

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

HOUSE BILL 1167

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 - DIVISION OF ENVIRONMENTAL QUALITY
11 FOR THE FISCAL YEAR ENDING JUNE 30, 2024; AND FOR
12 OTHER PURPOSES.
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF ENERGY AND
16 ENVIRONMENT - DIVISION OF ENVIRONMENTAL
17 QUALITY APPROPRIATION FOR THE 2023-2024
18 FISCAL YEAR.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
25 established for the Department of Energy and Environment for the 2023-2024
26 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 2023-2024
32	(1) SC005	SECRETARY OF ENERGY & ENVIRONMENT	1	GRADE SE05
33	(2) N218N	E&E CHIEF ADMINISTRATOR	1	GRADE SE02
34	(3) D129C	E&E DIRECTOR OF INFORMATION TECH	1	GRADE IT10
35	(4) G298C	E&E CHIEF COUNSEL	1	GRADE GS15
36	(5) N230N	E&E CHIEF OF STAFF	1	GRADE GS15



1	(6)	N205N E&E DIRECTOR OF COMPLIANCE	1	GRADE GS13
2	(7)	N204N E&E DIRECTOR OF SPECIAL PROJECTS	1	GRADE GS13
3	(8)	G019C GENERAL COUNSEL	3	GRADE GS13
4	(9)	G004C MANAGING ATTORNEY	1	GRADE GS13
5	(10)	G024C DEPARTMENT ADMINISTRATIVE LAW JUDGE	1	GRADE GS12
6	(11)	P079C E&E CHIEF OF COMMUNICATIONS	1	GRADE GS12
7	(12)	A137C E&E FINANCIAL MANAGER	1	GRADE GS12
8	(13)	G028C E&E TECHNICAL OPERATIONS MANAGER	1	GRADE GS12
9	(14)	A014C FISCAL DIVISION MANAGER	1	GRADE GS12
10	(15)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
11	(16)	G047C ATTORNEY SPECIALIST	6	GRADE GS11
12	(17)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
13	(18)	A044C AUDIT COORDINATOR	1	GRADE GS10
14	(19)	B037C CHEMIST SUPERVISOR	1	GRADE GS09
15	(20)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
16	(21)	G139C E&E FACILITY SUPPORT SVCS MANAGER	1	GRADE GS08
17	(22)	R014C PERSONNEL MANAGER	1	GRADE GS08
18	(23)	V007C PROCUREMENT COORDINATOR	1	GRADE GS08
19	(24)	A089C ACCOUNTANT I	2	GRADE GS07
20	(25)	X054C ENVIRONMENTAL PROGRAM COORDINATOR	3	GRADE GS07
21	(26)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
22	(27)	A075C FINANCIAL ANALYST I	1	GRADE GS07
23	(28)	S017C MAINTENANCE COORDINATOR	1	GRADE GS07
24	(29)	P013C PUBLIC INFORMATION COORDINATOR	2	GRADE GS07
25	(30)	X082C E&E INSPECTOR II	1	GRADE GS06
26	(31)	P049C GRAPHIC ARTIST	2	GRADE GS06
27	(32)	R025C HUMAN RESOURCES ANALYST	2	GRADE GS06
28	(33)	G179C LEGAL SERVICES SPECIALIST	6	GRADE GS06
29	(34)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
30	(35)	V014C BUYER	1	GRADE GS05
31	(36)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
32	(37)	C056C ADMINISTRATIVE SPECIALIST III	4	GRADE GS04
33	(38)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
34	(39)	S046C MAINTENANCE TECHNICIAN	3	GRADE GS04
35	(40)	C073C ADMINISTRATIVE SPECIALIST II	2	GRADE GS03
36	(41)	S065C MAINTENANCE ASSISTANT	<u>1</u>	GRADE GS01

1 MAX. NO. OF EMPLOYEES 66

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3 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
 4 hereby appropriated, to the Department of Energy and Environment, to be
 5 payable from the paying account as determined by the Chief Fiscal Officer of
 6 the State, for personal services and operating expenses of the Department of
 7 Energy and Environment for the fiscal year ending June 30, 2024, the
 8 following:

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10	ITEM	FISCAL YEAR
11	<u>NO.</u>	<u>2023-2024</u>
12	(01) REGULAR SALARIES	\$4,174,894
13	(02) PERSONAL SERVICES MATCHING	1,429,586
14	(03) MAINT. & GEN. OPERATION	
15	(A) OPER. EXPENSE	1,250,000
16	(B) CONF. & TRAVEL	85,000
17	(C) PROF. FEES	450,000
18	(D) CAP. OUTLAY	250,000
19	(E) DATA PROC.	<u>0</u>
20	TOTAL AMOUNT APPROPRIATED	<u><u>\$7,639,480</u></u>

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22 SECTION 3. REGULAR SALARIES. There is hereby established for the
 23 Department of Energy and Environment - Division of Environmental Quality for
 24 the 2023-2024 fiscal year, the following maximum number of regular employees.

