

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

SENATE BILL 158

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, 2018; 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 2017-2018
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 2017-2018 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
				2017-2018
33	(1)	U052U ABA DIRECTOR	1	\$133,797
34	(2)	U080U ABA DEPUTY DIRECTOR	1	\$108,739
35	(3)	B003N ABA STATE ARCHITECT	1	GRADE N908
36	(4)	B002N ABA STATE ENGINEER	1	GRADE N908



1	(5)	G036C	ABA DIVISION MANAGER	2	GRADE C127
2	(6)	B023C	ENGINEER, P.E.	1	GRADE C124
3	(7)	B021C	LICENSED ARCHITECT	2	GRADE C124
4	(8)	B042C	ENGINEER	1	GRADE C121
5	(9)	S004C	MAINTENANCE MANAGER	1	GRADE C121
6	(10)	R019C	BUDGET MANAGER	1	GRADE C120
7	(11)	X047C	REAL ESTATE MANAGER	1	GRADE C120
8	(12)	S013C	ABA BUILDING/PROGRAM SUPERVISOR	2	GRADE C118
9	(13)	B076C	RESEARCH PROJECT ANALYST	1	GRADE C117
10	(14)	A088C	ASSETS COORDINATOR	1	GRADE C116
11	(15)	X129C	CONSTRUCTION INSPECTOR	3	GRADE C116
12	(16)	B090C	ENGINEER TECHNICIAN	1	GRADE C116
13	(17)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
14	(18)	S031C	SKILLED TRADESMAN	1	GRADE C115
15	(19)	X153C	REAL ESTATE ANALYST	3	GRADE C114
16	(20)	R036C	HUMAN RESOURCES SPECIALIST	1	GRADE C113
17	(21)	C056C	ADMINISTRATIVE SPECIALIST III	1	GRADE C112
18	(22)	C073C	ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE C109
19			MAX. NO. OF EMPLOYEES	29	

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, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) REGULAR SALARIES	\$1,543,928
(02) PERSONAL SERVICES MATCHING	526,200
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	45,955
(B) CONF. & TRAVEL	6,200
(C) PROF. FEES	0
(D) CAP. OUTLAY	0

1 (E) DATA PROC. 0
 2 TOTAL AMOUNT APPROPRIATED \$2,122,283

3
 4 SECTION 3. REGULAR SALARIES - BUILDING MAINTENANCE. There is hereby
 5 established for the Department of Finance and Administration - Building
 6 Authority Division for the 2017-2018 fiscal year, the following maximum
 7 number of regular employees.

			Maximum	Annual
			No. of	Salary Rate
Item	Class	Title	Employees	Fiscal Year
No.	Code	Title	Employees	2017-2018
13	(1) G036C	ABA DIVISION MANAGER	1	GRADE C127
14	(2) S004C	MAINTENANCE MANAGER	1	GRADE C121
15	(3) G232C	ENERGY CONSERVATION MANAGER	1	GRADE C119
16	(4) S013C	ABA BUILDING/PROGRAM SUPERVISOR	4	GRADE C118
17	(5) S017C	MAINTENANCE COORDINATOR	6	GRADE C117
18	(6) V014C	BUYER	1	GRADE C116
19	(7) B090C	ENGINEER TECHNICIAN	1	GRADE C116
20	(8) S022C	SKILLED TRADES SUPERVISOR	4	GRADE C116
21	(9) S037C	ABA BUILDING MAINTENANCE SPECIALIST	9	GRADE C115
22	(10) S031C	SKILLED TRADESMAN	8	GRADE C115
23	(11) S046C	MAINTENANCE TECHNICIAN	1	GRADE C113
24	(12) A098C	FISCAL SUPPORT SPECIALIST	1	GRADE C112
25	(13) S065C	MAINTENANCE ASSISTANT	<u>2</u>	GRADE C108
26	MAX. NO. OF EMPLOYEES		40	

27
 28 SECTION 4. EXTRA HELP - BUILDING MAINTENANCE. There is hereby
 29 authorized, for the Department of Finance and Administration - Building
 30 Authority Division for the 2017-2018 fiscal year, the following maximum
 31 number of part-time or temporary employees, to be known as "Extra Help",
 32 payable from funds appropriated herein for such purposes: nine (9) temporary
 33 or part-time employees, when needed, at rates of pay not to exceed those
 34 provided in the Uniform Classification and Compensation Act, or its
 35 successor, or this act for the appropriate classification.

