

**REQUEST FOR SPECIAL LANGUAGE
IN APPROPRIATION ACT**

TABLE OF CONTENTS

WEEK 4

| | <u>Page #</u> |
|---|----------------------|
| Department of Agriculture | |
| Shared Services | 1 |
| Agriculture, Department of | |
| Fair Fund Transfer | 2 |
| Fund Transfer | 3 |
| Transfer Provision - Pest Eradication | 5 |
| Transfer Provision | 6 |
| Refund To Expenditure | 7 |
| Promotional Items | 8 |
| Carry Forward | 10 |
| Fund Transfer | 12 |
| Natural Resources Commission, Arkansas | |
| Transfer Provision | 13 |
| Carry Forward | 14 |
| Carry Forward | 16 |
| DEE - Environmental Quality Division | |
| Equipment Purchase Restrictions | 18 |
| Fund Transfer Provision | 19 |
| Landfill Post-Closure Clean Up Restrictions | 20 |
| Shared Services | 21 |
| Electric Vehicle Infrastructure Fund Expenditures | 22 |
| DEE - Oil and Gas Commission | |
| Oil And Gas Commission Fund Transfer | 23 |

**REQUEST FOR SPECIAL LANGUAGE
IN APPROPRIATION ACT**

TABLE OF CONTENTS

WEEK 4

| | <u>Page #</u> |
|--|----------------------|
| Department of Transformation & Shared Services | |
| Shared Services | 24 |
| DTSS - Building Authority Division | |
| Transfer Of Funds - Justice Building Operations Actual Expenditures | 25 |
| Transfer Of Funds | 26 |
| Building Authority Division Contingency Appropriation Transfer Authority | 28 |
| Transfer To Facilities Management Contingency Appropriation Authority | 29 |
| Sustainable Building Design Program - Transfer | 31 |
| Sustainable Building Design Program - Revolving Loan Fund | 32 |
| Funding Transfer - Development And Enhancement Funds | 33 |
| Funding Transfer - Federal Funds | 34 |
| Funding Transfer - Cash Fund Account | 35 |
| DTSS - Geographic Information Systems Division | |
| Transfer Of Carry Forward | 36 |
| DTSS - Information Systems Division | |
| Compliance With State And Federal Regulations | 38 |
| Transfer Provision - Line Items - Division Of Information Systems - Operations | 40 |

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: 171

SECTION#: 38

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FAIR FUND TRANSFER. On July 1 of each fiscal year, or as soon as is practical, the Chief Fiscal Officer of the State may transfer the amount needed for distribution by the Department of Agriculture to fund fairs from the Miscellaneous Agencies Fund Account to the Agri Fair Fund.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: 171

SECTION#: 40

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUND TRANSFER. The Deputy Director of the Livestock and Poultry Commission, with prior approval of the Arkansas Legislative Council or the Joint Budget Committee, the approval of the Chief Fiscal Officer of the State, and for the reimbursing of documented expenditures designated by law to be made from the transferred special revenue, may transfer funds among the Livestock and Poultry Equine Infectious Anemia Control Fund, Livestock and Poultry Commission Disease and Pest Control Fund, Livestock and Poultry Special Revenue Fund, Livestock and Poultry Commission Swine Testing Fund, and the Poultry and Egg Grading Fund or from these funds to the Livestock and Poultry Fund Account. The purpose of these transfers shall only be for accurate allocation of incurred costs between the funds. Requests for fund transfer will at least include the total amount to be transferred, to and from which funds, the nature, purpose, and time period of the expenditures being reimbursed, and any other information requested by the Legislative Council or the Joint Budget Committee.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Arkansas Agriculture Department - Livestock and Poultry Commission may operate more efficiently if some flexibility is provided to the Arkansas Agriculture Department - Livestock and Poultry Commission authorizing broad powers

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: 171

SECTION#: 40

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: 171

SECTION#: 41

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROVISION - PEST ERADICATION. If the State Plant Board determines that the demands of pest eradication efforts require additional personnel expenses, with the approval of the Chief Fiscal Officer of the State and approval by the Legislative Council or Joint Budget Committee, appropriations may be transferred from the Pest Eradication Program special line item to the line items for Regular Salaries, Extra Help, Overtime, and Personal Services Matching.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the State Plant Board may operate more efficiently if some flexibility is provided to the State Plant Board authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: 171

SECTION#: 42

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROVISION. If the State Forestry Commission determines that temporary firefighters, dispatchers, or pilots are required to meet the demands of a wildfire season, and upon approval of the Chief Fiscal Officer of the State, appropriations may be transferred from either Extra Help or Professional Fees and Services to the proper character code for the employment of such personnel.

