

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

SENATE BILL 32

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMERCE
10 FOR THE FISCAL YEAR ENDING JUNE 30, 2024; AND FOR
11 OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF COMMERCE
15 APPROPRIATION FOR THE 2023-2024 FISCAL
16 YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Commerce for the 2023-2024 fiscal year, the
24 following maximum number of regular employees.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
30	(1) SC002	ACOM SECRETARY OF COMMERCE	1	GRADE SE05
31	(2) N215N	ACOM CHIEF OF STAFF	1	GRADE SE01
32	(3) D012C	DATABASE SPECIALIST	1	GRADE IT08
33	(4) D007C	INFORMATION SYSTEMS MANAGER	2	GRADE IT08
34	(5) D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE IT05
35	(6) D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE IT05
36	(7) D052C	SOFTWARE SUPPORT ANALYST	1	GRADE IT05



1	(8)	N084N ACOM AEDC MRKT & COMMUNICATIONS DIR	1	GRADE GS15
2	(9)	G302C ACOM CHIEF LEGAL COUNSEL	1	GRADE GS15
3	(10)	A139C CHIEF FISCAL OFFICER	1	GRADE GS15
4	(11)	N066N ACOM CHIEF COMM & LEGISLATIVE AFFAIRS	2	GRADE GS14
5	(12)	G026N ACOM AEDC ASSISTANT DIRECTOR MGMT SVCS	1	GRADE GS12
6	(13)	A014C FISCAL DIVISION MANAGER	2	GRADE GS12
7	(14)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
8	(15)	R013C AGENCY HUMAN RESOURCES MANAGER	1	GRADE GS11
9	(16)	A040C ACOM ADFA FISCAL PROGRAM MANAGER	1	GRADE GS10
10	(17)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
11	(18)	A052C ACCOUNTING COORDINATOR	1	GRADE GS09
12	(19)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
13	(20)	A082C ACCOUNTANT II	5	GRADE GS08
14	(21)	R014C PERSONNEL MANAGER	1	GRADE GS08
15	(22)	A080C ACOM FINANCE AUTHORITY SPECIALIST	1	GRADE GS06
16	(23)	A074C FISCAL SUPPORT SUPERVISOR	1	GRADE GS06
17	(24)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
18	(25)	A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
19	(26)	C056C ADMINISTRATIVE SPECIALIST III	<u>2</u>	GRADE GS04
20		MAX. NO. OF EMPLOYEES	34	

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22 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
 23 hereby appropriated, to the Department of Commerce, to be payable from the
 24 paying account as determined by the Chief Fiscal Officer of the State, for
 25 personal services and operating expenses of the Department of Commerce -
 26 Shared Services for the fiscal year ending June 30, 2024, the following:

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28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2023-2024</u>
30	(01) REGULAR SALARIES	\$2,400,543
31	(02) PERSONAL SERVICES MATCHING	848,330
32	(03) MAINT. & GEN. OPERATION	
33	(A) OPER. EXPENSE	272,000
34	(B) CONF. & TRAVEL	0
35	(C) PROF. FEES	0
36	(D) CAP. OUTLAY	0

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$3,520,873</u></u>

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4 SECTION 3. REGULAR SALARIES - OFFICE OF SKILLS DEVELOPMENT. There is

5 hereby established for the Department of Commerce - Office of Skills

6 Development for the 2023-2024 fiscal year, the following maximum number of

7 regular employees.

		Maximum	Maximum Annual
		No. of	Salary Rate
Item	Class		Fiscal Year
No.	Code Title	Employees	2023-2024
13	(1) U065U ACOM DEPUTY DIRECTOR	1	GRADE SE01
14	(2) G010C ACOM DIVISION MANAGER	1	GRADE GS12
15	(3) E074C ACOM PROGRAM COORDINATOR	4	GRADE GS10
16	(4) E073C APPRENTICESHIP EXPANSION COORDINATOR	1	GRADE GS10
17	(5) E075C ACOM PROGRAM ADVISOR	3	GRADE GS09
18	(6) A060C SENIOR AUDITOR	1	GRADE GS08
19	(7) A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
20	(8) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
21	MAX. NO. OF EMPLOYEES	13	

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23 SECTION 4. APPROPRIATION - OFFICE OF SKILLS DEVELOPMENT ADMINISTRATION

24 - OPERATIONS. There is hereby appropriated, to the Department of Commerce,

25 to be payable from the Skills Development Fund, for personal services,

26 operating expenses, and expenses of the Apprenticeship Program by the

27 Department of Commerce - Office of Skills Development Administration -

28 Operations for the fiscal year ending June 30, 2024, the following:

	ITEM	FISCAL YEAR
		2023-2024
32	(01) REGULAR SALARIES	\$572,887
33	(02) PERSONAL SERVICES MATCHING	186,431
34	(03) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	143,000
36	(B) CONF. & TRAVEL	10,000

1	(C) PROF. FEES	0
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	0
4	(04) APPRENTICESHIP PROGRAM	<u>1,611,456</u>
5	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,523,774</u></u>

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7 SECTION 5. APPROPRIATION - OFFICE OF SKILLS DEVELOPMENT. There is

8 hereby appropriated, to the Department of Commerce, to be payable from the

9 Skills Development Fund, for personal services, operating expenses, and

10 grants by the Department of Commerce - Office of Skills Development for the

11 fiscal year ending June 30, 2024, the following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2023-2024</u>
15	(01) REGULAR SALARIES	\$209,296
16	(02) PERSONAL SERVICES MATCHING	68,865
17	(03) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	65,000
19	(B) CONF. & TRAVEL	10,000
20	(C) PROF. FEES	50,000
21	(D) CAP. OUTLAY	0
22	(E) DATA PROC.	0
23	(04) WORKFORCE DEVELOPMENT GRANTS	4,500,000
24	(05) INDUSTRY TRAINING PROGRAM	15,000,000
25	(06) WORKFORCE IMPROVEMENT GRANTS	3,500,000
26	(07) INDUSTRY CERTIFICATION TESTING	<u>100,000</u>
27	TOTAL AMOUNT APPROPRIATED	<u><u>\$23,503,161</u></u>

