



STATE OF ARKANSAS
**Department of Finance
and Administration**

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August 8, 2024

Senator Jonathan Dismang, Co-Chair
Representative Frances Cavanaugh, Co-Chair
Performance Evaluation & Expenditure Review Committee
Arkansas Legislative Council
State Capitol Building
Little Rock, AR 72201

RE: FY 25 Infrastructure Investment & Jobs Act of 2021

Dear Co-Chairs:

Pursuant to Section 37 (01) of Act 152 of 2024, I am forwarding the attached Infrastructure and Investment and Jobs Act request(s) that have received my approval as Chief Fiscal Officer of the State.

- Department of Agriculture – Natural Resources Division – Contaminants Small or Disadvantaged Communities Grant \$18,914,000
- Department of Public Safety – Division of Emergency Management – Hazardous Materials Emergency Preparedness Grants \$275,368
- Department of Public Safety – Division of Emergency Management – State and Local Cybersecurity Grant Program \$6,402,359
- Department of Energy and Environment – Oil and Gas Commission – State Orphaned Wells Program Formula Grant – Phase 1 \$5,589,721
- Department of Energy and Environment – Oil and Gas Commission – Office of State Geologist – National Geological and Geophysical Data Preservation Program \$275,274

Sincerely,

James L. Hudson
Secretary

Attachment(s)

**INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021
 APPROPRIATION AND PERSONNEL AUTHORIZATION REQUEST
 SECTION 37 OF ACT 152 OF 2024**

D.1

Agency: Arkansas Department of Agriculture - Natural Resources Division Program Business Area Code: 0455

Title: Emerging Contaminants Small or Disadvantaged Communities (EC-SDC) grant

Granting Organization: US Environmental Protection Agency CFDA #: 66.442

Effective Date of Authorization: Beginning: 7/1/2024 Ending: 6/30/2025

Purpose of Grant / Reason for addition or change (include attachments as necessary to provide thorough information):
 The Department is requesting appropriation in the amount of \$18,914,000 to carry out projects and activities needed for public water systems to comply with the Safe Drinking Water Act, programs to provide household water quality testing, activities for a state to respond Drinking water contaminants, and activities that benefit the impacted communities. The expected outcomes include helping disadvantaged communities with emerging contaminates problems and reduction in the number of public water systems serving small or disadvantaged communities that face real or potential public health threats due to emerging contaminants.

Infrastructure Investment & Jobs Act Program Funding

Func. Area: COMM Fund Code: new Continuation of Existing Program: _____
 Funds Center: new Internal Order/WBS Element: _____ Change in Existing Program: _____
 New Program: X

	Program Funding Amount
Regular Salaries	
Extra Help	
Personal Services Matching	
Operating Expenses	
Conference & Travel Expenses	
Professional Fees	
Capital Outlay	
Data Processing	
Grants and Aid (CI: 04)	
Other: <u>590:00:46</u>	18,914,000
Other:	
Total	\$ 18,914,000

Anticipated Duration of Federal Funds: 7/1/2024-6/30/2028

DFA IGS State Technology Planning	Date
Items requested for information technology must be in compliance with Technology Plans as submitted to DFA IGS State Technology Planning.	

Positions to be established: (list each position separately) * unclassified positions only

Org Unit	Pers Area	Pers SubArea	Cost Center	Position Number	Cmnt Item	Position Title	Class Code	Grade	Line Item Maximum *

State funds will not be used to replace federal funds when such funds expire, unless appropriated by the General Assembly and authorized by the Governor.