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26			Maximum Annual
27		Maximum	Salary Rate
28	Item Class	No. of	Fiscal Year
29	<u>No. Code Title</u>	<u>Employees</u>	<u>2023-2024</u>
30	(1) U015U DEQ DIRECTOR	1	GRADE SE03
31	(2) D007C INFORMATION SYSTEMS MANAGER	1	GRADE IT08
32	(3) D030C INFORMATION SYSTEMS COORDINATOR	3	GRADE IT07
33	(4) D039C NETWORK SUPPORT SPECIALIST	1	GRADE IT06
34	(5) D063C COMPUTER SUPPORT SPECIALIST	1	GRADE IT05
35	(6) D052C SOFTWARE SUPPORT ANALYST	7	GRADE IT05
36	(7) D068C INFORMATION SYSTEMS ANALYST	1	GRADE IT04

1	(8)	D065C NETWORK SUPPORT ANALYST	1	GRADE IT04
2	(9)	D064C WEBSITE DEVELOPER	1	GRADE IT04
3	(10)	N195N DEQ ASSOCIATE DIRECTOR	3	GRADE GS15
4	(11)	N180N E&E ASSOCIATE DIRECTOR ENERGY	1	GRADE GS14
5	(12)	B146C E&E PROF. ENGINEER SENIOR MANAGER	3	GRADE GS13
6	(13)	B012C E&E SENIOR MANAGER	4	GRADE GS13
7	(14)	G025C ATTORNEY SUPERVISOR	1	GRADE GS12
8	(15)	G031C E&E ADMINISTRATIVE OPERATIONS MANAGER	1	GRADE GS12
9	(16)	G032C E&E ENERGY OPERATIONS MANAGER	1	GRADE GS12
10	(17)	B142C E&E ENVIRONMENTAL OPERATIONS MANAGER	3	GRADE GS12
11	(18)	B015C ENGINEER SUPERVISOR	11	GRADE GS12
12	(19)	G047C ATTORNEY SPECIALIST	1	GRADE GS11
13	(20)	N203N E&E DIRECTOR OF ENTERPRISE SERVICES	1	GRADE GS11
14	(21)	A021N E&E ENERGY FISCAL OFFICER	1	GRADE GS11
15	(22)	G013C E&E ENERGY PROGRAM MANAGER	2	GRADE GS11
16	(23)	B023C ENGINEER, P.E.	16	GRADE GS11
17	(24)	G063C E&E BRANCH MANAGER	16	GRADE GS10
18	(25)	L099C EPIDEMIOLOGY SUPERVISOR	2	GRADE GS10
19	(26)	B037C CHEMIST SUPERVISOR	2	GRADE GS09
20	(27)	B042C ENGINEER	27	GRADE GS09
21	(28)	L028C EPIDEMIOLOGIST	5	GRADE GS09
22	(29)	B035C GEOLOGY SUPERVISOR	3	GRADE GS09
23	(30)	G109C GRANTS MANAGER	3	GRADE GS09
24	(31)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
25	(32)	B055C ECOLOGIST COORDINATOR	3	GRADE GS08
26	(33)	B043C PROFESSIONAL GEOLOGIST	16	GRADE GS08
27	(34)	E023C TRAINING PROJECT MANAGER	1	GRADE GS08
28	(35)	B081C CHEMIST	8	GRADE GS07
29	(36)	G159C DEPARTMENT BUSINESS COORDINATOR	1	GRADE GS07
30	(37)	X059C E&E COMPLIANCE COORDINATOR	6	GRADE GS07
31	(38)	X036C E&E INSPECTOR SUPERVISOR I	13	GRADE GS07
32	(39)	B065C ECOLOGIST	8	GRADE GS07
33	(40)	G248C ENERGY PROGRAM COORDINATOR	1	GRADE GS07
34	(41)	G148C ENERGY PROGRAM MANAGER	1	GRADE GS07
35	(42)	X054C ENVIRONMENTAL PROGRAM COORDINATOR	22	GRADE GS07
36	(43)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07

1	(44)	A075C FINANCIAL ANALYST I	1	GRADE GS07
2	(45)	G147C GRANTS COORDINATOR	3	GRADE GS07
3	(46)	P020C PRODUCTION ARTIST	1	GRADE GS07
4	(47)	P013C PUBLIC INFORMATION COORDINATOR	1	GRADE GS07
5	(48)	A072C RESEARCH & STATISTICS MANAGER	1	GRADE GS07
6	(49)	C037C ADMINISTRATIVE ANALYST	19	GRADE GS06
7	(50)	R027C BUDGET SPECIALIST	1	GRADE GS06
8	(51)	X075C E&E COMPLIANCE ANALYST	14	GRADE GS06
9	(52)	X093C E&E INSPECTOR II	74	GRADE GS06
10	(53)	G180C GRANTS ANALYST	6	GRADE GS06
11	(54)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
12	(55)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
13	(56)	C056C ADMINISTRATIVE SPECIALIST III	18	GRADE GS04
14	(57)	C073C ADMINISTRATIVE SPECIALIST II	<u>2</u>	GRADE GS03
15		MAX. NO. OF EMPLOYEES	349	

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17 SECTION 4. EXTRA HELP. There is hereby authorized, for the Department
 18 of Energy and Environment - Division of Environmental Quality for the 2023-
 19 2024 fiscal year, the following maximum number of part-time or temporary
 20 employees, to be known as "Extra Help", payable from funds appropriated
 21 herein for such purposes: seventy (70) temporary or part-time employees,
 22 when needed, at rates of pay not to exceed those provided in the Uniform
 23 Classification and Compensation Act, or its successor, or this act for the
 24 appropriate classification.

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26 SECTION 5. APPROPRIATION - STATE OPERATIONS. There is hereby
 27 appropriated, to the Department of Energy and Environment, to be payable from
 28 the Division of Environmental Quality Fund Account, for personal services and
 29 operating expenses of the Department of Energy and Environment - Division of
 30 Environmental Quality - State Operations for the fiscal year ending June 30,
 31 2024, the following:

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33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2023-2024</u>
35	(01) REGULAR SALARIES	\$2,326,305
36	(02) EXTRA HELP	25,674

1	(03) PERSONAL SERVICES MATCHING	789,647
2	(04) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	403,183
4	(B) CONF. & TRAVEL	32,115
5	(C) PROF. FEES	79,100
6	(D) CAP. OUTLAY	0
7	(E) DATA PROC.	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$3,656,024</u></u>

