

Stricken language will be deleted and underlined language will be added.
Act 1000 of the Regular Session

State of Arkansas As Engrossed: H2/4/21 H3/15/21 H3/31/21 H4/5/21

93rd General Assembly

A Bill

Regular Session, 2021

HOUSE BILL 1207

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF ENERGY AND ENVIRONMENT - DIVISION OF ENVIRONMENTAL QUALITY FOR THE FISCAL YEAR ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF ENERGY AND ENVIRONMENT - DIVISION OF ENVIRONMENTAL QUALITY APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

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

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

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2021-2022
(1)	SC005	SECRETARY OF ENERGY & ENVIRONMENT	1	GRADE SE05
(2)	N218N	E&E CHIEF ADMINISTRATOR	1	GRADE SE02
(3)	D129C	E&E DIRECTOR OF INFORMATION TECH	1	GRADE IT10
(4)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE IT08
(5)	D030C	INFORMATION SYSTEMS COORDINATOR	3	GRADE IT07



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

(42)	B081C CHEMIST	7	GRADE GS07
(43)	X054C ENVIRONMENTAL PROGRAM COORDINATOR	4	GRADE GS07
(44)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
(45)	A075C FINANCIAL ANALYST I	1	GRADE GS07
(46)	B051C GEOLOGIST	1	GRADE GS07
(47)	S017C MAINTENANCE COORDINATOR	1	GRADE GS07
(48)	P013C PUBLIC INFORMATION COORDINATOR	2	GRADE GS07
(49)	X082C E&E INSPECTOR II	1	GRADE GS06
(50)	P049C GRAPHIC ARTIST	2	GRADE GS06
(51)	R025C HUMAN RESOURCES ANALYST	2	GRADE GS06
(52)	G179C LEGAL SERVICES SPECIALIST	6	GRADE GS06
(53)	P027C PUBLIC INFORMATION SPECIALIST	2	GRADE GS06
(54)	V014C BUYER	1	GRADE GS05
(55)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
(56)	C056C ADMINISTRATIVE SPECIALIST III	4	GRADE GS04
(57)	A098C FISCAL SUPPORT SPECIALIST	1	GRADE GS04
(58)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
(59)	S046C MAINTENANCE TECHNICIAN	3	GRADE GS04
(60)	C073C ADMINISTRATIVE SPECIALIST II	2	GRADE GS03
(61)	S065C MAINTENANCE ASSISTANT	<u>1</u>	GRADE GS01
	MAX. NO. OF EMPLOYEES	108	

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

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) REGULAR SALARIES	\$6,165,986
(02) PERSONAL SERVICES MATCHING	1,996,997
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	0
(B) CONF. & TRAVEL	0

(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
TOTAL AMOUNT APPROPRIATED	<u><u>\$8,162,983</u></u>

SECTION 3. REGULAR SALARIES. There is hereby established for the Department of Energy and Environment - Division of Environmental Quality for the 2021-2022 fiscal year, the following maximum number of regular employees.

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

(24)	B081C CHEMIST	2	GRADE GS07
(25)	G159C DEPARTMENT BUSINESS COORDINATOR	1	GRADE GS07
(26)	X059C E&E COMPLIANCE COORDINATOR	6	GRADE GS07
(27)	X036C E&E INSPECTOR SUPERVISOR I	13	GRADE GS07
(28)	B065C ECOLOGIST	9	GRADE GS07
(29)	G248C ENERGY PROGRAM COORDINATOR	1	GRADE GS07
(30)	G148C ENERGY PROGRAM MANAGER	1	GRADE GS07
(31)	X054C ENVIRONMENTAL PROGRAM COORDINATOR	20	GRADE GS07
(32)	A075C FINANCIAL ANALYST I	1	GRADE GS07
(33)	G147C GRANTS COORDINATOR	3	GRADE GS07
(34)	P020C PRODUCTION ARTIST	1	GRADE GS07
(35)	A072C RESEARCH & STATISTICS MANAGER	1	GRADE GS07
(36)	C037C ADMINISTRATIVE ANALYST	18	GRADE GS06
(37)	X075C E&E COMPLIANCE ANALYST	14	GRADE GS06
(38)	X093C E&E INSPECTOR II	76	GRADE GS06
(39)	G180C GRANTS ANALYST	6	GRADE GS06
(40)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
(41)	C056C ADMINISTRATIVE SPECIALIST III	19	GRADE GS04
(42)	C073C ADMINISTRATIVE SPECIALIST II	<u>4</u>	GRADE GS03
	MAX. NO. OF EMPLOYEES	319	