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29 SECTION 6. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING

30 PROGRAM. There is hereby appropriated, to the Department of Commerce, to be

31 payable from the Arkansas Construction Industry Craft Training Trust Fund,

32 for personal services, operating expenses and grants by the Department of

33 Commerce - Construction Industry Craft Training Program for the fiscal year

34 ending June 30, 2024, the following:

36	ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2023-2024</u>
2	(01) REGULAR SALARIES	\$53,335
3	(02) PERSONAL SERVICES MATCHING	19,537
4	(03) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	12,000
6	(B) CONF. & TRAVEL	7,500
7	(C) PROF. FEES	0
8	(D) CAP. OUTLAY	0
9	(E) DATA PROC.	0
10	(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT	
11	TRAINING PROGRAM	<u>800,000</u>
12	TOTAL AMOUNT APPROPRIATED	<u><u>\$892,372</u></u>

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14 SECTION 7. APPROPRIATION - ARKANSAS WINE PRODUCERS COUNCIL. There is

15 hereby appropriated, to the Department of Commerce, to be payable from the

16 Miscellaneous Agencies Fund Account, for miscellaneous grants and expenses of

17 the Department of Commerce - Arkansas Wine Producers Council for the fiscal

18 year ending June 30, 2024, the following:

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20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2023-2024</u>
22	(01) ARKANSAS WINE PRODUCERS COUNCIL	<u><u>\$5,000</u></u>

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24 SECTION 8. APPROPRIATION - ARKANSAS WINE TOURISM FACILITY. There is

25 hereby appropriated, to the Department of Commerce, to be payable from the

26 Tourism Development Trust Fund, for land acquisition, construction, lease,

27 equipment acquisition, improvements, renovation, major maintenance, personal

28 services, maintenance and operating expenses associated with the wine tourism

29 facility in Franklin County, Arkansas for the fiscal year ending June 30,

30 2024, the following:

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32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2023-2024</u>
34	(01) ARKANSAS WINE TOURISM FACILITY	
35	EXPENSES	<u><u>\$1,250,000</u></u>

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SECTION 9. APPROPRIATION - STATE APPRENTICESHIP EXPANSION. There is hereby appropriated, to the Department of Commerce, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses, and to expand opportunities relating to apprenticeship programs registered under the National Apprenticeship Act through grants, cooperative agreements, contracts and other arrangements, with states and other appropriate entities by the Department of Commerce - State Apprenticeship Expansion for the fiscal year ending June 30, 2024, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULAR SALARIES	\$75,000
(02) PERSONAL SERVICES MATCHING	24,158
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	0
(B) CONF. & TRAVEL	4,750
(C) PROF. FEES	164,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$267,908</u></u>

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SECTION 10. REGULAR SALARIES. There is hereby established for the Department of Commerce - Arkansas Economic Development Commission for the 2023-2024 fiscal year, the following maximum number of regular employees.

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Item Class	Maximum	Maximum Annual
No. Code Title	No. of	Salary Rate
<u>No. Code Title</u>	<u>Employees</u>	<u>Fiscal Year</u>
<u>No. Code Title</u>	<u>Employees</u>	<u>2023-2024</u>
(1) U055U ACOM AEDC DIRECTOR	1	GRADE SE04
(2) U063U ACOM CHIEF INFORMATION OFFICER	1	GRADE SE01
(3) N214N ACOM AEDC EXEC VP GLOBAL BUSINESS	1	GRADE SE01
(4) D029C SENIOR GIS ANALYST	1	GRADE IT07
(5) N062N ACOM AEDC BUSINESS DEVELOPMENT DIV DIR	1	GRADE GS15
(6) N061N ACOM AEDC BUSINESS FINANCE DIRECTOR	1	GRADE GS15

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1	(7)	N225N ACOM AEDC EXEC VP & GENERAL COUNSEL	1	GRADE GS15
2	(8)	N085N ACOM AEDC DIR TECH & ENTREPRENEURSHIP	1	GRADE GS14
3	(9)	G294C ACOM AEDC SENIOR COUNSEL	1	GRADE GS14
4	(10)	N083N ACOM AEDC STRATEGIC PLANNING DIRECTOR	1	GRADE GS14
5	(11)	N059N ACOM AEDC TRAINING DIVISION DIRECTOR	1	GRADE GS14
6	(12)	B139C ACOM AEDC DIRECTOR OF EPSCOR	1	GRADE GS13
7	(13)	B140C ACOM AEDC MANUFACTURING SOLUTIONS DIR	1	GRADE GS13
8	(14)	N196N MILITARY AFFAIRS DIRECTOR	1	GRADE GS13
9	(15)	G030N ACOM AEDC ASST DIR OF STEM EDUCATION	1	GRADE GS12
10	(16)	G034N ACOM AEDC ASST DIR SALES AND MARKETING	1	GRADE GS12
11	(17)	G245C ACOM AEDC DIR COMMUNITY DEV & IMPROVE	1	GRADE GS12
12	(18)	G014C ACOM AEDC DIR OF COMMUNITY DEVELOPMENT	1	GRADE GS12
13	(19)	B018N ACOM AEDC FIELD ENGINEER	4	GRADE GS12
14	(20)	G035N ACOM AEDC SALES AND MARKETING SPECIALIST	1	GRADE GS12
15	(21)	G273C ACOM AEDC SENIOR PROJECT CONSULTANT	4	GRADE GS12
16	(22)	G015C ACOM AEDC SMALL/MINORITY BUSINESS DIR	1	GRADE GS12
17	(23)	U099U ACOM DIRECTOR OF RURAL SERVICES	1	GRADE GS12
18	(24)	B016C ACOM AEDC ASSISTANT DIRECTOR EPSCOR	1	GRADE GS11
19	(25)	P076C ACOM AEDC DIGITAL MARKETING DIRECTOR	1	GRADE GS11
20	(26)	P002C ACOM AEDC DIRECTOR FILM COMMISSION	1	GRADE GS11
21	(27)	G062C ACOM AEDC PROJECT CONSULTANT	33	GRADE GS11
22	(28)	G048C ACOM AEDC STRATEGIC PLANNING ASST DIR	1	GRADE GS11
23	(29)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
24	(30)	G126C FINANCE PROGRAM COORDINATOR	1	GRADE GS08
25	(31)	A041C PROGRAM FISCAL MANAGER	1	GRADE GS08
26	(32)	C114C ACOM EXECUTIVE ASST TO SECRETARY	1	GRADE GS07
27	(33)	G148C ENERGY PROGRAM MANAGER	1	GRADE GS07
28	(34)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
29	(35)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
30	(36)	P027C PUBLIC INFORMATION SPECIALIST	2	GRADE GS06
31	(37)	B076C RESEARCH PROJECT ANALYST	2	GRADE GS06
32	(38)	C056C ADMINISTRATIVE SPECIALIST III	<u>6</u>	GRADE GS04
33		MAX. NO. OF EMPLOYEES	85	

