

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1425

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS
10 GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS
11 FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION
12 - DISBURSING OFFICER FOR THE BIENNIAL PERIOD
13 ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF FINANCE
17 AND ADMINISTRATION - DISBURSING OFFICER
18 - MISCELLANEOUS GRANTS AND EXPENSES AND
19 VARIOUS AGENCY TRANSFERS APPROPRIATION
20 FOR THE 2007-2009 BIENNIUM.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. APPROPRIATION - STATE'S CONTRIBUTIONS. There is hereby
27 appropriated, to the Department of Finance and Administration - Disbursing
28 Officer, to be payable from the Miscellaneous Agencies Fund Account, for
29 disbursements for Arkansas' contribution to various interstate organizations
30 by the Department of Finance and Administration - Disbursing Officer for the
31 biennial period ending June 30, 2009, the following:
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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) NATIONAL CENTER FOR STATE COURTS	\$ 111,332	\$ 111,332
(02) NATIONAL CONFERENCE OF INSURANCE		



1	LEGISLATORS	10,000	10,000
2	(03) NATIONAL CONFERENCE OF STATE		
3	LEGISLATURES	128,202	139,076
4	(04) NATIONAL GOVERNORS ASSOCIATION	83,800	87,200
5	(05) SOUTHERN GOVERNORS ASSOCIATION	22,813	26,000
6	(06) SOUTHERN GROWTH POLICIES BOARD	28,175	28,175
7	(07) SOUTHERN REGIONAL EDUCATION BOARD	190,400	193,550
8	(08) SOUTHERN STATES ENERGY BOARD	32,579	32,579
9	(09) STATE AND LOCAL LEGAL CENTER	6,500	6,750
10	(10) THE ENERGY COUNCIL	32,000	32,000
11	(11) ASSOCIATION OF RACING COMMISSIONERS	15,000	15,000
12	(12) COUNCIL OF STATE GOVERNMENT	98,773	102,723
13	(13) DELTA REGIONAL AUTHORITY	125,000	150,000
14	(14) FEDERATION OF TAX ADMINISTRATORS	20,000	20,000
15	(15) INTERSTATE MINING COMPACT	15,619	15,619
16	(16) LOW LEVEL RADIOACTIVE WASTE COMPACT	25,000	25,000
17	(17) MULTI-STATE TAX COMMISSION	231,501	240,699
18	(18) NATIONAL ASSOCIATION OF ATTORNEYS		
19	GENERAL	30,036	30,937
20	(19) NATIONAL ASSOCIATION OF STATE BUDGET		
21	OFFICERS	<u>14,729</u>	<u>15,171</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,221,459</u>	<u>\$ 1,281,811</u>

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24 SECTION 2. APPROPRIATION - MISCELLANEOUS TRANSFERS. There is hereby

25 appropriated, to the Department of Finance and Administration - Disbursing

26 Officer, to be payable from the Miscellaneous State Treasury Funds, for

27 providing constitutional officers and various state agencies with

28 supplemental appropriations by the Department of Finance and Administration -

29 Disbursing Officer for the biennial period ending June 30, 2009, the

30 following:

32	ITEM	FISCAL YEARS	
33	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
34	(01) REG SALARIES-ELECTED OFFICERS	\$ 1,500,000	\$ 1,500,000
35	(02) REGULAR SALARIES-STATE EMPLOYEES	1,000,000	1,000,000
36	(03) PERSONAL SERVICES MATCHING	4,000,000	4,000,000

1	(04)	OVERTIME	5,000,000	5,000,000
2	(05)	REFUND TO EXPENDITURES	500,000	500,000
3	(06)	PERSONAL SERVICES-PAYPLAN ADJUSTMENT	<u>15,000,000</u>	<u>17,000,000</u>
4		TOTAL AMOUNT APPROPRIATED	<u>\$ 27,000,000</u>	<u>\$ 29,000,000</u>

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6 SECTION 3. APPROPRIATION - MISCELLANEOUS GRANTS AND EXPENSES. There is
7 hereby appropriated, to the Department of Finance and Administration -
8 Disbursing Officer, to be payable from the Miscellaneous Agencies Fund
9 Account, for miscellaneous grants and expenses of the Department of Finance
10 and Administration - Disbursing Officer for the biennial period ending June
11 30, 2009, the following:

13	ITEM		FISCAL YEARS	
14	<u>NO.</u>		<u>2007-2008</u>	<u>2008-2009</u>
15	(01)	INTERSTATE PLANNING GRANTS	\$ 90,000	\$ 90,000
16	(02)	INTRASTATE METRO PLANNING GRANTS	90,000	90,000
17	(03)	MUSEUM OF DISCOVERY GRANT	50,000	50,000
18	(04)	PLANNING AND DEVELOPMENT GRANTS	360,000	360,000
19	(05)	TRANSPORTATION OF JUVENILE OFFENDERS	147,000	147,000
20	(06)	CRIMINAL DETENTION COMMITTEE EXPENSES	18,639	18,639
21	(07)	NATIONAL CONFERENCE ON UNIFORM STATE		
22		LAWS	40,858	40,858
23	(08)	AR PUBLIC ADMINISTRATION CONSORTIUM	150,000	150,000
24	(09)	PUBLIC DEFENDER CONTRACT	34,372	34,372
25	(10)	AGA/VOCATIONAL PROGRAM CERTIFICATION		
26		EXPENSES	10,000	10,000
27	(11)	AGRICULTURAL MARKETING GRANTS	375,000	375,000
28	(12)	ARKANSAS SPORTS HALL OF FAME	150,000	150,000
29	(13)	ARKANSAS WINE PRODUCERS COUNCIL	5,000	5,000
30	(14)	FIRE PREVENTION COMMISSION GRANTS	<u>40,000</u>	<u>0</u>
31		TOTAL AMOUNT APPROPRIATED	<u>\$ 1,560,869</u>	<u>\$ 1,520,869</u>

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33 SECTION 4. APPROPRIATION - FIREMEN'S AND POLICE OFFICERS' PENSION AND
34 RELIEF FUND. There is hereby appropriated, to the Department of Finance and
35 Administration - Disbursing Officer, to be payable from the Firemen's and
36 Police Officers' Pension and Relief Fund, for payment of Firemen's and Police

1 Officers' Pension and Relief Fund taxes for municipal fire and police relief
 2 and pension funds by the Department of Finance and Administration -
 3 Disbursing Officer for the biennial period ending June 30, 2009, the
 4 following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) PENSION AND RELIEF FUNDS	<u>\$ 60,400,000</u>	<u>\$ 60,400,000</u>

10 SECTION 5. APPROPRIATION - MISCELLANEOUS FEDERAL PROGRAMS. There is hereby
 11 appropriated, to the Department of Finance and Administration - Disbursing
 12 Officer, to be payable from any unanticipated miscellaneous Federal Program
 13 Funds received by the State of Arkansas or any of its agencies which are
 14 deposited in the State Treasury for transfer to state agencies as provided by
 15 law for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) MISCELLANEOUS FEDERAL GRANTS	\$ 150,000,000	\$ 150,000,000
(02) MISCELLANEOUS WORKFORCE INVESTMENT PROGRAMS	<u>100,000,000</u>	<u>100,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 250,000,000</u>	<u>\$ 250,000,000</u>

24 SECTION 6. APPROPRIATION - DISASTER ASSISTANCE GRANTS. There is hereby
 25 appropriated, to the Department of Finance and Administration - Disbursing
 26 Officer, to be payable from the Disaster Assistance Fund, for provision of
 27 disaster grants as authorized by the Disaster Relief Act of 1974 and for
 28 complying with the Arkansas Emergency Services Act of 1973 (Arkansas Code 12-
 29 75-101 et seq.) by the Office of Emergency Services by the Department of
 30 Finance and Administration - Disbursing Officer for the biennial period
 31 ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) DISASTER ASSISTANCE GRANTS	<u>\$ 13,250,000</u>	<u>\$ 13,250,000</u>

SECTION 7. APPROPRIATION - UNEMPLOYMENT COMPENSATION CLAIMS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Unemployment Compensation Trust Fund, for paying unemployment compensation claims in accordance with the Employment Security Amendments for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) UNEMPLOYMENT COMPENSATION	\$ 8,000,000	\$ 8,000,000

SECTION 8. APPROPRIATION - MARKETING AND REDISTRIBUTION. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Property Sales Holding Fund, for state agencies for expending or disbursing the net proceeds from property sold through the Marketing and Redistribution Division of the Department of Finance and Administration - Disbursing Officer for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) MARKETING AND REDISTRIBUTION PROGRAM	\$ 4,500,000	\$ 4,500,000

SECTION 9. APPROPRIATION - CHILD ABUSE /RAPE /DOMESTIC VIOLENCE CONTRACT. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Miscellaneous Agencies Fund Account, for personal services reimbursement and expenses of the Child Abuse/Rape/Domestic Violence Section of the University of Arkansas-Medical Sciences by the Department of Finance and Administration - Disbursing Officer for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) PERSONAL SERVICES REIMBURSEMENT AND EXPENSES	\$ 363,767	\$ 363,767

