

**ARKANSAS SENATE**  
89th General Assembly - Regular Session, 2013  
**Amendment Form**

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**Subtitle of Senate Bill No. 824**

TO PROVIDE ENABLING LEGISLATION FOR AMENDMENT 89 TO THE ARKANSAS CONSTITUTION  
RELATING TO ENERGY EFFICIENCY BONDS AUTHORIZED BY STATE ENTITIES.

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**Amendment No. 1 to Senate Bill No. 824**

Amend Senate Bill No. 824 as originally introduced:

Page 1, delete lines 17 and 18, and substitute "BONDS; AND FOR OTHER"

AND

Page 2, delete lines 25 through 36, and substitute the following:  
"costs; and"

AND

Page 3, delete lines 1 through 26

AND

Page 3, line 27, delete "(5)" and substitute "(3)"

AND

Page 4, delete line 11, and substitute the following:  
"with the authority to secure the bonds.

(4) Notwithstanding any law to the contrary, a state entity may use maintenance and operations appropriations to pay for an energy efficiency project."

AND

Page 4, delete lines 34 and 35, and substitute the following:  
"(i) Applied for approval; and"

AND

Page 5, delete lines 1 through 4, and substitute the following:  
"authorizing the issuance of bonds."



AND

Page 5, line 6, delete "project are" and substitute "project and other available revenues are"

AND

Page 5, delete lines 8 through 14, and substitute the following:

"(2)(A) Upon approval, the authority shall proceed with the issuance of the bonds under this subchapter.

(B) If the bonds are not approved, the state entity may resubmit a request for"

AND

Page 5, delete lines 18 through 36

AND

Page 6, delete lines 1 through 36

AND

Page 7, delete lines 1 through 23

AND

Page 7, line 25, delete "15-5-1807" and substitute "15-5-1806"

AND

Page 7, line 29, delete "15-5-1808" and substitute "15-5-1807"

AND

Page 8, line 4, delete "15-5-1809" and substitute "15-5-1808"

AND

Page 8, line 18, delete "15-5-1810" and substitute "15-5-1809"

AND

Page 8, line 26, delete "15-5-1811" and substitute "15-5-1810"

AND

Immediately following SECTION 4, add two additional sections to read as follows:

"SECTION 5. Arkansas Code § 19-4-522(d)(1)(S), as created by Section 1 of Act 554 of 2013 and concerning maintenance and operations

subclassifications and expenses, is amended to read as follows:

(S) Debt service on equipment or measures required by a guaranteed energy cost savings contract executed under the Guaranteed Energy Cost Savings Act, § 19-11-1201 et seq., or an energy efficiency project financed under the State Entity Energy Efficiency Act, § 15-5-1801 et seq.;

SECTION 6. Arkansas Code § 19-11-1208, as created by Section 7 of Act 554 of 2013, is amended to read as follows:

19-11-1208. Use of maintenance and operation appropriations.

(a) Notwithstanding any law to the contrary, a state agency may utilize maintenance and operations appropriations for the payment of equipment and energy cost savings measures required by a guaranteed energy cost savings contract.

(b) An energy cost savings measure shall be treated as an energy efficiency project under Arkansas Constitution, Amendment 89."

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

By: Senator D. Johnson

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Secretary