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SECTION 5. APPROPRIATION - BUILDING 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 personal services and operating expenses of the Department of Finance and Administration - Building Authority Division for the fiscal year ending June 30, 2018, the following:

ITEM NO.		FISCAL YEAR 2017-2018
(01)	REGULAR SALARIES	\$1,430,669
(02)	EXTRA HELP	15,000
(03)	PERSONAL SERVICES MATCHING	565,496
(04)	OVERTIME	40,000
(05)	MAINT. & GEN. OPERATION	
(A)	OPER. EXPENSE	8,359,015
(B)	CONF. & TRAVEL	15,000
(C)	PROF. FEES	40,000
(D)	CAP. OUTLAY	84,100
(E)	DATA PROC.	0
(06)	DEBT SERVICE	2,307,186
(07)	FACILITIES MANAGEMENT CONTINGENCY	125,000
(08)	RENT OF SPACE	<u>121,000</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$13,102,466</u>

SECTION 6. REGULAR SALARIES - JUSTICE BUILDING OPERATIONS. There is hereby established for the Department of Finance and Administration - Building Authority Division for the 2017-2018 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
(1)	S017C	MAINTENANCE COORDINATOR	1	GRADE C117
(2)	S037C	ABA BUILDING MAINTENANCE SPECIALIST	<u>2</u>	GRADE C115
		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, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) REGULAR SALARIES	\$98,458
(02) PERSONAL SERVICES MATCHING	39,381
(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>\$722,292</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, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) BUILDING MAINTENANCE	<u><u>\$404,293</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

1 the fiscal year ending June 30, 2018, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2017-2018</u>
5 (01) SPECIAL MAINTENANCE	<u>\$5,000,000</u>

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7 SECTION 10. APPROPRIATION - JUSTICE BUILDING CONSTRUCTION - CASH.

8 There is hereby appropriated, to the Department of Finance and Administration
 9 - Building Authority Division, to be payable from cash funds as defined by
 10 Arkansas Code 19-4-801 of the Department of Finance and Administration -
 11 Building Authority Division, for operating expenses of the Department of
 12 Finance and Administration - Building Authority Division for the fiscal year
 13 ending June 30, 2018, the following:

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15 ITEM	FISCAL YEAR
16 <u>NO.</u>	<u>2017-2018</u>
17 (01) MAINT. & GEN. OPERATION	
18 (A) OPER. EXPENSE	\$55,000
19 (B) CONF. & TRAVEL	0
20 (C) PROF. FEES	35,000
21 (D) CAP. OUTLAY	0
22 (E) DATA PROC.	0
23 (02) DEBT SERVICE	<u>1,200,000</u>
24 TOTAL AMOUNT APPROPRIATED	<u>\$1,290,000</u>

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26 SECTION 11. APPROPRIATION - SUSTAINABLE BUILDING DESIGN PROGRAM. There
 27 is hereby appropriated, to the Department of Finance and Administration -
 28 Building Authority Division, to be payable from the Sustainable Building
 29 Design Revolving Loan Fund, for transfers or loans to state agencies, boards
 30 or commissions for construction, renovation, maintenance and operating
 31 expenses for the Department of Finance and Administration - Building
 32 Authority Division - Sustainable Building Design Program for the fiscal year
 33 ending June 30, 2018, the following:

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35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2017-2018</u>