SECTION 10. APPROPRIATION - CHILD WELFARE RESTRUCTURING. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Miscellaneous Agencies Fund Account, for payment of contractual services by the Child Abuse/Rape/Domestic Violence Section of the University of Arkansas-Medical Sciences to assist multi-disciplinary task coordinators throughout the state to review and process child abuse complaints for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) CONTRACTUAL SERVICES	\$ 274,400	\$ 274,400

SECTION 11. APPROPRIATION - INFORMATION NETWORK OF ARKANSAS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Information Network of Arkansas Fund, for operating expenses of the Information Network of Arkansas by the Department of Finance and Administration - Disbursing Officer for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) MAINTENANCE AND OPERATIONS	\$ 150,000	\$ 150,000

SECTION 12. APPROPRIATION - ADMINISTRATION OF JUSTICE FUND. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the State Administration of Justice Fund, for distribution to state programs and agencies and reimbursement/refunds to state, cities and counties of court costs and filing fees remitted by the cities and counties by the Department of Finance and Administration - Disbursing Officer for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) STATE AGENCIES DISTRIBUTION	\$ 34,319,132	\$ 34,319,132

1	(02) REFUNDS-STATE/COUNTY/CITY	<u>5,000,000</u>	<u>5,000,000</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 39,319,132</u>	<u>\$ 39,319,132</u>

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4 SECTION 13. APPROPRIATION - ARKANSAS SHERIFF'S ASSOCIATION. There is

5 hereby appropriated, to the Department of Finance and Administration -

6 Disbursing Officer, to be payable from the Arkansas Counties Alcohol and Drug

7 Abuse and Crime Prevention Program Fund, for grants to the Arkansas Sheriff's

8 Association to be used for the establishment and operation of crime

9 prevention and alcohol and drug abuse programs for the biennial period ending

10 June 30, 2009, the following:

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12	ITEM	FISCAL YEARS	
13	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
14	(01) ARKANSAS SHERIFF'S ASSOCIATION	<u>\$ 375,000</u>	<u>\$ 375,000</u>

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16 SECTION 14. APPROPRIATIONS - LEGISLATIVE BALANCES GENERAL IMPROVEMENT -

17 84th SESSION. There is hereby appropriated, to the Department of Finance and

18 Administration - Disbursing Officer, to be payable from the General

19 Improvement Fund or its successor fund or fund accounts, the following:

20 (A) For disbursing the balance of funds which were made available by law

21 to the projects in Section 3(b) of the General Improvement Distribution Act

22 of 2003, the sum of\$1,000,000.

23

24 SECTION 15. APPROPRIATIONS - LEGISLATIVE BALANCES GENERAL IMPROVEMENT -

25 85TH SESSION. There is hereby appropriated, to the Department of Finance and

26 Administration - Disbursing Officer, to be payable from the General

27 Improvement Fund or its successor fund or fund accounts, the following:

28 (A) For disbursing the balance of funds which were made available by law

29 to the projects in Section 3(b) of the General Improvement Distribution Act

30 of 2005, the sum of\$1,000,000.

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32 SECTION 16. APPROPRIATION - DRUG INTERDICTION AND ERADICATION. There is

33 hereby appropriated, to the Department of Finance and Administration -

34 Disbursing Officer, to be payable from the Special State Assets Forfeiture

35 Fund, for drug interdiction and eradication for the biennial period ending

36 June 30, 2009, the following:

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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) DRUG INTERDICTION AND ERADICATION	\$ 5,000,000	\$ 5,000,000

SECTION 17. APPROPRIATION - DISASTER ASSISTANCE - FEDERAL. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for federal match on individual and family assistance disaster grants authorized by the Disaster Relief Act of 1974 and for complying with the Arkansas Emergency Services Act of 1973 (Arkansas Code 12-75-101 et. seq.) by the Office of Emergency Services for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) DISASTER ASSISTANCE GRANTS-FEDERAL	\$ 8,000,000	\$ 8,000,000

SECTION 18. APPROPRIATION - BABY SHARON ACT GRANTS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Baby Sharon's Children's Catastrophic Illness Grant Program Trust Fund, for grants to the Baby Sharon's Children's Catastrophic Illness Grant Program Committee to assist with the medical expenses incurred by families of children with catastrophic illnesses or injuries by awarding grants to the families who are liable for the medical expenses for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) "BABY SHARON ACT" GRANTS	\$ 2,000,000	\$ 2,000,000

SECTION 19. APPROPRIATION - ORGAN DONATION EDUCATION GRANTS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Organ Donation Trust Fund, for grant funds to the Arkansas Regional Organ Recovery Agency, or its successor agency, to be used for educational or informational materials and other

1 related costs to inform and educate the public about organ donations and
2 organ donation awareness for the biennial period ending June 30, 2009, the
3 following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) ORGAN DONATION EDUCATION GRANTS	\$ 200,000	\$ 200,000

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9 SECTION 20. APPROPRIATION - SHARED BENEFIT HOLDING. There is hereby
10 appropriated, to the Department of Finance and Administration - Disbursing
11 Officer, to be payable from the Shared Benefit Payment Fund, to allow state
12 agencies to contract to purchase technology systems based on an increase in
13 the requesting state agency's revenues generated through the use of
14 technology systems for the biennial period ending June 30, 2009, the
15 following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) SHARED BENEFIT HOLDING	\$ 50,000,000	\$ 50,000,000

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19 SECTION 21. APPROPRIATION - DEPARTMENT OF CORRECTION - ESCAPEES TRIAL.
20 There is hereby appropriated, to the Department of Finance and Administration
21 - Disbursing Officer, to be payable from the Trial Expense Assistance Fund,
22 for making reimbursements to counties for costs incurred in felony trials
23 that exceed limits and for all expenses incurred by counties in holding and
24 bringing to trial persons charged with escape from the Department of
25 Correction as authorized by law for the biennial period ending June 30, 2009,
26 the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REFUNDS/REIMBURSEMENTS TO COUNTIES	\$ 100,000	\$ 100,000

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30 SECTION 22. APPROPRIATION - STATE EMPLOYEES BLANKET BOND PROGRAM. There is
31 hereby appropriated, to the Department of Finance and Administration -
32 Disbursing Officer, to be payable from the Miscellaneous Revolving Fund, for
33

1 payment of blanket surety bond premiums for the State of Arkansas for the
 2 biennial period ending June 30, 2009, the following:

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4 ITEM	FISCAL YEARS	
5 NO.	2007-2008	2008-2009
6 (01) SURETY BOND PREMIUMS STATE EMPLOYEES	\$ <u>250,000</u>	\$ <u>250,000</u>

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8 SECTION 23. APPROPRIATION - COUNTY PUBLIC EMPLOYEES BLANKET BOND PROGRAM.
 9 There is hereby appropriated, to the Department of Finance and Administration
 10 - Disbursing Officer, to be payable from the County Aid Fund, for payment of
 11 blanket surety bond premiums for those counties participating in the County
 12 Public Employee Blanket Bond Program for the biennial period ending June 30,
 13 2009, the following:

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15 ITEM	FISCAL YEARS	
16 NO.	2007-2008	2008-2009
17 (01) SURETY BOND PREMIUMS COUNTY EMPLOYEES	\$ <u>250,000</u>	\$ <u>250,000</u>

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19 SECTION 24. APPROPRIATION - MUNICIPAL PUBLIC EMPLOYEES BLANKET BOND
 20 PROGRAM. There is hereby appropriated, to the Department of Finance and
 21 Administration - Disbursing Officer, to be payable from the Municipal Aid
 22 Fund, for payment of blanket surety bond premiums for those municipalities
 23 participating in the Municipal Public Employees Blanket Bond Program for the
 24 biennial period ending June 30, 2009, the following:

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26 ITEM	FISCAL YEARS	
27 NO.	2007-2008	2008-2009
28 (01) SURETY BOND PREMIUMS MUNICIPAL 29 EMPLOYEES	\$ <u>250,000</u>	\$ <u>250,000</u>

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31 SECTION 25. APPROPRIATION - PUBLIC SCHOOL EMPLOYEES BLANKET BOND PROGRAM.
 32 There is hereby appropriated, to the Department of Finance and Administration
 33 - Disbursing Officer, to be payable from the Department of Education Public
 34 School Fund Account, for payment of blanket surety bond premiums for those
 35 school districts participating in the Public School Employees Program for the
 36 biennial period ending June 30, 2009, the following:

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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) SURETY BOND PREMIUMS PUBLIC SCHOOL EMPLOYEES	\$ 250,000	\$ 250,000

SECTION 26. APPROPRIATION - FIRE PROTECTION SERVICES - ADDITIONAL FUNDING. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Fire Protection Premium Tax Fund, for additional funding of Arkansas fire departments as provided in Arkansas Code beginning at 26-57-611 and including 26-57-614 and 14-284-101 et. seq. by the Department of Finance and Administration - Disbursing Officer for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) PAYMENTS TO FIRE DEPARTMENTS	\$ 15,000,000	\$ 15,000,000

SECTION 27. APPROPRIATION - US OLYMPIC COMMITTEE. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the United State Olympic Committee Program Trust Fund, to provide sufficient appropriation to disburse funds to the United States Olympic Committee for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) GRANTS AND AID-US OLYMPIC COMMITTEE	\$ 50,000	\$ 50,000