Approved by: Wesley W. Moore 7-12-2024 Robert Brech 08/07/24
 Cabinet Secretary/Agency Director Date Office of Budget Date Office of Personnel Mgmt Date

Attachment 1 - Project Description

This agreement provides funding under the Infrastructure Investment and Jobs Act (IIJA) to the State of Arkansas to implement resources and priorities to help address Per- and polyfluoroalkyl substances (PFAS) and emerging contaminant challenges; target resources to communities most in need of assistance to ensure that no community is left behind with unsafe, inadequate water; and advance the priorities of equity and environmental justice. Arkansas will implement projects such as but not limited to research and testing; planning and design to address emerging contaminants; treatment of emerging contaminants; source water activities related to emerging contaminants; storage; water system restructuring; providing households access to drinking water services; technical assistance; outreach and education; and workforce or training support to public water systems in addressing emerging contaminants.

The activities include projects and activities to address emerging contaminants in small or disadvantaged communities, including but not limited to research and testing; planning and design to address emerging contaminants; treatment of emerging contaminants; source water activities related to emerging contaminants; storage; water system restructuring; providing households access to drinking water services; technical assistance; outreach and education; and workforce or training support to public water systems in addressing emerging contaminants. This agreement is to an eligible state or territory to implement a program to provide assistance to address emerging contaminants in drinking water to small or disadvantaged communities. Funds are to carry out projects and activities needed for public water systems to comply with the Safe Drinking Water Act, programs to provide household water quality testing, activities for a state to respond to a drinking water contaminants, and activities that benefit the impacted communities.

The anticipated deliverables include hiring of a contractor to assist in implementation of the grant program and creation of additional workplans for the additional funding of the grant.

The expected outcomes include helping disadvantage communities with emerging contaminants problems and reduction in the number of public water systems serving small or disadvantaged communities that face real or potential public health threats due to emerging contaminants. The intended beneficiaries include small or disadvantaged communities in Arkansas.

Direct Beneficiaries of this program include all state residents and occupants, both permanent and temporary. Future workplans for this grant will include activities and loans issued to municipalities which are considered subawards.

**INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021
 APPROPRIATION AND PERSONNEL AUTHORIZATION REQUEST
 SECTION OF ACT OF 2024**

D.2

Agency: AR Divison of Emergency Management Business Area Code: 0995
 Program Title: Hazardous Materials Emergency Preparedness Grants (HMEP)
 Granting Organization: US Dept of Transportation (PHMSA) CFDA #: 20.703
 Effective Date of Authorization: Beginning: 7/1/2024 Ending: 6/30/2025

Purpose of Grant / Reason for addition or change (include attachments as necessary to provide thorough information):
 The HMEP program is designed to allow grantees the flexibility to imlement training and planning programs that address differing needs for each location based on demographics, emergency response capabilities, commodity flow studies, and hazard analysis. ADEM is Arkansas' designated agency to receive HMEP funds to provide training to state and local level emergency managers. ADEM is requesting appropriation in the amount of \$275,368 to continue with year 2 of our HMEP program.

Infrastructure Investment & Jobs Act Program Funding

Func. Area: SFTY Fund Code: FII9950 Continuation of Existing Program: _____
 Funds Center: CB5 Internal Order/WBS Element: J.0995.IJA32240019T23E Change in Existing Program: x
 New Program: _____

	Program Funding Amount
Regular Salaries	56,000
Extra Help	
Personal Services Matching	26,000
Operating Expenses	123,890
Conference & Travel Expenses	4,000
Professional Fees	33,478
Capital Outlay	
Data Processing	
Grants and Aid (CI: 04)	32,000
Other:	
Other:	
Total	\$ 275,368

Anticipated Duration of Federal Funds: 11/04/2023-11/03/2026

DFA IGS State Technology Planning	Date
Items requested for information technology must be in compliance with Technology Plans as submitted to DFA IGS State Technology Planning.	

Positions to be established: (list each position separately)

Org Unit	Pers Area	Pers SubArea	Cost Center	Position Number	Cmnt Item	Position Title	Class Code	Grade	Line Item Maximum *

State funds will not be used to replace federal funds when such funds expire, unless appropriated by the General Assembly and authorized by the Governor.