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35 SECTION 11. EXTRA HELP. There is hereby authorized, for the Department

36 of Commerce - Arkansas Economic Development Commission for the 2023-2024

1 fiscal year, the following maximum number of part-time or temporary
 2 employees, to be known as "Extra Help", payable from funds appropriated
 3 herein for such purposes: six (6) temporary or part-time employees, when
 4 needed, at rates of pay not to exceed those provided in the Uniform
 5 Classification and Compensation Act, or its successor, or this act for the
 6 appropriate classification.

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 8 SECTION 12. EXTRA HELP - RURAL SERVICES DIVISION. There is hereby
 9 authorized, for the Department of Commerce - Arkansas Economic Development
 10 Commission - Division of Rural Services for the 2023-2024 fiscal year, the
 11 following maximum number of part-time or temporary employees, to be known as
 12 "Extra Help", payable from funds appropriated herein for such purposes: one
 13 (1) temporary or part-time employees, when needed, at rates of pay not to
 14 exceed those provided in the Uniform Classification and Compensation Act, or
 15 its successor, or this act for the appropriate classification.

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 17 SECTION 13. APPROPRIATION - STATE OPERATIONS. There is hereby
 18 appropriated, to the Department of Commerce, to be payable from the Arkansas
 19 Economic Development Commission Fund Account, for personal services,
 20 operating expenses, grants and aid, and state matching funds of the
 21 Department of Commerce - Arkansas Economic Development Commission - State
 22 Operations for the fiscal year ending June 30, 2024, the following:

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24 ITEM	FISCAL YEAR
25 <u>NO.</u>	<u>2023-2024</u>
26 (01) REGULAR SALARIES	\$4,347,130
27 (02) EXTRA HELP	30,000
28 (03) PERSONAL SERVICES MATCHING	1,436,859
29 (04) MAINT. & GEN. OPERATION	
30 (A) OPER. EXPENSE	1,348,238
31 (B) CONF. & TRAVEL	141,486
32 (C) PROF. FEES	1,765,000
33 (D) CAP. OUTLAY	100,000
34 (E) DATA PROC.	0
35 (05) ECONOMIC INFRASTRUCTURE/REGIONALISM	
36 GRANTS	1,000,000

1	(06) GLOBAL BUSINESS INITIATIVES	900,000
2	(07) MILITARY AFFAIRS GRANT PROGRAM	750,000
3	(08) INDUSTRY TRAINING PROGRAM	<u>1,714,800</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$13,533,513</u></u>

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6 SECTION 14. APPROPRIATION - COMMUNITY ASSISTANCE (CDBG) - FEDERAL.

7 There is hereby appropriated, to the Department of Commerce, to be payable
 8 from the federal funds as designated by the Chief Fiscal Officer of the
 9 State, for personal services and operating expenses of the Department of
 10 Commerce - Arkansas Economic Development Commission - Community Assistance
 11 (CDBG) - Federal for the fiscal year ending June 30, 2024, the following:

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13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2023-2024</u>
15	(01) REGULAR SALARIES	\$381,665
16	(02) PERSONAL SERVICES MATCHING	131,156
17	(03) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	60,600
19	(B) CONF. & TRAVEL	25,000
20	(C) PROF. FEES	70,000
21	(D) CAP. OUTLAY	0
22	(E) DATA PROC.	0
23	(04) GRANTS / AIDS - CDBG	48,261,988
24	(05) STORM RECOVERY GRANTS	7,579,614
25	(06) FLOOD RECOVERY GRANTS	<u>615,710</u>
26	TOTAL AMOUNT APPROPRIATED	<u><u>\$57,125,733</u></u>

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28 SECTION 15. APPROPRIATION - CDBG DISASTER RECOVERY. There is hereby
 29 appropriated, to the Department of Commerce - Arkansas Economic Development
 30 Commission, to be payable from the federal funds as designated by the Chief
 31 Fiscal Officer of the State, for addressing long term recovery and
 32 restoration of infrastructure, housing and economic revitalization in the
 33 most impacted and distressed areas of the State for the fiscal year ending
 34 June 30, 2024, the following:

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36	ITEM	FISCAL YEAR
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1	NO.	2023-2024
2	(01) CDBG DISASTER RECOVERY	<u>\$8,933,441</u>

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4 SECTION 16. APPROPRIATION - ARKANSAS ACCELERATION FUND. There is

5 hereby appropriated, to the Department of Commerce, to be payable from the

6 Arkansas Acceleration Fund, for grants and incentives to accelerate the

7 economy of the State through technology and knowledge-based development of

8 the Department of Commerce - Arkansas Economic Development Commission -

9 Arkansas Acceleration Fund for the fiscal year ending June 30, 2024, the

10 following:

11	ITEM	FISCAL YEAR
12	NO.	2023-2024
13	(01) ACCELERATION GRANTS & INCENTIVES	<u>\$100,000,000</u>

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16 SECTION 17. APPROPRIATION - SUPER PROJECTS. There is hereby

17 appropriated, to the Department of Commerce, to be payable from the Economic

18 Development Superprojects Project Fund, for Super Projects as defined by

19 Amendment 82 to the Arkansas Constitution for the Department of Commerce -

20 Arkansas Economic Development Commission - Super Projects for the fiscal year

21 ending June 30, 2024, the following:

22	ITEM	FISCAL YEAR
23	NO.	2023-2024
24	(01) SUPER PROJECTS	<u>\$200,000,000</u>

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27 SECTION 18. APPROPRIATION - NEW MARKETS PERFORMANCE PROGRAM. There is

28 hereby appropriated, to the Department of Commerce, to be payable from the

29 New Markets Performance Guarantee Fund, for refunds and reimbursements of

30 performance program application fees of the Department of Commerce - Arkansas

31 Economic Development Commission - New Markets Performance Program for the

32 fiscal year ending June 30, 2024, the following:

33	ITEM	FISCAL YEAR
34	NO.	2023-2024
35	(01) REFUNDS/REIMBURSEMENTS	<u>\$875,781</u>

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SECTION 19. APPROPRIATION - QUICK ACTION CLOSING FUND. There is hereby appropriated, to the Department of Commerce, to be payable from the Economic Development Incentive Quick Action Closing Fund, for incentives to attract new business and economic development to the State by the Department of Commerce - Arkansas Economic Development Commission - Quick Action Closing Fund for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) QUICK ACTION CLOSING GRANTS	<u>\$75,000,000</u>

SECTION 20. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - STATE OPERATIONS. There is hereby appropriated, to the Department of Commerce, to be payable from the Arkansas Economic Development Commission Fund Account, for personal services, operating expenses and grants and aid by the Division of Science and Technology of the Department of Commerce - Arkansas Economic Development Commission - State Operations for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULAR SALARIES	\$438,705
(02) PERSONAL SERVICES MATCHING	162,478
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	0
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) GRANTS & AID - ARKANSAS RESEARCH MATCH	292,653
(05) TECHNOLOGY DEVELOPMENT	156,975
(06) SEED CAPITAL INVESTMENTS	292,653
(07) ARKANSAS ACCELERATION FUND PROGRAM	<u>12,400,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$13,743,464</u>

SECTION 21. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - SEED CAPITAL INVESTMENT - CASH. 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 investments in technology based businesses by the Division of Science and Technology of the Department of Commerce - Arkansas Economic Development Commission - Seed Capital Investment - Cash for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) INVESTMENTS	<u>\$1,540,000</u>

SECTION 22. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - ARKANSAS MANUFACTURING EXTENSION NETWORK - STATE. There is hereby appropriated, to the Department of Commerce, to be payable from the Arkansas Economic Development Commission Fund Account, for grants by the Division of Science and Technology of the Department of Commerce - Arkansas Economic Development Commission - Arkansas Manufacturing Extension Network - State for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) AR MANUFACTURING EXT NETWORK	<u>\$257,182</u>

SECTION 23. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - ARKANSAS MANUFACTURING EXTENSION NETWORK - FEDERAL. There is hereby appropriated, to the Department of Commerce, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services, operating expenses, grants and aid, and field services by the Division of Science and Technology of the Department of Commerce - Arkansas Economic Development Commission - Arkansas Manufacturing Extension Network - Federal for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>

1	(01) REGULAR SALARIES	\$374,750
2	(02) PERSONAL SERVICES MATCHING	122,779
3	(03) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	139,171
5	(B) CONF. & TRAVEL	0
6	(C) PROF. FEES	0
7	(D) CAP. OUTLAY	0
8	(E) DATA PROC.	0
9	(04) GRANTS AND AID - AR MANUFACTURING EXTENSION NETWORK	275,000
10	(05) FIELD SERVICES	<u>376,120</u>
11	TOTAL AMOUNT APPROPRIATED	<u>\$1,287,820</u>

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13 SECTION 24. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY -
 14 ARKANSAS MANUFACTURING EXTENSION NETWORK - CASH. There is hereby
 15 appropriated, to the Department of Commerce, to be payable from the cash fund
 16 deposited in the State Treasury as determined by the Chief Fiscal Officer of
 17 the State, for personal services, operating expenses and grants and aid by
 18 the Division of Science and Technology of the Department of Commerce -
 19 Arkansas Economic Development Commission - Arkansas Manufacturing Extension
 20 Network - Cash for the fiscal year ending June 30, 2024, the following:

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22	ITEM	FISCAL YEAR
23	<u>NO.</u>	<u>2023-2024</u>
24	(01) REGULAR SALARIES	\$345,963
25	(02) PERSONAL SERVICES MATCHING	115,181
26	(03) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	543,200
28	(B) CONF. & TRAVEL	67,360
29	(C) PROF. FEES	75,000
30	(D) CAP. OUTLAY	0
31	(E) DATA PROC.	0
32	(04) AR MANUFACTURING NETWORK/TECHNOLOGY	
33	TRANSFER ASSISTANCE/OTHER GRANTS &	
34	AID	<u>13,270</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$1,159,974</u>

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SECTION 25. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - ENERGY EFFICIENCY - CASH. 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 operating expenses of the Division of Science and Technology of the Department of Commerce - Arkansas Economic Development Commission - Energy Efficiency - Cash for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$100,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$100,000</u></u>

SECTION 26. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - STEM EDUCATION - CASH. 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 STEM program expenses of the Division of Science and Technology of the Department of Commerce - Arkansas Economic Development Commission - Stem Education - Cash for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) STEM PROGRAM EXPENSES	<u><u>\$40,000</u></u>

