

ARKANSAS BUDGET SYSTEM
AGENCY PROGRAM COMMENTARY
1995 - 1997

The Arkansas Water Well Construction Commission has one Appropriation (A14) and is a cash fund agency. The Commission is authorized three full time positions. The Commission has three full time positions and is requesting two additional full time positions to assist with field investigation and a legal assistant to follow up and complete the findings of the field investigator. The Commission will continue to utilize the 10 extra help positions during FY 95 & 96 and in FY 96 & 97. We are currently authorized ten extra help positions.

The Commission conducts administrative hearings for licensed and unlicensed persons who allegedly violate the Water Well Construction Act and the rules and regulations; therefore making it very necessary to have a full time investigator and legal assistant. The Commission contracts for professional services for a certified court reporter to transcribe the administrative hearings. The Commission has subpoena power and, when needed, pays the expenses for witnesses. The number of administrative hearings conducted has increased. The Commission plans to continue the abandoned water well program to inform citizens of the hazards and proper abandonment of abandoned water wells. Arkansas Education Television Network (AETN) is currently broadcasting a mini-documentary and public service announcements regarding abandoned water wells. The Commission plans to continue its agreement with the Arkansas Department of Health addressing training sanitarians, enforcement, waivers and revising pamphlets on well construction.

The Commission has jurisdiction over monitoring and/or piezometer wells. The Commission plans to train the full time employees through the OSHA training course required by the federal government. This training will enable the Commission's employees to inspect hazardous waste sites where monitoring and/or piezometer wells are located.

The Commission plans to replace an existing vehicle purchased in 1986 and maintain other office equipment. These purchases will insure field investigations and routine office functions are accomplished in a timely manner. Photographic and audio visual equipment is needed for field investigations and presentations for citizens and members of the ground water industry.

The agency is currently charging the maximum fees allowed by law. An additional fee will be requested for the 95-97 biennium in the category of Well Permits. A range of \$50 to \$500 will be requested depending on the type of well constructed. This is a one-time fee only. The total number of licenses, rig permits, and registration certificates have decreased since 1988. The agency can collect more fees from civil penalties assessed than in previous years with the addition of the investigator and legal assistant.

Problems regarding ground water protection, that are within the Commission's jurisdiction, will continue to increase. The ability to enforce current laws and regulations will greatly improve due to the Commission employing a full time field investigator and legal assistant. The Commission plans to actively pursue an abandoned water well program in conjunction with the Arkansas Realtor's Association.

The Commission has remained a self supporting, cash fund agency, since its' creation in 1969.

<u>AGENCY</u>	<u>DIRECTOR</u>	<u>AGENCY PROGRAM COMMENTARY</u>	<u>PAGE</u>
Arkansas Water Well Construction Commission agency# 260	Kenneth T. Acklin	BR21	439

ARKANSAS WATER WELL CONSTRUCTION COMMISSION
SUMMARY OF AUDIT FINDINGS AND RECOMMENDATIONS
FOR THE YEAR ENDED JUNE 30, 1992

	<u>Fund Type</u>	<u>Account Groups</u>		<u>Total</u>
	<u>Governmental</u>	<u>General Fixed Assets</u>	<u>General Long- Term Debt</u>	
Assets	\$ 126,219.09	\$ 55,488.23	\$ 2,317.92	\$ 184,025.24
Liabilities			2,317.92	2,317.92
Fund Equity	126,219.09	55,488.23		181,707.32
Revenues	117,102.67			117,102.67
Expenditures	102,212.11			102,212.11
Other Financing Sources (Uses)	(1,200.00)			(1,200.00)

Findings

None.

Recommendations

None.

SUMMARY
STATUS OF NEW PROGRAMS/EXPANSIONS AUTHORIZED BY THE 79TH GENERAL ASSEMBLY
AGENCY: ARKANSAS WATERWELL CONSTRUCTION COMMISSION

PROGRAM AUTHORIZED	# POS. AUTH.	ADDITIONAL AUTHORIZED APPROPRIATION		STATUS
		FY 93-94	FY 94-95	
<u>APPROPRIATION: ARKANSAS WATERWELL CONSTRUCTION COMMISSION - CASH</u>				
A. Regular Salaries	0	\$0	\$805	Of the increases authorized for Regular Salaries & Personal Services Matching, none was expended in FY94 and all of the increases are budgeted in FY95. All of the increase authorized for Operating Expenses was expended in FY94 and all of the increase is budgeted in FY95. For Capital Outlay, \$4,359 of the increase was expended in FY94 and \$3,500 of the increase is budgeted in FY95.
B. Personal Services Matching		\$0	\$147	
C. Operating Expenses		\$3,000	\$3,000	
D. Capital Outlay		\$5,500	\$5,500	

