

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

A Bill

SENATE BILL 113

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 FINANCE
10 AND ADMINISTRATION - BUILDING AUTHORITY DIVISION FOR
11 THE FISCAL YEAR ENDING JUNE 30, 2017; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF FINANCE AND
16 ADMINISTRATION - BUILDING AUTHORITY
17 DIVISION APPROPRIATION FOR THE 2016-2017
18 FISCAL YEAR.
19
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES - STATE OPERATIONS. There is hereby
25 established for the Department of Finance and Administration - Building
26 Authority Division for the 2016-2017 fiscal year, the following maximum
27 number of regular employees.
28

Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2016-2017
33	(1)	U052U ABA DIRECTOR	1	\$132,472
34	(2)	U080U ABA DEPUTY DIRECTOR	1	\$107,662
35	(3)	B003N ABA STATE ARCHITECT	1	GRADE N908
36	(4)	B002N ABA STATE ENGINEER	1	GRADE N908



1	(5)	G036C	ABA DIVISION MANAGER	3	GRADE C127
2	(6)	G047C	ATTORNEY SPECIALIST	1	GRADE C126
3	(7)	B023C	ENGINEER, P.E.	2	GRADE C124
4	(8)	B021C	LICENSED ARCHITECT	2	GRADE C124
5	(9)	D039C	NETWORK SUPPORT SPECIALIST	1	GRADE C123
6	(10)	B042C	ENGINEER	1	GRADE C121
7	(11)	S004C	MAINTENANCE MANAGER	1	GRADE C121
8	(12)	R019C	BUDGET MANAGER	1	GRADE C120
9	(13)	X047C	REAL ESTATE MANAGER	1	GRADE C120
10	(14)	V007C	PROCUREMENT COORDINATOR	1	GRADE C119
11	(15)	S013C	ABA BUILDING/PROGRAM SUPERVISOR	2	GRADE C118
12	(16)	B076C	RESEARCH PROJECT ANALYST	1	GRADE C117
13	(17)	V014C	BUYER	1	GRADE C116
14	(18)	X129C	CONSTRUCTION INSPECTOR	3	GRADE C116
15	(19)	B090C	ENGINEER TECHNICIAN	1	GRADE C116
16	(20)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
17	(21)	A091C	FISCAL SUPPORT ANALYST	1	GRADE C115
18	(22)	S031C	SKILLED TRADESMAN	1	GRADE C115
19	(23)	X153C	REAL ESTATE ANALYST	3	GRADE C114
20	(24)	R036C	HUMAN RESOURCES SPECIALIST	2	GRADE C113
21	(25)	C056C	ADMINISTRATIVE SPECIALIST III	2	GRADE C112
22	(26)	C073C	ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE C109
23			MAX. NO. OF EMPLOYEES	37	

SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Finance and Administration - Building Authority Division, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Department of Finance and Administration - Building Authority Division for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$1,915,556
(02) PERSONAL SERVICES MATCHING	617,416
(03) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	48,594
2	(B) CONF. & TRAVEL	6,200
3	(C) PROF. FEES	0
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,587,766</u></u>

7
 8 SECTION 3. REGULAR SALARIES - BUILDING MAINTENANCE. There is hereby
 9 established for the Department of Finance and Administration - Building
 10 Authority Division for the 2016-2017 fiscal year, the following maximum
 11 number of regular employees.

12				Maximum Annual
13				Salary Rate
14				Fiscal Year
15	Item	Class	Maximum	
16	No.	Code	No. of	2016-2017
	<u>Title</u>			<u>Employees</u>
17	(1)	G036C	1	GRADE C127
18	(2)	S004C	1	GRADE C121
19	(3)	G232C	1	GRADE C119
20	(4)	S013C	5	GRADE C118
21	(5)	S017C	8	GRADE C117
22	(6)	V014C	1	GRADE C116
23	(7)	S022C	4	GRADE C116
24	(8)	S037C	11	GRADE C115
25	(9)	A091C	1	GRADE C115
26	(10)	S031C	10	GRADE C115
27	(11)	S047C	1	GRADE C113
28	(12)	S046C	2	GRADE C113
29	(13)	A098C	2	GRADE C112
30	(14)	S065C	<u>3</u>	GRADE C108
31	MAX. NO. OF EMPLOYEES			51

32
 33 SECTION 4. EXTRA HELP - BUILDING MAINTENANCE. There is hereby
 34 authorized, for the Department of Finance and Administration - Building
 35 Authority Division for the 2016-2017 fiscal year, the following maximum
 36 number of part-time or temporary employees, to be known as "Extra Help",

1 payable from funds appropriated herein for such purposes: nine (9) temporary
 2 or part-time employees, when needed, at rates of pay not to exceed those
 3 provided in the Uniform Classification and Compensation Act, or its
 4 successor, or this act for the appropriate classification.