SECTION 27. APPROPRIATION - RURAL SERVICES DIVISION - STATE OPERATIONS. There is hereby appropriated, to the Department of Commerce, to be payable from the Arkansas Economic Development Commission Fund Account, for personal services, operating expenses and grants and aid by the Department of Commerce - Arkansas Economic Development Commission - Rural Services Division - State Operations for the fiscal year ending June 30, 2024, the following:

1		
2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2023-2024</u>
4	(01) REGULAR SALARIES	\$154,934
5	(02) EXTRA HELP	2,000
6	(03) PERSONAL SERVICES MATCHING	61,702
7	(04) MAINT. & GEN. OPERATION	
8	(A) OPER. EXPENSE	72,038
9	(B) CONF. & TRAVEL	4,100
10	(C) PROF. FEES	0
11	(D) CAP. OUTLAY	0
12	(E) DATA PROC.	0
13	(05) GRANTS & AID - RURAL COMMUNITY GRANTS	400,000
14	(06) RURAL FIRE PROTECTION GRANTS	<u>1,000,000</u>
15	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,694,774</u></u>

16

17 SECTION 28. APPROPRIATION - RURAL SERVICES DIVISION - CONFERENCE CASH.

18 There is hereby appropriated, to the Department of Commerce, to be payable
 19 from the cash fund deposited in the State Treasury as determined by the Chief
 20 Fiscal Officer of the State, for conference expenses of the Rural Services
 21 Division of the Department of Commerce - Arkansas Economic Development
 22 Commission - Conference Cash for the fiscal year ending June 30, 2024, the
 23 following:

24

25	ITEM	FISCAL YEAR
26	<u>NO.</u>	<u>2023-2024</u>
27	(01) CONFERENCE EXPENSES	<u><u>\$100,000</u></u>

28

29 SECTION 29. APPROPRIATION - ARKANSAS ECONOMIC DEVELOPMENT COMMISSION -

30 RURAL SERVICES - FISH AND WILDLIFE CONSERVATION EDUCATION PROGRAM. There is
 31 hereby appropriated, to the Department of Commerce, to be payable from the
 32 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 33 Officer of the State, for grants and operating expenses for the Fish and
 34 Wildlife Conservation Education Program by the Department of Commerce -
 35 Arkansas Economic Development Commission for the fiscal year ending June 30,
 36 2024, the following:

1		
2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2023-2024</u>
4	(01) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	\$0
6	(B) CONF. & TRAVEL	0
7	(C) PROF. FEES	0
8	(D) CAP. OUTLAY	50,000
9	(E) DATA PROC.	0
10	(02) FISH AND WILDLIFE CONSERVATION	
11	EDUCATION GRANTS AND AID	<u>800,000</u>
12	TOTAL AMOUNT APPROPRIATED	<u><u>\$850,000</u></u>

13

14 SECTION 30. APPROPRIATION - MINORITY AND WOMEN-OWNED BUSINESS

15 ENTERPRISE LOAN MOBILIZATION. There is hereby appropriated, to the

16 Department of Commerce - Arkansas Economic Development Commission, to be

17 payable from the Minority and Women-Owned Business Loan Mobilization

18 Revolving Fund, for promotion and development of minority and women-owned

19 business enterprises in the state, increasing the ability of minority and

20 women-owned business enterprises to compete for state contracts, and

21 sustaining the economic growth of minority and women-owned for the fiscal

22 year ending June 30, 2024, the following:

23		
24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2023-2024</u>
26	(01) MINORITY & WOMEN-OWNED BUSINESS	
27	ENTERPRISE MOBILIZATION LOAN	<u><u>\$500,000</u></u>

28

29 SECTION 31. APPROPRIATION - RURAL SERVICES DIVISION - LAW ENFORCEMENT

30 GRANTS. There is hereby appropriated, to the Department of Commerce -

31 Arkansas Economic Development Commission - Rural Services Division, to be

32 payable from the cash fund deposited in the State Treasury as determined by

33 the Chief Fiscal Officer of the State, for grants to law enforcement agencies

34 and associations for the fiscal year ending June 30, 2024, the following:

35		
36	ITEM	FISCAL YEAR

1	<u>NO.</u>	<u>2023-2024</u>
2	(01) GRANTS TO LAW ENFORCEMENT AGENCIES	<u>\$5,000,000</u>

3

4 SECTION 32. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - EPSCOR

5 - FEDERAL. There is hereby appropriated, to the Department of Commerce -

6 Arkansas Economic Development Commission - Division of Science and

7 Technology, to be payable from the federal funds as designated by the Chief

8 Fiscal Officer of the State, for strengthening research and education in

9 science and engineering in Arkansas for the fiscal year ending June 30, 2024,

10 the following:

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2023-2024</u>
13	(01) REGULAR SALARIES	\$240,016
14	(02) PERSONAL SERVICES MATCHING	131,511
15	(03) MAINT. & GEN. OPERATION	
16	(A) OPER. EXPENSE	254,080
17	(B) CONF. & TRAVEL	305,735
18	(C) PROF. FEES	447,470
19	(D) CAP. OUTLAY	0
20	(E) DATA PROC.	0
21	(04) GRANTS AND AID - RESEARCH AND EDUCATION	14,223,777
22	(05) EXTERNAL EVALUATORS	400,000
23	(06) INDIRECT FACILITIES AND ADMINISTRATIVE COSTS	<u>34,502</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$16,037,091</u>

25

26

27 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

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

29 FUND TRANSFER PROVISION. As requested from time to time by the Director of

30 the Arkansas Economic Development Commission, the Chief Fiscal Officer may

31 transfer on his books and those of the State Treasurer and the Auditor of the

32 State, the sum not to exceed five hundred thousand dollars (\$500,000) from

33 the Arkansas Economic Development Commission Fund Account to the Minority and

34 Women-Owned Business Loan Mobilization Revolving Fund, to provide funds for

35 the Minority and Women-Owned Business Enterprise Loan Mobilization

36 appropriation herein.