SECTION 28. APPROPRIATION - MUNICIPAL FIRE AND POLICE PENSION AND RELIEF FUNDS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Arkansas Fire and Police Pension Guarantee Fund, for protection for members of under-funded municipal fire and police pension funds for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) GRANTS AND AID - MUNICIPAL FIRE AND POLICE RELIEF PENSION	\$ 6,000,000	\$ 6,000,000

SECTION 29. APPROPRIATION - MERIT ADJUSTMENT FUND. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Merit Adjustment Fund, for providing various state agencies and institutions of higher education with supplemental personal services for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) PERSONAL SERVICES - MERIT ADJUSTMENT	\$ 4,000,000	\$ 4,000,000

SECTION 30. APPROPRIATION - WORKFORCE 2000. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Work Force 2000 Development Fund, for additional support for vocational technical education and institutions of higher education by the Department of Finance and Administration - Disbursing Officer - Workforce 2000 for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) TECHNICAL COLLEGES ACCREDITATION	\$ 30,000,000	\$ 30,000,000
(02) VO-TECH ACCREDITATION	5,000,000	5,000,000
TOTAL AMOUNT APPROPRIATED	\$ 35,000,000	\$ 35,000,000

SECTION 31. APPROPRIATION - INDIGENT PATIENT-EMERGENCY MEDICAL SERVICES PROGRAM. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Indigent Patient's Fund, for assistance in defraying the costs for unreimbursed expenses of the specified counties for the care and treatment of Arkansas indigent patients in amounts as certified by each county as funds are available for the biennial period ending June 30, 2009, the following:

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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) CARE & TREATMENT OF ARKANSAS INDIGENT PATIENTS IN HEALTH CARE FACILITIES BY MISSISSIPPI, POINSETT, ST. FRANCIS, CROSS AND LEE COUNTIES	\$ 300,000	\$ 300,000

SECTION 32. APPROPRIATION - JUVENILE DETENTION FACILITIES. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Juvenile Detention Facilities Operating Fund, for grants for operating expenses of local juvenile detention facilities for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) JUVENILE DETENTION FACILITIES OPERATING EXPENSES	\$ 400,000	\$ 400,000

SECTION 33. APPROPRIATION - NATURAL RESOURCES DAMAGES. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Natural Resources Damages Trust Fund, for natural resources projects by the Department of Finance and Administration - Disbursing Officer for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) ENVIRONMENTAL PAYMENTS	\$ 230,390	\$ 230,390

SECTION 34. APPROPRIATION - PURCHASE OF VEHICLES. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Motor Vehicle Acquisition Revolving Fund, for purchase of vehicles as provided by Arkansas Code 22-8-201 by of the Department of Finance and Administration - Disbursing Officer for the biennial period ending June 30, 2009, the following:

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ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) PURCHASE OF VEHICLES	<u>\$ 15,000,000</u>	<u>\$ 15,000,000</u>

SECTION 35. APPROPRIATION - ANNUAL CAREER SERVICE RECOGNITION PAYMENTS.

There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Merit Adjustment Fund, for providing annual career service recognition payments to classified employees of state agencies for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) CAREER RECOGNITION PAYMENTS	<u>\$ 6,671,633</u>	<u>\$ 7,179,591</u>

SECTION 36. APPROPRIATION - DFA-DISBURSING-MISCELLANEOUS-CASH-TRANSFERS.

There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for disbursement of cash funds collected on behalf of state agencies for transfer to those agencies as necessary for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) VARIOUS EXPENSES	<u>\$ 5,000,000</u>	<u>\$ 5,000,000</u>

SECTION 37. APPROPRIATION - ARKANSAS CHILDREN'S HOSPITAL. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Miscellaneous Agencies Fund Account, for miscellaneous grants to Children's Hospital by the Department of Finance and Administration - Disbursing Officer for the biennial period ending June 30, 2009, the following:

ITEM	FISCAL YEARS	
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1	NO.	2007-2008	2008-2009
2	(01) ACH BURN CENTER	\$ 1,000,000	\$ 1,000,000
3	(02) CHILDREN'S HOSPITAL PAYMENTS	700,000	700,000
4	(03) CHILDREN'S HOSPITAL REPRODUCTIVE		
5	HEALTH MONITORING	600,000	600,000
6	(04) CHILDREN'S INTENSIVE CARE	<u>1,233,600</u>	<u>1,233,600</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,533,600</u>	<u>\$ 3,533,600</u>

8

9 SECTION 38. APPROPRIATIONS - VARIOUS STATE AGENCIES - CASH. There is
 10 hereby appropriated, to the Department of Finance and Administration -
 11 Disbursing Officer, to be payable from various state agency cash funds for
 12 providing various state agencies with appropriations for cash funds for the
 13 biennial period ending June 30, 2009, the following:

14

15	ITEM	FISCAL YEARS	
16	NO.	2007-2008	2008-2009
17	(01) CASH APPROPRIATION-VARIOUS AGENCIES	\$ 50,000,000	\$ 50,000,000
18	(02) PAYPLAN ADJUSTMENT-VARIOUS AGENCIES	<u>5,000,000</u>	<u>5,000,000</u>
19	TOTAL AMOUNT APPROPRIATED	<u>\$ 55,000,000</u>	<u>\$ 55,000,000</u>

20

21 SECTION 39. APPROPRIATION - PUBLIC LEGAL AID. There is hereby
 22 appropriated, to the Department of Finance and Administration - Disbursing
 23 Officer, to be payable from the Public Legal Aid Fund, for providing grants
 24 to Legal Aid of Arkansas and the Center for Arkansas Legal Services for
 25 providing financial support for public legal aid organizations for the
 26 biennial period ending June 30, 2009, the following:

27

28	ITEM	FISCAL YEARS	
29	NO.	2007-2008	2008-2009
30	(01) GRANTS AND AID-LEGAL AID OF ARKANSAS		
31	AND THE CENTER FOR ARKANSAS LEGAL		
32	SERVICES	<u>\$ 342,104</u>	<u>\$ 342,104</u>

33

34 SECTION 40. APPROPRIATION - PROSTATE CANCER. There is hereby appropriated,
 35 to the Department of Finance and Administration - Disbursing Officer, to be
 36 payable from the Miscellaneous Agencies Fund Account, for a grant to the

1 Arkansas Prostate Cancer Foundation for cancer detection and research for the
 2 biennial period ending June 30, 2009, the following:

3

4 ITEM	FISCAL YEARS	
5 NO.	2007-2008	2008-2009
6 (01) ARKANSAS PROSTATE CANCER FOUNDATION		
7 GRANT-CANCER DETECTION AND RESEARCH	\$ 197,750	\$ 197,750

8

9 SECTION 41. APPROPRIATION - STIPENDS - VARIOUS AGENCIES. There is hereby
 10 appropriated, to the Department of Finance and Administration - Disbursing
 11 Officer, to be payable from the Miscellaneous State Treasury Funds, for
 12 providing appropriation to comply with payment of stipends under United
 13 States Internal Revenue Code which governs the reporting of income and
 14 payment of withholding and matching taxes for personal services for the
 15 biennial period ending June 30, 2009, the following:

16

17 ITEM	FISCAL YEARS	
18 NO.	2007-2008	2008-2009
19 (01) REGULAR SALARIES	\$ 500,000	\$ 500,000
20 (02) PERSONAL SERVICES MATCHING	50,000	50,000
21 TOTAL AMOUNT APPROPRIATED	\$ 550,000	\$ 550,000

22

23 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 25 CLASSIFICATION AND USE OF APPROPRIATIONS. The appropriations authorized in
 26 Section 8, Marketing and Redistribution, hereof which are transferred to the
 27 various agencies, as authorized in Section 43 hereof, are to be used for the
 28 maintenance and general operation of the benefiting agency and shall only be
 29 expended under the provisions cited in Arkansas Code 19-4-522, the same being
 30 the General Accounting and Budgetary Procedures Law of Arkansas. Provided,
 31 however, no appropriation authorized herein shall be expended for Conference
 32 and Travel Expenses or Professional Fees and Services. The provisions of this
 33 section shall be in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~
 34 2009.

35
 36 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 2 PROVISION. The Department of Finance and Administration shall, upon transfer
 3 to the agencies or institutions fund or fund account of the proceeds derived
 4 from disposal of property by the Marketing and Redistribution division for
 5 the benefit of various agencies, transfer appropriation, as provided in
 6 Section 8, Marketing and Redistribution, hereof in such amount as funds are
 7 deposited into the Property Sales Holding Fund and transferred therefrom for
 8 the benefit of such agencies.