If the State Forestry Commission determines that the deployment of air tankers for fighting wildfires requires additional Professional Fees and Services, and upon the approval of the Chief Fiscal Officer of the State, excess appropriation in Regular Salaries or Personal Services Matching may be transferred to Professional Fees and Services in the Operations and Forestry - Rural Community Fire Protection - Federal appropriation sections.

If the State Forestry Commission determines that the most effective way for it to cooperate in the growing and distribution of forest planting stock is by contracting work with private vendors and/or hiring temporary employees for seasonal work, the Commission is hereby authorized, upon approval by the Chief Fiscal Officer of the State, to transfer the necessary appropriation authorized for Extra Help and Maintenance and General Operation in the Operations and Forestry - Rural Community Fire Protection - Federal appropriation sections.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: 171

SECTION#: 43

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

REFUND TO EXPENDITURE. The Arkansas Forestry Commission is authorized to charge fees to federal agencies and other states to reimburse the Commission for expenditures made on behalf of these governmental units. These fees shall be deposited into the State Forestry Fund in the State Treasury as a refund to expenditure.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: 171

SECTION#: 44

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall establish upon request for the Arkansas Agriculture Department a special Promotional Items appropriation to be used in the acquisition of promotional items.~~

~~When the Arkansas Agriculture Department wishes to transfer from its operating expenses to the promotional items line, the request shall be forwarded by the Arkansas Agriculture Department to the Chief Fiscal Officer of the State for processing and for prior approval by the Arkansas Legislative Council or Joint Budget Committee. Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Arkansas Agriculture Department may operate more efficiently if some flexibility is provided to the Arkansas Agriculture Department authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.~~

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: 171

SECTION#: 44

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~The provisions of this section shall be in effect only from July 1, 2024
2025 through June 30, 2025-2026.~~

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: new

SECTION#: new

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CARRY FORWARD. Notwithstanding any law pertaining to the transfer of year-end fund balances or any law to the contrary. Any funds which remain in the Department of Agriculture Fund Account at the end of a fiscal year shall remain in the Department of Agriculture Fund Account and be made available to fund appropriation(s) authorized by law to be made for the forest and wildland fire suppression duties and activities of the Forestry Division as set out in § 15-31-101 et seq., or other duties imposed by law upon the Forestry Division and made payable from the Department of Agriculture Fund Account for the following fiscal year.

AGENCY REQUEST

Any carry forward of unexpended balance of funding as authorized herein, may be carried forward under the following conditions:

(1) Prior to June 30, 2026 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of

Budget;

(2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council or Joint Budget Committee all amounts carried forward by the September Arkansas Legislative Council or Joint Budget Committee meeting which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward, the program name or line item, the funding source of that appropriation and a copy of the written request set forth in (1) above;

(3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: new

SECTION#: new

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

a written statement as to the current status of the project, contract, purpose etc. for which the carry forward was originally requested no later than thirty (30) days prior to the time request to the Arkansas Legislative Council/Joint Budget Committee; and

(4) Thereupon, the Department of Finance and Administration shall include all information obtained in item (3) above in the budget manuals and/or a statement of noncompliance by the Agency, Board, Commission or Institution.

The provisions of this section shall be in effect only from July 1, 2025 through June 30, 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0400 Agriculture, Department of

ACT#: new

SECTION#: new2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUND TRANSFER.

AGENCY REQUEST

(A) (1) If the Arkansas Department of Agriculture determines additional funding is required to support the management and improvement of state forests, purchase of fire fighting equipment and other forest fire suppression activities, to include the maintenance and operations costs thereof, required in carrying out the functions, powers, and duties as set out in § 15-31-101 et seq., or other duties imposed by law upon the Forestry Division , the Department of Agriculture with prior approval of the Chief Fiscal Officer of the State, may transfer the sum of one million one hundred eighty thousand one hundred dollars (\$1,180,100) of the amount authorized for transfer by Act 154 of 2012, to the State Forestry Fund.

