

c



GL#7

STATE OF ARKANSAS
ASA HUTCHINSON
GOVERNOR

January 10, 2022

Senator Jonathan Dismang, Co-Chair
Representative Lane Jean, Co-Chair
Joint Budget Committee
Arkansas General Assembly
State Capitol Building
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request the following amendment to HB1018, the 2022-2023 Operations Appropriation Bill for the Department of Energy and Environment - Division of Environmental Quality.

Please amend SECTION 44. APPROPRIATION – ALTERNATIVE FUELS VEHICLE CHARGING AND INFRASTRUCTURE PROGRAM – FEDERAL as follows:

~~SECTION 44. APPROPRIATION – ALTERNATIVE FUELS VEHICLE CHARGING AND INFRASTRUCTURE PROGRAM – FEDERAL ELECTRIC VEHICLE INFRASTRUCTURE GRANT PROGRAM.~~ There is hereby appropriated, to the Department of Energy and Environment, to be payable from the ~~federal funds as designated by the Chief Fiscal Officer of the State~~ Electric Vehicle Infrastructure Fund, for ~~program expenses grants and aid of the Department of Energy and Environment – Division of Environmental Quality – Alternative Fuels Vehicle Charging and Infrastructure Program – Federal Electric Vehicle Infrastructure Grant Program~~ for the fiscal year ending June 30, 2023, the following:

| ITEM NO. | FISCAL YEAR 2022-2023 |
|---|--------------------------|
| (01) <u>ALTERNATIVE FUELS ELECTRIC VEHICLE CHARGING AND INFRASTRUCTURE GRANT PROGRAM EXPENSES</u> | <u>\$5,000,000</u> |

500 WOODLANE STREET, SUITE 250 • LITTLE ROCK, AR 72201
TELEPHONE (501) 682-2345
www.governor.arkansas.gov

Senator Jonathan Dismang, Co-Chair
Representative Lane Jean, Co-Chair
Page 2

This request will allow the division to award grants to public or private entities under the Electric Vehicle Infrastructure Grant Program as established by Ark. Code Ann. § 15-10-101.

I appreciate your consideration of this matter.

Sincerely,

Asa Hutchinson

500 WOODLANE STREET, SUITE 250 • LITTLE ROCK, AR 72201
TELEPHONE (501) 682-2345
www.governor.arkansas.gov

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1018

AN ACT FOR THE DEPARTMENT OF ENERGY AND ENVIRONMENT - DIVISION OF ENVIRONMENTAL
QUALITY APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1018

Amend House Bill No. 1018 as originally introduced:

Page 28, immediately following SECTION 54, insert a new SECTION to read as follows:

" SECTION 55. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ELECTRONIC VEHICLE INFRASTRUCTURE FUND EXPENDITURES. Any expenditure with funds from the Electric Vehicle Infrastructure Fund by the Department of Energy and Environment shall be approved by Legislative Council, or by the Joint Budget Committee if in legislative session, prior to any expenditure of funds.

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

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read
By: Joint Budget Committee
By: Representative Wardlaw
WFP/WFP - 02-17-2022 11:34:11
WFP060

Chief Clerk

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1018

AN ACT FOR THE DEPARTMENT OF ENERGY AND ENVIRONMENT - DIVISION OF ENVIRONMENTAL
QUALITY APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1018

Amend House Bill No. 1018 as originally introduced:

Page 23, delete SECTION 44 in its entirety and replace with the following:

" SECTION 44. APPROPRIATION - ELECTRIC VEHICLE INFRASTRUCTURE GRANT PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Electric Vehicle Infrastructure Fund, for grants and aid of the Department of Energy and Environment - Division of Environmental Quality - Electric Vehicle Infrastructure Grant Program for the fiscal year ending June 30, 2023, the following:

| ITEM NO. | FISCAL YEAR 2022-2023 |
|---|--------------------------|
| (01) ELECTRIC VEHICLE INFRASTRUCTURE GRANT PROGRAM | <u>\$5,000,000".</u> |

DRAFT

The Amendment was read _____
By: Joint Budget Committee
WFP/WFP - 02-17-2022 11:30:32
WFP055

Chief Clerk

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

HOUSE BILL 1018

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF ENERGY
AND ENVIRONMENT - DIVISION OF ENVIRONMENTAL QUALITY
FOR THE FISCAL YEAR ENDING JUNE 30, 2023; AND FOR
OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF ENERGY AND
ENVIRONMENT - DIVISION OF ENVIRONMENTAL
QUALITY APPROPRIATION FOR THE 2022-2023
FISCAL YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
established for the Department of Energy and Environment for the 2022-2023
fiscal year, the following maximum number of regular employees.

| | | Maximum Annual | |
|------|---|----------------|-------------|
| | | Maximum | Salary Rate |
| | | No. of | Fiscal Year |
| Item | Class | | |
| No. | Code Title | Employees | 2022-2023 |
| (1) | SC005 SECRETARY OF ENERGY & ENVIRONMENT | 1 | GRADE SE05 |
| (2) | N218N E&E CHIEF ADMINISTRATOR | 1 | GRADE SE02 |
| (3) | D129C E&E DIRECTOR OF INFORMATION TECH | 1 | GRADE IT10 |
| (4) | D007C INFORMATION SYSTEMS MANAGER | 1 | GRADE IT08 |
| (5) | D030C INFORMATION SYSTEMS COORDINATOR | 3 | GRADE IT07 |



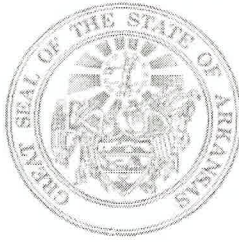
SECTION 43. APPROPRIATION - DESIGNATED ENVIRONMENTAL SITE REMEDIATION PROGRAM. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the Division of Environmental Quality Designated Environmental Site Remediation Trust Fund, for environmental cleanup and remediation activities at designated sites of the Department of Energy and Environment - Division of Environmental Quality - Designated Environmental Site Remediation Program for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|---|--------------------|
| NO. | 2022-2023 |
| (01) DESIGNATED ENVIRONMENTAL SITE REMEDATION PROGRAM EXPENSES | <u>\$2,000,000</u> |

SECTION 44. APPROPRIATION - ALTERNATIVE FUELS VEHICLE CHARGING AND INFRASTRUCTURE PROGRAM - FEDERAL. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for program expenses of the Department of Energy and Environment - Division of Environmental Quality - Alternative Fuels Vehicle Charging and Infrastructure Program - Federal for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|--|--------------------|
| NO. | 2022-2023 |
| (01) ALTERNATIVE FUELS VEHICLE CHARGING AND INFRASTRUCTURE PROGRAM EXPENSES | <u>\$5,000,000</u> |

SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EQUIPMENT PURCHASE RESTRICTIONS. Expenditures from the Hazardous Substance Remedial Action Trust Fund for the purchase of division laboratory equipment, including maintenance contracts, data processing equipment and mission-critical software, including maintenance contracts, as appropriated in the Capital Outlay and Data Processing Purchases line items of the Hazardous Waste Cleanup appropriation section, shall be funded through interest earnings and investment earnings from the Hazardous Substance Remedial Action



GL #10

STATE OF ARKANSAS
ASA HUTCHINSON
GOVERNOR

February 22, 2022

Senator Jonathan Dismang, Co-Chair
 Representative Lane Jean, Co-Chair
 Joint Budget Committee
 Arkansas General Assembly
 State Capitol Building
 Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request the following amendments to SB67, the 2022-2023 Operations Appropriation Bill for the Department of Commerce.

Please amend SECTION 3. REGULAR SALARIES – OFFICE OF SKILLS DEVELOPMENT as follows:

| Item No. | Class Code Title | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2022-2023 |
|----------|---|------------------------------------|--|
| (5) | E075C ACOM PROGRAM ADVISOR MAX. NO. OF EMPLOYEES | 2 3 12 13 | GRADE GS09 |

Please amend SECTION 4. APPROPRIATION – OFFICE OF SKILLS DEVELOPMENT ADMINISTRATION - OPERATIONS as follows:

| Item No. | | Fiscal Year 2022-2023 |
|----------|----------------------------|------------------------------------|
| (01) | REGULAR SALARIES | \$522,665 \$572,887 |
| (02) | PERSONAL SERVICES MATCHING | 160,339 177,115 |
| | TOTAL AMOUNT APPROPRIATED | \$2,447,460 \$2,514,458 |

This request will add an additional position which will allow the department staff to operate more efficiently.

Please amend SECTION 5. APPROPRIATION – OFFICE OF SKILLS DEVELOPMENT as follows:

| ITEM NO. | | FISCAL YEAR 2022-2023 |
|----------|-------------------------|---------------------------|
| (03) | MAINT. & GEN. OPERATION | |
| | (A) OPER. EXPENSE | 165,000 65,000 |
| | (C) PROF. FEES | 0 50,000 |
| | (D) CAP. OUTLAY | 0 50,000 |

This request will reallocate \$100,000 in appropriation from operating to professional fees and capital outlay. The reallocation of appropriation will be utilized for marketing contracts and to replace a vehicle.

Please amend SECTION 8. APPROPRIATION - ARKANSAS WINE CENTER as follows:

SECTION 8. APPROPRIATION - ARKANSAS WINE CENTER TOURISM FACILITY. There is hereby appropriated, to the Department of Commerce, to be payable from the Tourism Development Trust Fund, for land acquisition, construction, lease, equipment acquisition, improvements, renovation, major maintenance, personal services, maintenance and operating expenses of the Department of Commerce—Arkansas Wine Center associated with the wine tourism facility in Franklin County, Arkansas for the fiscal year ending June 30, 2023, the following:

| ITEM NO. | | FISCAL YEAR 2022-2023 |
|----------|--|--------------------------|
| (01) | <u>ARKANSAS WINE CENTER EXPENSES TOURISM FACILITY EXPENSES</u> | <u>\$1,250,000</u> |

This request will allow the Department of Commerce to construct the Wine Tourism Facility located in Franklin County and allow for any necessary personal services and operating expenses of the facility.

Please amend SECTION 27. APPROPRIATION – RURAL SERVICES DIVISION – STATE OPERATIONS as follows:

| ITEM NO. | | FISCAL YEAR 2022-2023 |
|----------|--------------------------------|------------------------------------|
| (07) | COUNTY FAIR IMPROVEMENT GRANTS | 100,000 |
| | TOTAL AMOUNT APPROPRIATED | \$1,785,590 \$1,685,590 |

Please delete SECTION 47. SPECIAL LANGUAGE. COUNTY FAIR GRANTS and renumber accordingly.

These requests will remove the County Fair Improvement Grants appropriation and special language as the program has transferred to the Department of Agriculture as authorized by Ark. Code Ann. § 19-5-1272.

Please amend SECTION 29. APPROPRIATION – ARKANSAS ECONOMIC DEVELOPMENT COMMISSION- RURAL SERVICES-FISH AND WILDLIFE CONSERVATION EDUCATION PROGRAM as follows and renumber accordingly.

SECTION 29. APPROPRIATION - ARKANSAS ECONOMIC DEVELOPMENT COMMISSION - RURAL SERVICES - FISH AND WILDLIFE CONSERVATION EDUCATION PROGRAM. There is hereby appropriated, to the Department of Commerce, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for grants and operating expenses for the Fish and Wildlife Conservation Education Program by the Department of Commerce - Arkansas Economic Development Commission for the fiscal year ending June 30, 2023, the following:

| ITEM NO. | FISCAL YEAR 2022-2023 |
|----------------------------------|--------------------------|
| (XX) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$0 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 50,000 |
| (E) DATA PROC. | 0 |
| <u>TOTAL AMOUNT APPROPRIATED</u> | <u>\$850,000</u> |

This request will allow the Rural Services Division of the Arkansas Economic Development Commission to purchase vehicles for grant administration of the Fish and Wildlife Conservation Education Program. This will be funded by administrative fees received for the program by the Arkansas Game & Fish Commission.

Senator Jonathan Dismang, Co-Chair
Representative Lane Jean, Co-Chair
Page 4

Please amend SECTION 36. SPECIAL LANGUAGE. FOREIGN OFFICE OPERATIONS as follows:

SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN OFFICE OPERATIONS. The Arkansas Economic Development Commission is hereby authorized to enter into contractual arrangements with private and/or public companies, corporations, individuals or organizations for the purpose of operating foreign offices which shall only (i) provide export trade assistance to Arkansas-based businesses, (ii) facilitate the repatriation to Arkansas of manufacturing businesses operating overseas, and (iii) encourage direct investment in Arkansas of foreign companies that are not state-owned or controlled. Arkansas Code 15-4-210 shall not be deemed restrictive in its language so as to preclude the use of standard Professional Services Contracts for the operation of the foreign offices and/or payment of such contracts from the special line items as established by legislative appropriation for the operation of said foreign offices.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022, through June 30, ~~2022~~ 2023.

This will amend special language to clarify the permitted functions of the Arkansas Economic Development Commission's foreign offices.

I appreciate your consideration of this matter.

Sincerely,


Asa Hutchinson

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 67

AN ACT FOR THE DEPARTMENT OF COMMERCE APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 67

Amend Senate Bill No. 67 as originally introduced:

Page 3, line 18, delete "2" and substitute "3"

AND

Page 3, line 22, delete "12" and substitute "13"

AND

Page 3, line 33, delete "\$522,665" and substitute "\$572,887"

AND

Page 3, line 34, delete "160,339" and substitute "177,115"

AND

Page 4, line 6, delete "\$2,447,460" and substitute "\$2,514,458"

AND

Page 4, line 19, delete "165,000" and substitute "65,000"

AND

Page 4, line 21, delete "0" and substitute "50,000"

AND

Page 4, line 22, delete "0" and substitute "50,000"

AND

DRAFT

MAH082 - 02-22-2022 16:44:08

Page 1 of 3

Page 5, delete SECTION 8 in its entirety, and substitute the following:

" SECTION 8. APPROPRIATION - ARKANSAS WINE TOURISM FACILITY. There is hereby appropriated, to the Department of Commerce, to be payable from the Tourism Development Trust Fund, for land acquisition, construction, lease, equipment acquisition, improvements, renovation, major maintenance, personal services, maintenance and operating expenses associated with the wine tourism facility in Franklin County, Arkansas for the fiscal year ending June 30, 2023, the following:

| ITEM NO. | FISCAL YEAR 2022-2023 |
|--|--------------------------|
| (01) ARKANSAS WINE TOURISM FACILITY EXPENSES | <u>\$ 1,250,000"</u> |

AND

Page 15, delete line 25 in its entirety

AND

Page 15, line 26, delete "\$1,785,590" and substitute "\$1,685,590"

AND

Page 16, delete SECTION 29 in its entirety, and substitute the following:

" SECTION 29. APPROPRIATION - ARKANSAS ECONOMIC DEVELOPMENT COMMISSION - RURAL SERVICES - FISH AND WILDLIFE CONSERVATION EDUCATION PROGRAM. There is hereby appropriated, to the Department of Commerce, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for grants and operating expenses for the Fish and Wildlife Conservation Education Program by the Department of Commerce - Arkansas Economic Development Commission for the fiscal year ending June 30, 2023, the following:

| ITEM NO. | FISCAL YEAR 2022-2023 |
|-------------------------------------|--------------------------|
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$0 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 50,000 |
| (E) DATA PROC. | |
| (02) FISH AND WILDLIFE CONSERVATION | |
| EDUCATION GRANTS & AID | <u>800,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$ 850,000"</u> |

AND

Page 18, amend SECTION 36 to read as follows"

" SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN OFFICE OPERATIONS. The Arkansas Economic Development Commission is hereby

authorized to enter into contractual arrangements with private and/or public companies, corporations, individuals or organizations for the purpose of operating foreign offices which shall only (i) provide export trade assistance to Arkansas-based businesses, (ii) facilitate the repatriation to Arkansas manufacturing businesses operating overseas, and (iii) encourage direct investment in Arkansas of foreign companies that are not state-owned or controlled. Arkansas Code 15-4-210 shall not be deemed restrictive in its language so as to preclude the use of standard Professional Services Contracts for the operation of the foreign offices and/or payment of such contracts from the special line items as established by legislative appropriation for the operation of said foreign offices.

The provisions of this section shall be in effect only from July 1, 2021 ~~2022~~ through June 30, ~~2022~~ 2023."

AND

Page 25, delete SECTION 47 in its entirety

AND

Appropriately renumber the SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

MAH/HM - 02-22-2022 16:44:08

MAH082

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 67

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMERCE
FOR THE FISCAL YEAR ENDING JUNE 30, 2023; AND FOR
OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF COMMERCE
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
established for the Department of Commerce for the 2022-2023 fiscal year, the
following maximum number of regular employees.

| | | Maximum Annual | |
|------|--------------------------------------|----------------|-------------|
| | | Maximum | Salary Rate |
| | | No. of | Fiscal Year |
| | | Employees | 2022-2023 |
| Item | Class | | |
| No. | Code Title | | |
| (1) | SC002 ACOM SECRETARY OF COMMERCE | 1 | GRADE SE05 |
| (2) | U063U ACOM CHIEF INFORMATION OFFICER | 1 | GRADE SE01 |
| (3) | N215N ACOM CHIEF OF STAFF | 1 | GRADE SE01 |
| (4) | D012C DATABASE SPECIALIST | 1 | GRADE IT08 |
| (5) | D007C INFORMATION SYSTEMS MANAGER | 2 | GRADE IT08 |
| (6) | D054C COMPUTER SUPPORT COORDINATOR | 1 | GRADE IT05 |
| (7) | D063C COMPUTER SUPPORT SPECIALIST | 1 | GRADE IT05 |

1 other line item authorized in the State Operations Section of this Act.