1 (01) LOANS \$10,739,371

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3 SECTION 12. APPROPRIATION - CASH. There is hereby appropriated, to the
4 Department of Finance and Administration - Building Authority Division, to be
5 payable from the cash fund deposited in the State Treasury as determined by
6 the Chief Fiscal Officer of the State, for building improvements by the
7 Department of Finance and Administration - Building Authority Division for
8 the fiscal year ending June 30, 2018, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) BUILDING IMPROVEMENTS	<u>\$3,033,907</u>

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14 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
16 OF FUNDS - JUSTICE BUILDING OPERATIONS ACTUAL EXPENDITURES. Department of
17 Finance and Administration - Building Authority Division may from time to
18 time as may be necessary and in such amounts as may be necessary and with the
19 approval of the Chief Fiscal Officer of the State, request a transfer of
20 funds from the State Central Services Fund to the Arkansas Building Authority
21 Maintenance Fund for operation of the Justice Building for actual
22 expenditures, in an amount not to exceed the dollar amount appropriated in
23 the Justice Building Operation Section. Upon his approval, the Chief Fiscal
24 Officer of the State shall then initiate the necessary transfer documents to
25 reflect the transfer upon the fiscal records of the State Auditor, the State
26 Treasurer, the Chief Fiscal Officer of the State and Department of Finance
27 and Administration - Building Authority Division.

28 The provisions of this section shall be in effect only from July 1, ~~2016~~
29 2017 through June 30, ~~2017~~ 2018.

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31 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
33 OF FUNDS. The Department of Finance and Administration - Building Authority
34 Division is hereby authorized, after seeking the approval of the Chief Fiscal
35 Officer of the State and the Arkansas Legislative Council or Joint Budget
36 Committee to request transfer from the appropriation made in the Building

1 Maintenance Section for Building Maintenance to the Acquisition and
 2 Maintenance appropriation in the Acquisition and Maintenance Section and to
 3 receive from another state agency that seeks like approvals its authority,
 4 appropriation and the transfer of funds to be deposited into the Building
 5 Authority Division Real Estate Fund to become part of the Acquisition and
 6 Maintenance appropriation, and to be used for any purposes as set forth by
 7 law for said Real Estate Fund.

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

25 The provisions of this section shall be in effect only from July 1, ~~2016~~
 26 2017 through June 30, ~~2017~~ 2018.

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28 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 30 DEPARTMENT OF FINANCE AND ADMINISTRATION - BUILDING AUTHORITY DIVISION
 31 CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. The Department of Finance and
 32 Administration - Building Authority Division may transfer appropriation and
 33 funds as needed from the Facilities Management Contingency Appropriation in
 34 the Building Maintenance Section of this Act to any appropriation authorized
 35 for the Department of Finance and Administration - Building Authority
 36 Division.

1 The provisions of this section shall be in effect only from July 1, 2016
2 2017 through June 30, ~~2017~~ 2018.

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4 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
6 TO FACILITIES MANAGEMENT CONTINGENCY APPROPRIATION AUTHORITY. (a) In order to
7 provide a more cost effective method to address the emerging infrastructure
8 needs of Arkansas State Government, appropriations and funds transferred to
9 the Facilities Management Contingency Appropriation are to be used in the
10 event that the Department of Finance and Administration - Building Authority
11 Division executes one or more building contracts or maintenance agreements
12 with State Agencies, and the appropriations or funds otherwise provided for
13 the Department of Finance and Administration - Building Authority Division
14 are not sufficient to address those needs, and it is more cost effective for
15 the Department of Finance and Administration - Building Authority Division to
16 execute these services. Any State Agency may transfer or deposit funds and
17 appropriations to the Department of Finance and Administration - Building
18 Authority Division - Facilities Management Contingency Appropriation
19 authorized in the Building Maintenance Section of this Act to execute one or
20 more building contracts or maintenance agreements with said State Agencies.
21 The Department of Finance and Administration - Building Authority Division
22 shall provide justification to the Chief Fiscal Officer of the State for the
23 need of such appropriations and funds transfers and seek and receive approval
24 of the Chief Fiscal Officer of the State. Department of Finance and
25 Administration - Building Authority Division shall then seek and receive the
26 approval of the Arkansas Legislative Council or Joint Budget Committee. The
27 requirement of approval by the Arkansas Legislative Council or Joint Budget
28 Committee is not a severable part of the section. If the requirement of
29 approval by the Arkansas Legislative Council or Joint Budget Committee is
30 ruled unconstitutional by a court of competent jurisdiction, this entire
31 section is void.