1 The provisions of this section shall be in effect only from July 1, ~~2022~~
2 2023 through June 30, ~~2023~~ 2024.

3
4 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

6 CARRY FORWARD – MINORITY AND WOMEN-OWNED BUSINESS LOAN MOBILIZATION REVOLVING
7 FUND. Any unexpended balance of funds for the Minority and Women-Owned
8 Business Enterprise Loan Mobilization appropriation which remain at the close
9 of each state fiscal year shall be carried forward to the next state fiscal
10 year to be used for the same intent and purposes as set forth in law.

11 The provisions of this section shall be in effect only from July 1, ~~2022~~
12 2023 through June 30, ~~2023~~ 2024.

13
14 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

16 TRANSFER PROVISION – STATE OPERATIONS. After receiving approval from the
17 Chief Fiscal Officer of the State and prior review by the Legislative Council
18 or Joint Budget Committee, the Director of the Arkansas Economic Development
19 Commission is authorized to transfer appropriation from any line item
20 appropriation authorized in the State Operations Section of this Act to any
21 other line item authorized in the State Operations Section of this Act.

22 Determining the maximum number of employees and the maximum amount of
23 appropriation and general revenue funding for a state agency each fiscal year
24 is the prerogative of the General Assembly. This is usually accomplished by
25 delineating such maximums in the appropriation act(s) for a state agency and
26 the general revenue allocations authorized for each fund and fund account by
27 amendment to the Revenue Stabilization Law. Further, the General Assembly
28 has determined that the Arkansas Economic Development Commission may operate
29 more efficiently if some flexibility is provided to the Arkansas Economic
30 Development Commission authorizing broad powers under this
31 Section. Therefore, it is both necessary and appropriate that the General
32 Assembly maintain oversight by requiring prior review of the Legislative
33 Council or Joint Budget Committee as provided by this section. The
34 requirement of review by the Legislative Council or Joint Budget Committee is
35 not a severable part of this section. If the requirement of review by the
36 Legislative Council or Joint Budget Committee is ruled unconstitutional by a

1 court of competent jurisdiction, this entire section is void.

2 The provisions of this section shall be in effect only from July 1,
3 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

4
5 SECTION 36. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 6-50-
6 102 is amended to codify special language in appropriation acts to read as
7 follows:

8 6-50-102. Training ~~workers in existing industries~~ activities.

9 (a)(1) The role and function of the Arkansas Industry Training Program
10 of the Arkansas Economic Development Council and the Arkansas Economic
11 Development Commission is expanded to authorize the program to provide
12 training of workers in existing industries as well as in new and expanding
13 businesses and industries.

14 (2) Funds appropriated to the commission for the Arkansas
15 Industry Training Program may be used for personal services, operating
16 expenses, grants and aid, capital acquisition, and other purposes that
17 provide industry-specific training opportunities.

18 (b)(1) Such training may be for Permissible training under subsection
19 (a) of this section includes without limitation:

20 ~~(1)~~(A) Upgrading skills and abilities of workers to
21 operate modern, more sophisticated equipment;

22 ~~(2)~~(B) Providing workers with skills needed for initiating
23 more modern processes and using more sophisticated materials; and

24 ~~(3)~~(C) Other situations which create a technical-upgrade
25 training need of employees.

26 (2) The commission shall prepare a quarterly report detailing
27 its training activities and submit that report to the Governor and the
28 Legislative Council or, if the General Assembly is in session, the Joint
29 Budget Committee.

30 (c) The resources provided shall not be used to address worker
31 training needs caused by turnover and normal attrition.

32 (d) The commission shall cooperate with the Arkansas Higher Education
33 Coordinating Board in the operation of this program.

34
35 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

13 The provisions of this section shall be in effect only from July 1, ~~2022~~
14 2023 through June 30, ~~2023~~ 2024.

15
16 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

18 RURAL DEVELOPMENT. From the funds appropriated for Community Development
19 Grants within the Community Development Program in this Act for Community
20 Assistance (CDBG) - Federal, the Arkansas Economic Development Commission
21 (AEDC) shall allocate at least \$500,000 per fiscal year to the Rural
22 Development Set-Aside from the annual Community Development Block Grant, as
23 defined in AEDC's Consolidated Plan filed with the federal Department of
24 Housing and Urban Development. Funds allocated to the Rural Development Set-
25 Aside are to be used exclusively for grants to rural communities as defined
26 in the Consolidated Plan.

27 The provisions of this section shall be in effect only from July 1, ~~2022~~
28 2023 through June 30, ~~2023~~ 2024

29
30 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

32 GRANT REVIEW. The Arkansas Economic Development Commission (AEDC) shall
33 review all applications for grant funds and shall certify those applications
34 eligible for grant funds under AEDC and federal guidelines. The Rural
35 Services Division of the Arkansas Economic Development Commission alone shall
36 recommend which grant applications will be funded, and AEDC shall disburse

1 grant funds from the Rural Development Set-Aside to those applicants
2 receiving final approval by the Rural Services Division of the Arkansas
3 Economic Development Commission. AEDC and the Rural Services Division of the
4 Arkansas Economic Development Commission shall promulgate rules and
5 regulations governing the application for and disbursement of grant funds
6 from the Rural Development Set-Aside, and an annual report of the disposition
7 of these grant funds shall be made to the Legislative Joint Auditing
8 Committee.

9 The provisions of this section shall be in effect only from July 1, ~~2022~~
10 2023 through June 30, ~~2023~~ 2024.

11
12 SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

14 TRANSFER PROVISION - COMMUNITY ASSISTANCE (CDBG) - FEDERAL. After receiving
15 approval from the Chief Fiscal Officer of the State and prior approval by the
16 Legislative Council or Joint Budget Committee, the Director of the Arkansas
17 Economic Development Commission is authorized to transfer appropriation from
18 any line item appropriation authorized in the Community Assistance (CDBG) -
19 Federal Section of this Act to any other line item authorized in the
20 Community Assistance (CDBG) - Federal Section of this Act.