REQUEST FOR CHANGE IN FEE SCHEDULE
1995-97 BIENNIUM

AGENCY NAME: Arkansas Water Well Construction Commission AGENCY CODE: 260

<u>CURRENT FEE STRUCTURE</u>				<u>PROPOSED CHANGES</u>			
<u>DESCRIPTION</u>	<u>FEE AMOUNT</u>	<u>EST. RECEIPTS 1994-95</u>	<u>AUTHORIZING ACT OR CODE CITE</u>	<u>FEE AMOUNT</u>	<u>EST. RECEIPTS 1995-96</u>	<u>EST. RECEIPTS 1996-97</u>	<u>REASON FOR CHANGE</u>
Contractor's Licenses	\$200	\$40,200	Act 641 of 1969 & 783 of 1987	\$200	\$40,200	\$40,200	No Change
Registration Certificate	70	34,300	Act 641 of 1969 & 783 of 1987	70	34,300	34,300	No Change
Dig Permits	80	32,400	Act 641 of 1969 & 783 of 1987	80	32,400	32,400	No Change
Well Permits	0	0	N/A	\$50-\$500	124,000	124,000	* New Fee

The new fee is being established in the category of well permits. These permits will be requested in a range from \$50 to \$500 depending on the type of well being constructed. This is a one time fee only. The new fee is an excellent way of maintaining accountability of wells in the future.

ARKANSAS BUDGET SYSTEM DEPARTMENT APPROPRIATION SUMMARY

AGENCY TITLE Waterwell Constr. Comm.		1993-95 Expenditures				1995-97 Biennium Request				1995-97 Executive Recommendation			
Appropriations		Actual	No. of	Budgeted	No. of	Year 1	No. of	Year 2	No. of	Year 1	No. of	Year 2	No. of
Code	Name	1993-94	Pos.	1994-95	Pos.	1995-96	Pos.	1996-97	Pos.	1995-96	Pos.	1996-97	Pos.
A14	Cash Operations	\$159,941	3	\$177,560	3	\$238,835	5	\$259,167	5	179,560	3	196,060	3
TOTALS		\$159,941	3	\$177,560	3	\$238,835	5	\$259,167	5	\$179,560	3	\$196,060	3
Funding Sources			% of Total		% of Total		% of Total		% of Total		% of Total		% of Total
Fund Balances		\$66,473	31.3%	\$52,128	29.1%	\$1,468	1.1%			\$1,468	1.1%		
General Revenues													
Special Revenues													
Federal Funds													
Const. & Fiscal Agency Fund													
State Central Services Fund													
Non-Revenue Receipts													
Cash Funds		145,596	68.7%	126,900	70.9%	126,900	98.9%	126,900	100.0%	126,900	98.9%	126,900	100.0%
Other													
Total Funding		212,069	100.0%	179,028	100.0%	128,368	100.0%	126,900	100.0%	128,368	100.0%	126,900	100.0%
Excess Appro./ (Funding)		(52,128)		(1,468)		110,467		132,267		51,192		69,160	
TOTAL		\$159,941		\$177,560		\$238,835		\$259,167		\$179,560		\$196,060	
DEPARTMENT ARKANSAS WATER WELL CONSTRUCTION COMMISSION (260)			DIRECTOR Kenneth T. Acklin						DEPARTMENT APPROPRIATION SUMMARY BR 40				

WITHOUT FEE INCREASE

ARKANSAS BUDGET SYSTEM DEPARTMENT APPROPRIATION SUMMARY

AGENCY TITLE Waterwell Constr. Comm.		1993-95 Expenditures				1995-97 Biennium Request				1995-97 Executive Recommendation			
Appropriations		Actual	No. of	Budgeted	No. of	Year 1	No. of	Year 2	No. of	Year 1	No. of	Year 2	No. of
Code	Name	1993-94	Pos.	1994-95	Pos.	1995-96	Pos.	1996-97	Pos.	1995-96	Pos.	1996-97	Pos.
A14	Cash Operations	\$159,941	3	\$177,560	3	\$238,835	5	\$259,167	5	179,560	3	196,060	3
TOTALS		\$159,941	3	\$177,560	3	\$238,835	5	\$259,167	5	\$179,560	3	\$196,060	3
Funding Sources			% of		% of		% of		% of		% of		% of
Fund Balances		\$66,473	31.3%	\$52,128	29.1%	\$1,468	0.6%	\$13,533	5.1%	\$1,468	0.6%	\$13,533	5.1%
General Revenues													
Special Revenues													
Federal Funds													
Const. & Fiscal Agency Fund													
State Central Services Fund													
Non-Revenue Receipts													
Cash Funds		145,596	68.7%	126,900	70.9%	250,900	99.4%	250,900	94.9%	250,900	99.4%	250,900	94.9%
Other													
Total Funding		212,069	100.0%	179,028	100.0%	252,368	100.0%	264,433	100.0%	252,368	100.0%	264,433	100.0%
Excess Appro./ (Funding)		(52,128)		(1,468)		(13,533)		(5,266)		(72,808)		(68,373)	
TOTAL		\$159,941		\$177,560		\$238,835		\$259,167		\$179,560		\$196,060	
DEPARTMENT ARKANSAS WATER WELL CONSTRUCTION COMMISSION (260)			DIRECTOR Kenneth T. Acklin					DEPARTMENT APPROPRIATION SUMMARY BR 40					