2 Determining the maximum number of employees and the maximum amount of
3 appropriation and general revenue funding for a state agency each fiscal year
4 is the prerogative of the General Assembly. This is usually accomplished by
5 delineating such maximums in the appropriation act(s) for a state agency and
6 the general revenue allocations authorized for each fund and fund account by
7 amendment to the Revenue Stabilization Law. Further, the General Assembly
8 has determined that the Arkansas Economic Development Commission may operate
9 more efficiently if some flexibility is provided to the Arkansas Economic
10 Development Commission authorizing broad powers under this
11 Section. Therefore, it is both necessary and appropriate that the General
12 Assembly maintain oversight by requiring prior review of the Legislative
13 Council or Joint Budget Committee as provided by this section. The
14 requirement of review by the Legislative Council or Joint Budget Committee is
15 not a severable part of this section. If the requirement of review by the
16 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
17 court of competent jurisdiction, this entire section is void.

18 The provisions of this section shall be in effect only from July 1,
19 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

20

21 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDUSTRY
23 TRAINING PROGRAM EXPENSES. The Arkansas Economic Development Commission
24 (AEDC) may utilize Industry Training Program (ITP) appropriation and funds
25 for personal services, operating expenses, grants and aid, capital
26 acquisition, and other appropriate purposes to provide industry-specific
27 training opportunities. AEDC shall submit a quarterly report of industry
28 training activities to the Governor and the Legislative Council or Joint
29 Budget Committee.

30 The provisions of this section shall be effect only from July 1, ~~2021~~
31 2022 through July 1, ~~2022~~ 2023.

32

33 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN
35 OFFICE OPERATIONS. The Arkansas Economic Development Commission is hereby
36 authorized to enter into contractual arrangements with private and/or public

INSERT
NEW
LANGUAGE →

1 companies, corporations, individuals or organizations for the purpose of
2 operating foreign offices. Arkansas Code 15-4-210 shall not be deemed
3 restrictive in its language so as to preclude the use of standard
4 Professional Services Contracts for the operation of the foreign offices
5 and/or payment of such contracts from the special line items as established
6 by legislative appropriation for the operation of said foreign offices.

7 The provisions of this section shall be in effect only from July 1, 2021
8 2022 through June 30, ~~2022~~ 2023.

9
10 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RURAL
12 DEVELOPMENT. From the funds appropriated for Community Development Grants
13 within the Community Development Program in this Act for Community Assistance
14 (CDBG)- Federal, the Arkansas Economic Development Commission (AEDC) shall
15 allocate at least \$500,000 per fiscal year to the Rural Development Set-Aside
16 from the annual Community Development Block Grant, as defined in AEDC's
17 Consolidated Plan filed with the federal Department of Housing and Urban
18 Development. Funds allocated to the Rural Development Set-Aside are to be
19 used exclusively for grants to rural communities as defined in the
20 Consolidated Plan.

21 The provisions of this section shall be in effect only from July 1, 2021
22 2022 through June 30, ~~2022~~ 2023.

23
24 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT
26 REVIEW. The Arkansas Economic Development Commission (AEDC) shall review all
27 applications for grant funds and shall certify those applications eligible
28 for grant funds under AEDC and federal guidelines. The Rural Services
29 Division of the Arkansas Economic Development Commission alone shall
30 recommend which grant applications will be funded, and AEDC shall disburse
31 grant funds from the Rural Development Set-Aside to those applicants
32 receiving final approval by the Rural Services Division of the Arkansas
33 Economic Development Commission. AEDC and the Rural Services Division of the
34 Arkansas Economic Development Commission shall promulgate rules and
35 regulations governing the application for and disbursement of grant funds
36 from the Rural Development Set-Aside, and an annual report of the disposition

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 Economic Development Commission may operate more efficiently if some flexibility is provided to the Arkansas Economic Development Commission 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, 2021 2022 through June 30, 2022 2023.

~~DELETE SECTION~~ SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY FAIR GRANTS. The Rural Services Division of the Arkansas Economic Development Commission shall develop the necessary rules and regulations for the disbursement of matching fund grants to county fairs for the construction, renovation and/or improvements to county fairgrounds. The grants shall be matched on a 50/50 basis. The match may be cash or in-kind. No county fair shall receive more than \$30,000 for the biennium.

The provisions of this section shall be in effect only from July 1, 2021 2022 through June 30, 2022 2023.

SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT AWARD CRITERIA. The Rural Services Division of the Arkansas Economic Development Commission shall promulgate regulations establishing the criteria to be utilized in determining to whom grants will be made under this Act. Subject to the approval of the Governor, and approval by the Arkansas

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of House Bill No. 1079

AN ACT FOR THE DEPARTMENT OF HEALTH APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1079

Amend House Bill No. 1079 as originally introduced:

Page 17, insert a new SECTION immediately following SECTION 21 to read as follows:

" SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FINE REFUNDS. (a) The General Assembly finds that:

(1) During the public health emergency starting on March 11, 2020, state agencies fined businesses and collected moneys for violations of a health directive or order under § 20-7-101;

(2) In testimony provided by the Secretary of the Department of Health that the implementation of this directive was not effective;

(3) Studies have shown that fines for violations was not effective;

(4) The health directives or orders failed to provide alternative compliance opportunities for businesses;

(5) The implementation of these fines were arbitrary with state agencies unfairly applying the fines under § 20-7-101;

(6) These fines on businesses negatively impacted small businesses throughout the state as well as the state economy; and

(7) These fines on businesses did not have the desired impact and no Arkansas-based evidence has been provided to indicate that these fines diminished the transmission of coronavirus 2019 (COVID-19).

(b)(1) A state agency, including without limitation the Department of Health and the Alcoholic Beverage Control Division, that fined a business

DRAFT

MAH074 - 02-15-2022 10:23:28

Page 1 of 3

under § 20-7-101 during the public health emergency starting on March 11, 2020, under Executive Order 20-03, and ending on February 28, 2021, under Executive Order 20-53, and any subsequent extensions of the public health emergency for a failure to comply with a rule, order, or directive to mitigate or prevent the spread of coronavirus 2019 (COVID-19) shall return the fines to the businesses that were fined.

(2) A state agency shall return fines on or before June 30, 2022 for the period from March 11, 2020, to February 28, 2021.

(c) A state agency shall not return fines under § 20-7-101 for a failure to comply with a rule, order, or directive to mitigate or prevent the spread of coronavirus 2019 (COVID-19) to the following types of businesses:

(1) Long-term care facilities, including nursing homes;

(2) Residential care facilities;

(3) Assisted living facilities;

(4) Hospitals;

(5) Hospice facilities;

(6) Human development centers; or

(7) Any other residential entity that houses twenty-five (25) or more people.

(d) A state agency shall continue to collect and keep fines for violations that would have been violations without the public health emergency being in effect.

(e) This section does not apply to any other fines collected by a state agency from March 11, 2020, to February 28, 2022.

(f) The provisions of this section shall be in effect through June 30, 2023."

AND

Delete SECTION 24 in its entirety and substitute the following:

" SECTION 25. EFFECTIVE DATE. Sections 1 - 21, 23 and 24 of this act are effective on and after July 1, 2022.

SECTION 26. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas, that during the public health

emergency starting on March 11, 2020, under Executive Order 20-03, state agencies fined businesses and collected moneys for violations of a health directive or order under § 20-7-101, Section 22 of this act is immediately necessary because the implementation of these fees have been arbitrary with state agencies unfairly applying the fines under § 20-7-101 to smaller businesses over larger businesses; that these fines on businesses have negatively impacted small businesses throughout the state as well as the state economy and have not had the desired impact regarding the public health emergency; and that Section 22 of this act is immediately necessary to protect businesses from unfair penalization and to preserve the public peace, health, and safety by maintaining the state's economy. Therefore, an emergency is hereby declared to exist and Section 22 of this Act being necessary for the immediate preservation of the public peace, health and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

AND

Appropriately renumber the SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____
By: Joint Budget Committee
By: Senator D. Sullivan
MAH/HM - 02-15-2022 10:23:28
MAH074

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

HOUSE BILL 1079

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HEALTH
FOR THE FISCAL YEAR ENDING JUNE 30, 2023; AND FOR
OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF HEALTH
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
established for the Department of Health for the 2022-2023 fiscal year, the
following maximum number of regular employees.

| Item | Class | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2022-2023 |
|------|---------------------------|--------------------------------|---|
| (1) | SC007 SECRETARY OF HEALTH | <u>1</u> | GRADE SE05 |
| | MAX. NO. OF EMPLOYEES | 1 | |

SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
hereby appropriated, to the Department of Health, to be payable from the
paying account as determined by the Chief Fiscal Officer of the State, for
personal services and operating expenses of the Department of Health - Shared



(2) Provide long acting reversible contraceptives through services provided by the Department of Health local health units.

The provisions of this section shall be in effect only from July 1, 2021 2022 through June 30, 2022 2023.

SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BREAST CARE PROGRAM. The Arkansas Department of Health shall annually budget, allocate, and expend for the Breast Care Program as appropriated in the Operations Section in this Act, the sum of at least four million seven hundred fifty-five thousand dollars (\$4,755,000) for Breast Cancer screening, diagnosis, treatment and outreach expenses of the Breast Care Program.

The Arkansas Department of Health shall file an annual progress report by each January 1 preceding a session of the General Assembly to the Co-Chairs of the House and Senate Public Health Committees. This report shall include amounts budgeted, allocated and expended for the Breast Care Program for testing, diagnosis, treatment and outreach expenses.

The provisions of this section shall be in effect only from July 1, 2021 2022 through June 30, 2022 2023.

SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared Services paying account 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 Health.

(2) The Chief Fiscal Officer of the State shall direct the transfer of funds and appropriations to the Shared Services Paying Account appropriation section of this act on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.

(3) The transfer authority provided to the department in subdivision (a)(2) of this section may be used to make transfers only within the department's appropriation act or between other appropriation acts authorized for the department.

(4) The provisions of this section shall be in effect from the

date of passage through June 30, 2023.

SECTION 22. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 23. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 24. EFFECTIVE DATE. This act is effective on and after July 1, 2022.

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1055

AN ACT FOR THE ARKANSAS TECH UNIVERSITY APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

Amendment No. ____ to House Bill No. 1055

Amend House Bill No. 1055 as originally introduced:

Page 14, immediately following SECTION 7, insert the following:

" SECTION 8. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 6-65-301(b)(1), concerning the residency qualifications of individuals appointed by the Governor to serve on the Board of Trustees of Arkansas Tech University, is amended to read as follows:

(b)(1) The board shall consist of five (5) members ~~to be appointed from the counties in the Second Agricultural and Mechanical District who shall each be a resident of the State of Arkansas.~~

SECTION 9. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 6-65-301(c)(2)(A), concerning individuals who are ineligible to serve on the Board of Trustees of Arkansas Tech University, is amended to read as follows:

(2)(A) The Governor, Attorney General, Secretary of State, Auditor of State, Treasurer of State, Commissioner of State Lands, or a Justice of the Supreme Court, ~~and the director or employees of any state department, state agency, or state institution~~ shall be ineligible for membership on the board provided for in this section during the time for which he or she was elected or appointed."

AND

Page 14, line 33, delete SECTION 10 and substitute the following:

" SECTION 12. EFFECTIVE DATE. Sections 1 through 7, 10, and 11 of this act are effective on and after July 1, 2022.

SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that Arkansas Tech University enrolls students from all seventy-five (75) counties in the State of Arkansas; that Arkansas Tech University provides healthcare education to

DRAFT

HAR136 - 02-17-2022 13:11:50

Page 1 of 2

individuals who graduate and go on to serve residents of the State of Arkansas; that the appointees to the Board of Trustees of Arkansas Tech University are currently limited to being appointed from only thirty (30) counties; that agricultural districts no longer exist in the State of Arkansas; that it is necessary for the Board of Trustees of Arkansas Tech University to consider appointees from all seventy-five (75) counties within the State of Arkansas in order to represent students from all seventy-five (75) counties in the state; and that considering appointees to the Board of Trustees of Arkansas Tech University from a limited number of counties limits the ability of Arkansas Tech University to educate our future healthcare workers. Therefore, an emergency is declared to exist, and Sections 8 and 9 of this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

AND

Appropriately renumber the SECTIONS of the bill.

The Amendment was read _____

By: Joint Budget Committee

By: Representative Cloud

By: Senator B. Davis

HAR/HAR - 02-17-2022 13:11:50

HAR136

Chief Clerk

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

HOUSE BILL 1055

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE ARKANSAS TECH
UNIVERSITY FOR THE FISCAL YEAR ENDING JUNE 30, 2023;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE ARKANSAS TECH UNIVERSITY
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
for the Arkansas Tech University for the 2022-2023 fiscal year, the following
maximum number of regular employees.

| | | Maximum Annual | |
|---|-------------------------------------|----------------|-------------|
| | | Maximum | Salary Rate |
| Item | | No. of | Fiscal Year |
| No. | Title | Employees | 2022-2023 |
| <u>TWELVE MONTH EDUCATIONAL AND GENERAL</u> | | | |
| <u>ADMINISTRATIVE POSITIONS</u> | | | |
| (1) | President, Arkansas Tech University | 1 | \$300,064 |
| (2) | Executive Vice President and Prov. | 1 | \$227,247 |
| (3) | Vice-Pres. for Admin & Finance | 1 | \$190,651 |
| (4) | Vice President for Development | 1 | \$187,756 |
| (5) | Vice-Pres. for Student Affairs | 1 | \$187,756 |



SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TUITION REIMBURSEMENT. The Board of Trustees of Arkansas Tech University shall be authorized to reimburse tuition, fees, and other educational related expenses of current faculty who seek additional education levels that will benefit the university in meeting accreditation and professional standards. Reimbursement shall be authorized only when the reimbursement request has been documented by the institution to meet critical shortage instructional areas or is necessary for restructuring of the academic programs of the institution.

The provisions of this section shall be in effect only from July 1, 2021 2022 through June 30, ~~2022~~ 2023.

SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, the Higher Education Expenditures Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 9. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 10. EFFECTIVE DATE. This act is effective on and after July 1, 2022.

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of House Bill No. 1079

AN ACT FOR THE DEPARTMENT OF HEALTH APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1079

Amend House Bill No. 1079 as originally introduced:

Page 17, insert a new SECTION immediately following SECTION 21 to read as follows:

" SECTION 22. SPECIAL LANGUAGE. DO NOT CODIFY. Face mask standards.

(a) A state agency or a political subdivision of the state, including without limitation a public school, public college, or library, that requires the use of a face mask to prevent infectious, contagious, and communicable diseases shall follow the standards and guidance issued by the Centers for Disease Control and Prevention regarding face masks, which includes without limitation:

(1) Required use of an age-appropriate N95 or KN95 face mask;
(2) Medical assistance and monitoring to assure that all face masks are well fitting at all times; and

(3) Evidence from a medical professional attesting to the qualifications of a person who will monitor the fit of face masks.

(b) A state agency or political subdivision of the state that requires the use of a face mask to prevent infectious, contagious, and communicable diseases shall provide a N95 or KN95 face mask to any person who is unable to provide his or her own and who wishes to enter the facilities of the state agency or political subdivision of the state.

(c) If a state agency or political subdivision of the state fails to comply with this section, including without limitation the face mask standards in this section, the state agency or political subdivision of the state shall not allocate, budget, expend, or utilize state appropriation

DRAFT

MAH077 - 02-17-2022 14:08:31

Page 1 of 3

funding."

AND

Delete SECTION 24 in its entirety and substitute the following:

" SECTION 25. EFFECTIVE DATE. Sections 1 -21, 23 and 24 of this act are effective on and after July 1, 2022.

SECTION 26. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the implementation of the use of face masks to prevent infectious, contagious, and communicable diseases across the state has not been uniformly applied, and that Section 22 of this act is immediately necessary because the lack of uniformity regarding the use of face masks to prevent infectious, contagious, and communicable diseases has negatively impacted the citizens of this state and has not had the desired impact regarding the public health; and that Section 22 is immediately necessary to protect and preserve the public peace, health, and safety of the citizens of this state. Therefore, an emergency is hereby declared to exist, and Section 22 of this act being necessary for the immediate preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

AND

Appropriately renumber the SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____
By: Joint Budget Committee

By: Senator D. Sullivan
MAH/HM - 02-17-2022 14:08:31
MAH077

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

HOUSE BILL 1079

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HEALTH
FOR THE FISCAL YEAR ENDING JUNE 30, 2023; AND FOR
OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF HEALTH
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
established for the Department of Health for the 2022-2023 fiscal year, the
following maximum number of regular employees.

| | | Maximum Annual |
|-------------------------------|-----------|----------------|
| | | Salary Rate |
| Item Class | No. of | Fiscal Year |
| No. Code Title | Employees | 2022-2023 |
| (1) SC007 SECRETARY OF HEALTH | <u>1</u> | GRADE SE05 |
| MAX. NO. OF EMPLOYEES | 1 | |

SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
hereby appropriated, to the Department of Health, to be payable from the
paying account as determined by the Chief Fiscal Officer of the State, for
personal services and operating expenses of the Department of Health - Shared



1 date of passage through June 30, 2023.

2
3 SECTION 22. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
4 authorized by this act shall be limited to the appropriation for such agency
5 and funds made available by law for the support of such appropriations; and
6 the restrictions of the State Procurement Law, the General Accounting and
7 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
8 Procedures and Restrictions Act, or their successors, and other fiscal
9 control laws of this State, where applicable, and regulations promulgated by
10 the Department of Finance and Administration, as authorized by law, shall be
11 strictly complied with in disbursement of said funds.
12

13 SECTION 23. LEGISLATIVE INTENT. It is the intent of the General
14 Assembly that any funds disbursed under the authority of the appropriations
15 contained in this act shall be in compliance with the stated reasons for
16 which this act was adopted, as evidenced by the Agency Requests, Executive
17 Recommendations and Legislative Recommendations contained in the budget
18 manuals prepared by the Department of Finance and Administration, letters, or
19 summarized oral testimony in the official minutes of the Arkansas Legislative
20 Council or Joint Budget Committee which relate to its passage and adoption.