32 (b) The Chief Fiscal Officer of the State shall make the necessary
33 adjustments on his or her books and the books of the Auditor of the State for
34 the transfer or deposit of the funds and appropriations from each State
35 Agency to the appropriation authorized in the Building Maintenance Section of
36 this Act and to the various Department of Finance and Administration -

1 Building Authority Division accounts to be used exclusively by the Department
2 of Finance and Administration - Building Authority Division for the fiscal
3 year.

4 The provisions of this section shall be in effect only from July 1, ~~2016~~
5 2017 through June 30, ~~2017~~ 2018.

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

9 SUSTAINABLE BUILDING DESIGN PROGRAM - TRANSFER. In the event there is not
10 sufficient appropriation and/or funding provided for by the General Assembly
11 for any state agency, board or commission to participate in the Sustainable
12 Building Design Program for renovations of state owned property which exceeds
13 two hundred fifty thousand dollars (\$250,000), the agency may request a
14 transfer from the Sustainable Building Design Program appropriation
15 authorized in the Sustainable Building Design Program Section of this Act
16 from the Chief Fiscal Officer of the State. The request shall clearly state
17 the amount required and such other information as may be required by the
18 Chief Fiscal Officer of the State necessary to make a decision regarding the
19 request. Upon approval of the Chief Fiscal Officer of the State and prior
20 review by the Arkansas Legislative Council or Joint Budget Committee, the
21 State Auditor shall be notified as of the amount and the purposes for which
22 the appropriation and/or funding is to be transferred and shall be
23 established upon the books of the Department of Finance and Administration
24 and the State Auditor. If desired, the appropriation may be supplemental to
25 those regularly appropriated for like purposes by the General Assembly for
26 that agency.

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

31 The provisions of this section shall be in effect only from July 1, ~~2016~~
32 2017 through June 30, ~~2017~~ 2018.

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

36 SUSTAINABLE BUILDING DESIGN PROGRAM - REVOLVING LOAN FUND. The Sustainable

1 Building Design Program Appropriation is intended to provide additional
2 appropriation authority for the Sustainable Building Design Program. Funding
3 for the program may be made available by the Chief Fiscal Officer of the
4 State, in the form of a loan, from a transfer from the Sustainable Building
5 Design Revolving Loan Fund after the required review by the Arkansas
6 Legislative Council or Joint Budget Committee, approval by the Chief Fiscal
7 Officer of the State and approval through rules and regulations established
8 and administered by the Department of Finance and Administration - Building
9 Authority Division. Moneys made available for the repayment of a loan shall
10 be deposited to the credit of the Sustainable Building Design Revolving Loan
11 Fund as a "Refund to Expenditure" for the year in which the deposit is made.
12 In the event that the funds for the repayment of a loan are held in
13 depositories other than the State Treasury, the administrative head of the
14 affected state agency shall issue a check drawn against the funds, which
15 shall be deposited in the Sustainable Building Design Revolving Loan Fund.

16 The provisions of this section shall be in effect only from July 1, ~~2016~~
17 2017 through June 30, ~~2017~~ 2018.

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19 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

21 SUSTAINABLE BUILDING DESIGN PROGRAM - RULES AND REGULATIONS. Rules and
22 Regulations shall be established and administered by the Department of
23 Finance and Administration - Building Authority Division for the Sustainable
24 Building Design Program prior to the implementation of any transfers of
25 appropriation and/or funding. The Rules and Regulations shall be reviewed by
26 the Legislative Council or Joint Budget Committee prior to implementation.