WITH FEE INCREASE

**ARKANSAS BUDGET SYSTEM
ANALYSIS OF BUDGET REQUEST
1995 - 1997**

The Arkansas Water Well Construction Commission is a cash fund agency. The Commission was established to assist in the protection of underground water supplies for the citizens of the State of Arkansas. The Commission is requesting \$238,835 for FY96 and \$259,167 for FY97. Of these amounts, \$64,775 and \$85,107 is requested for FY96 and FY97 respectively at the priority programs level. The primary component of this request is salary and matching costs of \$54,872 for FY96 and \$56,080 for FY97 for funding two (2) additional positions (Grade 99 Waterwell Field Investigator & Grade 99 Waterwell Legal Assistant). The Commission indicates that these positions would be used to investigate illegal activities, follow up on complaints, and fulfill related documentation and legal obligations. The balance of the request would restore the FY95 authorized level for each year in Capital Outlay and provide appropriation authority of \$16,500 in FY97 only for a purchase of a new vehicle.

As a part of their request, the Commission is asking that the Legislature provide for an assessment of an additional fee for Well Permits. This one time only fee would range from \$50 to \$500, depending on the type of well being constructed. Existing wells would not be impacted. An Executive Recommendation is not made on fee requests as the Legislature must enact all fee changes into law before they can be collected.

The Executive Recommendation is Base Level plus the following priorities: (1) restoration of the authorized level of \$5,500 each year for Capital Outlay, and (2) provision of Capital Outlay appropriation authority in FY97 only in the amount of \$16,500 for purchase of a new vehicle. The positions requested are not recommended. Costs included in the Agency Request under "SALARY/MATCHING COST FOR BASE POSITIONS (P13)" reflect the appropriation needed for personal services above the Base Level and a 2.5% payplan increase on July 1 of each year of the biennium along with the accompanying employee matching requirements. The Executive Recommendation for the State Payplan will be presented for Legislative Recommendation as scheduled on December 7, 1994.

<u>AGENCY</u>	<u>APPROPRIATION</u>	<u>TREASURY FUND</u>	<u>ANALYSIS OF BUDGET REQUEST</u>	<u>PAGE</u>
Name: Water Well Construction Comm. Code: 260	Name: Water Well Const. Comm. - Cash Code: A14	Name: Water Well Construction Cash Code: 327	BR20	446