21
22 SECTION 24. EFFECTIVE DATE. This act is effective on and after July 1,
23 2022.
24
25
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30
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36

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of Senate Bill No. 63

AN ACT FOR THE DEPARTMENT OF EDUCATION APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 63

Amend Senate Bill No. 63 as originally introduced:

Page 14, line 4, delete "\$3,300,000" and substitute "\$6,300,000"

AND

Page 18, immediately following SECTION 28, insert a new SECTION to read as follows:

" SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SUCCEED SCHOLARSHIP PROGRAM FUNDING. The Department of Education shall budget, allocate, and expend a total of six million, three hundred thousand dollars (\$6,300,000) annually for the Succeed Scholarship Program to support scholarships for eligible students statewide.

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

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read _____
By: Joint Budget Committee
By: Representative Ray
KMW/KMW - 02-14-2022 09:46:37
KMW076

Chief Clerk

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 63

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF
EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2023;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
established for the Department of Education for the 2022-2023 fiscal year,
the following maximum number of regular employees.

| | | | | Maximum Annual |
|------|-------|---------------------------------------|-----------|----------------|
| | | | | Salary Rate |
| Item | Class | | No. of | Fiscal Year |
| No. | Code | Title | Employees | 2022-2023 |
| (1) | SC004 | SECRETARY OF EDUCATION | 1 | GRADE SE05 |
| (2) | U089U | DHE DEPUTY DIRECTOR | 1 | GRADE SE02 |
| (3) | D011N | ADE DIRECTOR OF INFORMATION SYSTEMS | 1 | GRADE SE01 |
| (4) | N009N | ASST COMMISSIONER FISCAL & ADMIN SVCS | 1 | GRADE SE01 |
| (5) | E007N | ADE DIRECTOR OF COMPUTER SCIENCE | 1 | GRADE IT09 |
| (6) | D030C | INFORMATION SYSTEMS COORDINATOR | 3 | GRADE IT07 |
| (7) | D028C | SENIOR SOFTWARE SUPPORT SPECIALIST | 1 | GRADE IT07 |

Fiscal Officer of the State, for personal services and operating expenses of the Department of Education - Division of Elementary and Secondary Education - Professional Licensure Standards Board for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|---------------------------------|--------------------|
| NO. | 2022-2023 |
| (01) REGULAR SALARIES | \$662,624 |
| (02) PERSONAL SERVICES MATCHING | 222,405 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 376,325 |
| (B) CONF. & TRAVEL | 10,000 |
| (C) PROF. FEES | 9,505 |
| (D) CAP. OUTLAY | 50,000 |
| (E) DATA PROC. | 0 |
| (04) EDTPA PROGRAM GRANTS | <u>100,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$1,430,859</u> |

SECTION 20. APPROPRIATION - OPEN ENROLLMENT PUBLIC CHARTER SCHOOL CLOSURE. There is hereby appropriated, to the Department of Education, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for outstanding obligations incurred by closed charter schools of the Department of Education - Division of Elementary and Secondary Education for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|-----------------------------|------------------|
| NO. | 2022-2023 |
| (01) CHARTER SCHOOL CLOSURE | <u>\$300,000</u> |

SECTION 21. APPROPRIATION - SUCCEED SCHOLARSHIP PROGRAM. There is hereby appropriated, to the Department of Education, to be payable from the Division of Elementary and Secondary Education Fund Account, for expenses of the Succeed Scholarship Program of the Department of Education - Division of Elementary and Secondary Education - Succeed Scholarship Program for the fiscal year ending June 30, 2023, the following:

1

2 ITEM

FISCAL YEAR

3 NO.

2022-2023

4 (01) SUCCEED SCHOLARSHIP PROGRAM

\$3,300,000

5

6 SECTION 22. APPROPRIATION - SAVE THE CHILDREN. There is hereby

7 appropriated, to the Department of Education, to be payable from the Division

8 of Elementary and Secondary Education Fund Account, for a grant for statewide

9 after school literacy, nutrition, home visiting and early childhood programs

10 to be administered by Save the Children for low income, at-risk children of

11 the Department of Education - Division of Elementary and Secondary Education

12 - Save the Children for the fiscal year ending June 30, 2023, the sum

13 of.....\$2,000,000.

14

15 SECTION 23. APPROPRIATION - SAVE THE CHILDREN GRANT. There is hereby

16 appropriated, to the Department of Education, to be payable from the Division

17 of Elementary and Secondary Education Fund Account, for statewide in-school,

18 summer, and after school literacy, nutrition, home visiting, and early

19 childhood programs to be administered by Save the Children for low income,

20 at-risk children of the Department of Education - Division of Elementary and

21 Secondary Education - Save the Children for the fiscal year ending June 30,

22 2023, the following:

23

24 ITEM

FISCAL YEAR

25 NO.

2022-2023

26 (01) SAVE THE CHILDREN GRANT

\$500,000

27

28 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY

30 FORWARD. Notwithstanding any law pertaining to the transfer of year-end fund

31 balances or any law to the contrary, any funds which remain in the Division

32 of Elementary and Secondary Education Fund Account at the end of a fiscal

33 year shall remain in the Division of Elementary and Secondary Education Fund

34 Account and be made available to fund appropriation(s) authorized by law and

35 made payable from the Division of Elementary and Secondary Education Fund

36 Account for the following fiscal year.

1 2022 through June 30, 2022 2023.

2
3 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
5 FUND RESTRICTIONS. No state funds shall be used for abortion referral in
6 public schools, or for abortion services. Funds shall be expended in
7 accordance with Arkansas Code Annotated § 6-18-703.

8 The provisions of this section shall be in effect only from July 1, 2021
9 2022 through June 30, 2022 2023.

10
11 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
13 SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared
14 Services paying accounts on his or her books and on the books of the
15 Treasurer of State and the Auditor of State for the payment of personal
16 services and operating expenses in the Shared Services Paying Account
17 Appropriation by the Department of Education.

18 (2) The Chief Fiscal Officer of the State shall direct the transfer
19 of funds and appropriations to the Shared Services Paying Account
20 appropriation section of this act on the books of the Treasurer of State, the
21 Auditor of State, and the Chief Fiscal Officer of the State.

22 (3) The transfer authority provided to the department in
23 subdivision (a)(2) of this section may be used to make transfers only within
24 the department's appropriation act or between other appropriation acts
25 authorized for the department.

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

28
29 SECTION 29. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
30 authorized by this act shall be limited to the appropriation for such agency
31 and funds made available by law for the support of such appropriations; and
32 the restrictions of the State Procurement Law, the General Accounting and
33 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
34 Procedures and Restrictions Act, or their successors, and other fiscal
35 control laws of this State, where applicable, and regulations promulgated by
36 the Department of Finance and Administration, as authorized by law, shall be

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 54

AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF MEDICAL SERVICES
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 54

Amend Senate Bill No. 54 as originally introduced:

On page 12, immediately following SECTION 13, insert the following SECTION:

“ SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MEDICAL SERVICES – COMMUNITY AND EMPLOYMENT SUPPORTS MEDICAID WAIVER.

(a) Of the funding allocated to the Department of Human Services Grants Fund Account under § 19-5-402, the first thirty-seven million six hundred thousand dollars (\$37,600,000) shall be set aside in its own subfund by the Department of Human Services and shall be used only for home and community-based services to individuals with intellectual and developmental disabilities under the Community and Employment Supports Medicaid Waiver Program or a successor Medicaid Waiver program that provides home and community-based services to individuals with intellectual and developmental disabilities.

(b) At the close of the fiscal year ending June 30, 2023, any unexpended balance of monies set aside as established in subsection (a) herein shall be transferred forward and made available for the same purpose for the fiscal year ending June 30, 2024.

(c) The provisions of this section shall be in effect only from July 1, 2022 through June 30, 2023.”

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Representative Ladyman

LCW/LCW - 02-14-2022 08:15:34

LCW057

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 54

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN
SERVICES - DIVISION OF MEDICAL SERVICES FOR THE
FISCAL YEAR ENDING JUNE 30, 2023; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN
SERVICES - DIVISION OF MEDICAL SERVICES
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
for the Department of Human Services - Division of Medical Services for the
2022-2023 fiscal year, the following maximum number of regular employees.

| | | Maximum Annual |
|------|--|----------------|
| | | Salary Rate |
| Item | Class | Fiscal Year |
| No. | Code Title | 2022-2023 |
| (1) | N027N DHS DEPUTY DIRECTOR ADULT SERVICES | 1 GRADE SE01 |
| (2) | L016N REGISTERED PHARMACIST | 4 GRADE MP05 |
| (3) | L009C NURSE MANAGER | 1 GRADE MP03 |
| (4) | L020C NURSING SERVICES UNIT MANAGER | 1 GRADE MP02 |
| (5) | L027C REGISTERED NURSE SUPERVISOR | 3 GRADE MP02 |

1 limitation federal funds, for the purpose of funding activities of
 2 navigators, guides, certified application counselors, and certified licensed
 3 producers under the Arkansas Health Insurance Marketplace Navigator, Guide,
 4 and Certified Application Counselors Act, Arkansas Code § 23-64-601 et seq.

5 (2) Subdivision (e)(1) of this section does not apply to
 6 certified application counselors at health related institutions, including
 7 without limitation the University of Arkansas for Medical Sciences.

8 (f) An appropriation authorized by the General Assembly shall not be
 9 subject to the provisions allowed through reallocation of resources or
 10 transfer of appropriation authority for the purpose of transferring an
 11 appropriation to any other appropriation authorized for the Department of
 12 Human Services to be allocated, budgeted, expended, or utilized in a manner
 13 prohibited by this section.

14 (g) The provisions of this section are severable, and the invalidity
 15 of any subsection or subdivision of this section shall not affect other
 16 provisions of the section that can be given effect without the invalid
 17 provision.

18 (h) This section expires on June 30, ~~2022~~ 2023.
 19

20 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

22 SEVERABILITY. If any provisions of this act or the application of this act
 23 to any person or circumstance is held invalid, such invalidity shall not
 24 affect other provisions or applications of the act which can be given effect
 25 without the invalid provision or application, and to this end the provisions
 26 of this act are declared to be severable.

27
 28 SECTION 15. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 29 authorized by this act shall be limited to the appropriation for such agency
 30 and funds made available by law for the support of such appropriations; and
 31 the restrictions of the State Procurement Law, the General Accounting and
 32 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 33 Procedures and Restrictions Act, or their successors, and other fiscal
 34 control laws of this State, where applicable, and regulations promulgated by
 35 the Department of Finance and Administration, as authorized by law, shall be
 36 strictly complied with in disbursement of said funds.

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1034

AN ACT FOR THE DEPARTMENT OF CORRECTIONS - DIVISION OF CORRECTION APPROPRIATION
FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1034

Amend House Bill No. 1034 as originally introduced:

Page 32, immediately after SECTION 44, insert a new section that reads as follows:

“SECTION 45. SPECIAL LANGUAGE. Arkansas Code Title 12, Chapter 28, Subchapter 1, is amended to read as follows:

12-28-108. Audit of firearms and ammunition.

(a) The Department of Corrections shall conduct an audit of the number and types of firearms and number and types of ammunition owned by and in the possession of the correctional facilities of the department every quarter and shall send a copy of the audit to the Secretary of the Department of Corrections for review.

(b) The audit under subsection (a) of this section is exempt from disclosure under the Freedom of Information Act of 1967, § 25-19-101 et seq.”

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read _____
By: Joint Budget Committee
By: Representative Rye
DJC/DJC - 02-15-2022 13:52:21
DJC040

Chief Clerk

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

HOUSE BILL 1034

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF
CORRECTIONS - DIVISION OF CORRECTION FOR THE FISCAL
YEAR ENDING JUNE 30, 2023; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF CORRECTIONS
- DIVISION OF CORRECTION APPROPRIATION
FOR THE 2022-2023 FISCAL YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
established for the Department of Corrections for the 2022-2023 fiscal year,
the following maximum number of regular employees.

| | | | | Maximum Annual |
|------|-------|--|-----------|----------------|
| | | | | Salary Rate |
| | | | | Fiscal Year |
| | | | | 2022-2023 |
| Item | Class | | No. of | |
| No. | Code | Title | Employees | |
| (1) | SC003 | SECRETARY OF CORRECTIONS | 1 | GRADE SE05 |
| (2) | U083U | DOC CHIEF FISCAL OFFICER | 1 | GRADE SE01 |
| (3) | D140C | DOC CHIEF INFORMATION OFFICER | 1 | GRADE IT11 |
| (4) | D012C | DATABASE SPECIALIST | 1 | GRADE IT08 |
| (5) | D094C | DCC PROJ & ENTERPRISE PROGRAM MGMT ADMIN | 1 | GRADE IT08 |
| (6) | D007C | INFORMATION SYSTEMS MANAGER | 1 | GRADE IT08 |
| (7) | D030C | INFORMATION SYSTEMS COORDINATOR | 2 | GRADE IT07 |

1 authorized for the department.

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

4
5 SECTION 45. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
6 authorized by this act shall be limited to the appropriation for such agency
7 and funds made available by law for the support of such appropriations; and
8 the restrictions of the State Procurement Law, the General Accounting and
9 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
10 Procedures and Restrictions Act, or their successors, and other fiscal
11 control laws of this State, where applicable, and regulations promulgated by
12 the Department of Finance and Administration, as authorized by law, shall be
13 strictly complied with in disbursement of said funds.
14

15 SECTION 46. LEGISLATIVE INTENT. It is the intent of the General
16 Assembly that any funds disbursed under the authority of the appropriations
17 contained in this act shall be in compliance with the stated reasons for
18 which this act was adopted, as evidenced by the Agency Requests, Executive
19 Recommendations and Legislative Recommendations contained in the budget
20 manuals prepared by the Department of Finance and Administration, letters, or
21 summarized oral testimony in the official minutes of the Arkansas Legislative
22 Council or Joint Budget Committee which relate to its passage and adoption.
23

24 SECTION 47. EFFECTIVE DATE. This act is effective on and after July 1,
25 2022.
26
27
28
29
30
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32
33
34
35
36

ARKANSAS SENATE

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of Senate Bill No. 64

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF ELEMENTARY AND SECONDARY
EDUCATION - PUBLIC SCHOOL FUND APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 64

Amend Senate Bill No. 64 as originally introduced:

Page 19, immediately following SECTION 32, insert a new SECTION to read as follows:

" SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS GOVERNOR'S SCHOOL CURRICULUM. Prior to the beginning of the Arkansas Governor's School Program each year, the Arkansas Department of Education shall review and approve the proposed curriculum for the program year and shall maintain oversight of its implementation for consistency and accuracy. The provisions of this section shall be in effect only from July 1, 2022 through June 30, 2023."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Representative Dotson

KMW/KMW - 02-16-2022 11:03:32

KMW083

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 64

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PUBLIC SCHOOL
FUND GRANTS FOR THE DEPARTMENT OF EDUCATION -
DIVISION OF ELEMENTARY AND SECONDARY EDUCATION -
PUBLIC SCHOOL FUND FOR THE FISCAL YEAR ENDING JUNE
30, 2023; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION -
DIVISION OF ELEMENTARY AND SECONDARY
EDUCATION - PUBLIC SCHOOL FUND
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATION - GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND
SPECIAL PROGRAMS. There is hereby appropriated, to the Department of
Education, to be payable from the Division of Elementary and Secondary
Education Public School Fund Account, for grants and aid to local school
districts and special programs of the Department of Education - Division of
Elementary and Secondary Education for the fiscal year ending June 30, 2023,
the following:

| ITEM | FISCAL YEAR |
|---|-------------|
| NO. | 2022-2023 |
| (01) 98% URT ACTUAL COLLECTION ADJUSTMENT | 34,500,000 |
| (02) ADDITIONAL PUBLIC SCHOOL EMPLOYEE | |

monies in the Public School Fund and are to be utilized over a four-year period, beginning July 1, 2019, to assist school districts in ensuring that all educators in Arkansas public school districts receive a minimum annual salary of \$36,000 by July 1, 2023. The Educator Compensation Reform Fund shall not be considered part of a school district's net legal balance or net legal balance revenues for the purpose of meeting the requirements on limitation of fund balances pursuant to A.C.A. 6-20-2210. The Arkansas Department of Education shall promulgate rules to administer this section.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ENHANCED STUDENT ACHIEVEMENT FUNDING NAME CHANGE. Any appropriation titled "ENHANCED STUDENT ACHIEVEMENT FUNDING" or abbreviated as "ESA" as named by SB605 of 2019 may also be known as "NATIONAL SCHOOL LUNCH" funding or abbreviated as "NSL" and shall be used for the same purposes as set out in law.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 34. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 58

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF HIGHER EDUCATION
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 58

Amend Senate Bill No. 58 as originally introduced:

Page 5, line 6, delete "150,000" and substitute " 150,000"

AND

Immediately following line 6, insert the following:

" (16) GOVERNOR'S HIGHER EDUCATION TRANSITION
SCHOLARSHIP PROGRAM 2,000,000"

AND

Page 5, line 7, delete "\$62,450,000" and substitute "\$64,450,000"

AND

Page 26, immediately following SECTION 50, insert a new SECTION to read as follows:

" SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. GOVERNOR'S HIGHER EDUCATION TRANSITION SCHOLARSHIP PROGRAM. The Department of Education - Division of Higher Education shall provide for the administration of the "Governor's Higher Education Transition Scholarship Program" as appropriated in the Student Assistance Grants and Various Scholarships Appropriation section of this Act to assist students accepted into transitional programs for students with intellectual and/or developmental disabilities at state institutions of higher education and shall promulgate rules for the implementation of the program and for the disbursement of scholarships to eligible students.

