

State of Arkansas
94th General Assembly
Regular Session, 2023

A Bill

HOUSE BILL 1167

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, 2024; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF ENERGY AND ENVIRONMENT - DIVISION OF ENVIRONMENTAL QUALITY APPROPRIATION FOR THE 2023-2024 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 2023-2024 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
(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)	G298C	E&E CHIEF COUNSEL	1	GRADE GS15
(5)	N230N	E&E CHIEF OF STAFF	1	GRADE GS15



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

MAX. NO. OF EMPLOYEES

66

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, 2024, the following:

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

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

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
(1)	U015U	DEQ DIRECTOR	1	GRADE SE03
(2)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE IT08
(3)	D030C	INFORMATION SYSTEMS COORDINATOR	3	GRADE IT07
(4)	D039C	NETWORK SUPPORT SPECIALIST	1	GRADE IT06
(5)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE IT05
(6)	D052C	SOFTWARE SUPPORT ANALYST	7	GRADE IT05
(7)	D068C	INFORMATION SYSTEMS ANALYST	1	GRADE IT04

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

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

SECTION 4. EXTRA HELP. There is hereby authorized, for the Department of Energy and Environment - Division of Environmental Quality for the 2023-2024 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, 2024, the following:

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

(03) PERSONAL SERVICES MATCHING	789,647
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	403,183
(B) CONF. & TRAVEL	32,115
(C) PROF. FEES	79,100
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$3,656,024</u></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, 2024, the following:

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

SECTION 7. APPROPRIATION - WASTE WATER LICENSING PROGRAM. 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 Program for the fiscal year ending June 30, 2024, the following:

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

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

SECTION 10. APPROPRIATION - RECLAMATION OF ABANDONED MINES PROGRAM.

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

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

SECTION 11. APPROPRIATION - SURFACE COAL MINING PROGRAM. 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 Program for the fiscal year ending June 30, 2024, the following:

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

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, 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>

SECTION 15. APPROPRIATION - HAZARDOUS WASTE CLEANUP PROGRAM. 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 Program for the 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>

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, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(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, 2024, the following:

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

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

(01) REGULAR SALARIES	\$669,379
(02) PERSONAL SERVICES MATCHING	246,689
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	172,179
(B) CONF. & TRAVEL	15,668
(C) PROF. FEES	50,000
(D) CAP. OUTLAY	100,000
(E) DATA PROC.	0
(04) REFUNDS/REIMBURSEMENTS	<u>4,650,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$5,903,915</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, 2024, the following:

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

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

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

ITEM NO.	FISCAL YEAR 2023-2024
(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 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 NO.	FISCAL YEAR 2023-2024
(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, 2024, the following:

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

(02) PERSONAL SERVICES MATCHING	80,934
(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>\$14,456,110</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, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(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, 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, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(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 PROGRAM. 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 - Small Business Loans Program for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(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, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(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. 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 - Performance Partnership System for the fiscal year ending June 30, 2024, the following:

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

SECTION 28. APPROPRIATION - ENVIRONMENTAL SETTLEMENT TRUST PROGRAM. 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 - Environmental Settlement Trust Program for the fiscal year ending June 30, 2024, the following:

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

SECTION 29. APPROPRIATION - COMPUTER AND ELECTRONIC RECYCLING PROGRAM. 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 Program for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(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 2023-2024 fiscal year, the following maximum number of regular employees.

Item	Class	Maximum	Maximum Annual
<u>No.</u>	<u>Code Title</u>	<u>No. of</u>	<u>Salary Rate</u>
		<u>Employees</u>	<u>Fiscal Year</u>
			<u>2023-2024</u>
(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, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULAR SALARIES	\$181,184
(02) PERSONAL SERVICES MATCHING	54,527
(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>\$329,850</u></u>

SECTION 32. APPROPRIATION - NON HAZARDOUS SITE CLEANUP PROGRAM. 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 by the Department of Energy and Environment - Division of Environmental Quality - Non Hazardous Site Cleanup Program for the fiscal year ending June 30, 2024, the following:

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

SECTION 33. APPROPRIATION - WATER PERFORMANCE BOND FUND PROGRAM. 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 Program for the fiscal year ending June 30, 2024, the following:

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

SECTION 34. APPROPRIATION - NONMUNICIPAL DOMESTIC SEWAGE TREATMENT WORKS PROGRAM. 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 Program for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
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<u>NO.</u>	<u>2023-2024</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, 2024, the following:

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

SECTION 36. APPROPRIATION - ENERGY OFFICE - 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 of the Department of Energy and Environment - Division of Environmental Quality - Energy Office - State Operations for the fiscal year ending June 30, 2024, the following:

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

SECTION 37. APPROPRIATION - STATE ENERGY PLAN - 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, operating expenses, and grants and aid of the Department of Energy and Environment - Division of Environmental Quality - State Energy Plan - Federal Operations for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR
	2023-2024
(01) REGULAR SALARIES	\$226,898
(02) PERSONAL SERVICES MATCHING	80,475
(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>\$1,282,471</u></u>

SECTION 38. APPROPRIATION - ENERGY EFFICIENCY ARKANSAS - CASH OPERATIONS. 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 - Energy Efficiency Arkansas - Cash Operations for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR
	2023-2024
(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 OPERATIONS.

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 - Clean Cities Coalition - Cash Operations for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(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 - ENERGY OFFICE - 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, operating expenses, and grants and aid of the Department of Energy and Environment - Division of Environmental Quality - Energy Office - Federal Operations for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$629,344
(02) PERSONAL SERVICES MATCHING	236,040
(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	33,108,910
(05) DATA PROCESSING SERVICES	25,046
(06) WEATHERIZATION ASSISTANCE PROGRAM	<u>5,561,541</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$39,659,011</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 - Alternative Fuels Vehicles Program for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(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 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 - Energy Performance Contracts Program for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(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	<u><u>\$325,000</u></u>

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

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

SECTION 44. 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 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 Program appropriation section, ~~shall~~ may be funded through interest earnings, ~~and~~ investment earnings, and no more than three percent (3%) of the corpus of ~~from~~ the Hazardous Substance Remedial Action Trust Fund and additional funding from the Hazardous Substance Remedial Action Trust Fund on July 1, ~~2022~~ 2023. Further, the 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, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

SECTION 45. 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 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 ~~2022-2023~~ 2023-2024 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 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 amounts transferred shall not be considered as part of any statutory limitation on the use of funds for administration of programs of the Division.

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

SECTION 46. 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 \$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, 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.

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

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

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

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

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

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

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

- (1) Has filed for protection under federal bankruptcy law;
- (2) Is unable to meet its debt obligations in the ordinary course of its operations; or
- (3) Is otherwise insolvent.

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

8-6-1006. Findings.

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

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

8-1-108. Investments.

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

the written approval of the Treasurer of State.

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

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

SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared Services 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 in the Shared Services Paying Account Appropriation by the Department of Energy and Environment.

(2) 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 on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.

(3) The transfer authority provided to the department in subdivision (a)(2) 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.

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

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

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

SECTION 52. 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 53. 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 54. 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, 2023 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, 2023 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, 2023.