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10 SECTION 6. APPROPRIATION - FEDERAL OPERATIONS. There is hereby
 11 appropriated, to the Department of Energy and Environment, to be payable from
 12 the federal funds as designated by the Chief Fiscal Officer of the State, for
 13 personal services and operating expenses of the Department of Energy and
 14 Environment - Division of Environmental Quality - Federal Operations for the
 15 fiscal year ending June 30, 2024, the following:

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17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2023-2024</u>
19	(01) REGULAR SALARIES	\$4,843,694
20	(02) EXTRA HELP	148,585
21	(03) PERSONAL SERVICES MATCHING	1,754,748
22	(04) MAINT. & GEN. OPERATION	
23	(A) OPER. EXPENSE	1,183,180
24	(B) CONF. & TRAVEL	168,901
25	(C) PROF. FEES	584,401
26	(D) CAP. OUTLAY	780,000
27	(E) DATA PROC.	0
28	(05) DIESEL EMISSION REDUCTION AWARD GRANT	S <u>450,000</u>
29	TOTAL AMOUNT APPROPRIATED	<u><u>\$9,913,509</u></u>

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31 SECTION 7. APPROPRIATION - WASTE WATER LICENSING PROGRAM. There is
 32 hereby appropriated, to the Department of Energy and Environment, to be
 33 payable from the Wastewater Licensing Fund, for personal services and
 34 operating expenses of the Department of Energy and Environment - Division of
 35 Environmental Quality - Waste Water Licensing Program for the fiscal year
 36 ending June 30, 2024, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULAR SALARIES	\$90,742
(02) PERSONAL SERVICES MATCHING	44,448
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	76,721
(B) CONF. & TRAVEL	5,000
(C) PROF. FEES	100,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$316,911</u></u>

SECTION 8. APPROPRIATION - LAND RECLAMATION PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Land Reclamation Fund, for land reclamation contracts of the Department of Energy and Environment - Division of Environmental Quality - Land Reclamation Program for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) RECLAMATION CONTRACTS	<u><u>\$950,000</u></u>

SECTION 9. APPROPRIATION - HAZARDOUS WASTE PERMIT PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Hazardous Waste Permit Fund, for personal services and operating expenses of the Department of Energy and Environment - Division of Environmental Quality - Hazardous Waste Permit Program for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULAR SALARIES	\$882,443
(02) EXTRA HELP	15,795
(03) PERSONAL SERVICES MATCHING	326,196
(04) OVERTIME	1,250

1	(05) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	191,544
3	(B) CONF. & TRAVEL	47,700
4	(C) PROF. FEES	97,150
5	(D) CAP. OUTLAY	175,000
6	(E) DATA PROC.	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$1,737,078</u>

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9 SECTION 10. APPROPRIATION - RECLAMATION OF ABANDONED MINES PROGRAM.

10 There is hereby appropriated, to the Department of Energy and Environment, to
 11 be payable from the Abandoned Mine Reclamation Fund, for contractual services
 12 of the Department of Energy and Environment - Division of Environmental
 13 Quality - Reclamation of Abandoned Mines Program for the fiscal year ending
 14 June 30, 2024, the following:

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16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2023-2024</u>
18	(01) ABANDONED MINE RECLAMATION	
19	CONTRACTUAL SERVICES	<u>\$5,700,000</u>

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21 SECTION 11. APPROPRIATION - SURFACE COAL MINING PROGRAM. There is
 22 hereby appropriated, to the Department of Energy and Environment, to be
 23 payable from the Surface Coal Mining Operation Fund, for operating expenses
 24 of the Department of Energy and Environment - Division of Environmental
 25 Quality - Surface Coal Mining Program for the fiscal year ending June 30,
 26 2024, the following:

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28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2023-2024</u>
30	(01) MAINT. & GEN. OPERATION	
31	(A) OPER. EXPENSE	\$15,000
32	(B) CONF. & TRAVEL	0
33	(C) PROF. FEES	0
34	(D) CAP. OUTLAY	0
35	(E) DATA PROC.	<u>0</u>
36	TOTAL AMOUNT APPROPRIATED	<u>\$15,000</u>

SECTION 12. APPROPRIATION - MINING RECLAMATION PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Mine Reclamation Trust Fund, for contractual services of the Department of Energy and Environment - Division of Environmental Quality - Mining Reclamation Program for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) MINING RECLAMATION CONTRACTUAL SERVICES	<u>\$1,520,000</u>

SECTION 13. APPROPRIATION - FEE ADMINISTRATION. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Division of Environmental Quality Fee Trust Fund, for personal services and operating expenses of the Department of Energy and Environment - Division of Environmental Quality - Fee Administration for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$8,092,617
(02) EXTRA HELP	45,000
(03) PERSONAL SERVICES MATCHING	2,944,455
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	2,390,941
(B) CONF. & TRAVEL	175,516
(C) PROF. FEES	600,000
(D) CAP. OUTLAY	1,050,000
(E) DATA PROC.	0
(05) DIESEL EMISSION REDUCTION AWARDS GRANTS	<u>415,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$15,713,529</u>

SECTION 14. APPROPRIATION - SOLID WASTE PERFORMANCE BONDS PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to

1 be payable from the Solid Waste Performance Bond Fund, for contractual
 2 services of the Department of Energy and Environment - Division of
 3 Environmental Quality - Solid Waste Performance Bonds Program for the fiscal
 4 year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) SOLID WASTE PERFORMANCE BONDS	
CONTRACTUAL SERVICES	<u>\$2,000,000</u>

11 SECTION 15. APPROPRIATION - HAZARDOUS WASTE CLEANUP PROGRAM. There is
 12 hereby appropriated, to the Department of Energy and Environment, to be
 13 payable from the Hazardous Substance Remedial Action Trust Fund, for personal
 14 services and operating expenses of the Department of Energy and Environment -
 15 Division of Environmental Quality - Hazardous Waste Cleanup Program for the
 16 fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</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>