ARKANSAS BUDGET SYSTEM

01 02 03 04 05 06 07 08 09 10 11 12 13 14

CHARACTER TITLE	-----EXPENDITURES-----			-----95-96 FISCAL YEAR-----			-----96-97 FISCAL YEAR-----			-----R E C O M M E N D A T I O N S-----			
	93-94 ACTUAL	94-95 BUDGETED	94-95 AUTHORIZED APPRO	BASE	PRIORITY PROGRAMS	TOTAL REQUEST	BASE	PRIORITY PROGRAMS	TOTAL REQUEST	EXECUTIVE		LEGISLATIVE	
										95-96	96-97	95-96	96-97
REGULAR SALARIES	64,348	84,932	83,268	84,932	42,122	127,054	84,932	45,297	130,229	84,932	84,932		
NUMBER OF POSITIONS	3	3	3	3	2	5	3	2	5	3	3		
EXTRA HELP	19,121	22,000	22,000	22,000	0	22,000	22,000	0	22,000	22,000	22,000		
NUMBER OF POSITIONS	10	10	10	10	0	10	10	0	10	10	10		
PERSONAL SERV MATCHING	22,951	27,307	23,886	27,307	17,153	44,460	27,307	17,810	45,117	27,307	27,307		
OPERATING EXPENSES	46,020	33,571	33,788	33,571	0	33,571	33,571	0	33,571	33,571	33,571		
CONF FEES & TRAVEL	2,420	4,000	4,000	4,000	0	4,000	4,000	0	4,000	4,000	4,000		
PROF FEES & SERVICES	722	2,250	5,939	2,250	0	2,250	2,250	0	2,250	2,250	2,250		
CAPITAL OUTLAY	4,359	3,500	5,500	0	5,500	5,500	0	22,000	22,000	5,500	22,000		
DATA PROCESSING	0	0	0	0	0	0	0	0	0				
TOTAL	159,941	177,560	178,381	174,060	64,775	238,835	174,060	85,107	259,167	179,560	196,060		
PROPOSED FUNDING SOURCES			*****										
FUND BALANCES	66,473	52,128	*****	1,468		1,468				1,468			
GENERAL REVENUES			*****										
SPECIAL REVENUES			*****										
FEDERAL FUNDS			*****										
STATE CENTRAL SERVICES FUND			*****										
NON-REVENUE RECEIPTS			*****										
CASH FUNDS	145,596	126,900	*****	62,125	64,775	126,900	41,793	85,107	126,900	126,900	126,900		
OTHER			*****										
TOTAL FUNDING	212,069	179,028	*****	63,593	64,775	128,368	41,793	85,107	126,900	128,368	126,900		
EXCESS APPRO/ (FUNDING)	(52,128)	(1,468)	*****	110,467		110,467	132,267		132,267	51,192	69,160		
TOTAL	159,941	177,560	*****	174,060	64,775	238,835	174,060	85,107	259,167	179,560	196,060		

DEPT 007 REGULATORY BOARDS AND COMMISSIONS
 AGY 260 ARKANSAS WATER WELL CONSTRUCTION COMMISSION
 APPRO A14 ARKANSAS WATERWELL CONSTRUCTION COMMISSION -- CASH
 FUND 327 WATERWELL CONSTRUCTION CASH(260)

The FY95 Budgeted amounts in Regular Salaries and/or Personal Services Matching may exceed the Authorized amounts due to the implementation of the pay plan during the 1993-95 biennium.

APPROPRIATION SUMMARY

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WITHOUT FEE INCREASE

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ARKANSAS BUDGET SYSTEM

CHARACTER TITLE	-----EXPENDITURES-----			94-95			-----95-96 FISCAL YEAR-----			-----96-97 FISCAL YEAR-----			-----R E C O M M E N D A T I O N S-----			
	93-94	94-95	94-95	BASE	PRIORITY PROGRAMS	TOTAL REQUEST	BASE	PRIORITY PROGRAMS	TOTAL REQUEST	EXECUTIVE		LEGISLATIVE				
	ACTUAL	BUDGETED	AUTHORIZED APPRO							95-96	96-97	95-96	96-97			
REGULAR SALARIES	64,348	84,932	83,268	84,932	42,122	127,054	84,932	45,297	130,229	84,932	84,932					
NUMBER OF POSITIONS	3	3	3	3	2	5	3	2	5	3	3					
EXTRA HELP	19,121	22,000	22,000	22,000	0	22,000	22,000	0	22,000	22,000	22,000					
NUMBER OF POSITIONS	10	10	10	10	0	10	10	0	10	10	10					
PERSONAL SERV MATCHING	22,951	27,307	23,886	27,307	17,153	44,460	27,307	17,810	45,117	27,307	27,307					
OPERATING EXPENSES	46,020	33,571	33,788	33,571	0	33,571	33,571	0	33,571	33,571	33,571					
CONF FEES & TRAVEL	2,420	4,000	4,000	4,000	0	4,000	4,000	0	4,000	4,000	4,000					
PROF FEES & SERVICES	722	2,250	5,939	2,250	0	2,250	2,250	0	2,250	2,250	2,250					
CAPITAL OUTLAY	4,359	3,500	5,500	0	5,500	5,500	0	22,000	22,000	5,500	22,000					
DATA PROCESSING	0	0	0	0	0	0	0	0	0	0	0					
TOTAL	159,941	177,560	178,381	174,060	64,775	238,835	174,060	85,107	259,167	179,560	196,060					
PROPOSED FUNDING SOURCES			*****													
FUND BALANCES	66,473	52,128	*****	1,468		1,468	13,533		13,533	1,468	13,533					
GENERAL REVENUES			*****													
SPECIAL REVENUES			*****													
FEDERAL FUNDS			*****													
STATE CENTRAL SERVICES FUND			*****													
NON-REVENUE RECEIPTS			*****													
CASH FUNDS	145,596	126,900	*****	186,125	64,775	250,900	165,793	85,107	250,900	250,900	250,900					
OTHER			*****													
TOTAL FUNDING	212,069	179,028	*****	187,593	64,775	252,368	179,326	85,107	264,433	252,368	264,433					
EXCESS APPRO/ (FUNDING)	(52,128)	(1,468)	*****	(13,533)		(13,533)	(5,266)		(5,266)	(72,808)	(68,373)					
TOTAL	159,941	177,560	*****	174,060	64,775	238,835	174,060	85,107	259,167	179,560	196,060					

