

# LIQUEFIED PETROLEUM GAS BOARD

## Enabling Laws

Act 111 of 2012  
A.C.A. §15-75-101

## History and Organization

The mission of the Liquefied Petroleum Gas Board is to protect the interests and welfare of the general public by providing enforcement of safety requirements contained in the laws and codes that regulate the manufacture, sale, installation, and use of containers and equipment in the storage, transportation, dispensing, and utilization of liquefied petroleum gases.

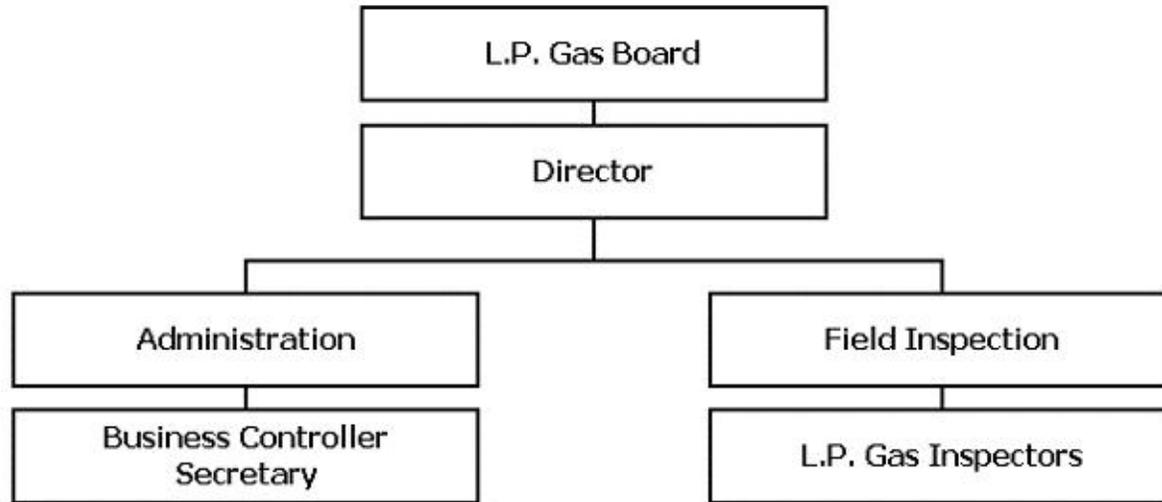
Act 204 of 1939 provided the initial authority for regulation of these activities. These duties were first assigned to a section of the Boiler Inspection Division of the State Department of Labor.

Act 18 of 1957 created a separate agency known as the State Liquefied Petroleum Gas Board that became responsible for enforcement and administration of the rules, regulations, and laws governing the Liquefied Petroleum Gas industry. A seven (7) member Liquefied Petroleum Gas Board was also created by this Act to make judgments concerning permit awards and adjudicate service and territorial disputes. The current structure of fees for permits, licenses, inspections, and registrations provides special revenue funding for Agency operations. The Agency receives no general revenue support.

Act 31 of 1965 is the present authority under which the Agency operates. This Act replaces all the previous acts and amendments and authorizes a fee for inspections of piping in domestic, commercial, industrial, and other types of buildings in which Liquefied Petroleum Gas is utilized.

The Agency's staff consists of seven (7) positions split between an Administrative Section and a Field Inspection Section. The Administrative Section provides the necessary administration, supervision, and clerical support for efficient operations. The Field Inspection Section conducts all inspections required for containers, systems, appliances, and equipment utilized in the storage, transportation, delivery, and usage of Liquefied Petroleum Gas in this State. The Field Section is also responsible for presentation of safety and educational programs on a continuing basis.

Special accomplishments and programs initiated since the formation of the current Board organizational structure in 1957 include the aforementioned safety programs among dealers, their employees, and members of various fire departments throughout the State; setting up of qualifications for a general safety supervisor for each Liquefied Petroleum Gas dealer; strict enforcement of the Liquefied Petroleum Gas Code and the rules and regulations contained therein; improvements in installation methods and placement of large numbers of bulk and commercial storage containers; and periodic spot inspections of existing domestic installations.



### **Agency Commentary**

The Liquefied Petroleum Gas Board staff consists of seven (7) positions which are charged with the responsibility of regulating the Liquefied Petroleum Gas industry in the State, according to the mandates in the Liquefied Petroleum Gas Code. In order for the agency to continue in the efficient performance of its duties, this budget is predicated on each year's Base Level plus the restoration of Capital Outlay to replace two (2) vehicles in FY2014 and three (3) vehicles FY2015. Vehicles will be replaced as needed due to high mileage and/or maintenance costs. These vehicles will be used by LP Gas Inspectors to conduct inspections and investigate complaints statewide.

## Audit Findings

DIVISION OF LEGISLATIVE AUDIT  
 AUDIT OF :  
 LIQUEFIED PETROLEUM GAS BOARD  
 FOR THE YEAR ENDED JUNE 30, 2011

Findings	Recommendations
None	None

## State Contracts Over \$25,000 Awarded To Minority Owned Businesses Fiscal Year 2012

None

## Employment Summary

	Male	Female	Total	%
White Employees	4	3	7	100 %
Black Employees	0	0	0	0 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			0	0 %
Total Employees			7	100 %

## Publications

### A.C.A. 25-1-204

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution
		Governor	General Assembly		
L.P. Code	A.C.A. 15-75-207	N	N	5,000	Rules and Regulation Changes

## Agency Position Usage Report

FY2010 - 2011						FY2011 - 2012						FY2012 - 2013					
Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused
	Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total	
7	7	0	7	0	0.00 %	7	7	0	7	0	0.00 %	7	7	0	7	0	0.00 %

## **Analysis of Budget Request**

**Appropriation:** 050 - Liquefied Petroleum Gas Board-Operations

**Funding Sources:** SIL - Liquefied Petroleum Gas Fund

The Liquefied Petroleum Gas Board is funded by inspection, permit, and license fees that are enumerated in A.C.A. § 19-6-407. These fees are deposited as special revenues in the Liquefied Petroleum Gas Board Fund.

