

# Agency 084 - DEPARTMENT OF ENVIRONMENTAL QUALITY

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## **STATUTORY AUTHORITY:**

The Department's statutory responsibilities are based on the Nebraska Environmental Protection Act as well as numerous other statutory programs.

Integrated Solid Waste Management Act, Nebraska Ground Water Management and Protection Act, Water Quality Monitoring Act, Petroleum Release and Remedial Action Act, Air and Water Pollution Tax Refund Act, Nebraska Litter Reduction and Recycling Act, Waste Reduction and Recycling Incentive Act, Solid Waste Management Plan, Nebraska Environmental Trust Act, Solid Waste Disposal, Nebraska Emergency Planning and Community Right to Know Act, Livestock Waste Management Act, Wellhead Protection Area Act, Solid Waste Landfill Closure Assistance Fund, Drinking Water State Revolving Fund.

## **VISION:**

The vision of the Nebraska Department of Environmental Quality is to fulfill the intent of the Legislature in the agency's creation; to protect each element of Nebraska's environment, air, land, and water. In achieving the agency's vision the department will cooperate with other states and the federal government in a manner that is responsive to Nebraska's citizens.

## **MISSION AND PRINCIPLES:**

The mission of the Nebraska Department of Environmental Quality (NDEQ) is to fulfill the role described by the Nebraska Legislature in Section 81-1501:

To accomplish this mission, the Legislature granted the Department the authority to perform certain tasks including issuing permits, inspecting facilities, assuring compliance with standards and regulations and requiring remediation where necessary. These basic tasks are best accomplished by assembling an effective workforce which is organized and trained to carry out the agency's responsibilities. In situations where it is most effective and efficient the Department collaborates with other entities, uses private contractors, and utilizes other creative approaches.

## **GOALS:**

The Department will pursue the following goals:

Effective workforce, Timely permitting process, Balanced enforcement, Simplify regulations, Community presence and relations, "Back to the Basics", Assistance, Measure Environmental Quality, Meaningful Reporting and Assess Needs

# Agency 084 - DEPARTMENT OF ENVIRONMENTAL QUALITY

## Financial Data

	FY08 Actual	FY09 Approp	FY10 Request	FY10 Recomm	FY11 Request	FY11 Recomm
<b>Operations Funding</b>						
General Fund	4,825,508	3,532,038	3,507,619	3,501,093	3,532,038	3,512,973
Cash Fund	11,203,658	16,345,409	16,345,408	16,108,954	16,345,408	16,078,108
Federal Fund	13,714,797	15,805,706	15,805,707	15,799,399	15,805,707	15,763,499
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Operations</b>	<b>29,743,964</b>	<b>35,683,153</b>	<b>35,658,733</b>	<b>35,409,446</b>	<b>35,683,153</b>	<b>35,354,580</b>
<b>Aid Funding</b>						
General Fund	2,460,000	4,660,972	4,458,711	4,458,711	4,477,151	4,477,151
Cash Fund	13,015,878	17,550,000	17,700,000	17,700,000	17,700,000	17,700,000
Federal Fund	11,382,461	13,905,000	13,905,000	13,905,000	13,905,000	13,905,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Aid Funding</b>	<b>26,858,339</b>	<b>36,115,972</b>	<b>36,063,711</b>	<b>36,063,711</b>	<b>36,082,151</b>	<b>36,082,151</b>
<b>Total Funding</b>						
General Fund	7,285,508	8,193,010	7,966,330	7,959,804	8,009,189	7,990,124
Cash Fund	24,219,536	33,895,409	34,045,408	33,808,954	34,045,408	33,778,108
Federal Fund	25,097,259	29,710,706	29,710,707	29,704,399	29,710,707	29,668,499
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Agency</b>	<b>56,602,303</b>	<b>71,799,125</b>	<b>71,722,444</b>	<b>71,473,157</b>	<b>71,765,304</b>	<b>71,436,731</b>

# Agency 084 - DEPARTMENT OF ENVIRONMENTAL QUALITY

## Program 513 - ADMINISTRATION

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**PROGRAM DESCRIPTION:**

Program 513 contains the department's operating budget. Included are all staffing and operations resources as well as most department aid programs. Aid programs not included in Program 513 are the Clean Water State Revolving Fund and Drinking Water State Revolving Fund.

