL OPERATIONS. There is hereby  
 15 appropriated, to the Department of Energy and Environment, to be payable from  
 16 the federal funds as designated by the Chief Fiscal Officer of the State, for  
 17 personal services and operating expenses of the Department of Energy and  
 18 Environment - Division of Environmental Quality - Federal Operations for the  
 19 fiscal year ending June 30, 2022, the following:

20

21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2021-2022</u>
23	(01) REGULAR SALARIES	\$3,524,520
24	(02) EXTRA HELP	148,585
25	(03) PERSONAL SERVICES MATCHING	1,222,606
26	(04) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	1,083,180
28	(B) CONF. & TRAVEL	168,901
29	(C) PROF. FEES	484,401
30	(D) CAP. OUTLAY	780,000
31	(E) DATA PROC.	0
32	(05) DIESEL EMISSION REDUCTION AWARD GRANTS	<u>450,000</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$7,862,193</u>

34

35 SECTION 7. APPROPRIATION - WASTE WATER LICENSING. There is hereby  
 36 appropriated, to the Department of Energy and Environment, to be payable from

1 the Wastewater Licensing Fund, for personal services and operating expenses  
 2 of the Department of Energy and Environment - Division of Environmental  
 3 Quality - Waste Water Licensing for the fiscal year ending June 30, 2022, the  
 4 following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2021-2022</u>
8 (01) REGULAR SALARIES	\$62,742
9 (02) PERSONAL SERVICES MATCHING	21,489
10 (03) MAINT. & GEN. OPERATION	
11 (A) OPER. EXPENSE	26,721
12 (B) CONF. & TRAVEL	5,000
13 (C) PROF. FEES	50,000
14 (D) CAP. OUTLAY	0
15 (E) DATA PROC.	<u>0</u>
16 TOTAL AMOUNT APPROPRIATED	<u><u>\$165,952</u></u>

17  
 18 SECTION 8. APPROPRIATION - LAND RECLAMATION. There is hereby  
 19 appropriated, to the Department of Energy and Environment, to be payable from  
 20 the Land Reclamation Fund, for land reclamation contracts of the Department  
 21 of Energy and Environment - Division of Environmental Quality - Land  
 22 Reclamation for the fiscal year ending June 30, 2022, the following:

24 ITEM	FISCAL YEAR
25 <u>NO.</u>	<u>2021-2022</u>
26 (01) RECLAMATION CONTRACTS	<u><u>\$950,000</u></u>

27  
 28 SECTION 9. APPROPRIATION - HAZARDOUS WASTE PERMIT PROGRAM. There is  
 29 hereby appropriated, to the Department of Energy and Environment, to be  
 30 payable from the Hazardous Waste Permit Fund, for personal services and  
 31 operating expenses of the Department of Energy and Environment - Division of  
 32 Environmental Quality - Hazardous Waste Permit Program for the fiscal year  
 33 ending June 30, 2022, the following:

35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2021-2022</u>

1	(01) REGULAR SALARIES	\$705,320
2	(02) EXTRA HELP	15,795
3	(03) PERSONAL SERVICES MATCHING	236,235
4	(04) OVERTIME	1,250
5	(05) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	141,544
7	(B) CONF. & TRAVEL	47,700
8	(C) PROF. FEES	47,150
9	(D) CAP. OUTLAY	175,000
10	(E) DATA PROC.	<u>0</u>
11	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,369,994</u></u>

12

13 SECTION 10. APPROPRIATION - RECLAMATION OF ABANDONED MINES. There is  
 14 hereby appropriated, to the Department of Energy and Environment, to be  
 15 payable from the Abandoned Mine Reclamation Fund, for contractual services of  
 16 the Department of Energy and Environment - Division of Environmental Quality  
 17 - Reclamation of Abandoned Mines for the fiscal year ending June 30, 2022,  
 18 the following:

19

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2021-2022</u>
22	(01) ABANDONED MINE RECLAMATION	
23	CONTRACTUAL SERVICES	<u><u>\$5,700,000</u></u>

24

25 SECTION 11. APPROPRIATION - SURFACE COAL MINING. There is hereby  
 26 appropriated, to the Department of Energy and Environment, to be payable from  
 27 the Surface Coal Mining Operation Fund, for operating expenses of the  
 28 Department of Energy and Environment - Division of Environmental Quality -  
 29 Surface Coal Mining for the fiscal year ending June 30, 2022, the following:

30

31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2021-2022</u>
33	(01) MAINT. & GEN. OPERATION	
34	(A) OPER. EXPENSE	\$15,000
35	(B) CONF. & TRAVEL	0
36	(C) PROF. FEES	0



1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u><u>\$15,000</u></u>

4

5 SECTION 12. APPROPRIATION - MINING RECLAMATION. There is hereby  
6 appropriated, to the Department of Energy and Environment, to be payable from  
7 the Mine Reclamation Trust Fund, for contractual services of the Department  
8 of Energy and Environment - Division of Environmental Quality - Mining  
9 Reclamation for the fiscal year ending June 30, 2022, the following:

10

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2021-2022</u>
13	(01) MINING RECLAMATION CONTRACTUAL	
14	SERVICES	<u><u>\$1,520,000</u></u>