21 Determining the maximum number of employees and the maximum amount of
22 appropriation and general revenue funding for a state agency each fiscal year
23 is the prerogative of the General Assembly. This is usually accomplished by
24 delineating such maximums in the appropriation act(s) for a state agency and
25 the general revenue allocations authorized for each fund and fund account by
26 amendment to the Revenue Stabilization law. Further, the General Assembly
27 has determined that the Arkansas Economic Development Commission may operate
28 more efficiently if some flexibility is provided to the Arkansas Economic
29 Development Commission authorizing broad powers under this Section.

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

1 The provisions of this section shall be in effect only from July 1, ~~2022~~
2 2023 through June 30, ~~2023~~ 2024.

3
4 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
6 FLEXIBILITY RESTRICTIONS. The transfer flexibility provided to the Arkansas
7 Economic Development Commission within this Act relating to the appropriation
8 in the Community Assistance (CDBG) - Federal Section shall be used only when
9 necessary to carry out the Community Development Block Grant Program and
10 shall require approval by the Arkansas Legislative Council or Joint Budget
11 Committee.

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

28 The provisions of this section shall be in effect only from July 1, ~~2022~~
29 2023 through June 30, ~~2023~~ 2024.

30
31 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
33 ADDITIONAL PAYMENTS AUTHORIZED. The Arkansas Industrial and Economic
34 Development Foundation is hereby authorized to make additional payments to
35 the Director of the Arkansas Economic Development Commission, from private
36 funding sources, and upon prior approval from the Arkansas Economic

1 Development Commission, the Arkansas Industrial and Economic Development
2 Foundation, and the Governor. Such additional payments to the Director of
3 the Arkansas Economic Development Commission shall not be considered salary
4 and shall not be deemed or construed to exceed the maximum salaries
5 established for unclassified employees by the General Assembly. Nothing in
6 this section may be construed to reduce or eliminate the authority granted
7 elsewhere in the Arkansas statute for the payment of allowances or bonuses to
8 unclassified employees.

9 The provisions of this section shall be in effect only from July 1, ~~2022~~
10 2023 through June 30, ~~2023~~ 2024.

11
12 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

14 CARRY FORWARD - INDUSTRY TRAINING PROGRAM. Any unexpended balance of funds
15 for the Industry Training Program in the Arkansas Economic Development
16 Commission Fund Account which remain at the close of each state fiscal year
17 shall be carried forward to the next state fiscal year to be used for the
18 same intent and purposes as set forth in law.

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

21 (1) Prior to June 30, ~~2023~~ 2024 the Agency shall by written statement set
22 forth its reason(s) for the need to carry forward said funding to the
23 Department of Finance and Administration Office of Budget;

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

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

1 its budget request to the Arkansas Legislative Council/Joint Budget
2 Committee; and

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

6 The provisions of this section shall be in effect only from July 1, ~~2022~~
7 2023 through June 30, ~~2023~~ 2024.

8
9 SECTION 44. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 15-3-
10 116, concerning the deposit of moneys received by the Division of Science and
11 Technology of the Arkansas Economic Development Commission, is amended to
12 codify special language in appropriation acts and to add an additional
13 subsection to read as follows:

14 (e) Notwithstanding any other law to the contrary regarding general
15 revenue year-end fund balances, any moneys received from the repayment of
16 seed capital investments authorized by the division and expensed from the
17 Seed Capital Investments line item ~~from~~ in the Division of Science and
18 Technology - State Operations Section of ~~within~~ this Act shall:

19 (1) Be deposited into the State Treasury to the credit of the
20 Arkansas Economic Development Commission Fund Account; and

21 (2) Remain in the Arkansas Economic Development Commission Fund
22 Account to be made available solely for the benefit of the Division of
23 Science and Technology of the Arkansas Economic Development Commission to
24 provide additional seed capital investments.

25
26 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

28 CARRY FORWARD – TECHNOLOGY DEVELOPMENT. The Division of Science and
29 Technology of the Arkansas Economic Development Commission is authorized to
30 carry forward an amount of up to \$150,000 of any obligated but unexpended
31 funds in the Technology Development line item in the Division of Science and
32 Technology - State Operations Section of this Act for basic or applied
33 research grants which remains at the end of the fiscal year ~~2023~~ 2024 to be
34 used for the same purpose.

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

1 (1) Prior to June 30, ~~2023~~ 2024 the Agency shall by written statement set
2 forth its reason(s) for the need to carry forward said funding to the
3 Department of Finance and Administration Office of Budget;

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

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

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

22 The provisions of this section shall be in effect only from July 1 ~~2022~~
23 2023 through June 30, ~~2023~~ 2024.

24
25 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
27 APPROPRIATION AND FUND TRANSFERS. After receiving approval from the Chief
28 Fiscal Officer of the State, the Director of the Arkansas Economic
29 Development Commission is authorized to transfer appropriation and funds from
30 the Division of Science and Technology State Operations - Arkansas
31 Acceleration Fund Programs line item within the Arkansas Economic Development
32 Commission Fund Account to the Arkansas Acceleration Fund. The total of all
33 transfers shall not exceed \$3,500,000.

34 The provisions of this section shall be in effect only from July 1, ~~2022~~
35 2023 through June 30, ~~2023~~ 2024.

36

1 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
3 PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall establish,
4 upon request from the Arkansas Economic Development Commission, a special
5 appropriation line item to be used in the acquisition of promotional items.
6 When the Arkansas Economic Development Commission wishes to transfer from its
7 operating expenses to promotional items, the request shall be forwarded to
8 the Chief Fiscal Officer of the State for processing after prior approval by
9 the Arkansas Legislative Council or Joint Budget Committee.