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

DRAFT

KMW074 - 02-16-2022 08:22:32

Page 1 of 2

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Representative Evans

KMW/KMW - 02-16-2022 08:22:32

KMW074

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 58

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF
EDUCATION - DIVISION OF HIGHER EDUCATION FOR THE
FISCAL YEAR ENDING JUNE 30, 2023; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION -
DIVISION OF HIGHER EDUCATION
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - GENERAL OPERATIONS. There is hereby
established for the Department of Education - Division of Higher Education
for the 2022-2023 fiscal year, the following maximum number of regular
employees.

| Item | Class | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2022-2023 |
|------|--|--------------------------------|---|
| (1) | U024U DHE DIRECTOR | 1 | GRADE SE05 |
| (2) | D022N IT SENIOR PROJECT MANAGER | 1 | GRADE IT09 |
| (3) | D007C INFORMATION SYSTEMS MANAGER | 1 | GRADE IT08 |
| (4) | D028C SENIOR SOFTWARE SUPPORT SPECIALIST | 1 | GRADE IT07 |

| | | | |
|---|------|------------------------------------|---------------------|
| 1 | (11) | WASHINGTON CENTER SCHOLARSHIPS | 150,000 |
| 2 | (12) | TUITION ADJUSTMENT | 350,000 |
| 3 | (13) | AR ACADEMIC CHALLENGE SCHOLARSHIPS | 25,000,000 |
| 4 | (14) | AR GOVERNOR'S SCHOLAR | 22,000,000 |
| 5 | (15) | STUDENT UNDERGRADUATE RESEARCH | |
| 6 | | FELLOWSHIP PROGRAM (SURF) | <u>150,000</u> |
| 7 | | TOTAL AMOUNT APPROPRIATED | <u>\$62,450,000</u> |

SECTION 7. APPROPRIATION - TECHNICAL EDUCATION - FEDERAL PROGRAMS.

There is hereby appropriated, to the Department of Education, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Education - Division of Higher Education - Technical Education - Federal Programs for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|---------------------------------|------------------|
| NO. | 2022-2023 |
| (01) REGULAR SALARIES | \$152,979 |
| (02) PERSONAL SERVICES MATCHING | 46,673 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 107,271 |
| (B) CONF. & TRAVEL | 80,000 |
| (C) PROF. FEES | 110,000 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$496,923</u> |

SECTION 8. APPROPRIATION - RESEARCH DEVELOPMENT PROGRAM. There is hereby appropriated, to the Department of Education, to be payable from the Research Development Fund, for providing Arkansas Research Development Program Grants to Institutions of Higher Education by the Department of Education - Division of Higher Education for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|------|-------------|
| NO. | 2022-2023 |

1 additional teaching load may not exceed one hundred fifty (150) clock hours
 2 or nine (9) semester credit hours per school year. Further, the provisions
 3 of this section shall only apply to credit and noncredit courses that are
 4 funded by Private Industry.

5 The provisions of this section shall be in effect only from July 1, 2021
 6 2022 through June 30, 2022 2023.

INSERT
NEW
SECTION
→

8 SECTION 51. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 9 authorized by this act shall be limited to the appropriation for such agency
 10 and funds made available by law for the support of such appropriations; and
 11 the restrictions of the State Procurement Law, the General Accounting and
 12 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 13 Procedures and Restrictions Act, or their successors, and other fiscal
 14 control laws of this State, where applicable, and regulations promulgated by
 15 the Department of Finance and Administration, as authorized by law, shall be
 16 strictly complied with in disbursement of said funds.

17
 18 SECTION 52. LEGISLATIVE INTENT. It is the intent of the General
 19 Assembly that any funds disbursed under the authority of the appropriations
 20 contained in this act shall be in compliance with the stated reasons for
 21 which this act was adopted, as evidenced by the Agency Requests, Executive
 22 Recommendations and Legislative Recommendations contained in the budget
 23 manuals prepared by the Department of Finance and Administration, letters, or
 24 summarized oral testimony in the official minutes of the Arkansas Legislative
 25 Council or Joint Budget Committee which relate to its passage and adoption.

26
 27 SECTION 53. EFFECTIVE DATE. This act is effective on and after July 1,
 28 2022.

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1070

AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1070

Amend House Bill No. 1070 as originally introduced:

Page 25, line 30, delete "(1) the Auditor of State to fund the Trial Court Administrative Assistants Fund" and substitute with "(1) the ~~Auditor of State~~ Administrative Office of the Courts to fund the ~~Trial Court Administrative Assistants Fund~~ State Central Services Fund for Trial Court Administrators,"

AND

Page 25, line 34, delete "(3) the Court Reporter Fund" and substitute with "(3) ~~the Court Reporter Fund~~ Administrative Office of the Courts to fund State Central Services Fund for Court Reporters"

AND

Page 27, line 16, delete "(13) Court Reporter Fund" and substitute with "(13) ~~Court Reporter Fund~~ State Central Services Fund for Administrative Office of the Courts - Court Reporters"

AND

Page 27, line 20, delete "(16) Trial Court Administrator Fund" and substitute with "(16) ~~Trial Court Administrator Fund~~ State Central Services Fund for Administrative Office of the Courts - Trial Court Administrators".

DRAFT

The Amendment was read _____
By: Joint Budget Committee
By: Representative Jean
By: Senator Hickey
JAP/JAP - 02-16-2022 10:01:09
JAP054

Chief Clerk

1 State of Arkansas
2 93rd General Assembly
3 Fiscal Session, 2022

A Bill

HOUSE BILL 1070

4
5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS
9 GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS FOR
10 THE DEPARTMENT OF FINANCE AND ADMINISTRATION -
11 DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE
12 30, 2023; AND FOR OTHER PURPOSES.
13
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF FINANCE AND
17 ADMINISTRATION - DISBURSING OFFICER
18 APPROPRIATION FOR THE 2022-2023 FISCAL
19 YEAR.
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. APPROPRIATION - STATE'S CONTRIBUTIONS. There is hereby
25 appropriated, to the Department of Finance and Administration, to be payable
26 from the Miscellaneous Agencies Fund Account, for disbursements for Arkansas'
27 contribution to various interstate organizations by the Department of Finance
28 and Administration - Disbursing Officer for the fiscal year ending June 30,
29 2023, the following:
30

| 31 ITEM | FISCAL YEAR |
|---|-------------|
| 32 NO. | 2022-2023 |
| 33 (01) ASSOCIATION OF RACING COMMISSIONERS | \$21,000 |
| 34 (02) COUNCIL OF STATE GOVERNMENT | 161,000 |
| 35 (03) DELTA REGIONAL AUTHORITY | 224,123 |
| 36 (04) FEDERATION OF TAX ADMINISTRATORS | 20,000 |

1 and such detail as required by the Department of Finance and Administration.
 2 The amount available to each county shall be no more than one-fifth (1/5) of
 3 the total funds available or the amount certified of unreimbursed medical
 4 expenses, whichever is less.

5 The provisions of this section shall be in effect only from July 1, ~~2021~~
 6 2022 through June 30, ~~2022~~ 2023.

7
 8 SECTION 55. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHERIFFS'
 10 ASSOCIATION. A lump sum monthly installment of at least one-twelfth (1/12)
 11 of the annual allocation provided for in the Arkansas Sheriffs' Association
 12 Section of this Act, or so much thereof as may be made available, shall be
 13 provided to the Arkansas Sheriffs' Association to be used exclusively for the
 14 establishment and operation of crime prevention and alcohol and drug abuse
 15 programs and for a grant to the Arkansas Sheriffs' Association to study ways
 16 to improve the administration of sheriffs' offices and developing and
 17 improving education programs designed for sheriffs' offices in Arkansas.

18 The provisions of this section shall be in effect only from July 1, ~~2021~~
 19 2022 through June 30, ~~2022~~ 2023.

20
 21 SECTION 56. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 23 DISTRIBUTION OF ADMINISTRATION OF JUSTICE FUNDS. In the event that the fund
 24 balance in the Administration of Justice Fund is inadequate to fund the
 25 monthly allocation to State Agencies, the funds will be distributed as
 26 follows:

27 (a) The available revenue and remaining State Administration of Justice
 28 Fund balance shall be distributed first to fully fund the monthly allocations
 29 found in the ALLOCATION RESTRICTIONS Section of this Act for:

30 (1) the Auditor of State to fund the Trial Court Administrative
 31 Assistants Fund,

32 (2) the District Judges Association for the District Court Coordinator,
 33 and

34 (3) the Court Reporter Fund.

35 (b) The total funds remaining in the State Administration of Justice Fund
 36 after the monthly distribution is made under subdivision (a) of this section

| | | |
|-------------|---|-----------|
| 1 | the State Police Retirement Fund | 1,499,256 |
| 2 | (5) Division of Arkansas State Police Fund | 400,000 |
| 3 | (6) Crime Victims/Reparations Revolving Fund | |
| 4 | for the purpose and as regulated by | |
| 5 | Arkansas Code Annotated § 16-90-701 et seq. | 2,089,723 |
| 6 | (7) Prosecutor Coordinator's Office for | |
| 7 | deposit in the Law Enforcement and | |
| 8 | Prosecutor Drug Enforcement Training Fund | 70,660 |
| 9 | (8) Crime Information System Fund | 98,064 |
| 10 | (9) Justice Building Construction Fund | 990,000 |
| 11 | (10) District Court Judge and the | |
| 12 | District Court Clerk Education Fund | 100,000 |
| 13 | (11) Arkansas Judicial Retirement System Fund | 902,797 |
| 14 | (12) State Central Services Fund for the | |
| 15 | benefit of the Public Defender Commission | 6,908,027 |
| CHANGE → 16 | (13) Court Reporter Fund | 6,075,374 |
| 17 | (14) Justice Building Fund | 83,528 |
| 18 | (15) Arkansas Counties Alcohol and Drug | |
| 19 | Abuse and Crime Prevention Fund | 50,000 |
| CHANGE → 20 | (16) Trial Court Administrator Fund | 8,312,527 |
| 21 | (17) Drug Abuse Prevention and Treatment | |
| 22 | Fund for use in the Drug Abuse Prevention | |
| 23 | and Treatment program of the Bureau of | |
| 24 | Alcohol and Drug Abuse Prevention | 312,000 |
| 25 | (18) State Central Services Fund for the | |
| 26 | Benefit of the Administrative Office | |
| 27 | of the Courts Div. of Dependency-Neglect | |
| 28 | Representation | 4,284,838 |
| 29 | (19) Miscellaneous Agencies Fund Account for | |
| 30 | the benefit of the State Crime Laboratory | 576,988 |
| 31 | (20) District Judges Association for the | |
| 32 | District Court Coordinator | 67,028 |
| 33 | (21) Public Legal Aid Fund | 855,432 |
| 34 | (22) Administrative Office of the Courts - | |
| 35 | County Reimbursements for Jurors | 850,000 |
| 36 | (23) Administrative Office of the Courts - | |

ARKANSAS SENATE

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of Senate Bill No. 23

AN ACT FOR THE ADMINISTRATIVE OFFICE OF THE COURTS - COURT PERSONNEL
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 23

Amend Senate Bill No. 23 as originally introduced:

Page 2, line 4, delete "Trial Court Administrator Fund" and substitute with "State Central Services Fund"

AND

Page 2, line 31, delete "Court Reporter's Fund" and substitute with "State Central Services Fund"

AND

Page 4, Section 8, delete in its entirety and substitute with the following:

" SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING ~~FROM THE ADMINISTRATION OF JUSTICE FUND~~ FOR COURT REPORTERS AND TRIAL COURT ADMINISTRATORS.

(a) (i) The Administrative Office of the Courts shall be responsible for requesting and verifying the need for any additional appropriation, any position change level, ~~and~~ any increase in the Administration of Justice Fund Allocation Section as authorized annually through special language in the Department of Finance and Administration's Disbursing Act and any increases in State Central Services as appropriated in Administrative Office of the Courts - Court Personnel appropriation bill, for the Trial Court Administrators and Official Court Reporters.

(ii) Any annual or biennial request for an increase ~~in the Administration of Justice Fund allocation section~~ for Trial Court

DRAFT

JAR101 - 02-16-2022 11:18:53

Page 1 of 3

Administrators and/or Official Court Reporters shall not exceed the total or projected total appropriation as authorized by the General Assembly. ~~revenues available for the Trial Court Administrator Fund or the Court Reporter's Fund from the Administration of Justice Fund as determined by the Administrative Office of the Courts with assistance from the Department of Finance and Administration.~~

(b) (i) During a fiscal year the Administrative Office of the Courts shall not approve any change level in salary, operating expense and other distributions for Trial Court Administrators which will exceed actual or projected ~~fund balances~~ appropriation available for in the Trial Court Administrators Fund.

(ii) During a fiscal year the Administrative Office of the Courts shall not approve any change level in salary, operating expense and other distributions for Court Reporters which will exceed actual or projected ~~fund balances~~ appropriation available for in the Court Reporter's Fund Reporters.

(c) In order for the General Assembly to make an informed decision on any appropriation increase request, the Administrative Office of the Courts shall include with any request for an appropriation increase for Court Reporters and/or Trial Court Administrators, which is over the previous fiscal year total appropriation, the following information:

(i) A letter explaining the purpose or reason for the requested appropriation increases along with a total dollar amount requested, the change level or increase requested and the funding source of the increase.

(ii) For all Trial Court Administrators and/or Court Reporters a report that includes:

(A) Current salaries and previous Fiscal Years salaries;

(B) Current years of service;

(C) Listing of salary increases received by an employee during the current or previous fiscal year; and

(D) The requested increase amount of salary and match for each Trial Court Administrator and/or Court Reporter.

(iii) A copy of the rules, policy or procedures established or utilized by the Administrative Office of the Courts in conjunction with the Judicial Council that are used in determining current salaries and salary increases for Trial Court Administrators and/or Court Reporters."

SECTION 9. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 19-5-

205(e)(1)(B), concerning the moneys deposited into the State Central Services Fund, is amended to add an additional subdivision to read as follows:

(xviii) Revenues from the real property transfer tax distributed under § 26-60-112(b)(2)(B)(i).

SECTION 10. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 26-60-112(b)(2)(B)(i), concerning the distribution of revenues generated by the real property transfer tax, is amended to read as follows:

(B)(i) After making the distribution of the revenues as provided in subdivision (b)(2)(A) of this section, the remainder available each fiscal year shall be credited ~~as special revenues~~ to the ~~State Administration of Justice Fund~~ State Central Services Fund to be used for supplementing moneys in the ~~State Administration of Justice Fund~~ State Central Services Fund ~~for court reporter the~~ salaries and expenses ~~in the event that the moneys available in the Court Reporter's Fund are inadequate during any fiscal year to make the necessary payments for salary and related expenses~~ of the various court reporters of the state.”

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____
By: Joint Budget Committee
By: Senator Hickey
By: Representative Jean
JAR/JAR - 02-16-2022 11:18:53 _____
JAR101 Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 23

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR TRIAL COURT
ADMINISTRATORS, THE OFFICIAL COURT REPORTERS OF THE
CIRCUIT COURTS, JUVENILE PROBATION AND INTAKE
OFFICERS AND DRUG COURT JUVENILE PROBATION AND INTAKE
OFFICERS FOR THE FISCAL YEAR ENDING JUNE 30, 2023;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE ADMINISTRATIVE OFFICE OF
THE COURTS - COURT PERSONNEL
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - TRIAL COURT ADMINISTRATORS. There is
hereby established for the Administrative Office of the Courts - Trial Court
Administrators for the 2022-2023 fiscal year, the following maximum number of
regular employees.

| | | Maximum | Maximum Annual |
|------|---------------------------------|-----------|----------------|
| | | No. of | Salary Rate |
| Item | Class | Employees | Fiscal Year |
| No. | Code Title | | 2022-2023 |
| (1) | Q226C TRIAL COURT ADMINISTRATOR | 127 | GRADE GS07 |
| | MAX. NO. OF EMPLOYEES | 127 | |

1
2 SECTION 2. APPROPRIATION - TRIAL COURT ADMINISTRATORS. There is hereby
3 appropriated, to the Administrative Office of the Courts, to be payable from
4 the Trial Court Administrator Fund, for personal services, Trial Court
5 Administrator Substitutes expenses and Trial Court Administrators expenses of
6 the Trial Court Administrators of the Circuit Courts for the fiscal year
7 ending June 30, 2023, the following:

8
9 ITEM FISCAL YEAR
10 NO. 2022-2023
11 (01) REGULAR SALARIES \$6,367,803
12 (02) PERSONAL SERVICES MATCHING 2,165,040
13 (03) TRIAL COURT ADMINISTRATOR EXPENSES 175,000
14 (04) TRIAL COURT ADMINISTRATOR SUBSTITUTES 175,000
15 TOTAL AMOUNT APPROPRIATED \$8,882,843

16
17 SECTION 3. REGULAR SALARIES - COURT REPORTERS. There is hereby
18 established for the Administrative Office of the Courts - Official Court
19 Reporters of the Circuit Courts for the 2022-2023 fiscal year, the following
20 maximum number of regular employees.

21
22 Maximum Annual
23 Maximum Salary Rate
24 Item Class No. of Fiscal Year
25 No. Code Title Employees 2022-2023
26 (1) Q227C COURT REPORTER 127 GRADE GS08
27 MAX. NO. OF EMPLOYEES 127

28
29 SECTION 4. APPROPRIATION - COURT REPORTERS. There is hereby
30 appropriated, to the Administrative Office of the Courts, to be payable from
31 the Court Reporter's Fund, for personal services, expenses allowance,
32 indigent transcripts and court reporter substitutes of the Official Court
33 Reporters of the Circuit Courts for the fiscal year ending June 30, 2023, the
34 following:

35
36 ITEM FISCAL YEAR

1 (SAVRY) Program for the fiscal year ending June 30, 2023, the following:

2

| 3 ITEM | FISCAL YEAR |
|-----------------------------------|------------------|
| 4 NO. | 2022-2023 |
| 5 (01) REGULAR SALARIES | \$518,030 |
| 6 (02) PERSONAL SERVICES MATCHING | 190,538 |
| 7 (03) SAVRY PROGRAM EXPENSES | <u>87,500</u> |
| 8 TOTAL AMOUNT APPROPRIATED | <u>\$796,068</u> |

DELETE
AND
REPLACE
→

9

10 SECTION 8 SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
12 FROM THE ADMINISTRATION OF JUSTICE FUND.

13 (a) (i) The Administrative Office of the Courts shall be responsible
14 for requesting and verifying the need for any additional appropriation, any
15 position change level, and any increase in the Administration of Justice Fund
16 Allocation Section as authorized annually through special language in the
17 Department of Finance and Administration's Disbursing Act, for the Trial
18 Court Administrators and Official Court Reporters.