(2) The transfer authority provided to the department in subdivision (A) (1) of this section may be used in furtherance of the State Forestry Trust Program.

(3) The provisions of this section shall be in effect from the date of passage through June 30, 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 14

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER OF FUNDS - JUSTICE BUILDING OPERATIONS ACTUAL EXPENDITURES. Building Authority Division may from time to time as may be necessary and in such amounts as may be necessary and with the approval of the Chief Fiscal Officer of the State, request a transfer of funds from the State Central Services Fund to the Arkansas Building Authority Maintenance Fund for operation of the Justice Building for actual expenditures, in an amount not to exceed the dollar amount appropriated in the Justice Building Operation Section. Upon his or her approval, the Chief Fiscal Officer of the State shall then initiate the necessary transfer documents to reflect the transfer upon the fiscal records of the State Auditor, the State Treasurer, the Chief Fiscal Officer of the State and Building Authority Division.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER OF FUNDS. Building Authority Division is hereby authorized, after seeking the approval of the Chief Fiscal Officer of the State and the Arkansas Legislative Council or Joint Budget Committee to request transfer from the appropriation made in the Building Maintenance Section for Building Maintenance to the Acquisition and Maintenance appropriation in the Acquisition and Maintenance Section and to receive from another state agency that seeks like approvals its authority, appropriation and the transfer of funds to be deposited into the Building Authority Division Real Estate Fund to become part of the Acquisition and Maintenance appropriation, and to be used for any purposes as set forth by law for said Real Estate Fund.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that Building Authority Division may operate more efficiently if some flexibility is provided to Building Authority Division authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

BUILDING AUTHORITY DIVISION CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. Building Authority Division may transfer appropriation and funds as needed from the Facilities Management Contingency Appropriation in the Building Maintenance Section of this Act to any appropriation authorized for Building Authority Division.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER TO FACILITIES MANAGEMENT CONTINGENCY APPROPRIATION AUTHORITY. (a) In order to provide a more cost effective method to address the emerging infrastructure needs of Arkansas State Government, appropriations and funds transferred to the Facilities Management Contingency Appropriation are to be used in the event that the Building Authority Division executes one or more building contracts or maintenance agreements with State Agencies, and the appropriations or funds otherwise provided for the Building Authority Division are not sufficient to address those needs, and it is more cost effective for Building Authority Division to execute these services. Any State Agency may transfer or deposit funds and appropriations to Building Authority Division - Facilities Management Contingency Appropriation authorized in the Building Maintenance Section of this Act to execute one or more building contracts or maintenance agreements with said State Agencies. Building Authority Division shall provide justification to the Chief Fiscal Officer of the State for the need of such appropriations and funds transfers and seek and receive approval of the Chief Fiscal Officer of the State. Building Authority Division shall then seek and receive the approval of the Arkansas Legislative Council or Joint Budget Committee. The requirement of approval by the Arkansas Legislative Council or Joint Budget Committee is not a severable part of the section. If the requirement of approval by the Arkansas Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

(b) The Chief Fiscal Officer of the State shall make the necessary adjustments on his or her books and the books of the Auditor of the State

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

for the transfer or deposit of the funds and appropriations from each State Agency to the appropriation authorized in the Building Maintenance Section of this Act and to the various Building Authority Division accounts to be used exclusively by Building Authority Division for the fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 18

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SUSTAINABLE BUILDING DESIGN PROGRAM - TRANSFER. In the event there is not sufficient appropriation and/or funding provided for by the General Assembly for any state agency, board or commission to participate in the Sustainable Building Design Program for renovations of state owned property which exceeds two hundred fifty thousand dollars (\$250,000), the agency may request a transfer from the Sustainable Building Design Program appropriation authorized in the Sustainable Building Design Program Section of this Act from the Chief Fiscal Officer of the State. The request shall clearly state the amount required and such other information as may be required by the Chief Fiscal Officer of the State necessary to make a decision regarding the request. Upon approval of the Chief Fiscal Officer of the State and prior review by the Arkansas Legislative Council or Joint Budget Committee, the State Auditor shall be notified as of the amount and the purposes for which the appropriation and/or funding is to be transferred and shall be established upon the books of the Department of Finance and Administration and the State Auditor. If desired, the appropriation may be supplemental to those regularly appropriated for like purposes by the General Assembly for that agency.