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

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

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

SECTION 6. APPROPRIATION - 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 personal services and operating expenses of the Department of Energy and Environment - Division of Environmental Quality - Federal Operations for the fiscal year ending June 30, 2022, the following:

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

SECTION 7. APPROPRIATION - WASTE WATER LICENSING. There is hereby

appropriated, to the Department of Energy and Environment, to be payable from the Wastewater Licensing Fund, for personal services and operating expenses of the Department of Energy and Environment - Division of Environmental Quality - Waste Water Licensing for the fiscal year ending June 30, 2022, the following:

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

SECTION 8. APPROPRIATION - LAND RECLAMATION. 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 for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</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, 2022, the following:

ITEM	FISCAL YEAR
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<u>NO.</u>	<u>2021-2022</u>
(01) REGULAR SALARIES	\$705,320
(02) EXTRA HELP	15,795
(03) PERSONAL SERVICES MATCHING	236,235
(04) OVERTIME	1,250
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	141,544
(B) CONF. & TRAVEL	47,700
(C) PROF. FEES	47,150
(D) CAP. OUTLAY	175,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$1,369,994</u></u>

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

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

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

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$15,000
(B) CONF. & TRAVEL	0

(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$15,000</u></u>

SECTION 12. APPROPRIATION - MINING RECLAMATION. 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 for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR 2021-2022
(01) MINING RECLAMATION CONTRACTUAL SERVICES	<u><u>\$1,520,000</u></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, 2022, the following:

ITEM NO.	FISCAL YEAR 2021-2022
(01) REGULAR SALARIES	\$6,949,424
(02) EXTRA HELP	45,000
(03) PERSONAL SERVICES MATCHING	2,368,805
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	2,290,941
(B) CONF. & TRAVEL	175,516
(C) PROF. FEES	500,000
(D) CAP. OUTLAY	1,050,000
(E) DATA PROC.	0
(05) DIESEL EMISSION REDUCTION AWARDS GRANTS	<u><u>363,000</u></u>

TOTAL AMOUNT APPROPRIATED \$13,742,686

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 NO.	FISCAL YEAR 2021-2022
(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 NO.	FISCAL YEAR 2021-2022
(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 payable from the Hazardous Substance Remedial Action Trust Fund, for contractual services of the Department of Energy and Environment - Division of Environmental Quality - Emergency Response Program for the fiscal year ending June 30, 2022, the following:

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

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

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

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

the following:

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

SECTION 19. APPROPRIATION - REGULATED SUBSTANCE STORAGE TANK PROGRAM.

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

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

SECTION 20. APPROPRIATION - PETROLEUM STORAGE TANK TRUST FUND. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Petroleum Storage Tank Trust Fund, for personal services and operating expenses of the Department of Energy and Environment - Division of Environmental Quality - Petroleum Storage Tank Trust Fund for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR 2021-2022
(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>\$21,861,658</u>

SECTION 21. APPROPRIATION - REGULATED STORAGE TANK PROGRAM - 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 contractual services of the Department of Energy and Environment - Division of Environmental Quality - Regulated Storage Tank Program - Federal for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR 2021-2022
(01) REGULATED STORAGE TANK & CONTRACTUAL SERVICES	<u>\$3,925,000</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, 2022, the following:

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

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

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

SECTION 24. APPROPRIATION - ENVIRONMENTAL EDUCATION PROGRAM. There is

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

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

SECTION 25. APPROPRIATION - SMALL BUSINESS LOANS. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Small Business Revolving Loan Fund, for providing loans to small businesses for projects to meet regulatory mandates in pollution control and prevention technologies 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) SMALL BUSINESS LOANS	<u><u>\$550,000</u></u>

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

ITEM	FISCAL YEAR
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<u>NO.</u>	<u>2021-2022</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$11,010
(B) CONF. & TRAVEL	3,650
(C) PROF. FEES	5,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$19,660</u></u>

SECTION 27. APPROPRIATION - PERFORMANCE PARTNERSHIP SYSTEM EXPENSES. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Performance Partnership Trust Fund, for expenses of designing and establishing a management organization 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) PERFORMANCE INTEGRATED INFORMATION	
SYSTEM EXPENSES	<u><u>\$563,000</u></u>