15

16 SECTION 13. APPROPRIATION - FEE ADMINISTRATION. There is hereby  
17 appropriated, to the Department of Energy and Environment, to be payable from  
18 the Division of Environmental Quality Fee Trust Fund, for personal services  
19 and operating expenses of the Department of Energy and Environment - Division  
20 of Environmental Quality - Fee Administration for the fiscal year ending June  
21 30, 2022, the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2021-2022</u>
25	(01) REGULAR SALARIES	\$6,949,424
26	(02) EXTRA HELP	45,000
27	(03) PERSONAL SERVICES MATCHING	2,368,805
28	(04) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	2,290,941
30	(B) CONF. & TRAVEL	175,516
31	(C) PROF. FEES	500,000
32	(D) CAP. OUTLAY	1,050,000
33	(E) DATA PROC.	0
34	(05) DIESEL EMISSION REDUCTION AWARDS	
35	GRANTS	<u>363,000</u>
36	TOTAL AMOUNT APPROPRIATED	<u><u>\$13,742,686</u></u>

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SECTION 14. APPROPRIATION - SOLID WASTE PERFORMANCE BONDS PROGRAM.  
There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Solid Waste Performance Bond Fund, for contractual services of the Department of Energy and Environment - Division of Environmental Quality - Solid Waste Performance Bonds Program for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) SOLID WASTE PERFORMANCE BONDS	
CONTRACTUAL SERVICES	<u>\$3,000,000</u>

SECTION 15. APPROPRIATION - HAZARDOUS WASTE CLEANUP. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Hazardous Substance Remedial Action Trust Fund, for personal services and operating expenses of the Department of Energy and Environment - Division of Environmental Quality - Hazardous Waste Cleanup for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) REGULAR SALARIES	\$116,608
(02) PERSONAL SERVICES MATCHING	37,993
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	302,191
(B) CONF. & TRAVEL	35,960
(C) PROF. FEES	215,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) CONTRACTUAL SERVICES	6,194,000
(05) DATA PROCESSING PURCHASES	<u>453,937</u>
TOTAL AMOUNT APPROPRIATED	<u>\$7,355,689</u>

SECTION 16. APPROPRIATION - EMERGENCY RESPONSE PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to be

1 payable from the Hazardous Substance Remedial Action Trust Fund, for  
 2 contractual services of the Department of Energy and Environment - Division  
 3 of Environmental Quality - Emergency Response Program for the fiscal year  
 4 ending June 30, 2022, the following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2021-2022</u>
8 (01) CONTRACTUAL SERVICES	<u>\$372,655</u>

9  
 10 SECTION 17. APPROPRIATION - ASBESTOS CONTROL PROGRAM. There is hereby  
 11 appropriated, to the Department of Energy and Environment, to be payable from  
 12 the Asbestos Control Fund, for personal services and operating expenses of  
 13 the Department of Energy and Environment - Division of Environmental Quality  
 14 - Asbestos Control Program for the fiscal year ending June 30, 2022, the  
 15 following:

17 ITEM	FISCAL YEAR
18 <u>NO.</u>	<u>2021-2022</u>
19 (01) REGULAR SALARIES	\$199,684
20 (02) PERSONAL SERVICES MATCHING	73,566
21 (03) MAINT. & GEN. OPERATION	
22 (A) OPER. EXPENSE	29,452
23 (B) CONF. & TRAVEL	4,090
24 (C) PROF. FEES	2,100
25 (D) CAP. OUTLAY	0
26 (E) DATA PROC.	0
27 (04) ASBESTOS CONTROL PROGRAM GRANTS	<u>150,000</u>
28 TOTAL AMOUNT APPROPRIATED	<u>\$458,892</u>

29  
 30 SECTION 18. APPROPRIATION - SOLID WASTE MANAGEMENT AND RECYCLING  
 31 PROGRAM. There is hereby appropriated, to the Department of Energy and  
 32 Environment, to be payable from the Solid Waste Management and Recycling  
 33 Fund, for personal services and operating expenses of the Department of  
 34 Energy and Environment - Division of Environmental Quality - Solid Waste  
 35 Management and Recycling Program for the fiscal year ending June 30, 2022,  
 36 the following:

1		
2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2021-2022</u>
4	(01) REGULAR SALARIES	\$593,488
5	(02) PERSONAL SERVICES MATCHING	201,855
6	(03) MAINT. & GEN. OPERATION	201,855
7	(A) OPER. EXPENSE	97,179
8	(B) CONF. & TRAVEL	15,668
9	(C) PROF. FEES	0
10	(D) CAP. OUTLAY	100,000
11	(E) DATA PROC.	0
12	(04) REFUNDS/REIMBURSEMENTS	4,650,000
13	(05) ELECTRONIC WASTE RECYCLING	
14	INFRASTRUCTURE	<u>2,500,000</u>
15	TOTAL AMOUNT APPROPRIATED	<u>\$8,158,190</u>

16

## 17 SECTION 19. APPROPRIATION - REGULATED SUBSTANCE STORAGE TANK PROGRAM.

18 There is hereby appropriated, to the Department of Energy and Environment, to  
 19 be payable from the Regulated Substance Storage Tank Program Fund, for  
 20 personal services and operating expenses of the Department of Energy and  
 21 Environment - Division of Environmental Quality - Regulated Substance Storage  
 22 Tank Program for the fiscal year ending June 30, 2022, the following:

23

24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2021-2022</u>
26	(01) REGULAR SALARIES	\$731,609
27	(02) PERSONAL SERVICES MATCHING	262,411
28	(03) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	71,128
30	(B) CONF. & TRAVEL	5,005
31	(C) PROF. FEES	0
32	(D) CAP. OUTLAY	0
33	(E) DATA PROC.	<u>0</u>
34	TOTAL AMOUNT APPROPRIATED	<u>\$1,070,153</u>

35

## 36 SECTION 20. APPROPRIATION - PETROLEUM STORAGE TANK TRUST FUND. There

1 is hereby appropriated, to the Department of Energy and Environment, to be  
 2 payable from the Petroleum Storage Tank Trust Fund, for personal services and  
 3 operating expenses of the Department of Energy and Environment - Division of  
 4 Environmental Quality - Petroleum Storage Tank Trust Fund for the fiscal year  
 5 ending June 30, 2022, the following:

7 ITEM	FISCAL YEAR
8 <u>NO.</u>	<u>2021-2022</u>
9 (01) REGULAR SALARIES	\$264,342
10 (02) PERSONAL SERVICES MATCHING	94,355
11 (03) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	18,999,800
13 (B) CONF. & TRAVEL	3,005
14 (C) PROF. FEES	2,500,156
15 (D) CAP. OUTLAY	0
16 (E) DATA PROC.	<u>0</u>
17 TOTAL AMOUNT APPROPRIATED	<u>\$21,861,658</u>

18

## 19 SECTION 21. APPROPRIATION - REGULATED STORAGE TANK PROGRAM - FEDERAL.

20 There is hereby appropriated, to the Department of Energy and Environment, to  
 21 be payable from the federal funds as designated by the Chief Fiscal Officer  
 22 of the State, for contractual services of the Department of Energy and  
 23 Environment - Division of Environmental Quality - Regulated Storage Tank  
 24 Program - Federal for the fiscal year ending June 30, 2022, the following:

25

26 ITEM	FISCAL YEAR
27 <u>NO.</u>	<u>2021-2022</u>
28 (01) REGULATED STORAGE TANK & CONTRACTUAL	
29 SERVICES	<u>\$3,925,000</u>

30

## 31 SECTION 22. APPROPRIATION - LANDFILL POST-CLOSURE PROGRAM. There is

32 hereby appropriated, to the Department of Energy and Environment, to be  
 33 payable from the Landfill Post-Closure Trust Fund, for personal services and  
 34 operating expenses of the Department of Energy and Environment - Division of  
 35 Environmental Quality - Landfill Post-Closure Program for the fiscal year  
 36 ending June 30, 2022, the following:

1		
2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2021-2022</u>
4	(01) REGULAR SALARIES	\$213,630
5	(02) PERSONAL SERVICES MATCHING	71,419
6	(03) MAINT. & GEN. OPERATION	
7	(A) OPER. EXPENSE	30,923
8	(B) CONF. & TRAVEL	6,000
9	(C) PROF. FEES	0
10	(D) CAP. OUTLAY	0
11	(E) DATA PROC.	0
12	(04) CONTRACTUAL SERVICES	<u>14,109,373</u>
13	TOTAL AMOUNT APPROPRIATED	<u><u>\$14,431,345</u></u>

14

15 SECTION 23. APPROPRIATION - MARKETING RECYCLABLES PROGRAM OF THE  
 16 COMPLIANCE ADVISORY PANEL. There is hereby appropriated, to the Department  
 17 of Energy and Environment, to be payable from the Marketing Recyclables  
 18 Program Fund, for personal services and operating expenses of the Department  
 19 of Energy and Environment - Division of Environmental Quality - Marketing  
 20 Recyclables Program of the Compliance Advisory Panel for the fiscal year  
 21 ending June 30, 2022, the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2021-2022</u>
25	(01) REGULAR SALARIES	\$1,500
26	(02) PERSONAL SERVICES MATCHING	115
27	(03) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	13,296
29	(B) CONF. & TRAVEL	6,415
30	(C) PROF. FEES	7,000
31	(D) CAP. OUTLAY	0
32	(E) DATA PROC.	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u><u>\$28,326</u></u>

34

35 SECTION 24. APPROPRIATION - ENVIRONMENTAL EDUCATION PROGRAM. There is  
 36 hereby appropriated, to the Department of Energy and Environment - Division

1 of Environmental Quality, to be payable from the Environmental Education  
 2 Fund, for operating expenses of the Department of Energy and Environment -  
 3 Division of Environmental Quality - Environmental Education Program for the  
 4 fiscal year ending June 30, 2022, the following:

5

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2021-2022</u>
8 (01) MAINT. & GEN. OPERATION	
9 (A) OPER. EXPENSE	\$111,300
10 (B) CONF. & TRAVEL	8,000
11 (C) PROF. FEES	26,700
12 (D) CAP. OUTLAY	0
13 (E) DATA PROC.	<u>0</u>
14 TOTAL AMOUNT APPROPRIATED	<u><u>\$146,000</u></u>

15

16 SECTION 25. APPROPRIATION - SMALL BUSINESS LOANS. There is hereby  
 17 appropriated, to the Department of Energy and Environment, to be payable from  
 18 the Small Business Revolving Loan Fund, for providing loans to small  
 19 businesses for projects to meet regulatory mandates in pollution control and  
 20 prevention technologies of the Department of Energy and Environment -  
 21 Division of Environmental Quality for the fiscal year ending June 30, 2022,  
 22 the following:

23

24 ITEM	FISCAL YEAR
25 <u>NO.</u>	<u>2021-2022</u>
26 (01) SMALL BUSINESS LOANS	<u><u>\$550,000</u></u>

27

28 SECTION 26. APPROPRIATION - SMALL BUSINESS REVOLVING LOAN PROGRAM.  
 29 There is hereby appropriated, to the Department of Energy and Environment, to  
 30 be payable from the Small Business Revolving Loan Fund, for operating  
 31 expenses of the Department of Energy and Environment - Division of  
 32 Environmental Quality - Small Business Revolving Loan Program for the fiscal  
 33 year ending June 30, 2022, the following:

34

35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2021-2022</u>

1	(01) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	\$11,010
3	(B) CONF. & TRAVEL	3,650
4	(C) PROF. FEES	5,000
5	(D) CAP. OUTLAY	0
6	(E) DATA PROC.	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u><u>\$19,660</u></u>

8

9 SECTION 27. APPROPRIATION - PERFORMANCE PARTNERSHIP SYSTEM EXPENSES.

10 There is hereby appropriated, to the Department of Energy and Environment, to  
 11 be payable from the Performance Partnership Trust Fund, for expenses of  
 12 designing and establishing a management organization of the Department of  
 13 Energy and Environment - Division of Environmental Quality for the fiscal  
 14 year ending June 30, 2022, the following:

15		
16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2021-2022</u>
18	(01) PERFORMANCE INTEGRATED INFORMATION	
19	SYSTEM EXPENSES	<u><u>\$563,000</u></u>

20

21 SECTION 28. APPROPRIATION - ENVIRONMENTAL SETTLEMENT TRUST. There is  
 22 hereby appropriated, to the Department of Energy and Environment, to be  
 23 payable from the Environmental Settlement Trust Fund, for expenses as  
 24 authorized through various settlement agreements benefiting the State of  
 25 Arkansas as administered through the Department of Energy and Environment -  
 26 Division of Environmental Quality for the fiscal year ending June 30, 2022,  
 27 the following:

28		
29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2021-2022</u>
31	(01) ENVIRONMENTAL SETTLEMENT TRUST	
32	EXPENSES	<u><u>\$5,650,000</u></u>

33

34 SECTION 29. APPROPRIATION - COMPUTER AND ELECTRONIC RECYCLING. There  
 35 is hereby appropriated, to the Department of Energy and Environment, to be  
 36 payable from the Computer and Electronic Recycling Fund, for grants and



1 expenses of the Department of Energy and Environment - Division of  
 2 Environmental Quality - Computer and Electronic Recycling for the fiscal year  
 3 ending June 30, 2022, the following:

5	ITEM	FISCAL YEAR
6	<u>NO.</u>	<u>2021-2022</u>
7	(01) COMPUTER AND ELECTRONICS RECYCLING	
8	MANAGEMENT EXPENSES OR GRANTS	<u>\$250,000</u>

9  
 10 SECTION 30. REGULAR SALARIES - POLLUTION CONTROL AND ECOLOGY COMMISSION  
 11 - ADMINISTRATIVE HEARING OFFICER. There is hereby established for the  
 12 Department of Energy and Environment - Division of Environmental Quality for  
 13 the 2021-2022 fiscal year, the following maximum number of regular employees.

		Maximum Annual	
16		Maximum	Salary Rate
17	Item Class	No. of	Fiscal Year
18	<u>No. Code Title</u>	<u>Employees</u>	<u>2021-2022</u>
19	(1) G032N PC&E HEARING OFFICER	1	GRADE GS14
20	(2) G179C LEGAL SERVICES SPECIALIST	<u>1</u>	GRADE GS06
21	MAX. NO. OF EMPLOYEES	2	

22  
 23 SECTION 31. APPROPRIATION - POLLUTION CONTROL AND ECOLOGY COMMISSION -  
 24 ADMINISTRATIVE HEARING OFFICER. There is hereby appropriated, to the  
 25 Department of Energy and Environment, to be payable from the Division of  
 26 Environmental Quality Fee Trust Fund, for personal services and operating  
 27 expenses of the Department of Energy and Environment - Division of  
 28 Environmental Quality - Pollution Control and Ecology Commission -  
 29 Administrative Hearing Officer for the fiscal year ending June 30, 2022, the  
 30 following:

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2021-2022</u>
34	(01) REGULAR SALARIES	\$164,847
35	(02) PERSONAL SERVICES MATCHING	47,777
36	(03) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	49,217
2	(B) CONF. & TRAVEL	6,922
3	(C) PROF. FEES	38,000
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	<u><u>\$306,763</u></u>

7

8 SECTION 32. APPROPRIATION - NON HAZARDOUS SITE CLEANUP. There is  
 9 hereby appropriated, to the Department of Energy and Environment, to be  
 10 payable from the Division of Environmental Quality Fee Trust Fund, for the  
 11 cleanup of non hazardous sites which pose a threat to the environment for the  
 12 fiscal year ending June 30, 2022, the following:

13

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2021-2022</u>
16	(01) CONTRACTUAL SERVICES	<u><u>\$100,000</u></u>