Provided further, that all state agencies, boards or commissions shall have prior approval by the Building Authority Division as authorized for the Sustainable Building Design Program in accordance with established Rules and Regulations.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 19

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SUSTAINABLE BUILDING DESIGN PROGRAM - REVOLVING LOAN FUND. The Sustainable Building Design Program Appropriation is intended to provide additional appropriation authority for the Sustainable Building Design Program. Funding for the program may be made available by the Chief Fiscal Officer of the State, in the form of a loan, from a transfer from the Sustainable Building Design Revolving Loan Fund after the required review by the Arkansas Legislative Council or Joint Budget Committee, approval by the Chief Fiscal Officer of the State and approval through rules established and administered by Building Authority Division. Moneys made available for the repayment of a loan shall be deposited to the credit of the Sustainable Building Design Revolving Loan Fund as a "Refund to Expenditure" for the year in which the deposit is made. In the event that the funds for the repayment of a loan are held in depositories other than the State Treasury, the administrative head of the affected state agency shall issue a check drawn against the funds, which shall be deposited in the Sustainable Building Design Revolving Loan Fund.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 20

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~FUNDING TRANSFER—DEVELOPMENT AND ENHANCEMENT FUNDS. The Chief Fiscal Officer of the State may transfer from time to time on his or her books and those of the State Treasurer and the Auditor of the State funding which is made available from Development and Enhancement Funds allocated and distributed to Building Authority Division in an amount not to exceed three million dollars (\$3,000,000) from the Development and Enhancement Fund or its successor fund or fund accounts to the Sustainable Building Design Revolving Loan Fund to provide funds for the appropriation provided herein or for appropriation authority as may be provided by law to provide loans to agencies for the Sustainable Building Design Program.~~

~~The provisions of this section shall be in effect only from July 1, 2024 2025 through June 30, 2025-2026.~~

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~FUNDING TRANSFER— FEDERAL FUNDS. From time to time, the Chief Fiscal Officer of the State may transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum not to exceed twelve million dollars (\$12,000,000) from Federal Funds as determined by the Chief Fiscal Officer of the State to the Sustainable Building Design Revolving Loan Fund to provide funds for the appropriations herein.~~

~~The provisions of this section shall be in effect only from July 1, 2024 2025 through June 30, 2025-2026.~~

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 22

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUNDING TRANSFER - CASH FUND ACCOUNT. Building Authority Division is authorized to transfer any unspent funds remaining in any cash fund account established for the management of a state owned facility managed by, but not owned by, Building Authority Division to the Building Authority Maintenance Fund to support the facility's Maintenance and Operations appropriations.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0455 Natural Resources Commission, Arkansas

ACT#: 47

SECTION#: 24

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROVISION. At the end of each fiscal year, the Chief Fiscal Officer of the State shall authorize the transfer of obligated water, sewer, and solid waste funds, as provided in the appropriation act for the Natural Resources Commission in the appropriation entitled "Water, Sewer and Solid Waste - State", from the Miscellaneous Agencies Fund Account, to the Water, Sewer and Solid Waste Revolving Fund.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0455 Natural Resources Commission, Arkansas

ACT#: 47

SECTION#: 25

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CARRY FORWARD. At the end of each fiscal year, the Chief Fiscal Officer of the State shall authorize the carry forward of funds to support the amount of obligated grants that are certified by the Natural Resources Commission for Matching Grants in the appropriation entitled "Water Quality Plan Implementation".

Any carry forward of unexpended balance of funding as authorized herein, may be carried forward under the following conditions:

- (1) Prior to June 30, ~~2025~~ 2026 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of Budget;
- (2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council all amounts carried forward by the September Arkansas Legislative Council or Joint Budget Committee meeting which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward from the first fiscal year to the second fiscal year, the program name or line item, the funding source of that appropriation and a copy of the written request set forth in (1) above;
- (3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with a written statement as to the current status of the project, contract, purpose etc. for which the carry forward was originally requested no later than thirty (30) days prior to the time the Agency, Board, Commission or Institution presents its budget request to the Arkansas Legislative Council/Joint Budget

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0455 Natural Resources Commission, Arkansas

ACT#: 47

SECTION#: 25

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Committee; and

(4) Thereupon, the Department of Finance and Administration shall include all information obtained in item (3) above in the budget manuals and/or a statement of non-compliance by the Agency, Board, Commission or Institution.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025-2026~~.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0455 Natural Resources Commission, Arkansas

ACT#: 47

SECTION#: 26

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CARRY FORWARD. At the end of the fiscal year, the Chief Fiscal Officer of the State shall authorize the carry forward of funds to support the amount of obligated grants that are certified by the Natural Resources Commission for Water Quality Technicians in the appropriation entitled "Water Quality Plan Implementation".