19 (ii) Any annual or biennial request for an increase in the
20 Administration of Justice Fund allocation section for Trial Court
21 Administrators and/or Official Court Reporters shall not exceed the total or
22 projected total revenues available for the Trial Court Administrator Fund or
23 the Court Reporter's Fund from the Administration of Justice Fund as
24 determined by the Administrative Office of the Courts with assistance from
25 the Department of Finance and Administration.

26 (b) (i) During a fiscal year the Administrative Office of the Courts
27 shall not approve any change level in salary, operating expense and other
28 distributions for Trial Court Administrators which will exceed actual or
29 projected fund balances in the Trial Court Administrator Fund.

30 (ii) During a fiscal year the Administrative Office of the Courts
31 shall not approve any change level in salary, operating expense and other
32 distributions for Court Reporters which will exceed actual or projected fund
33 balances in the Court Reporter's Fund.

34 The provisions of this section shall be in effect only from July 1, 2021
35 2022 through June 30, 2022 2023.

36

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 67

AN ACT FOR THE DEPARTMENT OF COMMERCE APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 67

Amend Senate Bill No. 67 as originally introduced:

Page 19, line 6, delete "foreign offices." and substitute the following:
"foreign offices. The commission shall not allocate, budget, or expend funds for contractual services with a private or public company, corporation, individual, or organization for the operation of an office in China.".

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator B. Ballinger

Item C page 62
MAH/IM - 02-22-2022 09:48:12
MAH080

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 67

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMERCE
FOR THE FISCAL YEAR ENDING JUNE 30, 2023; AND FOR
OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF COMMERCE
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
established for the Department of Commerce for the 2022-2023 fiscal year, the
following maximum number of regular employees.

| | | | Maximum Annual |
|------|--------------------------------------|-----------|----------------|
| | | | Salary Rate |
| | | | Fiscal Year |
| Item | Class | No. of | 2022-2023 |
| No. | Code Title | Employees | |
| (1) | SC002 ACOM SECRETARY OF COMMERCE | 1 | GRADE SE05 |
| (2) | U063U ACOM CHIEF INFORMATION OFFICER | 1 | GRADE SE01 |
| (3) | N215N ACOM CHIEF OF STAFF | 1 | GRADE SE01 |
| (4) | D012C DATABASE SPECIALIST | 1 | GRADE IT08 |
| (5) | D007C INFORMATION SYSTEMS MANAGER | 2 | GRADE IT08 |
| (6) | D054C COMPUTER SUPPORT COORDINATOR | 1 | GRADE IT05 |
| (7) | D063C COMPUTER SUPPORT SPECIALIST | 1 | GRADE IT05 |

1 other line item authorized in the State Operations Section of this Act.

2 Determining the maximum number of employees and the maximum amount of
3 appropriation and general revenue funding for a state agency each fiscal year
4 is the prerogative of the General Assembly. This is usually accomplished by
5 delineating such maximums in the appropriation act(s) for a state agency and
6 the general revenue allocations authorized for each fund and fund account by
7 amendment to the Revenue Stabilization Law. Further, the General Assembly
8 has determined that the Arkansas Economic Development Commission may operate
9 more efficiently if some flexibility is provided to the Arkansas Economic
10 Development Commission authorizing broad powers under this
11 Section. Therefore, it is both necessary and appropriate that the General
12 Assembly maintain oversight by requiring prior review of the Legislative
13 Council or Joint Budget Committee as provided by this section. The
14 requirement of review by the Legislative Council or Joint Budget Committee is
15 not a severable part of this section. If the requirement of review by the
16 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
17 court of competent jurisdiction, this entire section is void.

18 The provisions of this section shall be in effect only from July 1,
19 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

20
21 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDUSTRY
23 TRAINING PROGRAM EXPENSES. The Arkansas Economic Development Commission
24 (AEDC) may utilize Industry Training Program (ITP) appropriation and funds
25 for personal services, operating expenses, grants and aid, capital
26 acquisition, and other appropriate purposes to provide industry-specific
27 training opportunities. AEDC shall submit a quarterly report of industry
28 training activities to the Governor and the Legislative Council or Joint
29 Budget Committee.

30 The provisions of this section shall be effect only from July 1, ~~2021~~
31 2022 through July 1, ~~2022~~ 2023.

32
33 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN
35 OFFICE OPERATIONS. The Arkansas Economic Development Commission is hereby
36 authorized to enter into contractual arrangements with private and/or public

1 companies, corporations, individuals or organizations for the purpose of
 2 operating foreign offices. Arkansas Code 15-4-210 shall not be deemed
 3 restrictive in its language so as to preclude the use of standard
 4 Professional Services Contracts for the operation of the foreign offices
 5 and/or payment of such contracts from the special line items as established
 6 by legislative appropriation for the operation of said foreign offices.

7 The provisions of this section shall be in effect only from July 1, 2021
 8 2022 through June 30, 2022 2023.

9
 10 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RURAL
 12 DEVELOPMENT. From the funds appropriated for Community Development Grants
 13 within the Community Development Program in this Act for Community Assistance
 14 (CDBG)- Federal, the Arkansas Economic Development Commission (AEDC) shall
 15 allocate at least \$500,000 per fiscal year to the Rural Development Set-Aside
 16 from the annual Community Development Block Grant, as defined in AEDC's
 17 Consolidated Plan filed with the federal Department of Housing and Urban
 18 Development. Funds allocated to the Rural Development Set-Aside are to be
 19 used exclusively for grants to rural communities as defined in the
 20 Consolidated Plan.

21 The provisions of this section shall be in effect only from July 1, 2021
 22 2022 through June 30, 2022 2023.

23
 24 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT
 26 REVIEW. The Arkansas Economic Development Commission (AEDC) shall review all
 27 applications for grant funds and shall certify those applications eligible
 28 for grant funds under AEDC and federal guidelines. The Rural Services
 29 Division of the Arkansas Economic Development Commission alone shall
 30 recommend which grant applications will be funded, and AEDC shall disburse
 31 grant funds from the Rural Development Set-Aside to those applicants
 32 receiving final approval by the Rural Services Division of the Arkansas
 33 Economic Development Commission. AEDC and the Rural Services Division of the
 34 Arkansas Economic Development Commission shall promulgate rules and
 35 regulations governing the application for and disbursement of grant funds
 36 from the Rural Development Set-Aside, and an annual report of the disposition

ARKANSAS SENATE

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of Senate Bill No. 67

AN ACT FOR THE DEPARTMENT OF COMMERCE APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 67

Amend Senate Bill No. 67 as originally introduced:

Page 19, line 6, delete "foreign offices." and substitute the following:
"foreign offices. The commission shall not allocate, budget, or expend funds for contractual services with a private or public company, corporation, individual, or organization for the operation of an office in China. However, the Commission may allocate, budget, or expend funds for contractual services with a private or public company, corporation, individual, or organization for the operation of an office in Taiwan.".

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator B. Ballinger

MAH/HM - 02-22-2022 09:50:05

Item C, page 66
MAH081

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 67

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMERCE
FOR THE FISCAL YEAR ENDING JUNE 30, 2023; AND FOR
OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF COMMERCE
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
established for the Department of Commerce for the 2022-2023 fiscal year, the
following maximum number of regular employees.

| | | Maximum Annual | |
|------|--------------------------------------|----------------|-------------|
| | | Maximum | Salary Rate |
| | | No. of | Fiscal Year |
| | | Employees | 2022-2023 |
| Item | Class | | |
| No. | Code Title | | |
| (1) | SC002 ACOM SECRETARY OF COMMERCE | 1 | GRADE SE05 |
| (2) | U063U ACOM CHIEF INFORMATION OFFICER | 1 | GRADE SE01 |
| (3) | N215N ACOM CHIEF OF STAFF | 1 | GRADE SE01 |
| (4) | D012C DATABASE SPECIALIST | 1 | GRADE IT08 |
| (5) | D007C INFORMATION SYSTEMS MANAGER | 2 | GRADE IT08 |
| (6) | D054C COMPUTER SUPPORT COORDINATOR | 1 | GRADE IT05 |
| (7) | D063C COMPUTER SUPPORT SPECIALIST | 1 | GRADE IT05 |

1 other line item authorized in the State Operations Section of this Act.

2 Determining the maximum number of employees and the maximum amount of
3 appropriation and general revenue funding for a state agency each fiscal year
4 is the prerogative of the General Assembly. This is usually accomplished by
5 delineating such maximums in the appropriation act(s) for a state agency and
6 the general revenue allocations authorized for each fund and fund account by
7 amendment to the Revenue Stabilization Law. Further, the General Assembly
8 has determined that the Arkansas Economic Development Commission may operate
9 more efficiently if some flexibility is provided to the Arkansas Economic
10 Development Commission authorizing broad powers under this
11 Section. Therefore, it is both necessary and appropriate that the General
12 Assembly maintain oversight by requiring prior review of the Legislative
13 Council or Joint Budget Committee as provided by this section. The
14 requirement of review by the Legislative Council or Joint Budget Committee is
15 not a severable part of this section. If the requirement of review by the
16 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
17 court of competent jurisdiction, this entire section is void.

18 The provisions of this section shall be in effect only from July 1,
19 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

20
21 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDUSTRY
23 TRAINING PROGRAM EXPENSES. The Arkansas Economic Development Commission
24 (AEDC) may utilize Industry Training Program (ITP) appropriation and funds
25 for personal services, operating expenses, grants and aid, capital
26 acquisition, and other appropriate purposes to provide industry-specific
27 training opportunities. AEDC shall submit a quarterly report of industry
28 training activities to the Governor and the Legislative Council or Joint
29 Budget Committee.

30 The provisions of this section shall be effect only from July 1, ~~2021~~
31 2022 through July 1, ~~2022~~ 2023.

32
33 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN
35 OFFICE OPERATIONS. The Arkansas Economic Development Commission is hereby
36 authorized to enter into contractual arrangements with private and/or public

1 companies, corporations, individuals or organizations for the purpose of
 2 operating foreign offices. Arkansas Code 15-4-210 shall not be deemed
 3 restrictive in its language so as to preclude the use of standard
 4 Professional Services Contracts for the operation of the foreign offices
 5 and/or payment of such contracts from the special line items as established
 6 by legislative appropriation for the operation of said foreign offices.

7 The provisions of this section shall be in effect only from July 1, 2021
 8 2022 through June 30, 2022 2023.

10 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RURAL
 12 DEVELOPMENT. From the funds appropriated for Community Development Grants
 13 within the Community Development Program in this Act for Community Assistance
 14 (CDBG)- Federal, the Arkansas Economic Development Commission (AEDC) shall
 15 allocate at least \$500,000 per fiscal year to the Rural Development Set-Aside
 16 from the annual Community Development Block Grant, as defined in AEDC's
 17 Consolidated Plan filed with the federal Department of Housing and Urban
 18 Development. Funds allocated to the Rural Development Set-Aside are to be
 19 used exclusively for grants to rural communities as defined in the
 20 Consolidated Plan.

21 The provisions of this section shall be in effect only from July 1, 2021
 22 2022 through June 30, 2022 2023.

24 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT
 26 REVIEW. The Arkansas Economic Development Commission (AEDC) shall review all
 27 applications for grant funds and shall certify those applications eligible
 28 for grant funds under AEDC and federal guidelines. The Rural Services
 29 Division of the Arkansas Economic Development Commission alone shall
 30 recommend which grant applications will be funded, and AEDC shall disburse
 31 grant funds from the Rural Development Set-Aside to those applicants
 32 receiving final approval by the Rural Services Division of the Arkansas
 33 Economic Development Commission. AEDC and the Rural Services Division of the
 34 Arkansas Economic Development Commission shall promulgate rules and
 35 regulations governing the application for and disbursement of grant funds
 36 from the Rural Development Set-Aside, and an annual report of the disposition

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1070

AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1070

Amend House Bill No. 1070 as originally introduced:

Page 15, immediately following SECTION 37, insert a new SECTION to read as follows:

" SECTION 38. APPROPRIATION - SENIOR CITIZEN RELIEF GRANTS. There is hereby appropriated, to the Department of Finance and Administration, to be payable from the Miscellaneous Agencies Fund Account, for grants to organizations that provide relief to senior citizens aged sixty-five and older by the Department of Finance and Administration - Disbursing Officer, for the fiscal year ending June 30, 2023, the following:

| ITEM NO. | FISCAL YEAR 2022-2023 |
|-----------------------------------|--------------------------|
| (01) SENIOR CITIZEN RELIEF GRANTS | <u>\$5,883,054"</u> |

AND

Page 39, immediately following SECTION 77, insert a new SECTION to read as follows:

" SECTION 78. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR CITIZEN RELIEF GRANTS.

(a) Due to hyperinflation in the global economy, which is causing increases in the prices of energy and consumable goods, the General Assembly finds assistance is needed for Arkansan senior citizens who are on a fixed or limited income.

(b) Therefore, the Department of Finance and Administration shall create the Senior Citizen Relief Grant Program which shall make grants available to organizations that provide relief to senior citizens aged sixty-five and older statewide. The funding shall be divided and distributed equally by congressional district. The Department of Finance and

DRAFT

KMW086 - 02-22-2022 09:58:13

Page 1 of 2

Administration shall promulgate rules for the establishment and implementation of the grants and shall oversee distribution of funds to eligible entities.

(c) The provisions of this section shall be in effect only from July 1, 2022 through June 30, 2023."

AND

Appropriately renumber all SECTION numbers of the bill.

The Amendment was read _____

By: Joint Budget Committee

By: Senator B. Ballinger

KMW/KMW - 02-22-2022 09:58:13

KMW086

Chief Clerk

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

HOUSE BILL 1070

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS
GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS FOR
THE DEPARTMENT OF FINANCE AND ADMINISTRATION -
DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE
30, 2023; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF FINANCE AND
ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATION - STATE'S CONTRIBUTIONS. There is hereby
appropriated, to the Department of Finance and Administration, to be payable
from the Miscellaneous Agencies Fund Account, for disbursements for Arkansas'
contribution to various interstate organizations by the Department of Finance
and Administration - Disbursing Officer for the fiscal year ending June 30,
2023, the following:

| ITEM | FISCAL YEAR |
|--|-------------|
| NO. | 2022-2023 |
| (01) ASSOCIATION OF RACING COMMISSIONERS | \$21,000 |
| (02) COUNCIL OF STATE GOVERNMENT | 161,000 |
| (03) DELTA REGIONAL AUTHORITY | 224,123 |
| (04) FEDERATION OF TAX ADMINISTRATORS | 20,000 |

SECTION 37. APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the American Rescue Plan Act of 2021 for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|---|------------------------|
| NO. | 2022-2023 |
| (01) FEDERAL FUNDS AWARDED DIRECTLY TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES | \$1,600,000,000 |
| (02) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES | <u>1,600,000,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$3,200,000,000</u> |

SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. TRANSFER PROCEDURES - APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. (i) All appropriation and expenditures for funding received for the American Rescue Plan Act of 2021 shall be expended using the American Rescue Plan Act of 2021 Appropriation Sections as authorized in this Act.

(ii) Any state agency, constitutional office, or institution shall request a transfer of appropriation, as provided in the American Rescue Plan Act of 2021 Appropriation Sections of this Act, from the Chief Fiscal Officer of the State, stating clearly the amount requested, purpose and any additional information requested by the Chief Fiscal Officer of the State.

(iii) After reviewing a request, the Chief Fiscal Officer of the State may deny, modify or approve the request based on the estimated amount of appropriation needed and currently available, purpose, estimated funding available and preferred spending priority. Upon approval or modification of a request by the Chief Fiscal Officer of the State and after meeting the requirements of subsection (iv) herein, the Department of Finance and Administration shall establish the transfer of appropriation on the books of the Department of Finance and Administration and the State Auditor, in

1 This is usually accomplished by delineating such maximums in the
 2 appropriation act(s) for a state agency or institution. Further, the General
 3 Assembly has determined that a state agency or institution may operate more
 4 efficiently if some flexibility is provided to the state agency or
 5 institution authorizing broad powers under this section. Therefore, it is
 6 both necessary and appropriate that the General Assembly maintain oversight
 7 by requiring prior approval of the Legislative Council or Joint Budget
 8 Committee as provided by this section. The requirement of approval by the
 9 Legislative Council or Joint Budget Committee is not a severable part of this
 10 section. If the requirement or approval by the Legislative Council or Joint
 11 Budget Committee is ruled unconstitutional by a court of competent
 12 jurisdiction, this entire section is void.

13 The provisions of this section shall be in effect only from July 1, 2021
 14 2022 through June 30, 2022 2023.

15
 16 SECTION 78. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 17 authorized by this act shall be limited to the appropriation for such agency
 18 and funds made available by law for the support of such appropriations; and
 19 the restrictions of the State Procurement Law, the General Accounting and
 20 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 21 Procedures and Restrictions Act, or their successors, and other fiscal
 22 control laws of this State, where applicable, and regulations promulgated by
 23 the Department of Finance and Administration, as authorized by law, shall be
 24 strictly complied with in disbursement of said funds.

25
 26 SECTION 79. LEGISLATIVE INTENT. It is the intent of the General
 27 Assembly that any funds disbursed under the authority of the appropriations
 28 contained in this act shall be in compliance with the stated reasons for
 29 which this act was adopted, as evidenced by the Agency Requests, Executive
 30 Recommendations and Legislative Recommendations contained in the budget
 31 manuals prepared by the Department of Finance and Administration, letters, or
 32 summarized oral testimony in the official minutes of the Arkansas Legislative
 33 Council or Joint Budget Committee which relate to its passage and adoption.