Base Level Regular Salaries and Personal Services Matching includes Career Service payments for eligible employees. Personal Services Matching also includes a \$20 increase in the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$410 per month. Base Level salaries and matching do not include appropriation for a Cost of Living Adjustment or Merit Pay Increases.

In addition to Base Level of \$586,274 in FY14 and \$586,397 in FY15, the Board is requesting Capital Outlay of \$40,000 in FY14 to replace two (2) vehicles and \$60,000 in FY15 to replace three (3) vehicles. Vehicles will be replaced as needed due to high mileage and/or maintenance costs. These vehicles will be used by LP Gas Inspectors to conduct inspections and investigate complaints statewide.

The Executive Recommendation provides for the Agency Request.

## Appropriation Summary

**Appropriation:** 050 - Liquefied Petroleum Gas Board-Operations

**Funding Sources:** SIL - Liquefied Petroleum Gas Fund

### Historical Data

### Agency Request and Executive Recommendation

Commitment Item		Historical Data			Agency Request and Executive Recommendation			Agency Request and Executive Recommendation		
		2011-2012 Actual	2012-2013 Budget	2012-2013 Authorized	2013-2014			2014-2015		
					Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries	5010000	303,717	285,022	290,993	285,622	285,622	285,622	285,722	285,722	285,722
<b>#Positions</b>		<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>7</b>
Extra Help	5010001	0	8,300	8,300	8,300	8,300	8,300	8,300	8,300	8,300
<b>#Extra Help</b>		<b>0</b>	<b>1</b>	<b>1</b>	<b>1</b>	<b>1</b>	<b>1</b>	<b>1</b>	<b>1</b>	<b>1</b>
Personal Services Matching	5010003	91,651	95,715	91,406	97,702	97,702	97,702	97,725	97,725	97,725
Operating Expenses	5020002	123,137	150,000	150,000	150,000	150,000	150,000	150,000	150,000	150,000
Conference & Travel Expenses	5050009	0	6,000	6,000	6,000	6,000	6,000	6,000	6,000	6,000
Professional Fees	5060010	22,610	38,650	38,650	38,650	38,650	38,650	38,650	38,650	38,650
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Capital Outlay	5120011	13,840	60,000	60,000	0	40,000	40,000	0	60,000	60,000
<b>Total</b>		<b>554,955</b>	<b>643,687</b>	<b>645,349</b>	<b>586,274</b>	<b>626,274</b>	<b>626,274</b>	<b>586,397</b>	<b>646,397</b>	<b>646,397</b>

Funding Sources										
Fund Balance	4000005	950,099	958,537		864,850	864,850	864,850	838,576	798,576	798,576
Special Revenue	4000030	563,393	550,000		560,000	560,000	560,000	550,000	550,000	550,000
<b>Total Funding</b>		<b>1,513,492</b>	<b>1,508,537</b>		<b>1,424,850</b>	<b>1,424,850</b>	<b>1,424,850</b>	<b>1,388,576</b>	<b>1,348,576</b>	<b>1,348,576</b>
Excess Appropriation/(Funding)		(958,537)	(864,850)		(838,576)	(798,576)	(798,576)	(802,179)	(702,179)	(702,179)
<b>Grand Total</b>		<b>554,955</b>	<b>643,687</b>		<b>586,274</b>	<b>626,274</b>	<b>626,274</b>	<b>586,397</b>	<b>646,397</b>	<b>646,397</b>

FY13 Budget amount in Personal Services Matching exceeds the authorized amount due to matching rate adjustments during the 2011-2013 biennium.

## Change Level by Appropriation

**Appropriation:** 050 - Liquefied Petroleum Gas Board-Operations  
**Funding Sources:** SIL - Liquefied Petroleum Gas Fund

### Agency Request

Change Level		2013-2014	Pos	Cumulative	% of BL	2014-2015	Pos	Cumulative	% of BL
<b>BL</b>	<b>Base Level</b>	<b>586,274</b>	<b>7</b>	<b>586,274</b>	<b>100.0</b>	<b>586,397</b>	<b>7</b>	<b>586,397</b>	<b>100.0</b>
C01	Existing Program	40,000	0	626,274	106.8	60,000	0	646,397	110.2

### Executive Recommendation

Change Level		2013-2014	Pos	Cumulative	% of BL	2014-2015	Pos	Cumulative	% of BL
<b>BL</b>	<b>Base Level</b>	<b>586,274</b>	<b>7</b>	<b>586,274</b>	<b>100.0</b>	<b>586,397</b>	<b>7</b>	<b>586,397</b>	<b>100.0</b>
C01	Existing Program	40,000	0	626,274	106.8	60,000	0	646,397	110.2

### Justification

C01	Restoration of Capital Outlay appropriation is requested to replace as needed (2) vehicles in FY2014 and (3) vehicles in FY2015, respectively. These vehicles will be used by LP Gas Inspectors to conduct inspections and investigate complaints statewide.
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