Approved by: Col. Matt L. Zimmerman 7/17/2024 Robert Brech 08/07/24
 Cabinet Secretary/Agency Director Date Office of Budget Date Office of Personnel Mgmt Date

The Arkansas Department of Public Safety – Arkansas Division of Emergency Management is requesting Infrastructure Investment and Jobs Act appropriation in the amount of \$275,368.00 for the Hazardous Materials Emergency Preparedness Grant. This is the year 2 award of the 3 year of the HMEP program.

Background:

The HMEP grant program was established in 1990 by the Hazardous Materials Transportation Uniform Safety Act. In 1993, PHMSA began issuing grants to assist States, Territories, and Native American Tribes to "develop, improve, and carry out emergency plans" within the National Response System and the Emergency Planning and Community Right-To-Know Act of 1986. The HMEP grant program is designed to allow grantees the flexibility to implement training and planning programs that address differing needs for each location based on demographics, emergency response capabilities, commodity flow studies, and hazard analysis. Relevant trainings are found in the *National Fire Protection Association (NFPA) 472: Standard for Competence of Responders to Hazardous Materials/Weapons of Mass Destruction Incidents* publication and the Occupational Safety and Health Administration (OSHA) regulations found in 29 CFR § 1910.120.

Governors in each State, or their counterparts within Territories or Tribes, designate an agency to receive the HMEP grant funds. Agencies submit grant applications to PHMSA annually requesting funds for proposed activities. PHMSA reviews and evaluates applications to make certain the proposed activities support the program mission to ensure the safe transportation of hazmat. If approved, PHMSA offers the agency a Notice of Grant Award (NGA) for acceptance and signature. Once executed, the agency may distribute grant funds in accordance with the planned activities identified in the grant application within the State, Territory, or Tribe to Local Emergency Planning Committees (LEPCs) and first responder organizations.

Purpose/Goal:

ADEM's purpose is to protect against the risks to life, property, and the environment that are inherent in the transportation of hazardous materials in intrastate, interstate, and foreign commerce. We will develop, teach, and improve emergency plans. Train public sector hazardous materials emergency response employees to respond to accidents and incidents involving hazardous materials in transportation. ADEM will design, develop, and deliver comprehensive preparedness and response training to public sector employees. ADEM will also maintain staff to manage this training effort.

**INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021
 APPROPRIATION AND PERSONNEL AUTHORIZATION REQUEST
 SECTION 37 OF ACT 152 OF 2024**

D.3

Agency: Arkansas Division of Emergency Management Business Area Code: 0995

Program Title: State and Local Cybersecurity Grant Program

Granting Organization: U.S. Department of Homeland Security CFDA #: 97.137

Effective Date of Authorization: Beginning: 7/1/2024 Ending: 6/30/2025

Purpose of Grant / Reason for addition or change (include attachments as necessary to provide thorough information):
 The Arkansas Division of Emergency Management is requesting IJA appropriation in the amount of \$6,402,359.00. This appropriation would allow ADEM, along with DIS, to continue to work with local governments to assess risks and combat the threat of cyber attacks across the state. The State and Local Cybersecurity grant program enables DHS to make targeted cybersecurity investments in state and local government agencies, thus improving the security of critical infrastructure and resilience of the services that state and local governments provide to their community.

Infrastructure Investment & Jobs Act Program Funding

Func. Area: SFTY Fund Code: NEW Change in Existing Program: _____
 Funds Center: BD1 Internal Order/WBS Element: NEW New Program: X

	Program Funding Amount
Regular Salaries	
Extra Help	-
Personal Services Matching	
Operating Expenses	
Conference & Travel Expenses	
Professional Fees	
Capital Outlay	
Data Processing	
Grants and Aid (CI: 04)	
Other: 590:00:46	6,402,359
Other:	
Total	\$ 6,402,359

Anticipated Duration of Federal Funds: 12/01/2023-11/30/2027

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DFA IGS State Technology Planning **Date**

Items requested for information technology must be in compliance with Technology Plans as submitted to DFA IGS State Technology Planning.