27 The provisions of this section shall be in effect only from July 1, ~~2016~~
28 2017 through June 30, ~~2017~~ 2018.

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30 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
32 TRANSFER - GENERAL IMPROVEMENT FUNDS. The Chief Fiscal Officer of the State
33 may transfer from time to time on his or her books and those of the State
34 Treasurer and the Auditor of the State funding which is made available from
35 General Improvement Funds allocated and distributed to the Department of
36 Finance and Administration - Building Authority Division in an amount not to

1 exceed three million dollars (\$3,000,000) from the General Improvement Fund
 2 or its successor fund or fund accounts to the Sustainable Building Design
 3 Revolving Loan Fund to provide funds for the appropriation provided herein or
 4 for appropriation authority as may be provided by law to provide loans to
 5 agencies for the Sustainable Building Design Program.

6 The provisions of this section shall be in effect only from July 1, ~~2016~~
 7 2017 through June 30, ~~2017~~ 2018.

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9 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 11 TRANSFER - FEDERAL FUNDS. From time to time, the Chief Fiscal Officer of the
 12 State may transfer on his or her books and those of the State Treasurer and
 13 the Auditor of the State the sum not to exceed twelve million dollars
 14 (\$12,000,000) from Federal Funds as determined by the Chief Fiscal Officer of
 15 the State to the Sustainable Building Design Revolving Loan Fund to provide
 16 funds for the appropriations herein.

17 The provisions of this section shall be in effect only from July 1, ~~2016~~
 18 2017 through June 30, ~~2017~~ 2018.

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20 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 22 TRANSFER - CASH FUND ACCOUNT. The Department of Finance and Administration -
 23 Building Authority Division is authorized to transfer any unspent funds
 24 remaining in any cash fund account established for the management of a state
 25 owned facility managed by, but not owned by, the Department of Finance and
 26 Administration - Building Authority Division to the Department of Finance and
 27 Administration - Building Authority Maintenance Fund to support the
 28 facility's Maintenance and Operations appropriations.

29 The provisions of this section shall be in effect only from July 1, ~~2016~~
 30 2017 through June 30, ~~2017~~ 2018.

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32 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 34 TRANSFER - INSURANCE DEPARTMENT TRUST FUND. Department of Finance and
 35 Administration - Building Authority Division may from time to time as may be
 36 necessary and in such amounts as may be necessary and with the approval of

1 the Chief Fiscal Officer of the State, request a transfer of funds from the
 2 Insurance Department Trust Fund to the Building Authority Division Real
 3 Estate Fund to provide funds for land acquisition and building construction
 4 in an amount not to exceed the dollar amount appropriated in the Acquisition
 5 and Maintenance Section. Upon his approval, the Chief Fiscal Officer of the
 6 State shall then initiate the necessary transfer documents to reflect the
 7 transfer upon the fiscal records of the State Auditor, the State Treasurer,
 8 the Chief Fiscal Officer of the State and Department of Finance and
 9 Administration - Building Authority Division.

10 The provisions of this section shall be in effect only from July 1,
 11 ~~2016~~ 2017 through June 30, ~~2017~~ 2018.

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

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

31
 32 SECTION 26. EMERGENCY CLAUSE. It is found and determined by the
 33 General Assembly, that the Constitution of the State of Arkansas prohibits
 34 the appropriation of funds for more than a one (1) year period; that the
 35 effectiveness of this Act on July 1, 2017 is essential to the operation of
 36 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the legislative session, the delay in the
2 effective date of this Act beyond July 1, 2017 could work irreparable harm
3 upon the proper administration and provision of essential governmental
4 programs. Therefore, an emergency is hereby declared to exist and this Act
5 being necessary for the immediate preservation of the public peace, health
6 and safety shall be in full force and effect from and after July 1, 2017.

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