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

26 The provisions of this section shall be in effect only from July 1, ~~2022~~
27 2023 through June 30, ~~2023~~ 2024.

28
29 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
31 GRANT AWARD CRITERIA. The Rural Services Division of the Arkansas Economic
32 Development Commission shall promulgate regulations establishing the criteria
33 to be utilized in determining to whom grants will be made under this Act.
34 Subject to the approval of the Governor, and approval by the Arkansas
35 Legislative Council or the Joint Budget Committee, the Rural Services
36 Division of the Arkansas Economic Development Commission shall distribute the

1 grants.

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 Rural Services Division of the Arkansas Economic
 9 Development Commission may operate more efficiently if some flexibility is
 10 provided to the Rural Services Division of the Arkansas Economic Development
 11 Commission authorizing broad powers under this Section. Therefore, it is
 12 both necessary and appropriate that the General Assembly maintain oversight
 13 by requiring prior approval of the Legislative Council or Joint Budget
 14 Committee as provided by this section. The requirement of approval by the
 15 Legislative Council or Joint Budget Committee is not a severable part of this
 16 section. If the requirement of approval by the Legislative Council or Joint
 17 Budget Committee is ruled unconstitutional by a court of competent
 18 jurisdiction, this entire section is void.

19 The provisions of this section shall be in effect only from July 1, ~~2022~~
 20 2023 through June 30, ~~2023~~ 2024.

21

22 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

24 TRANSFER OF FUNDS. In the event that revenue is available for transfer to and
 25 in support of the Arkansas Acceleration Fund Act, the Executive Director of
 26 the Arkansas Economic Development Commission shall certify to the Chief
 27 Fiscal Officer of the State the amount needed for transfer from the Arkansas
 28 Economic Development Commission Fund Account to the Arkansas Acceleration
 29 Fund. Upon the approval of the Chief Fiscal Officer of the State, the amount
 30 certified shall be transferred. The Chief Fiscal Officer of the State shall
 31 initiate the necessary transfer documents to reflect all such transfers upon
 32 the fiscal records of the State Auditor, the State Treasurer and the Chief
 33 Fiscal Officer of the State.

34 The provisions of this section shall be in effect only from July 1, ~~2022~~
 35 2023 through June 30, ~~2023~~ 2024.

36

1 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

3 CARRY FORWARD - MILITARY AFFAIRS GRANT PROGRAM. Any unexpended balance of
 4 funds allocated for the Military Affairs Grant Program in the Arkansas
 5 Economic Development Commission Fund Account which remain at the close of
 6 each state fiscal year shall be carried forward to the next state fiscal year
 7 to be used for the same intent and purposes as set forth in law. Any carry
 8 forward of unexpended balance of funding as authorized herein, may be carried
 9 forward under the following conditions:

10 (1) Prior to June 30, ~~2023~~ 2024 the Agency shall by written statement set
 11 forth its reason(s) for the need to carry forward said funding to the
 12 Department of Finance and Administration Office of Budget;

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

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

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

31 The provisions of this section shall be in effect only from July 1, ~~2022~~
 32 2023 through June 30, ~~2023~~ 2024.

34 SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

36 SHARED SERVICES.

1 (a)(1) The Chief Fiscal Officer of the State may create a Shared
2 Services paying account on his or her books and on the books of the Treasurer
3 of State and the Auditor of State for the payment of personal services and
4 operating expenses in the Shared Services Paying Account Appropriation by the
5 Department of Commerce.

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

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

14 (4) The provisions of this section shall be in effect from the
15 date of passage through June 30, ~~2023~~ 2024.

16
17 SECTION 52. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

19 CARRY FORWARD - ARKANSAS ACCELERATION FUND PROGRAM. Any unexpended balance
20 of funds for the Arkansas Acceleration Fund Program line item in the Division
21 of Science and Technology - State Operations Section of this Act which remain
22 at the close of each state fiscal year shall be carried forward to the next
23 state fiscal year to be used for the same intent and purposes as set forth in
24 law.

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

27 (1) Prior to June 30, ~~2023~~ 2024 the Agency shall by written statement set
28 forth its reasons(s) for the need to carry forward said funding to the
29 Department of Finance and Administration Office of Budget;

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

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

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

12 The provisions of this section shall be in effect only from July 1,
 13 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

14
 15 SECTION 53. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 16 authorized by this act shall be limited to the appropriation for such agency
 17 and funds made available by law for the support of such appropriations; and
 18 the restrictions of the State Procurement Law, the General Accounting and
 19 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 20 Procedures and Restrictions Act, or their successors, and other fiscal
 21 control laws of this State, where applicable, and regulations promulgated by
 22 the Department of Finance and Administration, as authorized by law, shall be
 23 strictly complied with in disbursement of said funds.

24
 25 SECTION 54. LEGISLATIVE INTENT. It is the intent of the General
 26 Assembly that any funds disbursed under the authority of the appropriations
 27 contained in this act shall be in compliance with the stated reasons for
 28 which this act was adopted, as evidenced by the Agency Requests, Executive
 29 Recommendations and Legislative Recommendations contained in the budget
 30 manuals prepared by the Department of Finance and Administration, letters, or
 31 summarized oral testimony in the official minutes of the Arkansas Legislative
 32 Council or Joint Budget Committee which relate to its passage and adoption.

33
 34 SECTION 55. EMERGENCY CLAUSE. It is found and determined by the
 35 General Assembly, that the Constitution of the State of Arkansas prohibits
 36 the appropriation of funds for more than a one (1) year period; that the

1 effectiveness of this Act on July 1, 2023 is essential to the operation of
2 the agency for which the appropriations in this Act are provided, and that in
3 the event of an extension of the legislative session, the delay in the
4 effective date of this Act beyond July 1, 2023 could work irreparable harm
5 upon the proper administration and provision of essential governmental
6 programs. Therefore, an emergency is hereby declared to exist and this Act
7 being necessary for the immediate preservation of the public peace, health
8 and safety shall be in full force and effect from and after July 1, 2023.

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