Any carry forward of unexpended balance of funding as authorized herein, may be carried forward under the following conditions:

- (1) Prior to June 30, ~~2025~~ 2026 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of Budget;
- (2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council all amounts carried forward by the September Arkansas Legislative Council or Joint Budget Committee meeting which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward from the first fiscal year to the second fiscal year, the program name or line item, the funding source of that appropriation and a copy of the written request set forth in (1) above;
- (3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with a written statement as to the current status of the project, contract, purpose etc. for which the carry forward was originally requested no later than thirty (30) days prior to the time the Agency, Board, Commission or Institution presents its budget request to the Arkansas Legislative Council/Joint Budget

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0455 Natural Resources Commission, Arkansas

ACT#: 47

SECTION#: 26

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Committee; and

(4) Thereupon, the Department of Finance and Administration shall include all information obtained in item (3) above in the budget manuals and/or a statement of non-compliance by the Agency, Board, Commission or Institution.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0930 DEE - Environmental Quality Division

ACT#: 149

SECTION#: 44

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

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, may be funded through interest earnings, investment earnings, and no more than three percent (3%) of the corpus of the Hazardous Substance Remedial Action Trust Fund and additional funding from the Hazardous Substance Remedial Action Trust Fund on July 1, ~~2024~~ 2025. 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, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0930 DEE - Environmental Quality Division

ACT#: 149

SECTION#: 45

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

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 ~~2024-2025~~ 2025-2026 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, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0930 DEE - Environmental Quality Division

ACT#: 149

SECTION#: 46

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

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, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0930 DEE - Environmental Quality Division

ACT#: 149

SECTION#: 47

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

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, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0930 DEE - Environmental Quality Division

ACT#: 149

SECTION#: 48

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~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, 2024 2025 through June 30, 2025 2026.~~

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0440 DEE - Oil and Gas Commission

ACT#: 31

SECTION#: 19

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~OIL AND GAS COMMISSION FUND TRANSFER. The Oil and Gas Commission, after receiving review from the Chief Fiscal Officer of the State and reporting to the Arkansas Legislative Council or Joint Budget Committee, may request the Chief Fiscal Officer to transfer up to \$1,000,000 per year on his or her books and the books of the State Treasurer and the Auditor of the State from the Oil and Gas Commission Fund to the Abandoned and Orphaned Well Plugging Fund.~~
~~The provisions of this section shall be in effect only from July 1, 2024 2025 through June 30, 2025-2026.~~

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

9914 Department of Transformation & Shared Services

ACT#: 167

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~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 Transformation and Shared Services.~~

~~—— (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, 2025-2026.~~

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 14

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER OF FUNDS - JUSTICE BUILDING OPERATIONS ACTUAL EXPENDITURES. Building Authority Division may from time to time as may be necessary and in such amounts as may be necessary and with the approval of the Chief Fiscal Officer of the State, request a transfer of funds from the State Central Services Fund to the Arkansas Building Authority Maintenance Fund for operation of the Justice Building for actual expenditures, in an amount not to exceed the dollar amount appropriated in the Justice Building Operation Section. Upon his or her approval, the Chief Fiscal Officer of the State shall then initiate the necessary transfer documents to reflect the transfer upon the fiscal records of the State Auditor, the State Treasurer, the Chief Fiscal Officer of the State and Building Authority Division.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER OF FUNDS. Building Authority Division is hereby authorized, after seeking the approval of the Chief Fiscal Officer of the State and the Arkansas Legislative Council or Joint Budget Committee to request transfer from the appropriation made in the Building Maintenance Section for Building Maintenance to the Acquisition and Maintenance appropriation in the Acquisition and Maintenance Section and to receive from another state agency that seeks like approvals its authority, appropriation and the transfer of funds to be deposited into the Building Authority Division Real Estate Fund to become part of the Acquisition and Maintenance appropriation, and to be used for any purposes as set forth by law for said Real Estate Fund.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that Building Authority Division may operate more efficiently if some flexibility is provided to Building Authority Division authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