34
 35 SECTION 80. EFFECTIVE DATE. This act is effective on and after July 1,
 36 2022.

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 64

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF ELEMENTARY AND SECONDARY
EDUCATION - PUBLIC SCHOOL FUND APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 64

Amend Senate Bill No. 64 as originally introduced:

Page 19, immediately following SECTION 32, insert a new SECTION to read as follows:

" SECTION 33. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 6-10-106(a)(1)(A), concerning the school year start date, is amended to read as follows:

(a)(1)(A) Beginning with the ~~2022-2023~~ 2023-2024 school year, the first day of the school year for student attendance in public elementary and secondary schools shall not be earlier than the Monday two (2) weeks before Labor Day."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Representative Wardlaw

KMW/KMW - 02-17-2022 16:17:58

Item C page 75

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 64

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PUBLIC SCHOOL
FUND GRANTS FOR THE DEPARTMENT OF EDUCATION -
DIVISION OF ELEMENTARY AND SECONDARY EDUCATION -
PUBLIC SCHOOL FUND FOR THE FISCAL YEAR ENDING JUNE
30, 2023; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION -
DIVISION OF ELEMENTARY AND SECONDARY
EDUCATION - PUBLIC SCHOOL FUND
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATION - GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND
SPECIAL PROGRAMS. There is hereby appropriated, to the Department of
Education, to be payable from the Division of Elementary and Secondary
Education Public School Fund Account, for grants and aid to local school
districts and special programs of the Department of Education - Division of
Elementary and Secondary Education for the fiscal year ending June 30, 2023,
the following:

| ITEM | FISCAL YEAR |
|---|-------------|
| NO. | 2022-2023 |
| (01) 98% URT ACTUAL COLLECTION ADJUSTMENT | 34,500,000 |
| (02) ADDITIONAL PUBLIC SCHOOL EMPLOYEE | |

monies in the Public School Fund and are to be utilized over a four-year period, beginning July 1, 2019, to assist school districts in ensuring that all educators in Arkansas public school districts receive a minimum annual salary of \$36,000 by July 1, 2023. The Educator Compensation Reform Fund shall not be considered part of a school district's net legal balance or net legal balance revenues for the purpose of meeting the requirements on limitation of fund balances pursuant to A.C.A. 6-20-2210. The Arkansas Department of Education shall promulgate rules to administer this section.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ENHANCED STUDENT ACHIEVEMENT FUNDING NAME CHANGE. Any appropriation titled "ENHANCED STUDENT ACHIEVEMENT FUNDING" or abbreviated as "ESA" as named by SB605 of 2019 may also be known as "NATIONAL SCHOOL LUNCH" funding or abbreviated as "NSL" and shall be used for the same purposes as set out in law.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 34. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 64

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF ELEMENTARY AND SECONDARY
EDUCATION - PUBLIC SCHOOL FUND APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 64

Amend Senate Bill No. 64 as originally introduced:

Page 19, immediately following SECTION 32, insert a new SECTION to read as follows:

" SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ENHANCED STUDENT ACHIEVEMENT FUNDING. The Enhanced Student Achievement Funding appropriation in the Grants and Aid to Local School Districts and Special Programs section of this Act is to be disbursed according to the provisions under Arkansas Code § 6-20-2305(b)(4).

(a)(1) In 2020, as a result of the coronavirus 2019 (COVID-19) pandemic, the United States Department of Agriculture implemented the Seamless Summer Option, which:

(A) Allows all public school students to receive a meal from the public school in which he or she is enrolled at no charge, regardless of his or her free or reduced-price lunch status; and

(B) Has resulted in a significantly lower number of income verification forms being completed, which are used to verify the students who qualify for a free or reduced-price school meal.

(2) Under Arkansas Code § 6-20-2305(b)(4), the calculation of the amount of Enhanced Student Achievement Funding that a public school district

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KMW088 - 02-22-2022 11:16:57

Page 1 of 2

receives is based on the percentage of enrolled students who qualify as national school lunch students, which is based on income verification forms submitted on behalf of students.

(b) Notwithstanding the provisions established under Arkansas Code § 6-20-2305(b)(4), for Fiscal Year 2023, a public school district shall not receive less Enhanced Student Achievement Funding than the amount it received in Fiscal Year 2022. Any public school district entitled to Enhanced Student Achievement Funding above the amount that was received in Fiscal Year 2022 due to an increased number of identified national school lunch students shall receive the Enhanced Student Achievement Funding amount as calculated under Arkansas Code § 6-20-2305(b)(4).

(c) The provisions of this section shall be in effect only from July 1, 2022 through June 30, 2023."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator Irvin

By: Representative Cozart

KMW/KMW - 02-22-2022 11:16:57

KMW088

Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 64

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PUBLIC SCHOOL
FUND GRANTS FOR THE DEPARTMENT OF EDUCATION -
DIVISION OF ELEMENTARY AND SECONDARY EDUCATION -
PUBLIC SCHOOL FUND FOR THE FISCAL YEAR ENDING JUNE
30, 2023; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF EDUCATION -
DIVISION OF ELEMENTARY AND SECONDARY
EDUCATION - PUBLIC SCHOOL FUND
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATION - GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND
SPECIAL PROGRAMS. There is hereby appropriated, to the Department of
Education, to be payable from the Division of Elementary and Secondary
Education Public School Fund Account, for grants and aid to local school
districts and special programs of the Department of Education - Division of
Elementary and Secondary Education for the fiscal year ending June 30, 2023,
the following:

| ITEM | FISCAL YEAR |
|---|-------------|
| NO. | 2022-2023 |
| (01) 98% URT ACTUAL COLLECTION ADJUSTMENT | 34,500,000 |
| (02) ADDITIONAL PUBLIC SCHOOL EMPLOYEE | |



monies in the Public School Fund and are to be utilized over a four-year period, beginning July 1, 2019, to assist school districts in ensuring that all educators in Arkansas public school districts receive a minimum annual salary of \$36,000 by July 1, 2023. The Educator Compensation Reform Fund shall not be considered part of a school district's net legal balance or net legal balance revenues for the purpose of meeting the requirements on limitation of fund balances pursuant to A.C.A. 6-20-2210. The Arkansas Department of Education shall promulgate rules to administer this section.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ENHANCED STUDENT ACHIEVEMENT FUNDING NAME CHANGE. Any appropriation titled "ENHANCED STUDENT ACHIEVEMENT FUNDING" or abbreviated as "ESA" as named by SB605 of 2019 may also be known as "NATIONAL SCHOOL LUNCH" funding or abbreviated as "NSL" and shall be used for the same purposes as set out in law.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 34. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 45

AN ACT FOR THE DEPARTMENT OF TRANSFORMATION AND SHARED SERVICES APPROPRIATION
FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 45

Amend Senate Bill No. 45 as originally introduced:

Page, 9, immediately following SECTION 13, insert a new SECTION to read as follows:

" SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW.
Statewide contract for savings.

(a) The General Assembly finds that state agencies may be able to operate more efficiently and achieve significant savings by utilizing consultant services for certain procurements and contract negotiations upon which the consultant will be paid based on realized savings.

(b) The State Procurement Director may procure a statewide contract with a consultant for the delivery of services to state agencies that result in delivered cost savings based on cost savings realized between benchmarked costs before the consultant's efforts and the costs after the consultant's efforts.

(c)(1) For a multiyear contract under this section, the cost of the consultant's services for the first year shall not exceed the total savings realized in the first twelve (12) months of the contract.

(2) The payment to a consultant based on realized savings for a multiyear contract under this section may be paid by the respective state agency annually as cost savings are realized.

(d) A recommendation by a consultant for savings under this section

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Page 1 of 3

shall be a valid opportunity within the constraints of the state procurement laws to qualify as a delivery of services under the statewide contract.

(e) This section is effective through June 30, 2023."

AND

Page 9, immediately following section 15, delete SECTION 16 and insert the following new SECTIONS to read as follows:

" SECTION 17. EFFECTIVE DATE. Section 1-13, 15, and 16 are effective on and after July 1, 2022.

SECTION 18. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the state is not currently authorized to contract with a consultant for the purpose of analyzing whether the state can realize savings on certain contracts; that authorizing the State Procurement Director to procure a statewide contract with a consultant to help state agencies identify and realize savings would benefit the state and its residents by helping the state to save money that could be used for other purposes to help preserve the public peace, health, and safety; and that Section 14 of this act is immediately necessary because it is in the best interests of the state to be expeditious in saving money on the state's contracts to maximize the additional funds available to preserve the public peace, health, and safety. Therefore, an emergency is declared to exist, and Section 14 of this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

AND

Appropriately renumber all SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator Flippo

JAP/JAP - 02-22-2022 10:31:28

JAP060 Secretary

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 45

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF
TRANSFORMATION AND SHARED SERVICES FOR THE FISCAL
YEAR ENDING JUNE 30, 2023; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF
TRANSFORMATION AND SHARED SERVICES
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SECRETARY'S OFFICE. There is hereby
established for the Department of Transformation and Shared Services for the
2022-2023 fiscal year, the following maximum number of regular employees.

| | | | | Maximum Annual |
|-----------------------|-------|--------------------------------------|-----------|----------------|
| | | | | Salary Rate |
| | | | | Fiscal Year |
| | | | | 2022-2023 |
| Item | Class | | No. of | |
| No. | Code | Title | Employees | |
| (1) | SC014 | SEC OF TRANSFORMATION & SHARED SVCS | 1 | GRADE SE05 |
| (2) | U061U | TSS CHIEF OF STAFF | 1 | GRADE SE03 |
| (3) | G307C | TSS LEGAL COUNSEL | 1 | GRADE GS15 |
| (4) | R051C | TSS STATEWIDE PROGRAM MANAGER | 1 | GRADE GS13 |
| (5) | R028C | TSS STATEWIDE PAYROLL SYS SPECIALIST | 1 | GRADE GS08 |
| MAX. NO. OF EMPLOYEES | | | 5 | |



1 authorized for the department.

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

4
 5 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 6 authorized by this act shall be limited to the appropriation for such agency
 7 and funds made available by law for the support of such appropriations; and
 8 the restrictions of the State Procurement Law, the General Accounting and
 9 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 10 Procedures and Restrictions Act, or their successors, and other fiscal
 11 control laws of this State, where applicable, and regulations promulgated by
 12 the Department of Finance and Administration, as authorized by law, shall be
 13 strictly complied with in disbursement of said funds.

14
 15 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General
 16 Assembly that any funds disbursed under the authority of the appropriations
 17 contained in this act shall be in compliance with the stated reasons for
 18 which this act was adopted, as evidenced by the Agency Requests, Executive
 19 Recommendations and Legislative Recommendations contained in the budget
 20 manuals prepared by the Department of Finance and Administration, letters, or
 21 summarized oral testimony in the official minutes of the Arkansas Legislative
 22 Council or Joint Budget Committee which relate to its passage and adoption.

23
 24 SECTION 16. EFFECTIVE DATE. This act is effective on and after July 1,
 25 2022.

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

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Subtitle of House Bill No. 1070

AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1070

Amend House Bill No. 1070 as originally introduced:

Page 15, immediately following SECTION 37, insert new SECTIONS to read as follows:

" SECTION 38. APPROPRIATION — INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the Infrastructure Investment & Jobs Act of 2021 for the fiscal year ending June 30, 2022, the following:

| ITEM NO. | FISCAL YEAR 2021-2022 |
|--|--------------------------|
| (01) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES | <u>\$110,000,000</u> |

SECTION 39. APPROPRIATION - INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the Infrastructure Investment & Jobs Act of 2021 for the fiscal year ending June 30, 2023, the following:

| ITEM NO. | FISCAL YEAR 2022-2023 |
|---|--------------------------|
| (01) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS, | |

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SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROCEDURES - APPROPRIATION – INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021.

(i) All appropriation and expenditures for funding received for the Infrastructure Investment & Jobs Act of 2021 shall be expended using the Infrastructure Investment & Jobs Act of 2021 appropriation sections as authorized in this Act.

(ii) Any state agency, constitutional office, or institution shall request a transfer of appropriation, as provided in the Infrastructure Investment & Jobs Act of 2021 appropriation sections of this Act, from the Chief Fiscal Officer of the State, stating clearly the amount requested, purpose and any additional information requested by the Chief Fiscal Officer of the State.

(iii) After reviewing a request, the Chief Fiscal Officer of the State may deny, modify or approve the request based on the estimated amount of appropriation needed and currently available, purpose, estimated funding available and preferred spending priority. Upon approval or modification of a request by the Chief Fiscal Officer of the State and after meeting the requirements of subsection (iv) herein, the Department of Finance and Administration shall establish the transfer of appropriation on the books of the Department of Finance and Administration and the State Auditor, in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code 19-4-521 through 19-4-525.

(iv) Any request approved as authorized in subsection (iii) herein, including requests that establish a new commitment item or new appropriation shall require prior approval by the Legislative Council or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly.

(v) Any Oversight and/or Steering Committee charged with overseeing disbursement of funds and appropriation from funds received from the Infrastructure Investment & Jobs Act of 2021 appropriation sections of this Act shall coordinate with the Department of Finance and Administration as needed to facilitate the approval requirements herein in a timely manner.

(vi) Any appropriation approved in the Infrastructure Investment & Jobs Act of 2021 by the General Assembly shall only be used for:

1) The purpose and amount of planned expenditures as submitted for approval to the General Assembly and,

2) In the event that expenditures or obligations do not fully expend approved appropriation authority as authorized in this section, the excess appropriation may not be utilized for any additional expenditures other than the amount and purpose as submitted to and approved by the General Assembly.

(vii) The Chief Fiscal Officer of the State shall submit a monthly report to the Legislative Council or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly or to a designated subcommittee listing all Infrastructure Investment & Jobs Act of 2021 beginning balance of funds received, each appropriation approved as authorized in subsection (v) herein with the date the appropriation is established, state entity, purpose, amount, funding distributed, and remaining balance.

(viii) Determining the maximum amount of appropriation each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s). Further, the General Assembly has determined that a state agency, constitutional office, or institution may operate more efficiently if some flexibility is provided to the state agency, constitutional office, or institution 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 or approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void."

AND

Page 39, immediately following SECTION 79, delete SECTION 80 in its entirety and insert the following new SECTIONS:

" Section 83. EFFECTIVE DATE. Sections 1-37, 39 and 41-82 are effective on and after July 1, 2022.

SECTION 84. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the efficient construction, repair, reconstruction, and improvement of the infrastructure in the state is crucial to the public peace, health, and safety; that Arkansas is in need of additional funding to dedicate to the construction, repair, reconstruction, and improvement of the infrastructure in the state to protect and serve the residents of the state; that the United States Congress passed the Infrastructure Investment and Jobs Act, Pub. L. No. 117-58, in 2021, which will provide funding to state agencies, constitutional offices, and institutions for a variety of purposes, including without limitation repairing and reconstructing roads and bridges in the state and supporting other critical infrastructure projects; that ensuring the appropriate use of these federal funds will positively impact the quality of the critical infrastructure of this state; and that Sections 38 and 40 of this act are immediately necessary because ensuring the appropriate use of the funds received under the Infrastructure Investment and Jobs Act, Pub. L. No. 117-58, will preserve public peace, health, and safety in the state by allocating the funds to the most appropriate and effective use. Therefore, an emergency is declared to exist, and Sections 38 and 40 this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

AND

Appropriately renumber all SECTION numbers of the bill.

The Amendment was read _____

By: Joint Budget Committee

By: Representative Wardlaw

By: Senator Hickey

JAP/JAP - 02-22-2022 11:47:01

JAP061

Chief Clerk

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

HOUSE BILL 1070

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS
GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS FOR
THE DEPARTMENT OF FINANCE AND ADMINISTRATION -
DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE
30, 2023; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF FINANCE AND
ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATION - STATE'S CONTRIBUTIONS. There is hereby
appropriated, to the Department of Finance and Administration, to be payable
from the Miscellaneous Agencies Fund Account, for disbursements for Arkansas'
contribution to various interstate organizations by the Department of Finance
and Administration - Disbursing Officer for the fiscal year ending June 30,
2023, the following:

| ITEM | FISCAL YEAR |
|--|-------------|
| NO. | 2022-2023 |
| (01) ASSOCIATION OF RACING COMMISSIONERS | \$21,000 |
| (02) COUNCIL OF STATE GOVERNMENT | 161,000 |
| (03) DELTA REGIONAL AUTHORITY | 224,123 |
| (04) FEDERATION OF TAX ADMINISTRATORS | 20,000 |



SECTION 37. APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the American Rescue Plan Act of 2021 for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|---|------------------------|
| NO. | 2022-2023 |
| (01) FEDERAL FUNDS AWARDED DIRECTLY TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES | \$1,600,000,000 |
| (02) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES | <u>1,600,000,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$3,200,000,000</u> |

SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. TRANSFER PROCEDURES - APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. (i) All appropriation and expenditures for funding received for the American Rescue Plan Act of 2021 shall be expended using the American Rescue Plan Act of 2021 Appropriation Sections as authorized in this Act.

(ii) Any state agency, constitutional office, or institution shall request a transfer of appropriation, as provided in the American Rescue Plan Act of 2021 Appropriation Sections of this Act, from the Chief Fiscal Officer of the State, stating clearly the amount requested, purpose and any additional information requested by the Chief Fiscal Officer of the State.