32 SECTION 16. APPROPRIATION - EMERGENCY RESPONSE PROGRAM. There is
 33 hereby appropriated, to the Department of Energy and Environment, to be
 34 payable from the Hazardous Substance Remedial Action Trust Fund, for
 35 contractual services of the Department of Energy and Environment - Division
 36 of Environmental Quality - Emergency Response Program for the fiscal year

1 ending June 30, 2024, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2023-2024</u>
5 (01) CONTRACTUAL SERVICES	<u>\$372,655</u>

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7 SECTION 17. APPROPRIATION - ASBESTOS CONTROL PROGRAM. There is hereby
 8 appropriated, to the Department of Energy and Environment, to be payable from
 9 the Asbestos Control Fund, for personal services and operating expenses of
 10 the Department of Energy and Environment - Division of Environmental Quality
 11 - Asbestos Control Program for the fiscal year ending June 30, 2024, the
 12 following:

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14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2023-2024</u>
16 (01) REGULAR SALARIES	\$199,684
17 (02) PERSONAL SERVICES MATCHING	74,147
18 (03) MAINT. & GEN. OPERATION	
19 (A) OPER. EXPENSE	54,452
20 (B) CONF. & TRAVEL	4,090
21 (C) PROF. FEES	27,100
22 (D) CAP. OUTLAY	0
23 (E) DATA PROC.	0
24 (04) ASBESTOS CONTROL PROGRAM GRANTS	<u>150,000</u>
25 TOTAL AMOUNT APPROPRIATED	<u>\$509,473</u>

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27 SECTION 18. APPROPRIATION - SOLID WASTE MANAGEMENT AND RECYCLING
 28 PROGRAM. There is hereby appropriated, to the Department of Energy and
 29 Environment, to be payable from the Solid Waste Management and Recycling
 30 Fund, for personal services and operating expenses of the Department of
 31 Energy and Environment - Division of Environmental Quality - Solid Waste
 32 Management and Recycling Program for the fiscal year ending June 30, 2024,
 33 the following:

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35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2023-2024</u>

1	(01) REGULAR SALARIES	\$669,379
2	(02) PERSONAL SERVICES MATCHING	246,689
3	(03) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	172,179
5	(B) CONF. & TRAVEL	15,668
6	(C) PROF. FEES	50,000
7	(D) CAP. OUTLAY	100,000
8	(E) DATA PROC.	0
9	(04) REFUNDS/REIMBURSEMENTS	<u>4,650,000</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$5,903,915</u></u>

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12 SECTION 19. APPROPRIATION - REGULATED SUBSTANCE STORAGE TANK PROGRAM.

13 There is hereby appropriated, to the Department of Energy and Environment, to
 14 be payable from the Regulated Substance Storage Tank Program Fund, for
 15 personal services and operating expenses of the Department of Energy and
 16 Environment - Division of Environmental Quality - Regulated Substance Storage
 17 Tank Program for the fiscal year ending June 30, 2024, the following:

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19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2023-2024</u>
21	(01) REGULAR SALARIES	\$864,255
22	(02) PERSONAL SERVICES MATCHING	322,799
23	(03) MAINT. & GEN. OPERATION	
24	(A) OPER. EXPENSE	121,128
25	(B) CONF. & TRAVEL	5,005
26	(C) PROF. FEES	50,000
27	(D) CAP. OUTLAY	0
28	(E) DATA PROC.	<u>0</u>
29	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,363,187</u></u>

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31 SECTION 20. APPROPRIATION - PETROLEUM STORAGE TANK TRUST FUND PROGRAM.

32 There is hereby appropriated, to the Department of Energy and Environment, to
 33 be payable from the Petroleum Storage Tank Trust Fund, for personal services
 34 and operating expenses of the Department of Energy and Environment - Division
 35 of Environmental Quality - Petroleum Storage Tank Trust Fund Program for the
 36 fiscal year ending June 30, 2024, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULAR SALARIES	\$264,342
(02) PERSONAL SERVICES MATCHING	94,355
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	18,999,800
(B) CONF. & TRAVEL	3,005
(C) PROF. FEES	2,500,156
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$21,861,658</u></u>

SECTION 21. APPROPRIATION - REGULATED STORAGE TANK PROGRAM - FEDERAL OPERATIONS. 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 contractual services of the Department of Energy and Environment - Division of Environmental Quality - Regulated Storage Tank Program - Federal Operations for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULATED STORAGE TANK & CONTRACTUAL SERVICES	<u><u>\$3,925,000</u></u>

SECTION 22. APPROPRIATION - LANDFILL POST-CLOSURE PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Landfill Post-Closure Trust Fund, for personal services and operating expenses of the Department of Energy and Environment - Division of Environmental Quality - Landfill Post-Closure Program for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULAR SALARIES	\$228,880

1	(02) PERSONAL SERVICES MATCHING	80,934
2	(03) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	30,923
4	(B) CONF. & TRAVEL	6,000
5	(C) PROF. FEES	0
6	(D) CAP. OUTLAY	0
7	(E) DATA PROC.	0
8	(04) CONTRACTUAL SERVICES	<u>14,109,373</u>
9	TOTAL AMOUNT APPROPRIATED	<u><u>\$14,456,110</u></u>