17

18 SECTION 33. APPROPRIATION - WATER PERFORMANCE BOND FUND. There is  
 19 hereby appropriated, to the Department of Energy and Environment, to be  
 20 payable from the Water Performance Bond Fund, for contractual services of the  
 21 Department of Energy and Environment - Division of Environmental Quality -  
 22 Water Performance Bond Fund for the fiscal year ending June 30, 2022, the  
 23 following:

24

25	ITEM	FISCAL YEAR
26	<u>NO.</u>	<u>2021-2022</u>
27	(01) NON MUNICIPAL DOMESTIC SEWAGE	
28	CONTRACTUAL SERVICES	<u><u>\$500,000</u></u>

29

30 SECTION 34. APPROPRIATION - NONMUNICIPAL DOMESTIC SEWAGE TREATMENT  
 31 WORKS. There is hereby appropriated, to the Department of Energy and  
 32 Environment, to be payable from the Nonmunicipal Domestic Sewage Treatment  
 33 Works Trust Fund, for personal services and operating expenses of the  
 34 Department of Energy and Environment - Division of Environmental Quality -  
 35 Nonmunicipal Domestic Sewage Treatment Works for the fiscal year ending June  
 36 30, 2022, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) NONMUNICIPAL DOMESTIC SEWAGE TREATMENT	<u>\$55,000</u>

SECTION 35. APPROPRIATION - USED TIRE RECYCLING AND ACCOUNTABILITY PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Used Tire Recycling Fund, for expenses of the Department of Energy and Environment - Division of Environmental Quality - Used Tire Recycling and Accountability Program for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) USED TIRE RECYCLING AND ACCOUNTABILITY PROGRAM EXPENSES	<u>\$10,788,000</u>

SECTION 36. APPROPRIATION - STATE OPERATIONS - ENERGY OFFICE. There is hereby appropriated, to the Department of Energy and Environment - Division of Environmental Quality, to be payable from the Division of Environmental Quality Fund Account, for personal services of the Department of Energy and Environment - Division of Environmental Quality for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) REGULAR SALARIES	\$170,799
(02) PERSONAL SERVICES MATCHING	<u>50,630</u>
TOTAL AMOUNT APPROPRIATED	<u>\$221,429</u>

SECTION 37. APPROPRIATION - STATE ENERGY PLAN - FEDERAL. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services, operating expenses, and grants and aid of the Department of Energy and Environment - Division of Environmental Quality for the fiscal year ending June 30, 2022, the following:

1		
2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2021-2022</u>
4	(01) REGULAR SALARIES	\$226,898
5	(02) PERSONAL SERVICES MATCHING	75,447
6	(03) MAINT. & GEN. OPERATION	
7	(A) OPER. EXPENSE	118,273
8	(B) CONF. & TRAVEL	36,788
9	(C) PROF. FEES	268,085
10	(D) CAP. OUTLAY	0
11	(E) DATA PROC.	0
12	(04) ENERGY CONSERVATION GRANTS AND AID	<u>551,952</u>
13	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,277,443</u></u>

14

15 SECTION 38. APPROPRIATION - ENERGY EFFICIENCY ARKANSAS - CASH. There  
 16 is hereby appropriated, to the Department of Energy and Environment, to be  
 17 payable from the cash fund deposited in the State Treasury as determined by  
 18 the Chief Fiscal Officer of the State, for personal services, operating  
 19 expenses, and grants and aid of the Department of Energy and Environment -  
 20 Division of Environmental Quality for the fiscal year ending June 30, 2022,  
 21 the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2021-2022</u>
25	(01) REGULAR SALARIES	\$103,871
26	(02) PERSONAL SERVICES MATCHING	35,946
27	(03) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	158,900
29	(B) CONF. & TRAVEL	6,000
30	(C) PROF. FEES	746,000
31	(D) CAP. OUTLAY	0
32	(E) DATA PROC.	0
33	(04) ENERGY EFFICIENCY ARKANSAS GRANTS	<u>385,000</u>
34	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,435,717</u></u>

35

36 SECTION 39. APPROPRIATION - CLEAN CITIES COALITION - CASH. There is

1 hereby appropriated, to the Department of Energy and Environment, to be  
 2 payable from the cash fund deposited in the State Treasury as determined by  
 3 the Chief Fiscal Officer of the State, for operating expenses and grants and  
 4 aid of the Department of Energy and Environment - Division of Environmental  
 5 Quality for the fiscal year ending June 30, 2022, the following:

6	7 ITEM	FISCAL YEAR
8	<u>NO.</u>	<u>2021-2022</u>
9	(01) MAINT. & GEN. OPERATION	
10	(A) OPER. EXPENSE	\$20,000
11	(B) CONF. & TRAVEL	8,750
12	(C) PROF. FEES	105,255
13	(D) CAP. OUTLAY	0
14	(E) DATA PROC.	0
15	(02) GRANTS FOR ALTERNATIVE FUEL PROJECTS	<u>55,000</u>
16	TOTAL AMOUNT APPROPRIATED	<u><u>\$189,005</u></u>

17  
 18 SECTION 40. APPROPRIATION - FEDERAL OPERATIONS - ENERGY OFFICE. There  
 19 is hereby appropriated, to the Department of Energy and Environment, to be  
 20 payable from the federal funds as designated by the Chief Fiscal Officer of  
 21 the State, for personal services, operating expenses, and grants and aid of  
 22 the Department of Energy and Environment - Division of Environmental Quality  
 23 for the fiscal year ending June 30, 2022, the following:

24	25 ITEM	FISCAL YEAR
26	<u>NO.</u>	<u>2021-2022</u>
27	(01) REGULAR SALARIES	\$411,270
28	(02) PERSONAL SERVICES MATCHING	148,281
29	(03) MAINT. & GEN. OPERATION	
30	(A) OPER. EXPENSE	67,880
31	(B) CONF. & TRAVEL	16,750
32	(C) PROF. FEES	13,500
33	(D) CAP. OUTLAY	0
34	(E) DATA PROC.	0
35	(04) LIHEAP GRANTS	37,108,910
36	(05) DATA PROCESSING SERVICES	25,046

1	(06) WEATHERIZATION ASSISTANCE PROGRAM	<u>5,561,541</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$43,353,178</u></u>

3  
 4 SECTION 41. APPROPRIATION - ALTERNATIVE FUELS VEHICLES PROGRAM. There  
 5 is hereby appropriated, to the Department of Energy and Environment, to be  
 6 payable from the cash fund deposited in the State Treasury as determined by  
 7 the Chief Fiscal Officer of the State, for operating expenses of the  
 8 Department of Energy and Environment - Division of Environmental Quality for  
 9 the fiscal year ending June 30, 2022, the following:

10	ITEM	FISCAL YEAR
11		2021-2022
12	<u>NO.</u>	<u>2021-2022</u>
13	(01) MAINT. & GEN. OPERATION	
14	(A) OPER. EXPENSE	\$435,000
15	(B) CONF. & TRAVEL	0
16	(C) PROF. FEES	0
17	(D) CAP. OUTLAY	0
18	(E) DATA PROC.	<u>0</u>
19	TOTAL AMOUNT APPROPRIATED	<u><u>\$435,000</u></u>

20  
 21 SECTION 42. APPROPRIATION - ENERGY PERFORMANCE CONTRACTS. There is  
 22 hereby appropriated, to the Department of Energy and Environment, to be  
 23 payable from the cash fund deposited in the State Treasury as determined by  
 24 the Chief Fiscal Officer of the State, for operating expenses of the  
 25 Department of Energy and Environment - Division of Environmental Quality for  
 26 the fiscal year ending June 30, 2022, the following:

27	ITEM	FISCAL YEAR
28		2021-2022
29	<u>NO.</u>	<u>2021-2022</u>
30	(01) MAINT. & GEN. OPERATION	
31	(A) OPER. EXPENSE	\$25,000
32	(B) CONF. & TRAVEL	0
33	(C) PROF. FEES	300,000
34	(D) CAP. OUTLAY	0
35	(E) DATA PROC.	<u>0</u>
36	TOTAL AMOUNT APPROPRIATED	<u><u>\$325,000</u></u>

1  
2 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EQUIPMENT  
4 PURCHASE RESTRICTIONS. Expenditures from the Hazardous Substance Remedial  
5 Action Trust Fund for the purchase of ~~departmental~~ division laboratory  
6 equipment, including maintenance contracts, data processing equipment and  
7 mission-critical software, including maintenance contracts, as appropriated  
8 in the Capital Outlay and Data Processing Purchases line items of the  
9 Hazardous Waste Cleanup appropriation section, shall be funded through  
10 interest earnings and investment earnings from the Hazardous Substance  
11 Remedial Action Trust Fund and additional funding from the Hazardous  
12 Substance Remedial Action Trust Fund on July 1, ~~2020~~ 2021. Further, the  
13 ~~Department~~ Division shall report annually to the Arkansas Legislative Council  
14 or Joint Budget Committee all expenditures for these purchases.

15 The provisions of this section shall be in effect only from July 1, ~~2020~~  
16 2021 through June 30, ~~2021~~ 2022.

17  
18 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
20 APPROPRIATIONS RESTRICTIONS. No expenditure from the Environmental Settlement  
21 Trust Fund for information technology needs may be made without prior  
22 approval of the Chief Fiscal Officer of the State, after seeking review of  
23 the Arkansas Legislative Council or Joint Budget Committee. Further,  
24 utilization of this appropriation for information technology needs of the  
25 Arkansas ~~Department~~ Division of Environmental Quality must also be approved  
26 by the Executive Chief Information Officer after the project is evaluated on  
27 the methodology recommended by the Chief Information Officer and the CIO  
28 Council, including an analysis of the return on investment and linkage to the  
29 ~~Department's~~ Division's business objectives. Any approved projects and  
30 expenditures for information technology from the Environmental Settlement  
31 Trust Fund shall be reported annually to the Joint Committee on Advanced  
32 Communications and Information Technology.

33 The provisions of this section shall be in effect only from July 1, ~~2020~~  
34 2021 through June 30, ~~2021~~ 2022.

35  
36 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
2 TRANSFER PROVISION. Upon approval of the Chief Fiscal Officer of the State,  
3 the Arkansas ~~Department~~ Division of Environmental Quality may transfer from  
4 various department funds to the Division of Environmental Quality Fund  
5 Account the sum of \$1,500,000 in fiscal year ~~2020-2021~~ 2021-2022 for the  
6 exclusive purpose of supplementing funding for the appropriation provided in  
7 the State Operations appropriation section. The funds shall be used for  
8 personal services and operating expenses of the Arkansas ~~Department~~ Division  
9 of Environmental Quality - State Operations. Funds which remain in the  
10 Division of Environmental Quality Fund Account at the close of the fiscal  
11 year shall be carried forward and made available for the same purpose for the  
12 following fiscal year. These funds shall be used for the purpose stated  
13 above.