5
 6 SECTION 5. APPROPRIATION - BUILDING MAINTENANCE. There is hereby
 7 appropriated, to the Department of Finance and Administration - Building
 8 Authority Division, to be payable from the Building Authority Division
 9 Maintenance Fund, for personal services and operating expenses of the
 10 Department of Finance and Administration - Building Authority Division for
 11 the fiscal year ending June 30, 2017, the following:

13 ITEM	FISCAL YEAR
14 <u>NO.</u>	<u>2016-2017</u>
15 (01) REGULAR SALARIES	\$1,818,293
16 (02) EXTRA HELP	15,000
17 (03) PERSONAL SERVICES MATCHING	677,293
18 (04) OVERTIME	40,000
19 (05) MAINT. & GEN. OPERATION	
20 (A) OPER. EXPENSE	8,483,170
21 (B) CONF. & TRAVEL	15,000
22 (C) PROF. FEES	40,000
23 (D) CAP. OUTLAY	84,100
24 (E) DATA PROC.	0
25 (06) DEBT SERVICE	2,307,186
26 (07) FACILITIES MANAGEMENT CONTINGENCY	125,000
27 (08) RENT OF SPACE	<u>121,000</u>
28 TOTAL AMOUNT APPROPRIATED	<u><u>\$13,726,042</u></u>

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 30 SECTION 6. REGULAR SALARIES - JUSTICE BUILDING OPERATIONS. There is
 31 hereby established for the Department of Finance and Administration -
 32 Building Authority Division for the 2016-2017 fiscal year, the following
 33 maximum number of regular employees.

	Maximum Annual
Maximum	Salary Rate

Item	Class	No. of	Fiscal Year
No.	Code	Title	Employees
(1)	S017C	MAINTENANCE COORDINATOR	1
(2)	S037C	ABA BUILDING MAINTENANCE SPECIALIST	<u>2</u>
		MAX. NO. OF EMPLOYEES	3

SECTION 7. APPROPRIATION - JUSTICE BUILDING OPERATIONS. There is hereby appropriated, to the Department of Finance and Administration - Building Authority Division, to be payable from the Building Authority Division Maintenance Fund, for personal services and operating expenses of the Department of Finance and Administration - Building Authority Division for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$108,104
(02) PERSONAL SERVICES MATCHING	39,475
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	584,453
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$732,032</u></u>

SECTION 8. APPROPRIATION - JUSTICE BUILDING MAINTENANCE. There is hereby appropriated, to the Department of Finance and Administration - Building Authority Division, to be payable from the Justice Building Fund, for maintenance of the Justice Building by the Department of Finance and Administration - Building Authority Division for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) SPECIAL MAINTENANCE	<u><u>\$504,659</u></u>

SECTION 9. APPROPRIATION - CRITICAL MAINTENANCE. There is hereby appropriated, to the Department of Finance and Administration - Building Authority Division, to be payable from the Building Authority Division Maintenance Fund, for critical maintenance of various state buildings by the Department of Finance and Administration - Building Authority Division for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) SPECIAL MAINTENANCE	<u>\$5,000,000</u>

SECTION 10. APPROPRIATION - ACQUISITION AND MAINTENANCE. There is hereby appropriated, to the Department of Finance and Administration - Building Authority Division, to be payable from the Building Authority Division Real Estate Fund, for the acquisition and maintenance of facilities and land by the Department of Finance and Administration - Building Authority Division for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$300,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) CONSTRUCTION/RENOVATIONS	<u>1,200,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$1,500,000</u>

SECTION 11. APPROPRIATION - JUSTICE BUILDING CONSTRUCTION - CASH. There is hereby appropriated, to the Department of Finance and Administration - Building Authority Division, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Finance and Administration - Building Authority Division, for operating expenses of the Department of Finance and Administration - Building Authority Division for the fiscal year ending June 30, 2017, the following:

1		
2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2016-2017</u>
4	(01) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	\$55,000
6	(B) CONF. & TRAVEL	0
7	(C) PROF. FEES	35,000
8	(D) CAP. OUTLAY	0
9	(E) DATA PROC.	0
10	(02) DEBT SERVICE	<u>1,200,000</u>
11	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,290,000</u></u>

12

13 SECTION 12. APPROPRIATION - SUSTAINABLE BUILDING DESIGN PROGRAM. There

14 is hereby appropriated, to the Department of Finance and Administration -

15 Building Authority Division, to be payable from the Sustainable Building

16 Design Revolving Loan Fund, for transfers or loans to state agencies, boards

17 or commissions for construction, renovation, maintenance and operating

18 expenses for the Department of Finance and Administration - Building

19 Authority Division - Sustainable Building Design Program for the fiscal year

20 ending June 30, 2017, the following:

21		
22	ITEM	FISCAL YEAR
23	<u>NO.</u>	<u>2016-2017</u>
24	(01) LOANS	\$7,739,371
25	(02) LOAN REPAYMENT	<u>1,000,000</u>
26	TOTAL AMOUNT APPROPRIATED	<u><u>\$8,739,371</u></u>

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28 SECTION 13. APPROPRIATION - CASH. There is hereby appropriated, to the

29 Department of Finance and Administration - Building Authority Division, to be

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

31 the Chief Fiscal Officer of the State, for building improvements by the

32 Department of Finance and Administration - Building Authority Division for

33 the fiscal year ending June 30, 2017, the following:

34		
35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2016-2017</u>

1 (01) BUILDING IMPROVEMENTS \$3,291,000

2

3 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
5 OF FUNDS. Department of Finance and Administration - Building Authority
6 Division may from time to time as may be necessary and in such amounts as may
7 be necessary and with the approval of the Chief Fiscal Officer of the State,
8 request a transfer of funds from the State Central Services Fund to the
9 Arkansas Building Authority Maintenance Fund for operation of the Justice
10 Building for actual expenditures, in an amount not to exceed the dollar
11 amount appropriated in Section 7. Upon his approval, the Chief Fiscal
12 Officer of the State shall then initiate the necessary transfer documents to
13 reflect the transfer upon the fiscal records of the State Auditor, the State
14 Treasurer, the Chief Fiscal Officer of the State and Department of Finance
15 and Administration - Building Authority Division.

16 The provisions of this section shall be in effect only from July 1, ~~2015~~
17 2016 through June 30, ~~2016~~ 2017.

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19 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
21 RESTRICTIONS. Department of Finance and Administration - Building Authority
22 Division shall not demolish the 501 Building, formerly known as the Aegon
23 building, but shall retain the building as suitable office space to be used
24 by state agencies, boards, commissions, offices and departments.

25 The provisions of this section shall be in effect only from July 1, ~~2015~~
26 2016 through June 30, ~~2016~~ 2017.

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28 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
30 OF FUNDS. The Department of Finance and Administration - Building Authority
31 Division is hereby authorized, after seeking the approval of the Chief Fiscal
32 Officer of the State and the Arkansas Legislative Council or Joint Budget
33 Committee to request transfer from the appropriation made in Section 5 for
34 Building Maintenance to the Acquisition and Maintenance appropriation in
35 Section 10 and to receive from another state agency that seeks like approvals
36 its authority, appropriation and the transfer of funds to be deposited into

1 the Building Authority Division Real Estate Fund to become part of the
 2 Acquisition and Maintenance appropriation, and to be used for any purposes as
 3 set forth by law for said Real Estate Fund.

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

21 The provisions of this section shall be in effect only from July 1, ~~2015~~
 22 2016 through June 30, ~~2016~~ 2017.

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 24 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 26 DEPARTMENT OF FINANCE AND ADMINISTRATION - BUILDING AUTHORITY DIVISION
 27 CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. The Department of Finance and
 28 Administration - Building Authority Division may transfer appropriation and
 29 funds as needed from the Facilities Management Contingency Appropriation in
 30 Section 5 of this Act to any appropriation authorized for the Department of
 31 Finance and Administration - Building Authority Division.