9 The provisions of this section shall be in effect only from July 1, ~~2005~~
 10 2007 through June 30, ~~2007~~ 2009.

11
 12 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 14 APPROPRIATION TRANSFER PROCEDURES. In the event that sufficient appropriation
 15 has not been provided for the payment of Career Recognition Payments for any
 16 state agency or institution due to the enactment of this Act or any other act
 17 approved by the ~~Eighty-Fifth~~ Eighty-Sixth General Assembly which raises the
 18 compensation level of state employees, the agency or institution may request
 19 a transfer from the appropriation provided in Section 35, Annual Career
 20 Service Recognition Payments, herein from the Chief Fiscal Officer of the
 21 State. Such request shall clearly state the amount required, the fund or
 22 fund account from which the employees are currently being paid, and such
 23 other information as may be required by the Chief Fiscal Officer of the State
 24 that he deems necessary to make a decision regarding the request. Upon the
 25 approval of the Chief Fiscal Officer of the State or upon processing the
 26 request for elected Constitutional Officers and their employees by the Chief
 27 Fiscal Officer of the State, the State Auditor shall be notified as to the
 28 amount and the purposes for which said appropriation is to be made. The
 29 appropriation shall then be added to the proper account on the books of the
 30 Department of Finance and Administration and the State Auditor payable from
 31 the fund or fund account from which the employees of the agency or
 32 institution are authorized to be paid by law. Such appropriation transfer
 33 shall be limited to Regular Salaries or Personal Services Matching or both.
 34 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
 35 through June 30, ~~2007~~ 2009.

36

1 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 3 PROVISION. Funding for the appropriation transfers authorized by Section
 4 35, Annual Career Service Recognition Payments, of this Act, or for any part
 5 thereof, for those state agencies which are supported in whole or in part
 6 from general revenues, shall, if required, be provided by a transfer from the
 7 Merit Adjustment Fund to the proper fund or fund account and in such amounts
 8 as determined by the Chief Fiscal Officer of the State. The State Agencies
 9 shall, in addition to the funds provided in this Act for Annual Career
 10 Service Recognition Payments from the Merit Adjustment Fund, make available
 11 any funding generated from agency salary savings for such purposes from the
 12 funds or fund accounts as provided by law. The provisions of this section
 13 shall be in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.
 14

15 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 17 PROCEDURES - MATCHING. In the event that there is not sufficient
 18 appropriation, from funds deposited in the State Treasury, provided for by
 19 the General Assembly for personal services matching for any state agency for
 20 the biennial period ending June 30, ~~2007~~ 2009, said agency shall request a
 21 transfer from appropriation provided for Personal Services Matching in
 22 Section 2 herein, from the Chief Fiscal Officer of the State, stating clearly
 23 the amounts required for each item. Upon approval of the Chief Fiscal
 24 Officer of the State, the State Auditor shall be notified as to the amount
 25 and the purposes for which said appropriation is to be made and shall be
 26 established upon the books of the Department of Finance and Administration
 27 and the State Auditor. Provided further, if desired, that said appropriation
 28 shall be supplemental to those regularly appropriated for such purposes by
 29 the General Assembly for that agency. Provided, however, that in the event
 30 the amount of transfer requested exceeds One Thousand Dollars (\$1,000), the
 31 Chief Fiscal Officer of the State shall seek prior review by the Arkansas
 32 Legislative Council or Joint Budget Committee before said transfer shall be
 33 made. The provisions of this section shall be in effect only from July 1,
 34 ~~2005~~ 2007 through June 30, ~~2007~~ 2009.
 35

36 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 2 OF APPROPRIATION - ELECTED OFFICERS. If it is determined by any office of an
 3 elected Constitutional Officer, including the Bureau of Legislative Research,
 4 Division of Legislative Audit or the Judicial Department, that there is not
 5 sufficient appropriation for Regular Salaries to pay the maximum salaries
 6 which have been set by the General Assembly for the employees of such Office,
 7 the Director of the Office shall notify the Chief Fiscal Officer of the fact
 8 and the amount of appropriation which has been determined to be required.
 9 Upon receipt of such notification, and after seeking prior review by the
 10 Legislative Council or Joint Budget Committee, the Chief Fiscal Officer of
 11 the State shall transfer on his books the amount of appropriation required
 12 from the appropriation provided for Regular Salaries-Elected Officers in
 13 Section 2 hereof to the Fund or Fund Account from which the Office's
 14 employees are paid and shall notify the State Auditor to process such
 15 transfer upon his books of record. The provisions of this section shall be in
 16 effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

17
 18 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 20 PROCEDURES - REGULAR SALARIES. In the event that there is not sufficient
 21 appropriation provided for by the General Assembly for payment of Regular
 22 Salaries for any state agency for the biennial period ending June 30, ~~2007~~
 23 2009, said agency may request a transfer from appropriations provided for
 24 Regular Salaries-State Employees in Section 2 herein, from the Chief Fiscal
 25 Officer of the State, stating clearly the amount required. Upon approval of
 26 the Chief Fiscal Officer of the State, and after seeking prior review by the
 27 Arkansas Legislative Council or Joint Budget Committee, the State Auditor
 28 shall be notified as to the amount and the purposes for which said
 29 appropriation is to be made. The appropriation shall then be established
 30 upon the books of the Department of Finance and Administration and the State
 31 Auditor. Provided further, that if desired, said appropriation shall be
 32 supplemental to those regularly appropriated for such purposes by the General
 33 Assembly for the agency.
 34 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
 35 through June 30, ~~2007~~ 2009.

36

1 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 3 RESTRICTIONS. Nothing in this Act is to be construed as an authority to
 4 transfer a like amount of current general revenues to fund appropriations
 5 provided for in Section 2, Miscellaneous Transfers, of this Act.

6 The provisions of this section shall be in effect only from July 1, ~~2005~~
 7 2007 through June 30, ~~2007~~ 2009.

8
 9 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 11 RESTRICTIONS. TRANSFER PROVISIONS. The Department of Finance and
 12 Administration shall transfer appropriation as provided in Item (05), Refund
 13 to Expenditures of Section 2, Miscellaneous Transfers, hereof in such amounts
 14 as funds are deposited into the State Treasury or financial institutions for
 15 proceeds received from insurance policies for casualty losses, overpayment of
 16 obligations, overpayment of salaries, over-allocation of federal assistance,
 17 maturity or redemption of investments, and subrogation payments received for
 18 workers' compensation claims paid, for the benefit of various state agencies.
 19 Provided, however, that the Chief Fiscal Officer of the State is hereby
 20 authorized to promulgate such rules, regulations, procedures, and guidelines
 21 as he or she may deem necessary and proper in order to carry out the
 22 provisions of this Act. The provisions of this section shall be in effect
 23 only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

24
 25 SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 27 PROCEDURES - OVERTIME. In the event that there is not sufficient
 28 appropriation provided for by the General Assembly for overtime compensation
 29 pursuant to Arkansas Code 19-4-1612 for any state agency for the biennial
 30 period ending June 30, ~~2007~~ 2009, said agency shall request a transfer from
 31 appropriations provided for Overtime in Section 2, Miscellaneous Transfers,
 32 herein, from the Chief Fiscal Officer of the State, stating clearly the
 33 amount required. Upon approval of the Chief Fiscal Officer of the State, and
 34 after seeking prior review by the Arkansas Legislative Council or Joint
 35 Budget Committee, the State Auditor shall be notified as to the amount and
 36 the purposes for which said appropriation is to be made. The appropriation

1 shall be established upon the books of the Department of Finance and
 2 Administration and the State Auditor. Provided, further, that if desired,
 3 said appropriation shall be supplemental to those regularly appropriated for
 4 such purposes by the General Assembly for that agency.

5 The provisions of this section shall be in effect only from July 1, ~~2005~~
 6 2007 through June 30, ~~2007~~ 2009.

7
 8 SECTION 52. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 10 CLASSIFICATION AND USE OF APPROPRIATIONS. The appropriations authorized for
 11 Refund to Expenditures in Section 2, Miscellaneous Transfers, hereof which
 12 are transferred to the various agencies as authorized by Section 50 hereof
 13 are to be used for the same purposes and shall be expended under the same
 14 provisions as cited in Arkansas Code 19-4-501 through 19-4-525, the same
 15 being the General Accounting and Budgetary Procedures Law of Arkansas, or its
 16 successor. The provisions of this section shall be in effect only from July
 17 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

18
 19 SECTION 53. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 21 DISBURSING PROCEDURES. The ~~Employment Security~~ Department of Workforce
 22 Services shall certify to the respective state agency at the end of each
 23 calendar quarter those unemployment compensation benefit payments made to
 24 former state employees who claimed and qualified for such benefits under the
 25 provisions of the Arkansas Employment Security Law. Upon satisfaction by the
 26 Chief Fiscal Officer of the State that the payments to individuals who had
 27 worked for the State of Arkansas were made in accordance with the provisions
 28 of the Arkansas Employment Security Law, he shall disburse funds from the
 29 appropriation in Section 7, Unemployment Compensation Claims, of this Act to
 30 reimburse the Employment Security Department for benefits paid in the
 31 previous calendar quarter.