**PROGRAM OBJECTIVES:**

The Department is dedicated to its legislative purposes of ensuring and protecting the quality of the natural environment both today and for future generations. Nebraska statutes direct the department to address contamination problems created in the past, assure that current activities are conducted in accordance with recognized principles of sound environmental management, and enhance the environment of the future by taking the opportunity for pollution prevention. This program identifies funding necessary to accomplish the department's mission.

**PERFORMANCE MEASURES:**

	<b>FY 08 Actual</b>	<b>FY 09 Current</b>	<b>FY10 Request</b>	<b>FY11 Request</b>
NPDES Permits	140	140	140	140
NPDES Inspections	170	170	170	170
Groundwater Reviews	522	500	500	500
Livestock Permits	349	300	260	260
Livestock Inspections	710	800	800	800
Air Monitoring Sites Showing Exceedences	2	<5	<10	<10
Air Permits Average Days to Public Notice	118	<120	<120	<120
Tank Investigations Initiated	113	125	120	120
Waste Reduction Grants	151	215	230	230
Landfill Inspections	98	110	110	110

**Agency 084 - DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**Program 513 - ADMINISTRATION**

**Financial Data**

	<b>FY08 Actual</b>	<b>FY09 Approp</b>	<b>FY10 Request</b>	<b>FY10 Recomm</b>	<b>FY11 Request</b>	<b>FY11 Recomm</b>
<b>Operations Funding</b>						
General Fund	4,825,508	3,532,038	3,507,619	3,501,093	3,532,038	3,512,973
Cash Fund	11,203,658	16,345,409	16,345,408	16,108,954	16,345,408	16,078,108
Federal Fund	13,714,797	15,805,706	15,805,707	15,799,399	15,805,707	15,763,499
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Operations</b>	<b>29,743,964</b>	<b>35,683,153</b>	<b>35,658,733</b>	<b>35,409,446</b>	<b>35,683,153</b>	<b>35,354,580</b>
<b>Aid Funding</b>						
General Fund	2,460,000	4,660,972	4,458,711	4,458,711	4,477,151	4,477,151
Cash Fund	12,878,937	16,000,000	16,000,000	16,000,000	16,000,000	16,000,000
Federal Fund	457,018	265,000	265,000	265,000	265,000	265,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Aid Funding</b>	<b>15,795,955</b>	<b>20,925,972</b>	<b>20,723,711</b>	<b>20,723,711</b>	<b>20,742,151</b>	<b>20,742,151</b>
<b>Total Funding</b>						
General Fund	7,285,508	8,193,010	7,966,330	7,959,804	8,009,189	7,990,124
Cash Fund	24,082,595	32,345,409	32,345,408	32,108,954	32,345,408	32,078,108
Federal Fund	14,171,816	16,070,706	16,070,707	16,064,399	16,070,707	16,028,499
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Program</b>	<b>45,539,919</b>	<b>56,609,125</b>	<b>56,382,444</b>	<b>56,133,157</b>	<b>56,425,304</b>	<b>56,096,731</b>

# Agency 084 - DEPARTMENT OF ENVIRONMENTAL QUALITY

## Program 523 - WASTEWATER LOAN FUND

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### **PROGRAM DESCRIPTION:**

The Nebraska Clean Water State Revolving Loan Fund (CWSRF) program provides low interest loans and small community matching grants to municipalities for construction of wastewater treatment facilities and sanitary sewer collection systems to alleviate public health and environmental problems.

The loan principal repayments go into new loans and interest earnings on the Fund is used 1) to pay off the state match bond issues and 2) to make new loans.

This program has accumulated assets of over \$185 million. There are 141 loans outstanding with a loan balance of over \$152 million. The program also has \$17 million in loan commitments that have not been disbursed.

### **PROGRAM OBJECTIVES:**

The CWSRF program receives an annual federal EPA capitalization grant. A 20% state match, required to obtain the federal grant, is provided through Nebraska Investment Finance Authority (NIFA) bond issues. Federal capitalization funding is expected to continue at about \$3.5 million per year through 2012. This program has accumulated assets of over \$185 million. There are 141 loans outstanding with a loan balance of over \$152 million. The program also has \$17 million in loan commitments that have not been disbursed.