14 The provisions of this section shall be in effect only from July 1, ~~2020~~  
15 2021 through June 30, ~~2021~~ 2022.

16

17 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING  
19 REQUIREMENTS. For the purposes of the fund transfers provided for in the  
20 preceding Fund Transfer Provision special language section, the amounts  
21 transferred shall not be considered as part of any statutory limitation on  
22 the use of funds for administration of programs of the ~~Department~~ Division.

23 The provisions of this section shall be in effect only from July 1, ~~2020~~  
24 2021 through June 30, ~~2021~~ 2022.

25

26 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL  
28 POST-CLOSURE CLEAN UP RESTRICTIONS. Any expenditures in excess of ~~\$50,000~~  
29 \$2,000,000 per site from the Landfill Post-Closure Trust Fund, as  
30 appropriated in the Contractual Services line item of the Landfill Post-  
31 Closure Program appropriation section, for corrective action to remedy  
32 environmental impacts of closed disposal sites previously operated as a  
33 landfill pursuant to state law, ~~will be prioritized and authorized~~ shall be  
34 subject to review and approval by the Arkansas Pollution Control and Ecology  
35 Commission after addressing corrective actions needed to address  
36 environmental impacts from permitted landfills closed properly. ~~Expenditures~~



1 ~~exceeding \$2,000,000 per fiscal year must be approved by the Arkansas~~  
2 ~~Pollution Control and Ecology Commission.~~

3 The provisions of this section shall be in effect only from July 1, ~~2020~~  
4 2021 through June 30, ~~2021~~ 2022.

5  
6 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NON  
8 HAZARDOUS SITE CLEAN UP RESTRICTIONS. Expenditures from the Division of  
9 Environmental Quality Fee Trust Fund for the cleanup of non hazardous sites  
10 which pose a threat to the environment, as appropriated in the Non Hazardous  
11 Site Cleanup appropriation section, shall be funded only through interest  
12 earnings from the Division of Environmental Quality Fee Trust Fund. The  
13 Arkansas ~~Department~~ Division of Environmental Quality shall seek cost  
14 recovery from parties responsible for damages to the environment that dictate  
15 the use of appropriation authorized in the Non Hazardous Site Cleanup  
16 appropriation section of this act, as well as any other funds spent by a  
17 governmental entity to remediate such non hazardous sites.

18 The provisions of this section shall be in effect only from July 1, ~~2020~~  
19 2021 through June 30, ~~2021~~ 2022.

20  
21 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL  
23 POST-CLOSURE TRUST FUND.

24 (a) The General Assembly finds that:

25 (1) A growing number of regional solid waste management districts  
26 within the state are facing difficulty in funding the necessary costs of  
27 ~~closure and~~ post-closure care of landfills owned by the districts; and

28 (2) Without ~~closure and~~ post-closure care of landfills,  
29 irreparable harm to human health and the environment will occur.

30 (b) Notwithstanding Arkansas Code § 8-6-1001 et seq. and any Landfill  
31 Post-Closure Trust Fund cleanup restrictions enumerated in this Act, the  
32 Arkansas ~~Department~~ Division of Environmental Quality also may:

33 (1) Expend monies from the Landfill Post-Closure Trust Fund to a  
34 state-approved contractor or the regional solid waste management district to  
35 complete all actions necessary to achieve the ~~final closure and~~ post-closure  
36 care of a landfill owned by a regional solid waste management district if the

1 ~~department~~ division determines that the regional solid waste management  
2 district:

- 3 (A) Has filed for protection under federal bankruptcy law;  
4 (B) Is unable to meet its debt obligations in the ordinary  
5 course of its operations; or  
6 (C) Is otherwise insolvent.

7 (c) This section is in effect only from July 1, ~~2020~~ 2021 through June  
8 30, ~~2021~~ 2022.

9

10 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
12 INVESTMENTS. All funds that are held in any trust fund administered by the  
13 Arkansas ~~Department~~ Division of Environmental Quality may be invested and  
14 reinvested, subject to the written approval of the Office of the Treasurer,  
15 and all investments as authorized for use by the Office of the Treasurer may  
16 be available to the listed funds. The movement of these funds into and out  
17 of investments shall be by fund transfers as directed by the Director of the  
18 Arkansas ~~Department~~ Division of Environmental Quality or the Director's  
19 designee.

20 The provisions of this section shall be in effect only from July 1, ~~2020~~  
21 2021 through June 30, ~~2021~~ 2022.

22

23 SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED  
25 SERVICES.

26 (a)(1)(A) The Chief Fiscal Officer of the State may create paying  
27 accounts on his or her books and on the books of the Treasurer of State and  
28 the Auditor of State for the payment of personal services and operating  
29 expenses by the Department of Energy and Environment.