10

11 SECTION 23. APPROPRIATION - MARKETING RECYCLABLES PROGRAM OF THE
 12 COMPLIANCE ADVISORY PANEL. There is hereby appropriated, to the Department
 13 of Energy and Environment, to be payable from the Marketing Recyclables
 14 Program Fund, for personal services and operating expenses of the Department
 15 of Energy and Environment - Division of Environmental Quality - Marketing
 16 Recyclables Program of the Compliance Advisory Panel for the fiscal year
 17 ending June 30, 2024, the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2023-2024</u>
21	(01) REGULAR SALARIES	\$1,500
22	(02) PERSONAL SERVICES MATCHING	115
23	(03) MAINT. & GEN. OPERATION	
24	(A) OPER. EXPENSE	13,296
25	(B) CONF. & TRAVEL	6,415
26	(C) PROF. FEES	7,000
27	(D) CAP. OUTLAY	0
28	(E) DATA PROC.	<u>0</u>
29	TOTAL AMOUNT APPROPRIATED	<u><u>\$28,326</u></u>

30

31 SECTION 24. APPROPRIATION - ENVIRONMENTAL EDUCATION PROGRAM. There is
 32 hereby appropriated, to the Department of Energy and Environment, to be
 33 payable from the Environmental Education Fund, for operating expenses of the
 34 Department of Energy and Environment - Division of Environmental Quality -
 35 Environmental Education Program for the fiscal year ending June 30, 2024, the
 36 following:

1		
2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2023-2024</u>
4	(01) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	\$111,300
6	(B) CONF. & TRAVEL	8,000
7	(C) PROF. FEES	26,700
8	(D) CAP. OUTLAY	0
9	(E) DATA PROC.	<u>0</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$146,000</u></u>

11

12 SECTION 25. APPROPRIATION - SMALL BUSINESS LOANS PROGRAM. There is

13 hereby appropriated, to the Department of Energy and Environment, to be

14 payable from the Small Business Revolving Loan Fund, for providing loans to

15 small businesses for projects to meet regulatory mandates in pollution

16 control and prevention technologies of the Department of Energy and

17 Environment - Division of Environmental Quality - Small Business Loans

18 Program for the fiscal year ending June 30, 2024, the following:

19		
20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2023-2024</u>
22	(01) SMALL BUSINESS LOANS	<u><u>\$550,000</u></u>

23

24 SECTION 26. APPROPRIATION - SMALL BUSINESS REVOLVING LOAN PROGRAM.

25 There is hereby appropriated, to the Department of Energy and Environment, to

26 be payable from the Small Business Revolving Loan Fund, for operating

27 expenses of the Department of Energy and Environment - Division of

28 Environmental Quality - Small Business Revolving Loan Program for the fiscal

29 year ending June 30, 2024, the following:

30		
31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2023-2024</u>
33	(01) MAINT. & GEN. OPERATION	
34	(A) OPER. EXPENSE	\$11,010
35	(B) CONF. & TRAVEL	3,650
36	(C) PROF. FEES	5,000

1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u><u>\$19,660</u></u>

4

5 SECTION 27. APPROPRIATION - PERFORMANCE PARTNERSHIP SYSTEM. There is

6 hereby appropriated, to the Department of Energy and Environment, to be

7 payable from the Performance Partnership Trust Fund, for expenses of

8 designing and establishing a management organization of the Department of

9 Energy and Environment - Division of Environmental Quality - Performance

10 Partnership System for the fiscal year ending June 30, 2024, the following:

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2023-2024</u>
13	(01) PERFORMANCE INTEGRATED INFORMATION	
14	SYSTEM EXPENSES	<u><u>\$563,000</u></u>

15

16

17 SECTION 28. APPROPRIATION - ENVIRONMENTAL SETTLEMENT TRUST PROGRAM.

18 There is hereby appropriated, to the Department of Energy and Environment, to

19 be payable from the Environmental Settlement Trust Fund, for expenses as

20 authorized through various settlement agreements benefiting the State of

21 Arkansas as administered through the Department of Energy and Environment -

22 Division of Environmental Quality - Environmental Settlement Trust Program

23 for the fiscal year ending June 30, 2024, the following:

24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2023-2024</u>
26	(01) ENVIRONMENTAL SETTLEMENT TRUST	
27	EXPENSES	<u><u>\$5,650,000</u></u>

28

29

30 SECTION 29. APPROPRIATION - COMPUTER AND ELECTRONIC RECYCLING PROGRAM.

31 There is hereby appropriated, to the Department of Energy and Environment, to

32 be payable from the Computer and Electronic Recycling Fund, for grants and

33 expenses of the Department of Energy and Environment - Division of

34 Environmental Quality - Computer and Electronic Recycling Program for the

35 fiscal year ending June 30, 2024, the following:

36

1 ITEM FISCAL YEAR
 2 NO. 2023-2024

3 (01) COMPUTER AND ELECTRONICS RECYCLING
 4 MANAGEMENT EXPENSES OR GRANTS \$250,000

5
 6 SECTION 30. REGULAR SALARIES - POLLUTION CONTROL AND ECOLOGY COMMISSION
 7 - ADMINISTRATIVE HEARING OFFICER. There is hereby established for the
 8 Department of Energy and Environment - Division of Environmental Quality for
 9 the 2023-2024 fiscal year, the following maximum number of regular employees.

Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
15	(1) G032N PC&E HEARING OFFICER	1	GRADE GS14
16	(2) G179C LEGAL SERVICES SPECIALIST	<u>1</u>	GRADE GS06
17	MAX. NO. OF EMPLOYEES	2	

18
 19 SECTION 31. APPROPRIATION - POLLUTION CONTROL AND ECOLOGY COMMISSION -
 20 ADMINISTRATIVE HEARING OFFICER. There is hereby appropriated, to the
 21 Department of Energy and Environment, to be payable from the Division of
 22 Environmental Quality Fee Trust Fund, for personal services and operating
 23 expenses of the Department of Energy and Environment - Division of
 24 Environmental Quality - Pollution Control and Ecology Commission -
 25 Administrative Hearing Officer for the fiscal year ending June 30, 2024, the
 26 following:

ITEM	FISCAL YEAR
NO.	2023-2024
30 (01) REGULAR SALARIES	\$181,184
31 (02) PERSONAL SERVICES MATCHING	54,527
32 (03) MAINT. & GEN. OPERATION	
33 (A) OPER. EXPENSE	49,217
34 (B) CONF. & TRAVEL	6,922
35 (C) PROF. FEES	38,000
36 (D) CAP. OUTLAY	0

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$329,850</u></u>

3

4 SECTION 32. APPROPRIATION - NON HAZARDOUS SITE CLEANUP PROGRAM. There

5 is hereby appropriated, to the Department of Energy and Environment, to be

6 payable from the Division of Environmental Quality Fee Trust Fund, for the

7 cleanup of non-hazardous sites which pose a threat to the environment by the

8 Department of Energy and Environment - Division of Environmental Quality -

9 Non Hazardous Site Cleanup Program for the fiscal year ending June 30, 2024,

10 the following:

11		
12	ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2023-2024</u>
14	(01) CONTRACTUAL SERVICES	<u><u>\$100,000</u></u>

15

16 SECTION 33. APPROPRIATION - WATER PERFORMANCE BOND FUND PROGRAM. There

17 is hereby appropriated, to the Department of Energy and Environment, to be

18 payable from the Water Performance Bond Fund, for contractual services of the

19 Department of Energy and Environment - Division of Environmental Quality -

20 Water Performance Bond Fund Program for the fiscal year ending June 30, 2024,

21 the following:

22		
23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2023-2024</u>
25	(01) NONMUNICIPAL DOMESTIC SEWAGE	
26	CONTRACTUAL SERVICES	<u><u>\$500,000</u></u>

27

28 SECTION 34. APPROPRIATION - NONMUNICIPAL DOMESTIC SEWAGE TREATMENT

29 WORKS PROGRAM. There is hereby appropriated, to the Department of Energy and

30 Environment, to be payable from the Nonmunicipal Domestic Sewage Treatment

31 Works Trust Fund, for personal services and operating expenses of the

32 Department of Energy and Environment - Division of Environmental Quality -

33 Nonmunicipal Domestic Sewage Treatment Works Program for the fiscal year

34 ending June 30, 2024, the following:

35		
36	ITEM	FISCAL YEAR

1	<u>NO.</u>	<u>2023-2024</u>
2	(01) NONMUNICIPAL DOMESTIC SEWAGE TREATMENT	<u>\$55,000</u>

3

4 SECTION 35. APPROPRIATION - USED TIRE RECYCLING AND ACCOUNTABILITY

5 PROGRAM. There is hereby appropriated, to the Department of Energy and

6 Environment, to be payable from the Used Tire Recycling Fund, for expenses of

7 the Department of Energy and Environment - Division of Environmental Quality

8 - Used Tire Recycling and Accountability Program for the fiscal year ending

9 June 30, 2024, the following:

10		
11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2023-2024</u>
13	(01) USED TIRE RECYCLING AND	
14	ACCOUNTABILITY PROGRAM EXPENSES	<u>\$10,788,000</u>

15

16 SECTION 36. APPROPRIATION - ENERGY OFFICE - STATE OPERATIONS. There is

17 hereby appropriated, to the Department of Energy and Environment, to be

18 payable from the Division of Environmental Quality Fund Account, for personal

19 services of the Department of Energy and Environment - Division of

20 Environmental Quality - Energy Office - State Operations for the fiscal year

21 ending June 30, 2024, the following:

22		
23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2023-2024</u>
25	(01) REGULAR SALARIES	\$170,999
26	(02) PERSONAL SERVICES MATCHING	<u>50,677</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$221,676</u>

28

29 SECTION 37. APPROPRIATION - STATE ENERGY PLAN - FEDERAL OPERATIONS.

30 There is hereby appropriated, to the Department of Energy and Environment, to

31 be payable from the federal funds as designated by the Chief Fiscal Officer

32 of the State, for personal services, operating expenses, and grants and aid

33 of the Department of Energy and Environment - Division of Environmental

34 Quality - State Energy Plan - Federal Operations for the fiscal year ending

35 June 30, 2024, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2023-2024</u>
3	(01) REGULAR SALARIES	\$226,898
4	(02) PERSONAL SERVICES MATCHING	80,475
5	(03) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	118,273
7	(B) CONF. & TRAVEL	36,788
8	(C) PROF. FEES	268,085
9	(D) CAP. OUTLAY	0
10	(E) DATA PROC.	0
11	(04) ENERGY CONSERVATION GRANTS AND AID	<u>551,952</u>
12	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,282,471</u></u>

13

14 SECTION 38. APPROPRIATION - ENERGY EFFICIENCY ARKANSAS - CASH
 15 OPERATIONS. There is hereby appropriated, to the Department of Energy and
 16 Environment, to be payable from the cash fund deposited in the State Treasury
 17 as determined by the Chief Fiscal Officer of the State, for personal
 18 services, operating expenses, and grants and aid of the Department of Energy
 19 and Environment - Division of Environmental Quality - Energy Efficiency
 20 Arkansas - Cash Operations for the fiscal year ending June 30, 2024, the
 21 following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2023-2024</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 OPERATIONS.