(iii) After reviewing a request, the Chief Fiscal Officer of the State may deny, modify or approve the request based on the estimated amount of appropriation needed and currently available, purpose, estimated funding available and preferred spending priority. Upon approval or modification of a request by the Chief Fiscal Officer of the State and after meeting the requirements of subsection (iv) herein, the Department of Finance and Administration shall establish the transfer of appropriation on the books of the Department of Finance and Administration and the State Auditor, in

1 This is usually accomplished by delineating such maximums in the
 2 appropriation act(s) for a state agency or institution. Further, the General
 3 Assembly has determined that a state agency or institution may operate more
 4 efficiently if some flexibility is provided to the state agency or
 5 institution authorizing broad powers under this section. Therefore, it is
 6 both necessary and appropriate that the General Assembly maintain oversight
 7 by requiring prior approval of the Legislative Council or Joint Budget
 8 Committee as provided by this section. The requirement of approval by the
 9 Legislative Council or Joint Budget Committee is not a severable part of this
 10 section. If the requirement or approval by the Legislative Council or Joint
 11 Budget Committee is ruled unconstitutional by a court of competent
 12 jurisdiction, this entire section is void.

13 The provisions of this section shall be in effect only from July 1, 2021
 14 2022 through June 30, 2022 2023.

15
 16 SECTION 78. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 17 authorized by this act shall be limited to the appropriation for such agency
 18 and funds made available by law for the support of such appropriations; and
 19 the restrictions of the State Procurement Law, the General Accounting and
 20 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 21 Procedures and Restrictions Act, or their successors, and other fiscal
 22 control laws of this State, where applicable, and regulations promulgated by
 23 the Department of Finance and Administration, as authorized by law, shall be
 24 strictly complied with in disbursement of said funds.

25
 26 SECTION 79. LEGISLATIVE INTENT. It is the intent of the General
 27 Assembly that any funds disbursed under the authority of the appropriations
 28 contained in this act shall be in compliance with the stated reasons for
 29 which this act was adopted, as evidenced by the Agency Requests, Executive
 30 Recommendations and Legislative Recommendations contained in the budget
 31 manuals prepared by the Department of Finance and Administration, letters, or
 32 summarized oral testimony in the official minutes of the Arkansas Legislative
 33 Council or Joint Budget Committee which relate to its passage and adoption.

34
 35 SECTION 80. EFFECTIVE DATE. This act is effective on and after July 1,
 36 2022.

DELETE
AND
REPLACE

State of Arkansas
93rd General Assembly
Fiscal Session, 2022

A Bill

SENATE BILL 102

By: Senator Hickey

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PREGNANCY
RESOURCE CENTER GRANTS FOR THE DEPARTMENT OF FINANCE
AND ADMINISTRATION - DISBURSING OFFICER FOR THE
FISCAL YEAR ENDING JUNE 30, 2023; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF FINANCE AND
ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATION - PREGNANCY RESOURCE CENTER GRANTS. There is
hereby appropriated, to the Department of Finance and Administration -
Disbursing Officer, to be payable from the Pregnancy Resource Center Sub-Fund
in the Miscellaneous Agencies Fund Account, for grants for the Pregnancy
Resource Centers for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|---------------------------------------|--------------------|
| NO. | 2022-2023 |
| (01) PREGNANCY RESOURCE CENTER GRANTS | <u>\$1,000,000</u> |

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PREGNANCY
RESOURCE CENTER GRANTS.

(a)(1) As used in this section, "pregnancy resource center" means an



1 organization existing as of January 1, 2022, that:

2 (A) Seeks to provide a range of services to individuals
 3 facing an unintended pregnancy with the intention of encouraging pregnant
 4 women to give birth to their unborn children; and

5 (B) Does not perform, prescribe, provide referrals for, or
 6 encourage abortion or affiliate with any organization that performs,
 7 prescribes, provides referrals for, or encourages abortion.

8 (2) As used in this section, a "pregnancy resource center"
 9 includes without limitation:

10 (A) Organizations traditionally known as "crisis pregnancy
 11 organizations";

12 (B) Maternity homes;

13 (C) Adoption agencies; and

14 (D) Social services agencies that provide material support
 15 and other assistance to individuals facing an unintended pregnancy to help
 16 those individuals give birth to their unborn children.

17 (b) The Department of Finance and Administration shall create a grant
 18 program to provide funding to pregnancy resource centers.

19 (c)(1) The department shall promulgate rules to implement the
 20 disbursement of the grant moneys from the Pregnancy Resource Center Grant
 21 Sub-Fund in the Miscellaneous Agencies Fund Account.

22 (2) The rules shall include:

23 (A) A requirement that the entity requesting the grant
 24 monies submit a plan describing how the entity will spend the grant moneys;
 25 and

26 (B) A statement that the funds shall not be disbursed all
 27 at once, but in increments in accordance with the plan described in
 28 subdivision (c)(2)(A) of this section.

29 (d) The provisions of this section shall be in effect only from July
 30 1, 2022, through June 30, 2023.

31
 32 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 34 TRANSFER. (i) Immediately upon the effective date of this Section, the Chief
 35 Fiscal Officer of the State shall transfer on his or her books and those of
 36 the State Treasurer and the Auditor of the State the sum of one million

1 dollars (\$1,000,000) from the Rainy Day Fund to the Pregnancy Resource Center
2 Grant Sub-Fund in the Miscellaneous Agencies Fund Account to provide funding
3 exclusively for the Pregnancy Resource Center Grants Appropriation in Section
4 1 in this Act to be distributed as set out in Pregnancy Resource Center
5 Grants Special Language in Section 2 of this Act.

6 (ii) Any funds not expended in the Pregnancy Resource Center Grant Sub-
7 Fund in the Miscellaneous Agencies Fund Account as established in subsection
8 (i) herein after June 30, 2023 shall be transferred to the General Revenue
9 Allotment Reserve Fund.

10 (iii) The provisions of this section shall be in effect upon passage
11 and approval only through June 30, 2023.

12
13 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
14 authorized by this act shall be limited to the appropriation for such agency
15 and funds made available by law for the support of such appropriations; and
16 the restrictions of the State Procurement Law, the General Accounting and
17 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
18 Procedures and Restrictions Act, or their successors, and other fiscal
19 control laws of this State, where applicable, and regulations promulgated by
20 the Department of Finance and Administration, as authorized by law, shall be
21 strictly complied with in disbursement of said funds.

22
23 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
24 Assembly that any funds disbursed under the authority of the appropriations
25 contained in this act shall be in compliance with the stated reasons for
26 which this act was adopted, as evidenced by the Agency Requests, Executive
27 Recommendations and Legislative Recommendations contained in the budget
28 manuals prepared by the Department of Finance and Administration, letters, or
29 summarized oral testimony in the official minutes of the Arkansas Legislative
30 Council or Joint Budget Committee which relate to its passage and adoption.

31
32 SECTION 6. EFFECTIVE DATE. Sections 1, 2, 4, and 5 of this act are
33 effective on and after July 1, 2022.

34
35 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
36 Assembly of the State of Arkansas that pregnancy resource centers preserve

1 public peace, health, and safety by providing a range of services to
2 individuals facing unintended pregnancies; that pregnancy resource centers
3 across the state have been underfunded; that in order to preserve public
4 peace, health, and safety, pregnancy resource centers may need to apply for
5 grant funding under Section 3 of this act; and that Section 3 of this act is
6 immediately necessary to enable pregnancy resource centers to provide
7 services that preserve the public peace, health, and safety. Therefore, an
8 emergency is declared to exist, and Section 3 of this act being immediately
9 necessary for the preservation of the public peace, health, and safety shall
10 become effective on:

11 (1) The date of its approval by the Governor;

12 (2) If the bill is neither approved nor vetoed by the Governor,
13 the expiration of the period of time during which the Governor may veto the
14 bill; or

15 (3) If the bill is vetoed by the Governor and the veto is
16 overridden, the date the last house overrides the veto.

State of Arkansas

As Engrossed: S2/23/22

93rd General Assembly

A Bill

Fiscal Session, 2022

SENATE BILL 103

By: Senator Hickey

By: Representative Shepherd

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR LAW ENFORCEMENT
STIPEND GRANTS FOR THE DEPARTMENT OF FINANCE AND
ADMINISTRATION - DISBURSING OFFICER FOR THE FISCAL
YEAR ENDING JUNE 30, 2023; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF FINANCE AND
ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL
YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATION - LAW ENFORCEMENT STIPEND GRANTS. There is
hereby appropriated, to the Department of Finance and Administration -
Disbursing Officer, to be payable from the Law Enforcement Stipend Grants
Sub-Fund of the Miscellaneous Agencies Fund Account, for Law Enforcement
Stipend Grants for the fiscal year ending June 30, 2023, the following:

| ITEM | FISCAL YEAR |
|-------------------------------------|----------------------|
| NO. | 2022-2023 |
| (01) LAW ENFORCEMENT STIPEND GRANTS | <u>\$100,000,000</u> |

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LAW
ENFORCEMENT STIPEND GRANTS.

(a)(1) This section shall be known and may be cited as the "Arkansas

1 Full-Time Law Enforcement Officer Salary Stipend Act of 2022”.

2 (2) It is the intent of the General Assembly that:

3 (A) An eligible full-time law enforcement officer is not
4 awarded more than one (1) salary stipend under this section even if the
5 eligible full-time law enforcement officer is employed by more than one (1)
6 eligible local law enforcement agency or eligible state law enforcement
7 agency during the applicable time period described under this section; and

8 (B) The salary stipends awarded under this section shall
9 not occur more than one (1) time unless authorized by the General Assembly in
10 subsequent legislation.

11 (3)(A) While all persons employed by a local or a state law
12 enforcement agency or other state agency, locality, or political subdivision
13 of the state are engaged in important and vital work in our criminal justice
14 system, it is the intent of the General Assembly to limit the salary stipends
15 provided for under this section to the most vital law enforcement officers
16 who are out on the street, literally standing between criminals and the
17 public or engaged in the active investigation of criminal acts committed
18 against the public at large.

19 (B) As such, the General Assembly intends for the salary
20 stipends to be awarded to our state troopers, our deputy county sheriffs, our
21 city and municipal police officers, our officers engaged in closely
22 supervising our probationers and parolees, detectives who solve crimes, our
23 patrolmen and patrolwomen, our criminal investigators, and any of the other
24 certified law enforcement officers who patrol and work our streets, who are
25 the face of our communities, and who are active every day in protecting the
26 public and stopping and investigating crime.

27 (b) As used in this section:

28 (1) “Auxiliary law enforcement officer” means a person who:

29 (A) Meets the minimum standards and training requirements
30 prescribed for an auxiliary law enforcement officer by law;

31 (B) Receives no salary or wages for the performance of his
32 or her duties; and

33 (C) Is appointed by a political subdivision of the state
34 or a law enforcement agency as a reserve officer, volunteer officer, or
35 mounted patrol, not including any law enforcement officer or deputy county
36 sheriff employed by a planned community property owners’ association;

1 (2)(A) "Eligible full-time law enforcement officer" means a
2 person who:

3 (i) Is an appointed law enforcement officer
4 responsible for the prevention and detection of crime and the enforcement of
5 the criminal, traffic, or highway laws of this state;

6 (ii) Is employed by and receives a salary authorized
7 by an eligible local law enforcement agency or eligible state law enforcement
8 agency;

9 (iii) Has the statutory authority to enforce the
10 criminal, traffic, and highway laws of the state and serves a law enforcement
11 function for an eligible local law enforcement agency or eligible state law
12 enforcement agency;

13 (iv) Is employed as a law enforcement officer more
14 than twenty-four (24) hours per week; and

15 (v) Has satisfactorily completed a program of basic
16 law enforcement training at a school approved by the Arkansas Commission on
17 Law Enforcement Standards and Training.

18 (B) "Eligible full-time law enforcement officer" includes
19 a person who satisfies the requirements of subdivision (b)(2)(A) of this
20 section and who is employed as specialized police personnel for the
21 Department of Corrections.

22 (C) "Eligible full-time law enforcement officer" does not
23 include a person employed as:

24 (i) Specialized police personnel not employed by the
25 Department of Corrections, including without limitation:

26 (a) An employee of a county, regional, or city
27 jail or correctional or detention center who is not otherwise employed as an
28 eligible full-time law enforcement officer;

29 (b) A probation or parole officer who is not
30 otherwise employed as an eligible full-time law enforcement officer; or

31 (c) A bailiff;

32 (ii) An auxiliary law enforcement officer;

33 (iii) A part-time law enforcement officer;

34 (iv) A law enforcement officer of the United States
35 Government;

36 (v) An elected law enforcement officer who is:

- 1 (a) Not a certified law enforcement officer;
2 (b) Employed as a law enforcement officer no
3 more than twenty-four (24) hours per week; or
4 (c) Both;
5 (vi) An employee of a law enforcement agency, state
6 agency, or state department who is not primarily involved in law enforcement;
7 (vii) A law enforcement officer who is currently
8 pending decertification as a law enforcement officer; or
9 (viii) A law enforcement officer primarily employed
10 as a law enforcement officer by an educational institution, including a
11 public or private:
12 (a) Prekindergarten school;
13 (b) Primary school;
14 (c) Secondary school; or
15 (d) Institution of higher education;
16 (3) "Eligible local law enforcement agency" means the following
17 that employ an eligible full-time law enforcement officer:
18 (A) An Arkansas county; or
19 (B) An Arkansas municipal police department;
20 (4) "Eligible state law enforcement agency" means the Department
21 of Public Safety and the Department of Corrections;
22 (5) "Part-time law enforcement officer" means a person who:
23 (A) Is employed by and receives a salary authorized by a
24 law enforcement agency;
25 (B) Has the statutory authority to enforce the criminal,
26 traffic, or highway laws of this state; and
27 (C) Is employed as a law enforcement officer no more than
28 twenty-four (24) hours per week;
29 (6) "Retirement of the eligible full-time law enforcement
30 officer" means that an eligible full-time law enforcement officer has ceased
31 employment as an eligible full-time law enforcement officer with an eligible
32 local law enforcement agency or eligible state law enforcement agency and is
33 scheduled or otherwise approved by the applicable retirement system or plan
34 to draw retirement benefits as a retired eligible full-time law enforcement
35 officer; and
36 (7) "Specialized police personnel" means a full-time or part-

1 time law enforcement officer authorized by statute or employed by a law
2 enforcement agency whose duty as prescribed by law or ordinance is enforcing
3 some part of the criminal or highway laws of this state and whose authority
4 is limited to the facility or area in which he or she works.

5 (c)(1) Subject to an appropriation provided by the General Assembly,
6 an eligible full-time law enforcement officer who is:

7 (A) Employed by an eligible state law enforcement agency
8 or an eligible local law enforcement agency on July 1, 2022, is eligible to
9 receive a one-time salary stipend as described under subsection (g) of this
10 section upon verification of eligibility for the salary stipend by the
11 Division of Law Enforcement Standards and Training; or

12 (B) First employed by an eligible local law enforcement
13 agency or an eligible state law enforcement agency after July 1, 2022, but on
14 or before January 31, 2023, shall receive a one-time salary stipend as
15 described under subsection (g) of this section upon certification to the
16 division by the eligible local law enforcement agency or eligible state law
17 enforcement agency that the eligible full-time law enforcement officer is
18 currently employed by the eligible local law enforcement agency or eligible
19 state law enforcement agency as a full-time law enforcement officer at the
20 time of certification to the division.

21 (2) An eligible local law enforcement agency is required as a
22 condition of receiving funding for the salary stipends provided for under
23 this section to:

24 (A) Proactively request to the division for the salary
25 stipend funds to be distributed to an eligible full-time law enforcement
26 officer;

27 (B) Acknowledge that:

28 (i) The funding provided for under this section is a
29 one-time disbursement and that request for and subsequent receipt of funding
30 for the salary stipends does not in any manner entitle the eligible local law
31 enforcement agency for additional funding for future salary stipends; and

32 (ii) If the funds are received by the eligible local
33 law enforcement agency, the state is no longer responsible to an individual
34 eligible full-time law enforcement officer who is employed by the eligible
35 local law enforcement agency for payment of the salary stipend provided for
36 under this section;

1 (C) Adjust the eligible local law enforcement agency's
2 budget to permit the disbursement of the salary stipends to the eligible
3 local law enforcement agency's full-time law enforcement officers as the
4 local governing body requires; and

5 (D) Agree to being subject to audit by Arkansas
6 Legislative Audit concerning the request for, receipt of, and disbursement of
7 the salary stipend funding.

8 (d)(1) Between July 1, 2022, and August 1, 2022, an eligible local law
9 enforcement agency or an eligible state law enforcement agency that requests
10 funding for the salary stipends provided for under this section shall provide
11 a certification on a form provided by the division that identifies each
12 eligible full-time law enforcement officer employed by the eligible local law
13 enforcement agency or eligible state law enforcement agency as a full-time
14 law enforcement officer on July 1, 2022.

15 (2) The form shall be signed by the chief law enforcement
16 officer of the eligible local law enforcement agency or eligible state law
17 enforcement agency and shall include:

18 (A) The name of the eligible full-time law enforcement
19 officer;

20 (B) The date the eligible full-time law enforcement
21 officer began his or her current employment with the eligible local law
22 enforcement agency or eligible state law enforcement agency as a full-time
23 law enforcement officer; and

24 (C) Any other information required by the division to
25 properly verify eligibility for the salary stipend provided for by this
26 section.

27 (e) As soon as practicable, an eligible local law enforcement agency
28 or an eligible state law enforcement agency that employs an eligible full-
29 time law enforcement officer after July 1, 2022, but on or before January 31,
30 2023, shall provide the form under subdivision (d)(1) of this section to the
31 division for the eligible full-time law enforcement officer.