SECTION 28. APPROPRIATION - ENVIRONMENTAL SETTLEMENT TRUST. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Environmental Settlement Trust Fund, for expenses as authorized through various settlement agreements benefiting the State of Arkansas as administered through 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) ENVIRONMENTAL SETTLEMENT TRUST	
EXPENSES	<u><u>\$5,650,000</u></u>

SECTION 29. APPROPRIATION - COMPUTER AND ELECTRONIC RECYCLING. There is hereby appropriated, to the Department of Energy and Environment, to be

payable from the Computer and Electronic Recycling Fund, for grants and expenses of the Department of Energy and Environment - Division of Environmental Quality - Computer and Electronic Recycling for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR
(01) COMPUTER AND ELECTRONICS RECYCLING MANAGEMENT EXPENSES OR GRANTS	<u>\$250,000</u>

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

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

SECTION 31. APPROPRIATION - POLLUTION CONTROL AND ECOLOGY COMMISSION - ADMINISTRATIVE HEARING OFFICER. 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 - Pollution Control and Ecology Commission - Administrative Hearing Officer for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR
(01) REGULAR SALARIES	\$164,847
(02) PERSONAL SERVICES MATCHING	47,777

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

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

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

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

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

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

30, 2022, the following:

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:

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

SECTION 38. APPROPRIATION - ENERGY EFFICIENCY ARKANSAS - CASH. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the cash fund deposited in the State Treasury as determined 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:

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

SECTION 39. APPROPRIATION - CLEAN CITIES COALITION - CASH. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for 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:

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

SECTION 40. APPROPRIATION - FEDERAL OPERATIONS - ENERGY OFFICE. 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:

ITEM NO.	FISCAL YEAR 2021-2022
(01) REGULAR SALARIES	\$411,270
(02) PERSONAL SERVICES MATCHING	148,281
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	67,880
(B) CONF. & TRAVEL	16,750
(C) PROF. FEES	13,500
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) LIHEAP GRANTS	37,108,910

(05) DATA PROCESSING SERVICES	25,046
(06) WEATHERIZATION ASSISTANCE PROGRAM	<u>5,561,541</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$43,353,178</u></u>

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

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

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

ITEM NO.	FISCAL YEAR 2021-2022
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$25,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	300,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>

TOTAL AMOUNT APPROPRIATED \$325,000

SECTION 43. APPROPRIATION - DESIGNATED ENVIRONMENTAL SITE REMEDIATION PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Division of Environmental Quality Designated Environmental Site Remediation Trust Fund, for environmental cleanup and remediation activities at designated sites of the Department of Energy and Environment - Division of Environmental Quality - Designated Environmental Site Remediation Program for the fiscal year ending June 30, 2022, the following:

<i>ITEM</i>	<i>FISCAL YEAR</i>
<u><i>NO.</i></u>	<u><i>2021-2022</i></u>
<i>(01) DESIGNATED ENVIRONMENTAL SITE REMEDATION PROGRAM EXPENSES</i>	<u><u><i>\$2,000,000</i></u></u>

SECTION 44. APPROPRIATION - ALTERNATIVE FUELS VEHICLE CHARGING AND INFRASTRUCTURE PROGRAM - 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 program expenses of the Department of Energy and Environment - Division of Environmental Quality - Alternative Fuels Vehicle Charging and Infrastructure Program - Federal for the fiscal year ending June 30, 2022, the following:

<i>ITEM</i>	<i>FISCAL YEAR</i>
<u><i>NO.</i></u>	<u><i>2021-2022</i></u>
<i>(01) ALTERNATIVE FUELS VEHICLE CHARGING AND INFRASTRUCTURE PROGRAM EXPENSES</i>	<u><u><i>\$5,000,000</i></u></u>

SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EQUIPMENT PURCHASE RESTRICTIONS. Expenditures from the Hazardous Substance Remedial Action Trust Fund for the purchase of ~~departmental~~ division laboratory equipment, including maintenance contracts, data processing equipment and mission-critical software, including maintenance contracts, as appropriated in the Capital Outlay and Data Processing Purchases line items of the

Hazardous Waste Cleanup appropriation section, shall be funded through interest earnings and investment earnings from the Hazardous Substance Remedial Action Trust Fund and additional funding from the Hazardous Substance Remedial Action Trust Fund on July 1, ~~2020~~ 2021. Further, the ~~Department~~ Division shall report annually to the Arkansas Legislative Council or Joint Budget Committee all expenditures for these purchases.