1 There is hereby appropriated, to the Department of Energy and Environment, to
 2 be payable from the cash fund deposited in the State Treasury as determined
 3 by the Chief Fiscal Officer of the State, for operating expenses and grants
 4 and aid of the Department of Energy and Environment - Division of
 5 Environmental Quality - Clean Cities Coalition - Cash Operations for the
 6 fiscal year ending June 30, 2024, the following:

8 ITEM	FISCAL YEAR
9 NO.	<u>2023-2024</u>
10 (01) MAINT. & GEN. OPERATION	
11 (A) OPER. EXPENSE	\$20,000
12 (B) CONF. & TRAVEL	8,750
13 (C) PROF. FEES	105,255
14 (D) CAP. OUTLAY	0
15 (E) DATA PROC.	0
16 (02) GRANTS FOR ALTERNATIVE FUEL PROJECTS	<u>55,000</u>
17 TOTAL AMOUNT APPROPRIATED	<u><u>\$189,005</u></u>

18
 19 SECTION 40. APPROPRIATION - ENERGY OFFICE - FEDERAL OPERATIONS. There
 20 is hereby appropriated, to the Department of Energy and Environment, to be
 21 payable from the federal funds as designated by the Chief Fiscal Officer of
 22 the State, for personal services, operating expenses, and grants and aid of
 23 the Department of Energy and Environment - Division of Environmental Quality
 24 - Energy Office - Federal Operations for the fiscal year ending June 30,
 25 2024, the following:

27 ITEM	FISCAL YEAR
28 NO.	<u>2023-2024</u>
29 (01) REGULAR SALARIES	\$629,344
30 (02) PERSONAL SERVICES MATCHING	236,040
31 (03) MAINT. & GEN. OPERATION	
32 (A) OPER. EXPENSE	67,880
33 (B) CONF. & TRAVEL	16,750
34 (C) PROF. FEES	13,500
35 (D) CAP. OUTLAY	0
36 (E) DATA PROC.	0

1	(04) LIHEAP GRANTS	33,108,910
2	(05) DATA PROCESSING SERVICES	25,046
3	(06) WEATHERIZATION ASSISTANCE PROGRAM	<u>5,561,541</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$39,659,011</u></u>

5

6 SECTION 41. APPROPRIATION - ALTERNATIVE FUELS VEHICLES PROGRAM. There

7 is hereby appropriated, to the Department of Energy and Environment, to be

8 payable from the cash fund deposited in the State Treasury as determined by

9 the Chief Fiscal Officer of the State, for operating expenses of the

10 Department of Energy and Environment - Division of Environmental Quality -

11 Alternative Fuels Vehicles Program for the fiscal year ending June 30, 2024,

12 the following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2023-2024</u>
16	(01) MAINT. & GEN. OPERATION	
17	(A) OPER. EXPENSE	\$435,000
18	(B) CONF. & TRAVEL	0
19	(C) PROF. FEES	0
20	(D) CAP. OUTLAY	0
21	(E) DATA PROC.	<u>0</u>
22	TOTAL AMOUNT APPROPRIATED	<u><u>\$435,000</u></u>

23

24 SECTION 42. APPROPRIATION - ENERGY PERFORMANCE CONTRACTS PROGRAM.

25 There is hereby appropriated, to the Department of Energy and Environment, to

26 be payable from the cash fund deposited in the State Treasury as determined

27 by the Chief Fiscal Officer of the State, for operating expenses of the

28 Department of Energy and Environment - Division of Environmental Quality -

29 Energy Performance Contracts Program for the fiscal year ending June 30,

30 2024, the following:

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2023-2024</u>
34	(01) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	\$25,000
36	(B) CONF. & TRAVEL	0

1	(C) PROF. FEES	300,000
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$325,000</u></u>

5
6 SECTION 43. APPROPRIATION - ELECTRIC VEHICLE INFRASTRUCTURE GRANT
7 PROGRAM. There is hereby appropriated, to the Department of Energy and
8 Environment, to be payable from the Electric Vehicle Infrastructure Fund, for
9 grants and aid of the Department of Energy and Environment - Division of
10 Environmental Quality - Electric Vehicle Infrastructure Grant Program for the
11 fiscal year ending June 30, 2024, the following:

12	ITEM	FISCAL YEAR
13	NO.	<u>2023-2024</u>
14	(01) ELECTRIC VEHICLE INFRASTRUCTURE	
15	GRANT PROGRAM	<u><u>\$5,000,000</u></u>

16
17
18 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EQUIPMENT
20 PURCHASE RESTRICTIONS. Expenditures from the Hazardous Substance Remedial
21 Action Trust Fund for the purchase of division laboratory equipment,
22 including maintenance contracts, data processing equipment and mission-
23 critical software, including maintenance contracts, as appropriated in the
24 Capital Outlay and Data Processing Purchases line items of the Hazardous
25 Waste Cleanup Program appropriation section, ~~shall~~ may be funded through
26 interest earnings, ~~and~~ investment earnings, and no more than three percent
27 (3%) of the corpus of ~~from~~ the Hazardous Substance Remedial Action Trust Fund
28 and additional funding from the Hazardous Substance Remedial Action Trust
29 Fund on July 1, ~~2022~~ 2023. Further, the Division shall report annually to
30 the Arkansas Legislative Council or Joint Budget Committee all expenditures
31 for these purchases.

32 The provisions of this section shall be in effect only from July 1, ~~2022~~
33 2023 through June 30, ~~2023~~ 2024.

34
35 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND

1 TRANSFER PROVISION. Upon approval of the Chief Fiscal Officer of the State,
2 the Arkansas Division of Environmental Quality may transfer from various
3 department funds to the Division of Environmental Quality Fund Account the
4 sum of \$1,500,000 in fiscal year ~~2022-2023~~ 2023-2024 for the exclusive
5 purpose of supplementing funding for the appropriation provided in the State
6 Operations appropriation section. The funds shall be used for personal
7 services and operating expenses of the Arkansas Division of Environmental
8 Quality - State Operations. Funds which remain in the Division of
9 Environmental Quality Fund Account at the close of the fiscal year shall be
10 carried forward and made available for the same purpose for the following
11 fiscal year. These funds shall be used for the purpose stated above.