BUILDING AUTHORITY DIVISION CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. Building Authority Division may transfer appropriation and funds as needed from the Facilities Management Contingency Appropriation in the Building Maintenance Section of this Act to any appropriation authorized for Building Authority Division.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER TO FACILITIES MANAGEMENT CONTINGENCY APPROPRIATION AUTHORITY. (a) In order to provide a more cost effective method to address the emerging infrastructure needs of Arkansas State Government, appropriations and funds transferred to the Facilities Management Contingency Appropriation are to be used in the event that the Building Authority Division executes one or more building contracts or maintenance agreements with State Agencies, and the appropriations or funds otherwise provided for the Building Authority Division are not sufficient to address those needs, and it is more cost effective for Building Authority Division to execute these services. Any State Agency may transfer or deposit funds and appropriations to Building Authority Division - Facilities Management Contingency Appropriation authorized in the Building Maintenance Section of this Act to execute one or more building contracts or maintenance agreements with said State Agencies. Building Authority Division shall provide justification to the Chief Fiscal Officer of the State for the need of such appropriations and funds transfers and seek and receive approval of the Chief Fiscal Officer of the State. Building Authority Division shall then seek and receive the approval of the Arkansas Legislative Council or Joint Budget Committee. The requirement of approval by the Arkansas Legislative Council or Joint Budget Committee is not a severable part of the section. If the requirement of approval by the Arkansas Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

(b) The Chief Fiscal Officer of the State shall make the necessary adjustments on his or her books and the books of the Auditor of the State

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

for the transfer or deposit of the funds and appropriations from each State Agency to the appropriation authorized in the Building Maintenance Section of this Act and to the various Building Authority Division accounts to be used exclusively by Building Authority Division for the fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 18

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SUSTAINABLE BUILDING DESIGN PROGRAM - TRANSFER. In the event there is not sufficient appropriation and/or funding provided for by the General Assembly for any state agency, board or commission to participate in the Sustainable Building Design Program for renovations of state owned property which exceeds two hundred fifty thousand dollars (\$250,000), the agency may request a transfer from the Sustainable Building Design Program appropriation authorized in the Sustainable Building Design Program Section of this Act from the Chief Fiscal Officer of the State. The request shall clearly state the amount required and such other information as may be required by the Chief Fiscal Officer of the State necessary to make a decision regarding the request. Upon approval of the Chief Fiscal Officer of the State and prior review by the Arkansas Legislative Council or Joint Budget Committee, the State Auditor shall be notified as of the amount and the purposes for which the appropriation and/or funding is to be transferred and shall be established upon the books of the Department of Finance and Administration and the State Auditor. If desired, the appropriation may be supplemental to those regularly appropriated for like purposes by the General Assembly for that agency.

Provided further, that all state agencies, boards or commissions shall have prior approval by the Building Authority Division as authorized for the Sustainable Building Design Program in accordance with established Rules and Regulations.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 19

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SUSTAINABLE BUILDING DESIGN PROGRAM - REVOLVING LOAN FUND. The Sustainable Building Design Program Appropriation is intended to provide additional appropriation authority for the Sustainable Building Design Program. Funding for the program may be made available by the Chief Fiscal Officer of the State, in the form of a loan, from a transfer from the Sustainable Building Design Revolving Loan Fund after the required review by the Arkansas Legislative Council or Joint Budget Committee, approval by the Chief Fiscal Officer of the State and approval through rules established and administered by Building Authority Division. Moneys made available for the repayment of a loan shall be deposited to the credit of the Sustainable Building Design Revolving Loan Fund as a "Refund to Expenditure" for the year in which the deposit is made. In the event that the funds for the repayment of a loan are held in depositories other than the State Treasury, the administrative head of the affected state agency shall issue a check drawn against the funds, which shall be deposited in the Sustainable Building Design Revolving Loan Fund.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 20

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~FUNDING TRANSFER—DEVELOPMENT AND ENHANCEMENT FUNDS. The Chief Fiscal Officer of the State may transfer from time to time on his or her books and those of the State Treasurer and the Auditor of the State funding which is made available from Development and Enhancement Funds allocated and distributed to Building Authority Division in an amount not to exceed three million dollars (\$3,000,000) from the Development and Enhancement Fund or its successor fund or fund accounts to the Sustainable Building Design Revolving Loan Fund to provide funds for the appropriation provided herein or for appropriation authority as may be provided by law to provide loans to agencies for the Sustainable Building Design Program.~~