DEPT 007 REGULATORY BOARDS AND COMMISSIONS The FY95 Budgeted amounts in Regular Salaries and/or Personal Services Matching may exceed the
 AGY 260 ARKANSAS WATER HELL CONSTRUCTION COMMISSION Authorized amounts due to the implementation of the pay plan during the 1993-95 biennium.
 APPRO A14 ARKANSAS WATERHELL CONSTRUCTION COMMISSION -- CASH
 FUND 327 WATERHELL CONSTRUCTION CASH(260)

APPROPRIATION SUMMARY
 BR 215 448

WITH FEE INCREASE

ARKANSAS BUDGET SYSTEM
PROGRAM/SERVICE INFORMATION LIST
RANK BY APPROPRIATION

01	02	03	04	05	06	07	08	09	10	11	12	13	14	15	16	17	18	19
ANK	PROGRAM DESCRIPTION	FUND	ACCOUNTING INFORMATION	D E S	-----EXPENDITURES-----				-----1995 - 97 BIENNIUM REQUESTS-----				-----R E C O M M E N D A T I O N S-----					
					---ACTUAL---		---BUDGETED---		-----FY 1995 - 96-----		-----FY 1996 - 97-----		-----EXECUTIVE-----		-----LEGISLATIVE-----			
					93-94	94-95	REQUEST	REQUEST	1995-96	1996-97	1995-96	1996-97						
00		327	260 A14	B	159,941 3	177,560 3	174,060 3	174,060 3										
00		327	260 A14 SALARY/MATCHING COST FOR BASE POSITIONS	P13			4,403 0	7,027 0										
Additional appropriation required above the Base Level for payment of salaries and anticipated personal services matching requirements for all current positions.																		
01		327	260 A14	P01		0 0	60,372 2	61,580 2	5,500	5,500								
<p>The Arkansas Water Well Construction Commission is requesting two additional full time positions which complement each other. The first position is a Field Investigator needed to investigate and follow up on complaints and illegal drilling or pump installation which is a large responsibility of this Commission. The second position is a Legal Assistant needed to fulfill documentation and take legal procedures against those who are violating the law and breaking the rules and regulations of the Commission. We must have both positions to fulfill these obligations. In addition, restoration of the FY95 authorized level is requested in Capital Outlay for each year to replace current equipment items as needed.</p>																		

EPT 007 REGULATORY BOARDS AND COMMISSIONS
 GY 260 ARKANSAS WATER WELL CONSTRUCTION COMMISSION
 PPRD A14 ARKANSAS WATERWELL CONSTRUCTION COMMISSION -- CASH
 UND 327 WATERWELL CONSTRUCTION CASH(260)

RANK BY APPROPRIATION
BR 264

ARKANSAS BUDGET SYSTEM
PROGRAM/SERVICE INFORMATION LIST
RANK BY APPROPRIATION

01	02	03	04	05	06	07	08	09	10	11	12	13	14	15	16	17	18	19
RANK	PROGRAM DESCRIPTION	FUND	ACCOUNTING INFORMATION	D E S	1995 - 97 BIENNIIUM REQUESTS						R E C O M M E N D A T I O N S							
					EXPENDITURES		FY 1995 - 96		FY 1996 - 97		EXECUTIVE		LEGISLATIVE					
					ACTUAL 93-94	BUDGETED 94-95	REQUEST	REQUEST	1995-96	1996-97	1995-96	1996-97						
002		327	260 A14	P03		0	0	0	16,500						16,500			

For FY97 only, the Arkansas Water Well Construction Commission is asking for an increase of \$16,500 in Capital Outlay in order to replace an existing vehicle which was purchased in 1986.

DEPT 007 REGULATORY BOARDS AND COMMISSIONS
AGY 260 ARKANSAS WATER WELL CONSTRUCTION COMMISSION
APPRO A14 ARKANSAS WATERWELL CONSTRUCTION COMMISSION -- CASH
FUND 327 WATERWELL CONSTRUCTION CASH(260)

RANK BY APPROPRIATION
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