12 The amounts transferred shall not be considered as part of any
13 statutory limitation on the use of funds for administration of programs of
14 the Division.

15 The provisions of this section shall be in effect only from July 1, ~~2022~~
16 2023 through June 30, ~~2023~~ 2024.

17
18 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL
20 POST-CLOSURE CLEAN UP RESTRICTIONS. Any expenditures in excess of \$2,000,000
21 per site from the Landfill Post-Closure Trust Fund, as appropriated in the
22 Contractual Services line item of the Landfill Post-Closure Program
23 appropriation section, for corrective action to remedy environmental impacts
24 of closed disposal sites previously operated as a landfill pursuant to state
25 law, shall be subject to review and approval by the Arkansas Pollution
26 Control and Ecology Commission after addressing corrective actions needed to
27 address environmental impacts from permitted landfills closed properly.

28 The provisions of this section shall be in effect only from July 1, ~~2022~~
29 2023 through June 30, ~~2023~~ 2024.

30
31 SECTION 47. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 8-1-
32 105, concerning the Division of Environmental Quality Fee Trust Fund, is
33 amended to add an additional subsection and to codify special language in
34 appropriation acts to read as follows:

35 (d)(1) Expenditures from the fund for the cleanup of a nonhazardous
36 site that poses a threat to the environment, as appropriated for that

1 purpose, shall be funded only through interest earnings from the fund.

2 (2) The division shall seek cost recovery from the party
 3 responsible for damages to the environment requiring the use of appropriated
 4 funds and other funds spent by a governmental entity for nonhazardous site
 5 cleanup and remediation.

6
 7 SECTION 48. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 8-6-
 8 1002, concerning the creation of the Landfill Post-Closure Trust Fund, is
 9 amended to add an additional subsection and to codify special language in
 10 appropriation acts to read as follows:

11 (f) The division may expend moneys from the fund to pay a state-
 12 approved contractor or a regional solid waste management district to complete
 13 all actions necessary to achieve the post-closure care of a landfill owned by
 14 the regional solid waste management district if the division determines that
 15 the regional solid waste management district:

16 (1) Has filed for protection under federal bankruptcy law;

17 (2) Is unable to meet its debt obligations in the ordinary
 18 course of its operations; or

19 (3) Is otherwise insolvent.

20
 21 SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code Title 8, Chapter 6,
 22 Subchapter 10, is amended to add an additional section to read as follows:

23 8-6-1006. Findings.

24 The General Assembly finds that:

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

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

30
 31 SECTION 49. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title 8,
 32 Chapter 1, Subchapter 1, is amended to add an additional section and to
 33 codify special language in appropriation acts to read as follows:

34 8-1-108. Investments.

35 (a) All funds that are held in a trust fund administered by the
 36 Division of Environmental Quality may be invested and reinvested subject to

1 the written approval of the Treasurer of State.

2 (b) All investments as authorized for use by the Treasurer of State
 3 may be available for the funds held in a trust fund administered by the
 4 division.

5 (c) The movement of funds into and out of investments under this
 6 section shall be by fund transfers as directed by the Director of the
 7 Division of Environmental Quality or the director's designee.

8
 9 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
 11 SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared
 12 Services paying accounts on his or her books and on the books of the
 13 Treasurer of State and the Auditor of State for the payment of personal
 14 services and operating expenses in the Shared Services Paying Account
 15 Appropriation by the Department of Energy and Environment.

16 (2) The Chief Fiscal Officer of the State shall direct the transfer
 17 of funds and appropriations to the Shared Services Paying Account
 18 appropriation section of this act on the books of the Treasurer of State, the
 19 Auditor of State, and the Chief Fiscal Officer of the State.

20 (3) The transfer authority provided to the department in
 21 subdivision (a)(2) of this section may be used to make transfers only within
 22 the department's appropriation act or between other appropriation acts
 23 authorized for the department.

24 (4) The provisions of this section shall be in effect from the date of
 25 passage through June 30, ~~2023~~ 2024.

26
 27 SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ELECTRIC
 29 VEHICLE INFRASTRUCTURE FUND EXPENDITURES. Any expenditure with funds from the
 30 Electric Vehicle Infrastructure Fund by the Department of Energy and
 31 Environment shall be approved by Legislative Council, or by the Joint Budget
 32 Committee if in legislative session, prior to any expenditure of funds.

33 The provisions of this section shall be in effect only from July 1,
 34 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

35
 36 SECTION 52. COMPLIANCE WITH OTHER LAWS. Disbursement of funds

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

9
10 SECTION 53. LEGISLATIVE INTENT. It is the intent of the General
11 Assembly that any funds disbursed under the authority of the appropriations
12 contained in this act shall be in compliance with the stated reasons for
13 which this act was adopted, as evidenced by the Agency Requests, Executive
14 Recommendations and Legislative Recommendations contained in the budget
15 manuals prepared by the Department of Finance and Administration, letters, or
16 summarized oral testimony in the official minutes of the Arkansas Legislative
17 Council or Joint Budget Committee which relate to its passage and adoption.

18
19 SECTION 54. EMERGENCY CLAUSE. It is found and determined by the
20 General Assembly, that the Constitution of the State of Arkansas prohibits
21 the appropriation of funds for more than a one (1) year period; that the
22 effectiveness of this Act on July 1, 2023 is essential to the operation of
23 the agency for which the appropriations in this Act are provided, and that in
24 the event of an extension of the legislative session, the delay in the
25 effective date of this Act beyond July 1, 2023 could work irreparable harm
26 upon the proper administration and provision of essential governmental
27 programs. Therefore, an emergency is hereby declared to exist and this Act
28 being necessary for the immediate preservation of the public peace, health
29 and safety shall be in full force and effect from and after July 1, 2023.