### **PERFORMANCE MEASURES:**

	FY08 Actual	FY09 Current	FY10 Request	FY11 Request
Intended Use Plan	1	1	1	1
Annual Report	1	1	1	1
Audit	1	1	1	1
Loans Made	10	10	10	10
\$ Committed	12,840,100	15,000,000	15,000,000	15,000,000
STGs Made	3	5	5	5
Planning Grants	8	10	10	10

**Agency 084 - DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**Program 523 - WASTEWATER LOAN FUND**

**Financial Data**

	<b>FY08 Actual</b>	<b>FY09 Approp</b>	<b>FY10 Request</b>	<b>FY10 Recomm</b>	<b>FY11 Request</b>	<b>FY11 Recomm</b>
<b>Operations Funding</b>						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Operations</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Aid Funding</b>						
General Fund	0	0	0	0	0	0
Cash Fund	136,941	1,200,000	1,200,000	1,200,000	1,200,000	1,200,000
Federal Fund	5,429,600	5,140,000	5,140,000	5,140,000	5,140,000	5,140,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Aid Funding</b>	<b>5,566,541</b>	<b>6,340,000</b>	<b>6,340,000</b>	<b>6,340,000</b>	<b>6,340,000</b>	<b>6,340,000</b>
<b>Total Funding</b>						
General Fund	0	0	0	0	0	0
Cash Fund	136,941	1,200,000	1,200,000	1,200,000	1,200,000	1,200,000
Federal Fund	5,429,600	5,140,000	5,140,000	5,140,000	5,140,000	5,140,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Program</b>	<b>5,566,541</b>	<b>6,340,000</b>	<b>6,340,000</b>	<b>6,340,000</b>	<b>6,340,000</b>	<b>6,340,000</b>

# Agency 084 - DEPARTMENT OF ENVIRONMENTAL QUALITY

## Program 528 - DRINKING WATER LOAN FUND

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### **PROGRAM DESCRIPTION:**

The Nebraska Drinking Water State Revolving Fund (DWSRF) program is jointly administered by agreement between the Department and the Nebraska Department of Health and Human Services Regulation and Licensure. The program provides low interest loans and loan forgiveness to owners of public water supply systems for construction or storage, wells, distribution, and treatment.

### **PROGRAM OBJECTIVES:**

The Drinking Water State Revolving Fund receives annual federal capitalization grants and obtains the required 20% state match through Nebraska Investment Finance Authority (NIFA) revenue bonds, gives low interest loans, pays off bonds with interest earnings on loans and will be self-sustaining. The DWSRF is unique in that loans may be awarded to privately owned public water systems. Other program differences include the availability of 30% loan forgiveness, and set-asides for program administration, technical assistance, wellhead protection, capacity development, and operator certification.

### **PERFORMANCE MEASURES:**

	FY08 Actual	FY09 Current	FY10 Request	FY11 Request
Intended Use Plan	1	1	1	1
Annual Report	1	1	1	1
Audit	1	1	1	1
Loans Made	6	10	10	10
\$ Committed	2,542,617	12,000,000	12,000,000	12,000,000
Loan Forgiveness	2	3	3	3

**Agency 084 - DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**Program 528 - DRINKING WATER LOAN FUND**

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**Financial Data**

	<b>FY08 Actual</b>	<b>FY09 Approp</b>	<b>FY10 Request</b>	<b>FY10 Recomm</b>	<b>FY11 Request</b>	<b>FY11 Recomm</b>
<b>Operations Funding</b>						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Operations</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Aid Funding</b>						
General Fund	0	0	0	0	0	0
Cash Fund	0	350,000	500,000	500,000	500,000	500,000
Federal Fund	5,495,843	8,500,000	8,500,000	8,500,000	8,500,000	8,500,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Aid Funding</b>	<b>5,495,843</b>	<b>8,850,000</b>	<b>9,000,000</b>	<b>9,000,000</b>	<b>9,000,000</b>	<b>9,000,000</b>
<b>Total Funding</b>						
General Fund	0	0	0	0	0	0
Cash Fund	0	350,000	500,000	500,000	500,000	500,000
Federal Fund	5,495,843	8,500,000	8,500,000	8,500,000	8,500,000	8,500,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Program</b>	<b>5,495,843</b>	<b>8,850,000</b>	<b>9,000,000</b>	<b>9,000,000</b>	<b>9,000,000</b>	<b>9,000,000</b>