32 (f) The division shall:

33 (1) Deny any form received under this section from an eligible
34 local law enforcement agency or eligible state law enforcement agency for an
35 eligible full-time law enforcement officer first employed as a full-time law
36 enforcement officer after January 31, 2023;

1 (2) Deny any form received under this section from an eligible
2 local law enforcement agency or eligible state law enforcement agency if the
3 form is received after June 1, 2023;

4 (3) Verify that each full-time law enforcement officer certified
5 to the division as eligible for the salary stipend satisfies the employment,
6 training, and other requirements for eligibility;

7 (4) Provide a certification to the Secretary of the Department
8 of Finance and Administration that includes the following information:

9 (A) The name of each eligible local law enforcement agency
10 and eligible state law enforcement agency employing an eligible full-time law
11 enforcement officer;

12 (B) The name of any eligible full-time law enforcement
13 officer employed by an eligible local law enforcement agency or an eligible
14 state law enforcement agency that qualifies for the salary stipend provided
15 for by this section; and

16 (C) Any other information required by the secretary to
17 properly issue payments to an eligible local law enforcement agency or an
18 eligible state law enforcement agency under this section; and

19 (5) Adopt a form to be signed by an eligible full-time law
20 enforcement officer prior to receiving the salary stipend acknowledging that
21 the eligible full-time law enforcement officer:

22 (A) Has read the requirements to receive and retain the
23 salary stipend;

24 (B) Satisfies the requirements of this section to receive
25 the salary stipend; and

26 (C) Is required by law to return the salary stipend to the
27 eligible local law enforcement agency or eligible state law enforcement
28 agency issuing the salary stipend should he or she fail to comply with the
29 requirements to retain the salary stipend.

30 (g)(1) The secretary, in his or her capacity as Chief Fiscal Officer
31 of the State, shall:

32 (A) Transfer funds from the Law Enforcement Stipend Grant
33 Sub-fund in the Miscellaneous Agencies Fund Account for use in issuing
34 payments to an eligible local law enforcement agency or an eligible state law
35 enforcement agency under this section;

36 (B) Issue a salary stipend to each eligible local law

1 enforcement agency equal to:

2 (i) Five thousand dollars (\$5,000) for each eligible
3 full-time law enforcement officer certified by the division and employed by
4 that eligible local law enforcement agency as a full-time law enforcement
5 officer; and

6 (ii) The employer's matching share of Social
7 Security and Medicare taxes due on that salary stipend as required by federal
8 law in effect on January 1, 2022;

9 (C) Initiate a fund transfer for a salary stipend to the
10 appropriate state agency fund for an eligible state law enforcement agency
11 employing a full-time law enforcement officer, as follows:

12 (i) The fund transfer shall be equal to:

13 (a) Two thousand dollars (\$2,000) for each
14 eligible full-time law enforcement officer certified by the division and
15 employed by that eligible state law enforcement agency unless the eligible
16 full-time law enforcement officer has the primary job responsibility of
17 supervising parolees and probationers, in which case the amount is five
18 thousand dollars (\$5,000); and

19 (ii) The employer's matching share of Social
20 Security and Medicare taxes due on that salary stipend as required by federal
21 law in effect on January 1, 2022; and

22 (D) Deny payment of the salary stipend based on a
23 certification form received from the division after June 15, 2023.

24 (2) An eligible full-time law enforcement officer shall not be
25 awarded more than one (1) salary stipend under this section even if the
26 eligible full-time law enforcement officer is employed by more than one (1)
27 eligible local law enforcement agency or eligible state law enforcement
28 agency during the applicable time period described under this section.

29 (h) Both an eligible local law enforcement agency and an eligible
30 state law enforcement agency shall:

31 (1) Pay the salary stipend under this section to an eligible
32 full-time law enforcement officer in the eligible full-time law enforcement
33 officer's next paycheck or as soon as practicable following receipt of funds
34 from the secretary;

35 (2) Withhold from the salary stipend income taxes, the
36 employee's share of Social Security and Medicare taxes, and any other

1 withholdings required by state or federal law or required by court order;

2 (3) Verify that salary stipends are only issued to persons
3 meeting the eligibility requirements of this section; and

4 (4) Shall not use the funds under this section for any other
5 purpose.

6 (i)(1) Funds received under this section shall be returned to the
7 secretary by the eligible local law enforcement agency or eligible state law
8 enforcement agency if it is later determined that a person certified by the
9 division as eligible for the salary stipend was actually ineligible for the
10 salary stipend.

11 (2) A person who receives the salary stipend provided for by
12 this section who is subsequently decertified as a law enforcement officer
13 shall immediately return the salary stipend to the eligible local law
14 enforcement agency or eligible state law enforcement agency issuing the
15 salary stipend if the decertification becomes effective within one hundred
16 eighty (180) days of the date the person received the salary stipend.

17 (3) An eligible full-time law enforcement officer who receives
18 the salary stipend provided for by this section and who resigns his or her
19 employment or ceases to be employed with an eligible local law enforcement
20 agency or an eligible state law enforcement agency within one hundred eighty
21 (180) days of receiving the salary stipend shall immediately return the
22 salary stipend to the eligible local law enforcement agency or eligible state
23 law enforcement agency issuing the salary stipend unless the resignation or
24 cessation of employment occurred:

25 (A) To immediately accept employment as an eligible full-
26 time law enforcement officer with another eligible local law enforcement
27 agency or an eligible state law enforcement agency;

28 (B) As a result of the death of the eligible full-time law
29 enforcement officer;

30 (C) As a result of the retirement of the eligible full-
31 time law enforcement officer;

32 (D) Due to a medical necessity of the eligible full-time
33 law enforcement officer or a member of the eligible full-time law enforcement
34 officer's family; or

35 (E) For reasons beyond the eligible full-time law
36 enforcement officer's control.

1 (4) An eligible local law enforcement agency or an eligible
2 state law enforcement agency that receives a return of a salary stipend under
3 subdivision (i)(2) or subdivision (i)(3) of this section shall return the
4 returned salary stipend to the secretary immediately following receipt of the
5 returned salary stipend.

6 (5)(A) If the division or the secretary determines that an
7 eligible local law enforcement agency of a county, city, or town has failed
8 to properly pay the salary stipend to an eligible full-time law enforcement
9 officer as required by this section or has failed to return a salary stipend
10 returned by an eligible full-time law enforcement officer who was
11 decertified, resigned, or otherwise ceased employment, the division or the
12 secretary shall notify the Treasurer of State.

13 (B) Upon notification under subdivision (i)(5)(A) of this
14 section, the Treasurer of State shall then withhold from the county or
15 municipal aid of the county, city, or town an amount equal to the funds that
16 were improperly paid to the eligible full-time law enforcement officer or not
17 properly returned and shall remit those amounts to the secretary for deposit
18 into the General Revenue Allotment Reserve Fund.

19 (6)(A)(i) An eligible local law enforcement agency that
20 knowingly fails to abide by the requirements of this subsection is subject to
21 an administrative penalty equaling ten percent (10%) of the funds received
22 and wrongfully or improperly returned, plus interest at the rate of ten
23 percent (10%) per annum and any other assessed fees, as determined by the
24 secretary.

25 (ii) Administrative penalties, interest, and fees
26 under subdivision (i)(6)(A)(i) of this section shall be deposited into the
27 General Revenue Allotment Reserve Fund.

28 (B)(i) An appeal from an adverse decision by the secretary
29 concerning the failure to abide by the requirements of this subsection may be
30 made to the Legislative Council, or if the General Assembly is in session,
31 the Joint Budget Committee, which shall proceed with hearing the appeal
32 subject to the rules of the Legislative Council, or if applicable, the Joint
33 Budget Committee.

34 (ii) The Legislative Council or, if applicable,
35 Joint Budget Committee, may issue an advisory opinion as to the validity of
36 the appeal and shall forward the advisory opinion to the Director of the

1 Department of Finance and Administration.

2 (j)(1) By June 30, 2023, an eligible local law enforcement agency or
3 an eligible state law enforcement agency receiving funds under this section
4 shall submit a report to the division certifying that each eligible full-time
5 law enforcement officer who was verified by the division received the salary
6 stipend and the amount paid to each eligible full-time law enforcement
7 officer.

8 (2) The division shall prepare and submit a report containing
9 the data described under subdivision (j)(1) of this section to the cochairs
10 of the Legislative Council no later than October 1, 2023.

11 (k) The division shall promulgate rules establishing a review process
12 to determine:

13 (1) Whether a person was properly denied payment of the salary
14 stipend for failure to satisfy the requirements necessary to qualify as an
15 eligible full-time law enforcement officer; and

16 (2) Whether a person was properly required to return the salary
17 stipend.

18
19 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
21 TRANSFER. (i) Immediately upon the effective date of this Section or as soon
22 as is practicable, the Chief Fiscal Officer of the State shall transfer on
23 his or her books and those of the State Treasurer and the Auditor of the
24 State the sum of one hundred million dollars (\$100,000,000) from the General
25 Revenue Allotment Reserve Fund to the Law Enforcement Stipend Grant Sub-Fund
26 in the Miscellaneous Agencies Fund Account to provide funding exclusively for
27 the Law Enforcement Stipend Grants Appropriation in Section 1 in this Act to
28 be distributed as set out in Law Enforcement Stipend Grants Special Language
29 in Section 2 of this Act.

30 (ii) Any funds not expended in the Law Enforcement Stipend Grant Sub-
31 Fund in the Miscellaneous Agencies Fund Account as established in subsection
32 (i) herein after June 30, 2023 shall be transferred to the General Revenue
33 Allotment Reserve Fund.

34 (iii) The provisions of this section shall be in effect upon passage
35 and approval through June 30, 2023.

1 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
2 authorized by this act shall be limited to the appropriation for such agency
3 and funds made available by law for the support of such appropriations; and
4 the restrictions of the State Procurement Law, the General Accounting and
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
6 Procedures and Restrictions Act, or their successors, and other fiscal
7 control laws of this State, where applicable, and regulations promulgated by
8 the Department of Finance and Administration, as authorized by law, shall be
9 strictly complied with in disbursement of said funds.

10
11 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
12 Assembly that any funds disbursed under the authority of the appropriations
13 contained in this act shall be in compliance with the stated reasons for
14 which this act was adopted, as evidenced by the Agency Requests, Executive
15 Recommendations and Legislative Recommendations contained in the budget
16 manuals prepared by the Department of Finance and Administration, letters, or
17 summarized oral testimony in the official minutes of the Arkansas Legislative
18 Council or Joint Budget Committee which relate to its passage and adoption.

19
20 SECTION 6. EFFECTIVE DATE. Section 1, 4, and 5 of this act are
21 effective on and after July 1, 2022.

22
23 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
24 Assembly of the State of Arkansas that the safety and security of Arkansas
25 citizens and businesses require the presence of a trained workforce of
26 qualified law enforcement officers; that economic conditions have impaired
27 the ability of state and local governments to recruit and retain qualified
28 law enforcement officers; and that Sections 2 and 3 of this act would improve
29 the safety of all citizens by providing immediate financial benefits to
30 encourage the recruitment and retention of qualified law enforcement
31 officers. Therefore, an emergency is declared to exist, and Sections 2 and 3
32 of this act being immediately necessary for the preservation of the public
33 peace, health, and safety shall become effective on:

- 34 (1) The date of its approval by the Governor;
35 (2) If the bill is neither approved nor vetoed by the Governor,
36 the expiration of the period of time during which the Governor may veto the

1 bill; or

2 (3) If the bill is vetoed by the Governor and the veto is
3 overridden, the date the last house overrides the veto.

4
5 /s/Hickey
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Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1026

AN ACT FOR THE DEPARTMENT OF PUBLIC SAFETY APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1026

Amend House Bill No. 1026 as originally introduced:

Page 9, line 12, delete "\$53,154,311" and substitute "\$58,641,006"

AND

Page 9, line 14, delete "30,160,263" and substitute "32,125,597"

AND

Page 9, line 23, delete "\$97,071,791" and substitute "\$104,523,820"

AND

Page 14, line 11, delete "\$1,957,987" and substitute "\$2,168,146"

AND

Page 14, line 12, delete "699,718" and substitute "752,552"

AND

Page 14, line 19, delete "\$3,546,074" and substitute "\$3,809,067"

AND

Page 25, immediately following SECTION 46, insert two new sections that read as follows:

"SECTION 47. SPECIAL LANGUAGE. Arkansas Code § 12-8-216 is repealed.
~~12-8-216. Salary administration grid.~~

~~(a) Should additional general revenue funds become available to the
Division of Arkansas State Police, as determined by the Chief Fiscal Officer~~

DRAFT

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~~of the State, the division shall implement a salary administration grid for the following uniformed commissioned officer classifications:~~

| Class Code | Title | Grade |
|-----------------------|----------------------------------|------------------|
| T001G | ASP MAJOR | GS14 |
| T003G | ASP CAPTAIN | GS13 |
| T007G | ASP LIEUTENANT | GS12 |
| T011G | ASP SERGEANT | GS11 |
| T117G | ASP SENIOR CORPORAL | GS09 |
| T022G | ASP CORPORAL | GS09 |
| T035G | ASP TROOPER 1ST CLASS | GS08 |
| T100G | ASP TROOPER | GS07 |

~~(b) The salary administration grid established under this section shall set the entry pay level for each of the classifications listed in subsection (a) of this section at five percent (5%) above the entry pay level of the assigned grade under the Uniform Classification and Compensation Act, § 21-5-201 et seq.~~

SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LAW ENFORCEMENT OFFICER SALARY GRID.

(a) In the event additional General Revenue funds become available to the Department of Public Safety, as determined by the Chief Fiscal Officer of the State, the division shall implement a salary administration grid effective July 1, 2022, after review by the Personnel Subcommittee of ALC/JBC.

(b) All employees in the certified law enforcement officer classifications, including recruits, at the Department of Public Safety are eligible for the increase provided in the salary administration grid established in section (a); the grid increase shall be in addition to any cost-of-living adjustment or performance-based increase provided during the 2023 Fiscal Year. Notwithstanding other provisions of law, salaries established by this section may exceed the maximum pay level for the grade assigned to the classification by no more than twenty percent (20%) for any effected employee.

(c) The provisions of this section shall be in effect only from July 1, 2022 through June 30, 2023. "

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read _____

By: Joint Budget Committee

By: Representative Jean

By: Senator J. Dismang

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DJC042

Chief Clerk

State of Arkansas

93rd General Assembly

Fiscal Session, 2022

A Bill

HOUSE BILL 1026

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF PUBLIC
SAFETY FOR THE FISCAL YEAR ENDING JUNE 30, 2023; AND
FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF PUBLIC
SAFETY APPROPRIATION FOR THE 2022-2023
FISCAL YEAR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
established for the Department of Public Safety for the 2022-2023 fiscal
year, the following maximum number of regular employees.

| | | Maximum Annual | |
|------|--|----------------|-------------|
| | | Maximum | Salary Rate |
| | | No. of | Fiscal Year |
| | | Employees | 2022-2023 |
| Item | Class | | |
| No. | Code Title | | |
| (1) | SC013 SECRETARY OF PUBLIC SAFETY | 1 | GRADE SE05 |
| (2) | D103C DPS CHIEF INFORMATION OFFICER | 1 | GRADE IT11 |
| (3) | D003C STATE SYSTEMS ADMINISTRATOR LEAD | 1 | GRADE IT09 |
| (4) | D012C DATABASE SPECIALIST | 1 | GRADE IT08 |
| (5) | D123C DB ADMINISTRATOR | 1 | GRADE IT08 |
| (6) | D007C INFORMATION SYSTEMS MANAGER | 1 | GRADE IT08 |
| (7) | D035C COMPUTER SUPPORT MANAGER | 1 | GRADE IT07 |
| (8) | D034C DATABASE ADMINISTRATOR | 1 | GRADE IT07 |

1 2022 through June 30, 2022 2023.

2
3 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CRIME
5 LAB. MEDICAL EXAMINER SALARIES. In order to recruit and retain employees
6 that meet the licensure requirements for Medical Examiners established in
7 A.C.A. §12-12-307(a)(2), the Department of Public Safety - Division of
8 Arkansas State Crime Laboratory, may exceed the maximum salary level by no
9 more than fifty percent (50%) for the following authorized classifications:

10 (1) L001N Crime Lab Director Medical Examination Division

11 Grade MP10

12 (2) L004N Crime Lab Associate Medical Examiner

13 Grade MP09

14 Increases in accordance with this special language shall only be implemented
15 after receiving approval from the Arkansas Legislative Council or Joint
16 Budget Committee.

17 The provisions of this section shall be in effect only from July 1, 2021
18 2022 through June 30, 2022 2023.

19
20 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
22 SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared
23 Services paying accounts on his or her books and on the books of the
24 Treasurer of State and the Auditor of State for the payment of personal
25 services and operating expenses in the Shared Services Paying Account
26 Appropriation by the Department of Public Safety.

27 (2) The Chief Fiscal Officer of the State shall direct the transfer
28 of funds and appropriations to the Shared Services Paying Account
29 appropriation section of this act on the books of the Treasurer of State, the
30 Auditor of State, and the Chief Fiscal Officer of the State.

31 (3) The transfer authority provided to the department in
32 subdivision (a)(2) of this section may be used to make transfers only within
33 the department's appropriation act or between other appropriation acts
34 authorized for the department.

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

INSERT
NEW
SECTIONS

1
2 SECTION 47. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
3 authorized by this act shall be limited to the appropriation for such agency
4 and funds made available by law for the support of such appropriations; and
5 the restrictions of the State Procurement Law, the General Accounting and
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
7 Procedures and Restrictions Act, or their successors, and other fiscal
8 control laws of this State, where applicable, and regulations promulgated by
9 the Department of Finance and Administration, as authorized by law, shall be
10 strictly complied with in disbursement of said funds.

11
12 SECTION 48. LEGISLATIVE INTENT. It is the intent of the General
13 Assembly that any funds disbursed under the authority of the appropriations
14 contained in this act shall be in compliance with the stated reasons for
15 which this act was adopted, as evidenced by the Agency Requests, Executive
16 Recommendations and Legislative Recommendations contained in the budget
17 manuals prepared by the Department of Finance and Administration, letters, or
18 summarized oral testimony in the official minutes of the Arkansas Legislative
19 Council or Joint Budget Committee which relate to its passage and adoption.

20
21 SECTION 49. EFFECTIVE DATE. This act is effective on and after July 1,
22 2022.