~~The provisions of this section shall be in effect only from July 1, 2024 2025 through June 30, 2025-2026.~~

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~FUNDING TRANSFER — FEDERAL FUNDS. — From time to time, the Chief Fiscal Officer of the State may transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum not to exceed twelve million dollars (\$12,000,000) from Federal Funds as determined by the Chief Fiscal Officer of the State to the Sustainable Building Design Revolving Loan Fund to provide funds for the appropriations herein.~~

~~—The provisions of this section shall be in effect only from July 1, 2024 2025 through June 30, 2025-2026.~~

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DTSS - Building Authority Division

ACT#: 41

SECTION#: 22

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUNDING TRANSFER - CASH FUND ACCOUNT. Building Authority Division is authorized to transfer any unspent funds remaining in any cash fund account established for the management of a state owned facility managed by, but not owned by, Building Authority Division to the Building Authority Maintenance Fund to support the facility's Maintenance and Operations appropriations.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0472 DTSS - Geographic Information Systems Division

ACT#: 42

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER OF CARRY FORWARD. Any unexpended balance of funds remaining on June 30 of each fiscal year in the Miscellaneous Agencies Fund Account for the Arkansas Geographic Information Office, shall be transferred to the Geographic Information Systems Fund to be used for operating and maintaining the Arkansas Spatial Data Infrastructure, creating, updating, maintaining and disseminating framework spatial data as defined by Arkansas Code §15-21-502.

(1) Prior to June 30, ~~2025~~ 2026 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of Budget;

(2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council all amounts carried forward by the September Arkansas Legislative Council or Joint Budget Committee meeting which report shall include the name of the Agency, Board, Commission or Institution and the amount of the funding carried forward, the program name or line item, the funding source of the appropriation and a copy of the written request set forth in (1) above;

(3) Each Agency, Board, Commission or Institution shall provide a written report to the Arkansas Legislative Council or Joint Budget Committee containing all information set forth in item (2) above, along with a written statement as to the current status of the project, contract, purpose, etc. for which the carry forward was originally requested no later than thirty (30) days prior to the time the Agency, Board, Commission or Institution presents its budget request to the Arkansas Legislative Council or Joint Budget Committee; and

AGENCY REQUEST

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0472 DTSS - Geographic Information Systems Division

ACT#: 42

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

(4) Thereupon, the Department of Finance and Administration shall include all information obtained in item (3) above in the biennial budget manuals and/or a statement of non-compliance by the Agency, Board, Commission or Institution.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0470 DTSS - Information Systems Division

ACT#: 30

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

COMPLIANCE WITH STATE AND FEDERAL REGULATIONS.

AGENCY REQUEST

1. In order to effect compliance with the requirements of state and federal statutory and regulatory provisions, the Director shall adjust billing rates or issue billing adjustments to be federally compliant, notwithstanding the provisions of ACA §25-4-105 and §25-4-119 or funds sufficient to effect compliance shall be provided the Division from General Revenues, Special Revenues or such other fund sources as may become available. These actions shall be subject to the approval of the Chief Fiscal Officer of the State and approval by the Arkansas Legislative Council or Joint Budget Committee.

2. The Director shall have authority to transfer funds between the Information Technology Reserve Fund established by ACA §25-4-123 and the Division of Information Systems Revolving Fund established by ACA §25-4-121 for cash management purposes.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Division of Information Systems may operate more efficiently if some flexibility is provided to the Division of Information Systems authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0470 DTSS - Information Systems Division

ACT#: 30

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

2025 - 2027 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0470 DTSS - Information Systems Division

ACT#: 30

SECTION#: 6

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROVISION - LINE ITEMS - DIVISION OF INFORMATION SYSTEMS - OPERATIONS. After receiving approval from the Chief Fiscal Officer of the State and prior review by the Arkansas Legislative Council or Joint Budget Committee, the Secretary of the Department of Transformation and Shared Services is authorized to transfer appropriation between the line items authorized herein for the Division of Information Systems - Operations to best utilize resources to respond to the needs of the Division's customers.

The provisions of this section shall be in effect only from July 1, ~~2024~~ 2025 through June 30, ~~2025~~ 2026.

AGENCY REQUEST