32 The provisions of this section shall be in effect only from July 1, ~~2005~~
 33 2007 through June 30, ~~2007~~ 2009.

34
 35 SECTION 54. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

1 PROCEDURES. In the event that the appropriation is not provided by the
 2 General Assembly for Cash Fund expenditures for any state agency, pursuant to
 3 Arkansas Code 19-4-801 et. seq., said agency shall request a transfer of
 4 appropriation from the Chief Fiscal Officer of the State, stating clearly the
 5 amount required. Upon approval of the Chief Fiscal Officer of the State, and
 6 after seeking prior review by the Arkansas Legislative Council or Joint
 7 Budget Committee, said cash fund appropriations shall be established upon the
 8 books of the Department of Finance and Administration, provided further, that
 9 upon request of the state agency and with the approval of the Chief Fiscal
 10 Officer of the State, the requested appropriations may be established upon
 11 the books of the Department of Finance and Administration in compliance with
 12 the applicable classifications of appropriations as enumerated in Arkansas
 13 Code 19-4-521 through 19-4-525.

14 The provisions of this section shall be in effect only from July 1, ~~2005~~
 15 2007 through June 30, ~~2007~~ 2009.

16

17 SECTION 55. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

19 MISCELLANEOUS FEDERAL PROGRAMS. The appropriations provided in Section 38,
 20 Various State Agencies- Cash, herein shall not be used to establish spending
 21 authority for new or unanticipated Federal Funds or Programs as defined by
 22 the provisions of the Miscellaneous Federal Grant Programs Act, Arkansas Code
 23 19-7-501 et. seq., and the provisions of the General Accounting and Budgetary
 24 Procedures Act, Arkansas Code 19-4-101 et. seq., or its successor. Funds
 25 subject to the above mentioned acts shall be deposited in the State Treasury.
 26 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
 27 through June 30, ~~2007~~ 2009.

28

29 SECTION 56. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SALARIES.

31 No provisions as provided in Section 38, Various State Agencies - Cash,
 32 herein shall be interpreted as the authority to create or establish new
 33 positions in addition to the positions established in the agency's Biennial
 34 Appropriation Act. In addition, salaries paid from appropriations
 35 transferred herein shall be subject to the provision of the Regular Salaries
 36 Procedures and Restrictions Act. The provisions of this section shall be in

1 effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

2
 3 SECTION 57. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

5 REPORTING. The Chief Fiscal Officer of the State shall file with the Arkansas
 6 Legislative Council or Joint Budget Committee a ~~report~~ cumulative report
 7 encompassing the prior two fiscal years summarizing all appropriations
 8 transferred and all additional positions authorized under the provisions of
 9 Section 5, Miscellaneous Federal Programs, of this Act.

10 The provisions of this section shall be in effect only from July 1, ~~2005~~
 11 2007 through June 30, ~~2007~~ 2009.

12
 13 SECTION 58. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

15 PROCEDURES. In the event that the Chief Fiscal Officer of the State
 16 determines that the General Assembly has not provided sufficient
 17 appropriation for the payment of Personal Services for a state agency,
 18 office, board, commission, institution or institution of higher education due
 19 to the enactment of this act or any other Act approved by the ~~Eighty-Fifth~~
 20 Eighty-Sixth General Assembly which raises the compensation level or required
 21 benefit matching costs of state employees, the agency, office, board,
 22 commission, institution of higher education or other institution may request
 23 a transfer from the appropriation provided herein from the Chief Fiscal
 24 Officer of the State. Such request shall clearly state the amount required,
 25 the fund or fund account from which the employees are currently being paid,
 26 and such other information as may be required by the Chief Fiscal Officer of
 27 the State that he deems necessary to make a decision regarding the request.
 28 Upon the approval of the Chief Fiscal Officer of the State, and upon review
 29 by the Performance Evaluation and Expenditure Review Subcommittee of the
 30 Arkansas Legislative Council or Joint Budget Committee or upon processing the
 31 request for elected Constitutional Officers and their employees by the Chief
 32 Fiscal Officer of the State, the State Auditor shall be notified as to the
 33 amount and the purposes for which said appropriation is to be made. The
 34 appropriation shall then be added to the proper account on the books of the
 35 Department of Finance and Administration and the State Auditor payable from
 36 the fund or fund account from which the employees of the state agency,

1 office, board, commission, institution of higher education or other
 2 institution are authorized to be paid by law. Such appropriation transfers
 3 shall be limited to Regular Salaries or Personal Services Matching or both.

4 The provisions of this section shall be in effect only from July 1, ~~2005~~
 5 2007 through June 30, ~~2007~~ 2009.

6
 7 SECTION 59. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 9 TRANSFER. Funding of compensation increases provided by the ~~Eighty-Fifth~~
 10 Eighty-Sixth General Assembly in the fiscal year ending June 30, ~~2007~~ 2009,
 11 and funding for the appropriation transfers authorized by Section 58 of this
 12 Act for those state agencies, offices, boards, commissions, institutions and
 13 state institutions of higher education which are supported in whole or in
 14 part from general revenues shall, if required, be provided for by a transfer
 15 from the Merit Adjustment Fund to the proper fund or fund account and in such
 16 amounts as may be determined by the Chief Fiscal Officer of the State and
 17 upon review by the Performance Evaluation and Expenditure Review Subcommittee
 18 of the Arkansas Legislative Council or Joint Budget Committee. The state
 19 agencies, offices, boards, commissions, institutions and state institutions
 20 of higher education shall, in addition to the funds provided in this section
 21 for Personal Services from the Merit Adjustment Fund, make available any
 22 funding generated from its salary savings for such purposes as provided for
 23 herein, from the funds or fund accounts as prescribed by law.

24 The provisions of this section shall be in effect only from July 1, ~~2005~~
 25 2007 through June 30, ~~2007~~ 2009.

26
 27 SECTION 60. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PUBLIC
 29 DEFENDER. The appropriation provided in Item (09) Public Defender Contract
 30 of Section 3, Miscellaneous Grants and Expenses herein shall be expended only
 31 for the purpose of contracting with the Public Defender of Pulaski County to
 32 provide defense for the mentally ill. ~~The appropriations made for Interstate~~
 33 ~~Planning Grants, Intrastate Metro Planning Grants and Planning and~~
 34 ~~Development Grants in Section 3, Miscellaneous Grants and Expenses are to~~
 35 ~~provide state assistance grants to: (A) each Planning and Development~~
 36 ~~District organized under Ark. Code 14-166-201 et seq., and recognized by the~~

1 ~~Governor and, (B) locally formed organizations organized under The Interlocal~~
 2 ~~Cooperation Act (Ark. Code 25-20-101 et seq.), or other Acts which permit~~
 3 ~~interstate cooperation among local governments and intrastate cooperation.~~
 4 ~~Such grants are to be made in equal payments within each category of~~
 5 ~~organization.~~

6 The provisions of this section shall be in effect only from July 1, 2005
 7 2007 through June 30, ~~2007~~ 2009.

8
 9 SECTION 61. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CREDIT TO
 11 THE INDIGENT PATIENTS FUND. (b) All revenue derived from the pari-mutuel
 12 tax at the fifteen (15) additional days of racing authorized by subsection
 13 (a) of Ark. Code 23-111-505 after monies have been remitted by the franchise
 14 holder to Mid-South Community College as may be provided by law, shall be
 15 deposited with the Treasurer of State as special revenue for credit to the
 16 Indigent Patients Fund, to be used to defray the cost of hospitalization and
 17 other medical services of indigent Arkansas patients in health care
 18 facilities by Mississippi County, Poinsett County, Cross County, St. Francis
 19 County and Lee County for which the county has not received total
 20 reimbursement. Each county shall certify to the Chief Fiscal Officer of the
 21 State the amount of the unreimbursed medical expenses under such procedures
 22 and such detail as required by the Department of Finance and Administration.
 23 The amount available to each county shall be no more than 1/5 of the total
 24 funds available or the amount certified of unreimbursed medical expenses,
 25 whichever is less.

26
 27 SECTION 62. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUVENILE
 29 TRANSPORTATION. Funds appropriated for Transportation of Juveniles in
 30 Section 3, Miscellaneous Grants and Expenses, of this Act shall be used to
 31 provide grants/reimbursements to counties and cities for transportation of
 32 juvenile offenders to appropriate care or custody facilities or any other
 33 licensed juvenile facility approved by the court or as may be provided by
 34 law, in those counties which have juvenile detention facilities. Such
 35 grants/reimbursements for juvenile transportation costs shall be made in
 36 accordance with procedures and criteria developed and administered by the

1 Office of Criminal Detention Facilities Review Coordinator.

2 The provisions of this section shall be in effect only from July 1, 2005
3 2007 through June 30, ~~2007~~ 2009.

4
5 SECTION 63. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHERIFFS
7 ASSOCIATION. A lump sum monthly installment of at least one-twelfth (1/12)
8 of the annual appropriation provided for in Section 13 of this Act, or so
9 much thereof as may be made available, shall be provided to the Arkansas
10 Sheriffs Association to be used exclusively for the establishment and
11 operation of crime prevention and alcohol and drug abuse programs.

12 The provisions of this section shall be in effect only from July 1, 2005
13 2007 through June 30, ~~2007~~ 2009.

14
15 SECTION 64. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
17 DISTRIBUTION OF ADMINISTRATION OF JUSTICE FUNDS. In the event that the fund
18 balance in the Administration of Justice Fund is inadequate to fund the
19 monthly allocation to State Agencies, the funds will be distributed as
20 follows:

21 All monthly allocations to State Agencies will be funded in the percentage
22 of the total funds available in the Administration of Justice Fund; that is
23 if less than 100% of the total monthly allocation is available for
24 distribution, all monthly allocations to State Agencies will be funded at an
25 equal percentage consistent with the available funds, provided that any of
26 the allocations listed in Section 65 that have been fully pledged prior to
27 January 1, 2001 to the repayment of a bond issue or bond issues shall not be
28 reduced below the amount listed in Section 65. Any shortage from one month
29 will be adjusted in future months' payments as funds become available.