32 The provisions of this section shall be in effect only from July 1, ~~2015~~
 33 2016 through June 30, ~~2016~~ 2017.

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

1 TO FACILITIES MANAGEMENT CONTINGENCY APPROPRIATION AUTHORITY. (a) In order to
2 provide a more cost effective method to address the emerging infrastructure
3 needs of Arkansas State Government, appropriations and funds transferred to
4 the Facilities Management Contingency Appropriation are to be used in the
5 event that the Department of Finance and Administration - Building Authority
6 Division executes one or more building contracts or maintenance agreements
7 with State Agencies, and the appropriations or funds otherwise provided for
8 the Department of Finance and Administration - Building Authority Division
9 are not sufficient to address those needs, and it is more cost effective for
10 the Department of Finance and Administration - Building Authority Division to
11 execute these services. Any State Agency may transfer or deposit funds and
12 appropriations to the Department of Finance and Administration - Building
13 Authority Division - Facilities Management Contingency Appropriation
14 authorized in Section 5 of this Act to execute one or more building contracts
15 or maintenance agreements with said State Agencies. The Department of
16 Finance and Administration - Building Authority Division shall provide
17 justification to the Chief Fiscal Officer of the State for the need of such
18 appropriations and funds transfers and seek and receive approval of the Chief
19 Fiscal Officer of the State. Department of Finance and Administration -
20 Building Authority Division shall then seek and receive the approval of the
21 Arkansas Legislative Council or Joint Budget Committee. The requirement of
22 approval by the Arkansas Legislative Council or Joint Budget Committee is not
23 a severable part of the section. If the requirement of approval by the
24 Arkansas Legislative Council or Joint Budget Committee is ruled
25 unconstitutional by a court of competent jurisdiction, this entire section is
26 void.

27 (b) The Chief Fiscal Officer of the State shall make the necessary
28 adjustments on his or her books and the books of the Auditor of the State for
29 the transfer or deposit of the funds and appropriations from each State
30 Agency to the appropriation authorized in Section 5 of this Act and to the
31 various Department of Finance and Administration - Building Authority
32 Division accounts to be used exclusively by the Department of Finance and
33 Administration - Building Authority Division for the fiscal year.

34 The provisions of this section shall be in effect only from July 1, ~~2015~~
35 2016 through June 30, ~~2016~~ 2017.

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1 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
3 SUSTAINABLE BUILDING DESIGN PROGRAM - TRANSFER. In the event there is not
4 sufficient appropriation and/or funding provided for by the General Assembly
5 for any state agency, board or commission to participate in the Sustainable
6 Building Design Program for renovations of state owned property which exceeds
7 two hundred fifty thousand dollars (\$250,000), the agency may request a
8 transfer from the Sustainable Building Design Program appropriation
9 authorized in Section 12 of this Act from the Chief Fiscal Officer of the
10 State. The request shall clearly state the amount required and such other
11 information as may be required by the Chief Fiscal Officer of the State
12 necessary to make a decision regarding the request. Upon approval of the
13 Chief Fiscal Officer of the State and prior review by the Arkansas
14 Legislative Council or Joint Budget Committee, the State Auditor shall be
15 notified as of the amount and the purposes for which the appropriation and/or
16 funding is to be transferred and shall be established upon the books of the
17 Department of Finance and Administration and the State Auditor. If desired,
18 the appropriation may be supplemental to those regularly appropriated for
19 like purposes by the General Assembly for that agency.

20 Provided further, that all state agencies, boards or commissions shall
21 have prior approval by the Department of Finance and Administration -
22 Building Authority Division as authorized for the Sustainable Building Design
23 Program in accordance with established Rules and Regulations.

24 The provisions of this section shall be in effect only from July 1, ~~2015~~
25 2016 through June 30, ~~2016~~ 2017.

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27 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
29 SUSTAINABLE BUILDING DESIGN PROGRAM - REVOLVING LOAN FUND. The Sustainable
30 Building Design Program Appropriation is intended to provide additional
31 appropriation authority for the Sustainable Building Design Program. Funding
32 for the program may be made available by the Chief Fiscal Officer of the
33 State, in the form of a loan, from a transfer from the Sustainable Building
34 Design Revolving Loan Fund after the required review by the Arkansas
35 Legislative Council or Joint Budget Committee, approval by the Chief Fiscal
36 Officer of the State and approval through rules and regulations established

1 and administered by the Department of Finance and Administration - Building
2 Authority Division. Moneys made available for the repayment of a loan shall
3 be deposited to the credit of the Sustainable Building Design Revolving Loan
4 Fund as a "Refund to Expenditure" for the year in which the deposit is made.
5 In the event that the funds for the repayment of a loan are held in
6 depositories other than the State Treasury, the administrative head of the
7 affected state agency shall issue a check drawn against the funds, which
8 shall be deposited in the Sustainable Building Design Revolving Loan Fund.