Positions to be established: (list each position separately)

* unclassified positions only

Org Unit	Pers Area	Pers SubArea	Cost Center	Position Number	Cmnt Item	Position Title	Class Code	Grade	Line Item Maximum *

State funds will not be used to replace federal funds when such funds expire, unless appropriated by the General Assembly and authorized by the Governor.

Approved by:

Col. Matt L. Zimmerman 7/12/2024
 Cabinet Secretary/Agency Director Date

Robert Brech 08/07/24
 Office of Budget Date
 dy 7/19/2024

Office of Personnel Mgmt Date

The Arkansas Department of Public Safety – Arkansas Division of Emergency Management is requesting Infrastructure Investment and Jobs Act appropriation in the amount of \$6,402,359.00 for the SFY2023 State and Local Cybersecurity Grant Program.

Background:

The Arkansas Division of Emergency Management is the recipient of the 2023 State and Local Cybersecurity Grant program. To implement the goals and objectives of the program, ADEM has teamed up with DIS to work with local governments to assess cybersecurity risks and to develop plans to increase cybersecurity safety. This is the second year that ADEM has received this award. DIS will be providing the match requirement.

Total project cost:	\$8,002,949.00
Federal Award:	\$6,402,359.00
Match Required:	\$1,600,590.00

Purpose/Goal:

The goal of the State and Local Cybersecurity Grant Program (SLCGP) is to help states and territories, specifically rural and local communities, address cybersecurity risks and cybersecurity threats. The SLCGP enables DHS to make targeted cybersecurity investments in state, local, tribal and territorial (SLTT) government agencies, thus improving the security of critical infrastructure and resilience of the services SLT governments provide to their community.

**INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021
 APPROPRIATION AND PERSONNEL AUTHORIZATION REQUEST
 SECTION 37 OF ACT 152 OF 2024**

D.4

Agency: Arkansas Oil and Gas Commission Business Area Code: 0440
 Program Title: DOI State Orphaned Wells Program Formula Grant - Phase 1
 Granting Organization: Us Department of the Interior CFDA #: 15.018 Energy Comm. Revital Pgm.
 Effective Date of Authorization: Beginning: 7/1/2024 Ending: 6/30/2025

Purpose of Grant / Reason for addition or change (include attachments as necessary to provide thorough information):
 The Infrastructure Investment and Jobs Act (Pub.L. 117-58) passed by Congress November 5, 2021, provides under Section 40601c(3) for historic investments to plug orphaned wells and reclaim abandoned mines lands to help communities eliminate dangerous environmental conditions and pollution caused by past coal mining and legacy energy development. The Act allows state officials to begin building out their well plugging programs, remediating high priority wells, and collecting additional data regarding the number of orphaned sells in the state. This grant award reflects the substantive application of the Act as it relates to the State of Arkansas.

Infrastructure Investment & Jobs Act Program Funding

Func. Area: COMM Fund Code: NEW Continuation of Existing Program: _____
 Funds Center: AZ8 Internal Order/WBS Element: _____ Change in Existing Program: X
 New Program: _____

	Program Funding Amount
Regular Salaries	
Extra Help	
Personal Services Matching	
Operating Expenses	
Conference & Travel Expenses	
Professional Fees	
Capital Outlay	
Data Processing	
Grants and Aid (CI: 04)	
Other: CI 46 Misc	5,589,721
Other:	
Total	\$ 5,589,721

Anticipated Duration of Federal Funds: 6/30/2028

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DFA IGS State Technology Planning Date
 Items requested for information technology must be in compliance with Technology Plans as submitted to DFA IGS State Technology Planning.

Positions to be established: (list each position separately)

Org Unit	Pers Area	Pers SubArea	Cost Center	Position Number	Cmnt Item	Position Title	Class Code	Grade	Line Item Maximum *

State funds will not be used to replace federal funds when such funds expire, unless appropriated by the General Assembly and authorized by the Governor.