30 The provisions of this section shall be in effect only from July 1, 2005
31 2007 through June 30, ~~2007~~ 2009.

32
33 SECTION 65. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
34 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ALLOCATION
35 RESTRICTIONS. There is hereby allocated to state programs and agencies, as
36 set out herein, the following allocations of funds appropriated for State

1 Agencies Distribution in Section 12, to the Department of Finance and
 2 Administration - Disbursing Officer, there to be used as provided by law.

3	Maximum Allocation	
4	Fiscal Years	
5 Item	Fiscal Years	
6 No.		
7	2005-2006	2006-2007
8	<u>2007-2008</u>	<u>2008-2009</u>
9 (1) Board of Trustees of the University of		
10 Arkansas for the purpose and as regulated		
11 by Arkansas Code Annotated 6-64-604-606	\$ 2,687,619	\$ 2,687,619
12 (2) Drug Abuse Prevention and Treatment		
13 Fund for use in the Drug Abuse Prevention		
14 And Treatment Program of the Bureau of		
15 Alcohol and Drug Abuse Prevention	342,000	342,000
16 (3) Highway Safety Special Fund for programs		
17 of the Arkansas Highway Safety Program		
18 <u>within DHHS</u>	1,324,795	1,324,795
19 (4) Department of Arkansas State Police for		
20 the State Police Retirement Fund	1,249,380	1,249,380
21 (5) Department of Arkansas State Police Fund	400,000	400,000
22 (6) Crime Victims/Reparations Revolving Fund		
23 for the purpose and as regulated by		
24 Arkansas Code Annotated §16-90-701 et seq.	2,089,723	2,089,723
25 (7) Prosecutor Coordinator's Office for		
26 deposit in the Law Enforcement and		
27 Prosecutor Drug Enforcement Training		
28 Fund	70,660	70,660
29 (8) Fund from which the Code		
30 Revision Commission draws its support	113,996	113,996
31 (9) (8) Crime Information System Fund	98,064	98,064
32 (10) (9) Justice Building Construction Fund	990,000	990,000
33 (11) (10) Municipal Court Judge and the		
34 Municipal Court Clerk Education Fund	100,000	100,000
35 (12) (11) Arkansas Judicial Retirement		
36 System Fund	902,797	902,797

1	(13) (12) State Central Services Fund for the		
2	benefit of the Public Defender Commission	6,908,027	6,908,027
3	(14) (13) Court Reporter Fund	5,555,833	5,555,833
4	(15) (14) Justice Building Fund	83,528	83,528
5	(16) (15) Arkansas Counties Alcohol and Drug		
6	Abuse and Crime Prevention Fund	386,138	386,138
7		<u>375,000</u>	<u>375,000</u>
8	(17) (16) Auditor of State to fund Trial		
9	Court Administrative Assistants	5,431,729 <u>5,570,776</u>	5,570,776
10	(18) (17) Drug Abuse Prevention and Treatment		
11	Fund for use in the Drug Abuse Prevention		
12	and Treatment program of the Bureau of		
13	Alcohol and Drug Abuse Prevention	312,000	312,000
14	(19) (18) State Central Services Fund for		
15	the Benefit of the Administrative Office		
16	of the Courts Div of Dependency-Neglect		
17	Representation	1,467,899	1,467,899
18	(19.1) (18.1) State Central Services Fund		
19	for the Benefit of the Administrative		
20	Office of the Courts Div of Dependency		
21	-Neglect Representation	2,816,939	2,816,939
22	(20) (19) Miscellaneous Agencies Fund Account		
23	for the benefit of the State Crime Laboratory	576,988	576,988
24	(21) (20) District Judges Association for the		
25	District Court Coordinator	55,000	55,000
26	(22) (21) Public Legal Aid Fund	342,104	342,104
27	TOTAL AMOUNT ALLOCATED	\$ 34,305,219	\$ 34,444,266
28		<u>\$ 34,319,132</u>	<u>\$ 34,319,132</u>

29 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
 30 through June 30, ~~2007~~ 2009.

31

32 SECTION 66. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. YEARLY
 34 FUND TRANSFERS. On July 1, ~~2005~~ 2007 and each July 1, thereafter, 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 a sum not to exceed one

1 million five hundred thousand dollars ~~(\$1,000,000)~~ (\$1,500,000) or so much
 2 thereof as is available from fund balances that exceed seven million dollars
 3 (\$7,000,000), as determined by the Chief Fiscal Officer of the State, from
 4 the State Administration of Justice Fund to the Crime Victims Reparations
 5 Revolving Fund to provide funds for personal services, operating expenses and
 6 claims for the Office of the Attorney General - Crime Victims Reparations
 7 Program. The provisions of this section shall be in effect only from July 1,
 8 ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

9
 10 SECTION 67. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 12 TRANSFER. On or before June 15 of each fiscal year, the Arkansas Fire and
 13 Police Pension Review Board shall certify to the Chief Fiscal Officer of the
 14 State the amount of funding it recommends for disbursement in the ensuing
 15 fiscal year to under-funded municipal fire and police relief and pension
 16 plans as defined in Arkansas Code 24-11-209. The Chief Fiscal Officer of the
 17 State shall then immediately transfer on his books and those of the State
 18 Treasurer amounts not to exceed the total amount recommended by the Board or
 19 the amount appropriated herein for the ensuing fiscal year, whichever is the
 20 lesser amount, from the Revenue Holding Fund Account to the Arkansas Fire and
 21 Police Pension Guarantee Fund for distribution to the recommended under-
 22 funded plans.
 23 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
 24 through June 30, ~~2007~~ 2009.

25
 26 SECTION 68. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
 28 RESTRICTIONS. Funds distributed to under-funded local pension programs
 29 through the appropriation authorized in Section 28 of this Act shall not be
 30 used to enhance benefits of the recipients.
 31 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
 32 through June 30, ~~2007~~ 2009.

33
 34 SECTION 69. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORKFORCE
 36 2000 DISTRIBUTION. After the amount to be made available to a technical

1 college, technical institute or comprehensive lifelong learning center has
 2 been determined, as provided by law, the Chief Fiscal Officer of the State
 3 shall process the documents necessary so that the funds may be transferred
 4 from the Work Force 2000 Development Fund to the State Treasury fund or fund
 5 account from which the technical college, technical institute, or
 6 comprehensive lifelong learning center draws its general revenue support.

7 The Chief Fiscal Officer of the State shall also cause an equal amount of
 8 the appropriation provided for Technical Colleges Accreditation and VoTech
 9 Accreditation in Section 30 of this Act to be transferred to the
 10 institutions' appropriate line item appropriation or allocation, there to be
 11 supplemental and in addition to those appropriations or allocations provided
 12 by the General Assembly for personal services and operating expenses of the
 13 institution from the State Treasury Fund or fund account. The provisions of
 14 this section shall be in effect only from July 1, ~~2005~~ 2007 through June 30,
 15 ~~2007~~ 2009.

16
 17 SECTION 70. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FIRE
 19 PREVENTION COMMISSION. The balance of the funds and appropriation provided
 20 for Fire Prevention Commission Grants in Section 3, Miscellaneous Grants and
 21 Expenses herein which remain on June 30, ~~2006~~ 2008, shall be carried forward
 22 and made available for the same purpose for the fiscal year ending June 30,
 23 ~~2007~~ 2009.

24 The provisions of this section shall be in effect only from July 1, ~~2005~~
 25 2007 through June 30, ~~2007~~ 2009.

26
 27 SECTION 71. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 29 DISBURSING RESTRICTIONS. Before funds in the appropriation authorized for
 30 the Arkansas Sports Hall of Fame in Section 3 of this Act can be disbursed,
 31 the Arkansas Sports Hall of Fame must certify to the Chief Fiscal Officer of
 32 the State the procurement of three million five hundred thousand dollars
 33 (\$3,500,000) for the purpose of constructing the Arkansas Sports Hall of Fame
 34 facility.

35
 36 SECTION 72. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 2 AUTHORIZED. The Arkansas Children’s Hospital may request the Chief Fiscal
 3 Officer of the State to transfer the sum of not to exceed \$1,000,000 each
 4 fiscal year from the Miscellaneous Agencies Fund Account from funds made
 5 available by this Act for the Intensive Care Nursery to the Department of
 6 Human Services Grants Fund Account. The transferred funds shall be used to
 7 match federal Medicaid funds for cost-based reimbursement for helicopter
 8 patient transport.