9 The provisions of this section shall be in effect only from July 1, ~~2015~~
10 2016 through June 30, ~~2016~~ 2017.

11
12 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

14 SUSTAINABLE BUILDING DESIGN PROGRAM - RULES AND REGULATIONS. Rules and
15 Regulations shall be established and administered by the Department of
16 Finance and Administration - Building Authority Division for the Sustainable
17 Building Design Program prior to the implementation of any transfers of
18 appropriation and/or funding. The Rules and Regulations shall be reviewed by
19 the Legislative Council or Joint Budget Committee prior to implementation.

20 The provisions of this section shall be in effect only from July 1, ~~2015~~
21 2016 through June 30, ~~2016~~ 2017.

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23 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
25 TRANSFER. The Chief Fiscal Officer of the State may transfer from time to
26 time on his or her books and those of the State Treasurer and the Auditor of
27 the State funding which is made available from General Improvement Funds
28 allocated and distributed to the Department of Finance and Administration -
29 Building Authority Division in an amount not to exceed three million dollars
30 (\$3,000,000) from the General Improvement Fund or its successor fund or fund
31 accounts to the Sustainable Building Design Revolving Loan Fund to provide
32 funds for the appropriation provided herein or for appropriation authority as
33 may be provided by law to provide loans to agencies for the Sustainable
34 Building Design Program.

35 The provisions of this section shall be in effect only from July 1, ~~2015~~
36 2016 through June 30, ~~2016~~ 2017.

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2 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
4 TRANSFER. From time to time, the Chief Fiscal Officer of the State may
5 transfer on his or her books and those of the State Treasurer and the Auditor
6 of the State the sum not to exceed twelve million dollars (\$12,000,000) from
7 Federal Funds as determined by the Chief Fiscal Officer of the State to the
8 Sustainable Building Design Revolving Loan Fund to provide funds for the
9 appropriations herein.

10 The provisions of this section shall be in effect only from July 1, ~~2015~~
11 2016 through June 30, ~~2016~~ 2017.

12
13 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
15 TRANSFER. The Department of Finance and Administration - Building Authority
16 Division is authorized to transfer any unspent funds remaining in any cash
17 fund account established for the management of a state owned facility managed
18 by, but not owned by, the Department of Finance and Administration - Building
19 Authority Division to the Department of Finance and Administration - Building
20 Authority Maintenance Fund to support the facility's Maintenance and
21 Operations appropriations.

22 The provisions of this section shall be in effect only from July 1, ~~2015~~
23 2016 through June 30, ~~2016~~ 2017.

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

34
35 SECTION 26. LEGISLATIVE INTENT. It is the intent of the General
36 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this act shall be in compliance with the stated reasons for
2 which this act was adopted, as evidenced by the Agency Requests, Executive
3 Recommendations and Legislative Recommendations contained in the budget
4 manuals prepared by the Department of Finance and Administration, letters, or
5 summarized oral testimony in the official minutes of the Arkansas Legislative
6 Council or Joint Budget Committee which relate to its passage and adoption.
7

8 SECTION 27. EMERGENCY CLAUSE. It is found and determined by the
9 General Assembly, that the Constitution of the State of Arkansas prohibits
10 the appropriation of funds for more than a one (1) year period; that the
11 effectiveness of this Act on July 1, 2016 is essential to the operation of
12 the agency for which the appropriations in this Act are provided, and that in
13 the event of an extension of the legislative session, the delay in the
14 effective date of this Act beyond July 1, 2016 could work irreparable harm
15 upon the proper administration and provision of essential governmental
16 programs. Therefore, an emergency is hereby declared to exist and this Act
17 being necessary for the immediate preservation of the public peace, health
18 and safety shall be in full force and effect from and after July 1, 2016.
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