Approved by: [Signature] 7/11/24 Robert Brech 08/07/24
 Cabinet Secretary/Agency Director Date Office of Budget Date Office of Personnel Mgmt Date

OIL AND GAS COMMISSION

MFG Narrative – August PEER

D24AF00137 DOI State Orphaned Wells Program Formula Grant – Phase 1

The Infrastructure Investment and Jobs Act (Pub. L. 117-58) passed by Congress November 5, 2021, provides under Section 40601c (3) for historic investments to plug orphaned wells and reclaim abandoned mines lands to help communities eliminate dangerous environmental conditions and pollution caused by past coal mining and legacy energy development. The Act allows state officials to begin building out their well plugging programs, remediating high priority wells, and collecting additional data regarding the number of orphaned wells in the state. This grant award reflects the substantive application of the Act as it relates to the State of Arkansas.

Amount \$5,589,721

**INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021
 APPROPRIATION AND PERSONNEL AUTHORIZATION REQUEST
 SECTION 37 OF ACT 152 OF 2024**

D.5

Agency: Office of State Geologist Business Area Code: 0440
 Program Title: National Geological and Geophysical Data Preservation Program
 Granting Organization: US Geological Survey CFDA #: 15.814 - Data Pres Prog
 Effective Date of Authorization: Beginning: 7/1/2024 Ending: 6/30/2025

Purpose of Grant / Reason for addition or change (include attachments as necessary to provide thorough information):
 To replace the roof, gutter system, and exterior portions of the Norman F. Williams Well Sample Library. This will stop the water leaking onto the cardboard boxes that contain core and cuttings to prevent further damage and preserve them for future use. We plan to continue to assess the core and cuttings boxes in the Norman F. Williams Well Sample Library and re-box those most vulnerable before they are destroyed. This priority will require hiring an extra-help technician. An additional priority is to hire an extra-help geologist to submit data from boreholes drilled in manganese deposits from the Batesville Manganese District in the 1940s. We will also submit data from written borehole descriptions from the zinc area of northeast Arkansas. This data will be useful for creating 3D models.

Infrastructure Investment & Jobs Act Program Funding

Func. Area: COMM Fund Code: _____ Continuation of Existing Program: _____
 Funds Center: _____ Internal Order/WBS Element: F.0440.IIJ.G24AP00235 Change in Existing Program: _____
 New Program: X

	Program Funding Amount
Regular Salaries	
Extra Help	16,358
Personal Services Matching	1,268
Operating Expenses	
Conference & Travel Expenses	1,024
Professional Fees	
Capital Outlay	256,624
Data Processing	
Grants and Aid (CI: 04)	
Other:	
Other:	
Total	\$ 275,274

Anticipated Duration of Federal Funds: One Year - 6/30/2025

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DFA IGS State Technology Planning **Date**
 Items requested for information technology must be in compliance with Technology Plans as submitted to DFA IGS State Technology Planning.

Positions to be established: (list each position separately)

* unclassified positions only

Org Unit	Pers Area	Pers SubArea	Cost Center	Position Number	Cmnt Item	Position Title	Class Code	Grade	Line Item Maximum *

State funds will not be used to replace federal funds when such funds expire, unless appropriated by the General Assembly and authorized by the Governor.

Approved by:  7/23/24 Robert Brech 08/07/24
 Cabinet Secretary/Agency Director Date Office of Budget Date Office of Personnel Mgmt Date

NT - 24JUL24

OFFICE OF THE STATE GEOLOGIST

Narrative – August PEER

Purpose of Grant (IIJA):

To replace the roof, gutter system, and exterior portions of the Norman F. Williams Well Sample Library. This will stop the water leaking onto the cardboard boxes that contain core and cuttings to prevent further damage and preserve them for future use.