9
 10 SECTION 73. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUVENILE
 12 DETENTION FACILITIES - ALLOCATION. There is hereby allocated to the local
 13 juvenile detention facilities, as set out herein, the following amounts as
 14 appropriated to the Department of Finance and Administration – Disbursing
 15 Officer for grants for operating expenses of local juvenile detention
 16 facilities for the biennial period ending June 30, ~~2007~~ 2009:

18	Maximum Allocation			
19 Item	Fiscal Years			
20 No. Juvenile Detention Facility				
21	2005-06	<u>2007-08</u>	2006-07	<u>2008-09</u>
22 (01) Arkansas County Juvenile Detention Center	29,998	<u>31,167</u>	29,998	<u>31,167</u>
23 (02) Benton County Juvenile Detention Center	21,253	<u>22,082</u>	21,253	<u>22,082</u>
24 (03) Craighead County Juvenile Detention Center	29,998	<u>31,167</u>	29,998	<u>31,167</u>
25 (04) Crittenden County Juvenile Detention Center	29,998	<u>31,167</u>	29,998	<u>31,167</u>
26 (05) Faulkner County Juvenile Detention Center	20,003	<u>20,783</u>	20,003	<u>20,783</u>
27 (06) Garland County Juvenile Detention Center	27,502	<u>28,574</u>	27,502	<u>28,574</u>
28 (07) Independence County Juvenile Detention Center	29,998	<u>31,167</u>	29,998	<u>31,167</u>
29 (08) Jefferson County Juvenile Detention Center				

1		29,998	31,167	29,998	31,167
2	(09) Miller County Juvenile Detention Center				
3		29,998	31,167	29,998	31,167
4	(10) Mississippi County Juvenile Detention Center				
5		16,256	16,891	16,256	16,891
6	(11) Phillips County Juvenile Detention Center				
7		15,006		15,006	
8	(12) (11) Pulaski County Juvenile Detention Center				
9		29,998	31,167	29,998	31,167
10	(13) (12) Sebastian County Juvenile Detention Center				
11		29,998	31,167	29,998	31,167
12					
13	(14) (13) Washington County Juvenile Detention Center				
14		29,998	31,167	29,998	31,167
15	(15) (14) Yell County Juvenile Detention Center				
16		29,998	31,167	29,998	31,167
17	Total Amount Allocated		\$400,000		\$400,000

18 The amount of funds distributed to the local juvenile detention facilities
 19 shall be adjusted as necessary on a pro-rata basis depending upon the actual
 20 amount of funding provided for this purpose in each fiscal year. If during
 21 the biennial period any of the Juvenile Detention Facilities ceases
 22 operations, the facilities remaining funds will be distributed to the
 23 remaining Juvenile Detention Facilities in a proportional basis.

24
 25 SECTION 74. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 27 AUTHORIZED. The Arkansas Children’s Hospital may request the Chief Fiscal
 28 Officer of the State to transfer the sum of not to exceed \$233,600 each
 29 fiscal year from the Miscellaneous Agencies Fund Account from funds made
 30 available by this Act for the Intensive Care Nursery to the Department of
 31 Human Service Grants Fund Account. The transferred funds shall be used to
 32 match federal funds used for supplemental Medicaid payments to Arkansas
 33 Children’s Hospital.

34
 35 SECTION 75. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

1 AUTHORIZED. The Arkansas Children’s Hospital may request the Chief Fiscal
 2 Officer of the State to transfer the sum of not to exceed \$700,000 each
 3 fiscal year from the Miscellaneous Agencies Fund Account from funds made
 4 available by this Act for the Children’s Hospital Payments, ~~Section 37, line~~
 5 ~~(02)~~ to the Department of Human Service Grants Fund Account. The transferred
 6 funds shall be used to match federal funds used for supplemental Medicaid
 7 payments to Arkansas Children’s Hospital.

8
 9 SECTION 76. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 11 AUTHORIZED. The Arkansas Children’s Hospital may request the Chief Fiscal
 12 Officer of the State to transfer the sum of not to exceed ~~\$200,000~~ \$600,000
 13 each fiscal year from the Miscellaneous Agencies Fund Account from funds made
 14 available by this Act for the Reproductive Health Monitoring, ~~Section 37,~~
 15 ~~line (03)~~ to the Department of Human Service Grants Fund Account. The
 16 transferred funds shall be used to match federal funds used for supplemental
 17 Medicaid payments to Arkansas Children’s Hospital.

18
 19 SECTION 77. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 21 OF FUNDS FOR THE PROGRAM. The Department of Health and Human Services may
 22 provide funding in an amount not to exceed \$300,000 for each fiscal year of
 23 the biennial period ending June 30, ~~2007~~ 2009 for expansion of services by
 24 the Child Abuse/Rape/Domestic Violence Section of the University of Arkansas
 25 – Medical Sciences. The Director of the Department of Health and Human
 26 Services shall certify the amount of available funds for this purpose for
 27 each year of the biennial period ending June 30, ~~2007~~ 2009. The Chief Fiscal
 28 Officer of the State shall transfer the amount of certified funds available
 29 from an account designated by the Director of the Department of Health and
 30 Human Services to the Miscellaneous Agencies Fund Account to expand services
 31 provided by the Child Abuse/Rape/Domestic Violence Section of the University
 32 of Arkansas – Medical Sciences.
 33 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
 34 through June 30, ~~2007~~ 2009.

35
 36 SECTION 78. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ~~ARKANSAS~~
 2 ARKADELPHIA 2025 COMMISSION. (a) There is hereby created the Arkadelphia
 3 2025 Commission to be composed of the Mayor, City Manager, and Chairman of
 4 the City Planning Commission of Arkadelphia, the Superintendent of the
 5 Arkadelphia Public School District, the member of the Arkansas House of
 6 Representatives representing the Arkadelphia area, the member of the Arkansas
 7 Senate representing the Arkadelphia area, the County Judge of Clark County,
 8 the Presidents of Ouachita Baptist University and Henderson State University,
 9 the President and Executive Secretary of the Arkadelphia Chamber of Commerce,
 10 and at least an equal number of citizens of the Arkadelphia area to be
 11 appointed by the members just named. The Commission shall be as broadly
 12 based as possible to represent all the diverse interests and to represent
 13 every race, gender, income level, and geographic area.
 14 (b) The Commission shall have the following powers and duties:
 15 (1) Determine the immediate needs of Arkadelphia and its surrounding
 16 area;
 17 (2) Determine the long-range needs and opportunities of the Arkadelphia
 18 area;
 19 (3) Seek and expend funds from all sources, both public and private;
 20 (4) Coordinate the activities of the various federal, state, and local
 21 agencies as well as the private sector in providing for the economic, social,
 22 and physical needs of the area;
 23 (5) To serve as the lead agency in the rebuilding and revitalization of
 24 the Arkadelphia area;
 25 (6) Adopt bylaws and establish goals; and
 26 (7) Perform all other powers and functions necessary to fulfill its
 27 duties.
 28 (c) The Commission shall be subject to audit by the Division of Legislative
 29 Audit.

30

31 SECTION 79. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE'S
 33 CONTRIBUTIONS. The Director of the Department of Finance and Administration
 34 is authorized to transfer Appropriation and Funding between State's
 35 Contributions line items authorized in Section 1. Any unexpended balances in
 36 appropriation and funds provided for State's Contributions in this Act

1 remaining June 30, ~~2006~~ 2008, shall be carried forward during the fiscal year
 2 ending June 30, ~~2007~~ 2009.

3
 4 SECTION 80. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 6 PROCEDURES - PER DIEM MATCHING. If there is not sufficient appropriation,
 7 from funds deposited in the State Treasury or Cash Accounts of an agency, for
 8 personal services, or personal services matching for any state agency for the
 9 biennial period ending June 30, ~~2007~~ 2009, for State agencies that process
 10 payroll through the Arkansas Administrative Statewide Information System for
 11 federal and state tax reporting as necessary to comply with the payment of
 12 stipends under United States Internal Revenue Code (IRC), 2001-Code-Vol, Sec
 13 3401 and Treasury Regulations §31.3401(c)-1(a) and §1.1402(c)-2(b), and
 14 others which govern the reporting of income and payment of withholding and
 15 matching taxes for personal services, the agency shall request a transfer
 16 from appropriation provided for Personal Services and Personal Services
 17 Matching in the appropriation for VARIOUS STATE AGENCIES - U.S. IRC AND
 18 TREASURY REGULATIONS herein, from the Chief Fiscal Officer of the State,
 19 stating clearly the amounts required for each item. Upon approval of the
 20 Chief Fiscal Officer of the State, the State Auditor shall be notified as to
 21 the amount and the purposes for which the appropriation is to be made and
 22 such appropriation as needed shall be established upon the books of the
 23 Department of Finance and Administration and the State Auditor. Provided,
 24 however, that in the event the total amount of transfer requested in any
 25 fiscal year exceeds Ten Thousand Dollars (\$10,000), the Chief Fiscal Officer
 26 of the State shall seek prior review by the Arkansas Legislative Council or
 27 Joint Budget Committee before the transfer shall be made.