30 (B) Upon prior approval of the Arkansas Legislative Council, or  
31 if meeting in Legislative Session the Joint Budget Committee, the Chief  
32 Fiscal Officer of the State shall direct the transfer of funds and  
33 appropriations to the Shared Services Paying Account appropriation section of  
34 this act and the transfer of positions to the Regular Salaries – Shared  
35 Services appropriation section of this act on the books of the Treasurer of  
36 State, the Auditor of State, and the Chief Fiscal Officer of the State.

1 (2) The transfer authority provided in subdivision (a)(1) of  
2 this section for efficiencies and to eliminate duplication of services are  
3 limited only to those services that are provided for multiple divisions of a  
4 department, including without limitation to administration, human resources,  
5 procurement, communications, fleet operations, and information services.

6 (3) The transfer authority provided to the department in  
7 subdivision (a)(1) of this section may be used to make transfers only within  
8 the department's appropriation act or between other appropriation acts  
9 authorized for the department.

10 (b)(1) Each department utilizing the Shared Services Paying Account  
11 section or Regular Salaries – Shared Services section of this act shall  
12 submit a report to be included in the Budget Manuals for hearings, conducted  
13 by the General Assembly, listing all shared services transfers of positions,  
14 funds, and appropriation under this section, which shall be submitted as  
15 instructed by the Department of Finance and Administration - Office of Budget  
16 for uniformity.

17 (2) A report submitted under subdivision (b)(1) of this section  
18 shall include the following:

19 (A) The position number, authorized position title, class  
20 code, grade, business area, and name of the division, section, or unit for  
21 the position being transferred to the Regular Salaries – Shared Services  
22 section of this act; and

23 (B) The fund center, appropriation, appropriation amount,  
24 commitment item or items, business area, and name of the division, section,  
25 or unit for the fund or appropriation being transferred to the Shared  
26 Services Paying Account.

27 (c)(1) It is the intent of the Ninety-Second General Assembly that the  
28 authority under this section to transfer positions is intended for use for  
29 the time period prior to Fiscal Year ~~2022~~ 2023 to allow cabinet-level  
30 departments to establish a centralized Regular Salaries - Shared Services  
31 section, with the recommendation that the position transfer authority granted  
32 under this section be discontinued after that time.

33 (2) The Bureau of Legislative Research shall bring the  
34 recommendation in subdivision (c)(1) of this section to the attention of the  
35 chairs conducting the ~~2021~~ 2022 ~~Regular~~ Fiscal Session pre-session budget  
36 hearings, the chairs of the Special Language Subcommittee, and the members of

1 the Special Language Subcommittee during pre-session budget hearings.

2 (d) Determining the maximum number of employees and the maximum amount  
3 of appropriation and general revenue funding for a cabinet-level department  
4 each fiscal year is the prerogative of the General Assembly and is usually  
5 accomplished by delineating the maximums in the appropriation act or acts and  
6 establishing authorized positions and the general revenue allocations  
7 authorized for each fund and fund account by amendment to the Revenue  
8 Stabilization Law. Further, the General Assembly has determined that the  
9 cabinet-level departments created under Acts 2019, No. 910, may operate more  
10 efficiently if some flexibility is provided as authorized under this section.  
11 Therefore, it is both necessary and appropriate that the General Assembly  
12 maintain oversight by requiring prior approval of the Legislative Council or,  
13 if the General Assembly is in session, the Joint Budget Committee, as  
14 provided by this section. The requirement of approval by the Legislative  
15 Council or Joint Budget Committee is not a severable part of this section.  
16 If the requirement of approval by the Legislative Council or Joint Budget  
17 Committee is ruled unconstitutional by a court of competent jurisdiction,  
18 this entire section is void.

19 (e) The provisions of this section shall be in effect from the date of  
20 passage through June 30, ~~2021~~ 2022.

21  
22 SECTION 52. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
23 authorized by this act shall be limited to the appropriation for such agency  
24 and funds made available by law for the support of such appropriations; and  
25 the restrictions of the State Procurement Law, the General Accounting and  
26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
27 Procedures and Restrictions Act, or their successors, and other fiscal  
28 control laws of this State, where applicable, and regulations promulgated by  
29 the Department of Finance and Administration, as authorized by law, shall be  
30 strictly complied with in disbursement of said funds.

31  
32 SECTION 53. LEGISLATIVE INTENT. It is the intent of the General  
33 Assembly that any funds disbursed under the authority of the appropriations  
34 contained in this act shall be in compliance with the stated reasons for  
35 which this act was adopted, as evidenced by the Agency Requests, Executive  
36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or  
2 summarized oral testimony in the official minutes of the Arkansas Legislative  
3 Council or Joint Budget Committee which relate to its passage and adoption.  
4

5 SECTION 54. EMERGENCY CLAUSE. It is found and determined by the  
6 General Assembly, that the Constitution of the State of Arkansas prohibits  
7 the appropriation of funds for more than a one (1) year period; that the  
8 effectiveness of this Act on July 1, 2021 is essential to the operation of  
9 the agency for which the appropriations in this Act are provided, and that in  
10 the event of an extension of the legislative session, the delay in the  
11 effective date of this Act beyond July 1, 2021 could work irreparable harm  
12 upon the proper administration and provision of essential governmental  
13 programs. Therefore, an emergency is hereby declared to exist and this Act  
14 being necessary for the immediate preservation of the public peace, health  
15 and safety shall be in full force and effect from and after July 1, 2021.

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17 */s/ Joint Budget Committee*  
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