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

SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. APPROPRIATIONS RESTRICTIONS. No expenditure from the Environmental Settlement Trust Fund for information technology needs may be made without prior approval of the Chief Fiscal Officer of the State, after seeking review of the Arkansas Legislative Council or Joint Budget Committee. Further, utilization of this appropriation for information technology needs of the Arkansas ~~Department~~ Division of Environmental Quality must also be approved by the Executive Chief Information Officer after the project is evaluated on the methodology recommended by the Chief Information Officer and the CIO Council, including an analysis of the return on investment and linkage to the ~~Department's~~ Division's business objectives. Any approved projects and expenditures for information technology from the Environmental Settlement Trust Fund shall be reported annually to the Joint Committee on Advanced Communications and Information Technology.

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

SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER PROVISION. Upon approval of the Chief Fiscal Officer of the State, the Arkansas ~~Department~~ Division of Environmental Quality may transfer from various department funds to the Division of Environmental Quality Fund Account the sum of \$1,500,000 in fiscal year ~~2020-2021~~ 2021-2022 for the exclusive purpose of supplementing funding for the appropriation provided in the State Operations appropriation section. The funds shall be used for personal services and operating expenses of the Arkansas ~~Department~~ Division

of Environmental Quality - State Operations. Funds which remain in the Division of Environmental Quality Fund Account at the close of the fiscal year shall be carried forward and made available for the same purpose for the following fiscal year. These funds shall be used for the purpose stated above.

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

SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING REQUIREMENTS. For the purposes of the fund transfers provided for in the preceding Fund Transfer Provision special language section, the amounts transferred shall not be considered as part of any statutory limitation on the use of funds for administration of programs of the ~~Department~~ Division.

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

SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL POST-CLOSURE CLEAN UP RESTRICTIONS. Any expenditures in excess of ~~\$50,000~~ \$2,000,000 per site from the Landfill Post-Closure Trust Fund, as appropriated in the Contractual Services line item of the Landfill Post-Closure Program appropriation section, for corrective action to remedy environmental impacts of closed disposal sites previously operated as a landfill pursuant to state law, ~~will be prioritized and authorized~~ shall be subject to review and approval by the Arkansas Pollution Control and Ecology Commission after addressing corrective actions needed to address environmental impacts from permitted landfills closed properly. ~~Expenditures exceeding \$2,000,000 per fiscal year must be approved by the Arkansas Pollution Control and Ecology Commission.~~

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

SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NON HAZARDOUS SITE CLEAN UP RESTRICTIONS. Expenditures from the Division of

Environmental Quality Fee Trust Fund for the cleanup of non hazardous sites which pose a threat to the environment, as appropriated in the Non Hazardous Site Cleanup appropriation section, shall be funded only through interest earnings from the Division of Environmental Quality Fee Trust Fund. The Arkansas ~~Department~~ Division of Environmental Quality shall seek cost recovery from parties responsible for damages to the environment that dictate the use of appropriation authorized in the Non Hazardous Site Cleanup appropriation section of this act, as well as any other funds spent by a governmental entity to remediate such non hazardous sites.

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

SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL POST-CLOSURE TRUST FUND.

(a) The General Assembly finds that:

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

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

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

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

(A) Has filed for protection under federal bankruptcy law;

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

(C) Is otherwise insolvent.

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

SECTION 52. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

INVESTMENTS. All funds that are held in any trust fund administered by the Arkansas ~~Department~~ Division of Environmental Quality may be invested and reinvested, subject to the written approval of the Office of the Treasurer, and all investments as authorized for use by the Office of the Treasurer may be available to the listed funds. The movement of these funds into and out of investments shall be by fund transfers as directed by the Director of the Arkansas ~~Department~~ Division of Environmental Quality or the Director's designee.

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

SECTION 53. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED SERVICES.

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

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

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

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

authorized for the department.

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

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

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

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

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

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

(d) Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a cabinet-level department each fiscal year is the prerogative of the General Assembly and is usually accomplished by delineating the maximums in the appropriation act or acts and establishing authorized positions and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization Law. Further, the General Assembly has determined that the

cabinet-level departments created under Acts 2019, No. 910, may operate more efficiently if some flexibility is provided as authorized under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee, as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

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

SECTION 54. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 55. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 56. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2021 is essential to the operation of

the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2021 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2021.

/s/Joint Budget Committee

APPROVED: 4/28/21