28 The provisions of this section shall be in effect only from July 1, ~~2005~~
 29 2007 through June 30, ~~2007~~ 2009.

30
 31 SECTION 81. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION
 33 ESTABLISHMENT. The Chief Fiscal Officer of the State shall have the authority
 34 to establish such positions as necessary for State agencies to process
 35 payroll through the Arkansas Administrative Statewide Information System for
 36 federal and state tax reporting purposes as necessary to comply with the

1 United States Internal Revenue Code (IRC), 2001-Code-Vol, Sec 3401 and
 2 Treasury Regulations §31.3401(c)-1(a) and §1.1402(c)-2(b), and others which
 3 govern the reporting of income and payment of withholding and matching taxes
 4 for personal services. The positions established shall not be considered as
 5 part of the total number of authorized positions for an agency and shall only
 6 be considered as placeholders for payments to individuals who are board or
 7 commission members or elected officials of the State that do not otherwise
 8 receive salaries or wages as defined in §19-4-521 for their personal
 9 services. Further, none of the positions established under this section
 10 shall imply eligibility for state retirement of state health insurance
 11 benefits. The establishment of such positions shall not exceed ~~1,000~~ 250
 12 positions in any fiscal year.

13
 14 SECTION 82. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 16 AUTHORIZED. The Arkansas Children’s Hospital may request the Chief Fiscal
 17 Officer of the State to transfer the sum of not to exceed \$1,000,000 each
 18 fiscal year from the Miscellaneous Agencies Fund Account from funds made
 19 available by this Act for the Arkansas Children’s Hospital Burn Center to the
 20 Department of Human Service Grants Fund Account. The transferred funds shall
 21 be used to match federal funds used for supplemental Medicaid payments to
 22 Arkansas Children’s Hospital.

23
 24 SECTION 83. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. Arkansas
 26 Code § 12-75-114. Governor - Disaster emergency responsibilities is amended
 27 to read as follows:

28
 29 (a) The Governor is responsible for meeting and mitigating, to the maximum
 30 extent possible, dangers to the people and property of the state presented or
 31 threatened by disasters.

32 (b)(1) Under this chapter, the Governor may issue executive orders,
 33 proclamations, and regulations and amend or rescind them.

34 (2) Executive orders, proclamations, and regulations have the force and
 35 effect of law.

36 (c)(1) There is created within the office of the Governor a disaster

1 response fund, a disaster recovery fund, a catastrophic loss fund, and a
 2 hazard mitigation fund, which shall be separate and apart from the Governor's
 3 standard emergency fund.

4 ~~(2) The initial amount of the disaster response fund shall be in the~~
 5 ~~amount of one million dollars (\$1,000,000), the disaster recovery fund shall~~
 6 ~~be in the amount of three million dollars (\$3,000,000), and the hazard~~
 7 ~~mitigation fund shall be in the amount of three million dollars (\$3,000,000),~~
 8 ~~with:~~

9 ~~(A) The sum of one million dollars (\$1,000,000) from the disaster~~
 10 ~~recovery fund solely for use in individual assistance;~~

11 ~~(B) The sum of two million dollars (\$2,000,000) from the disaster~~
 12 ~~recovery fund solely for use in public assistance;~~

13 ~~(C) The sum of two million two hundred fifty thousand dollars~~
 14 ~~(\$2,250,000) from the hazard mitigation fund solely for use in hazard~~
 15 ~~mitigation assistance;~~

16 ~~(D) The sum of one million dollars (\$1,000,000) solely for use to~~
 17 ~~defray the cost of immediate emergency response; and~~

18 ~~(E) The sum of three million two hundred fifty thousand dollars~~
 19 ~~(\$3,250,000) from the catastrophic loss fund solely for use in catastrophic~~
 20 ~~losses suffered by both individuals and public entities.~~

21 (2) The initial amount of the disaster response fund shall be in the
 22 amount of two million dollars (\$2,000,000), solely for use to defray the cost
 23 of immediate emergency response.

24 (3) The disaster recovery fund shall be in the amount of five million
 25 dollars (\$5,000,000), with:

26 (A) The sum of two million dollars (\$2,000,000) from the disaster
 27 recovery fund solely for use in individual assistance; and

28 (B) The sum of three million dollars (\$3,000,000) from the disaster
 29 recovery fund solely for use in public assistance.

30 (4) The hazard mitigation fund shall be in the amount of three million
 31 dollars (\$3,000,000), solely for use in hazard mitigation assistance;

32 (5) The sum of three million two hundred fifty thousand dollars
 33 (\$3,250,000) from the catastrophic loss fund solely for use in catastrophic
 34 losses suffered by both individuals and public entities.

35 ~~(3)~~(6) The Governor's disaster fund may be increased from time to time at
 36 the discretion of the Governor.

1 ~~(4)~~(7) Expenditures from the individual assistance and public assistance
2 funds may only be made in the event of a disaster as defined in § 12-75-
3 103(2) and only upon proclamation by the Governor.

4 ~~(5)~~(8) Expenditures from the emergency response fund shall be made by
5 executive order of the Governor, upon recommendation and verification by the
6 Director of the Arkansas Department of Emergency Management, and may only be
7 made to defray immediate costs associated with response activities by
8 emergency forces of state and local governments and private nonprofit forces
9 duly registered in accordance with § 12-75-127.

10 ~~(6)~~(9)(A) Expenditures from the hazard mitigation fund shall be made by
11 executive order of the Governor.

12 (B) The director shall establish and maintain a current hazard
13 vulnerability analysis of key critical public facilities eligible for
14 assistance under the Governor's hazard mitigation fund.

15 ~~(7)~~(10)(A) Expenditures from the catastrophic loss fund may only be made
16 in the event of a federally declared disaster, as well as a disaster as
17 defined in § 12-75-103(2), and only upon a separate proclamation by the
18 Governor that a disaster has occurred in which catastrophic losses have been
19 suffered by individuals or public entities in the state, or both.

20 (B) The director shall establish and maintain such criteria as are
21 necessary to administer the funds authorized for catastrophic loss.

22 (d)(1) During the continuance of any state of disaster emergency, the
23 Governor is Commander-in-Chief of all forces available for emergency duty.

24 (2) To the greatest extent practicable, the Governor shall delegate or
25 assign operational control by prior arrangement embodied in appropriate
26 executive orders or regulations, but nothing in this section restricts the
27 Governor's authority to do so by orders issued at the time of the disaster
28 emergency.

29 (e) In addition to any other powers conferred upon the Governor by law, the
30 Governor may:

31 (1) Suspend the provisions of any regulatory statutes prescribing the
32 procedures for conduct of state business, or the orders, rules, or
33 regulations of any state agency, if strict compliance with the provisions of
34 any statute, order, rule, or regulation would in any way prevent, hinder, or
35 delay necessary action in coping with the emergency;

36 (2) Utilize all available resources of the state government and of each

1 political subdivision of the state as reasonably necessary to cope with the
 2 disaster emergency;

3 (3) Transfer the direction, personnel, or functions of state departments
 4 and agencies or units thereof for the purpose of performing or facilitating
 5 emergency services;

6 (4) Subject to any applicable requirements for compensation under § 12-
 7 75-124, commandeer or utilize any private property if he or she finds this
 8 necessary to cope with the disaster emergency;

9 (5) Direct and compel the evacuation of all or part of the population
 10 from any stricken or threatened area within the state if the Governor deems
 11 this action necessary for the preservation of life or other disaster
 12 mitigation, response, or recovery;

13 (6) Prescribe routes, modes of transportation, and destinations in
 14 connection with evacuation;

15 (7) Control ingress and egress to and from a disaster area, the movement
 16 of persons within the area, and the occupancy of premises therein;

17 (8) Suspend or limit the sale, dispensing, or transportation of
 18 alcoholic beverages, firearms, explosives, and combustibles; and

19 (9) Make provision for the availability and use of temporary emergency
 20 housing.

21
 22 SECTION 84. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 23 by this act shall be limited to the appropriation for such agency and funds
 24 made available by law for the support of such appropriations; and the
 25 restrictions of the State Procurement Law, the General Accounting and
 26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 27 Procedures and Restrictions Act, or their successors, and other fiscal
 28 control laws of this State, where applicable, and regulations promulgated by
 29 the Department of Finance and Administration, as authorized by law, shall be
 30 strictly complied with in disbursement of said funds.

31
 32 SECTION 85. LEGISLATIVE INTENT. It is the intent of the General Assembly
 33 that any funds disbursed under the authority of the appropriations contained
 34 in this act shall be in compliance with the stated reasons for which this act
 35 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 36 and Legislative Recommendations contained in the budget manuals prepared by

1 the Department of Finance and Administration, letters, or summarized oral
2 testimony in the official minutes of the Arkansas Legislative Council or
3 Joint Budget Committee which relate to its passage and adoption.

4
5 SECTION 86. EMERGENCY CLAUSE. It is found and determined by the General
6 Assembly, that the Constitution of the State of Arkansas prohibits the
7 appropriation of funds for more than a two (2) year period; that the
8 effectiveness of this Act on July 1, 2007 is essential to the operation of
9 the agency for which the appropriations in this Act are provided, and that in
10 the event of an extension of the Regular Session, the delay in the effective
11 date of this Act beyond July 1, 2007 could work irreparable harm upon the
12 proper administration and provision of essential governmental programs.
13 Therefore, an emergency is hereby declared to exist and this Act being
14 necessary for the immediate preservation of the public peace, health and
15 safety shall be in full force and effect from and after July 1, 2007.