

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

As Engrossed: S3/23/17

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.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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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.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate
				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	

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21 SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby
 22 appropriated, to the Department of Finance and Administration - Building
 23 Authority Division, to be payable from the Miscellaneous Agencies Fund
 24 Account, for personal services and operating expenses of the Department of
 25 Finance and Administration - Building Authority Division for the fiscal year
 26 ending June 30, 2018, the following:

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

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

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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.

9		Maximum	Annual
10		Maximum	Salary Rate
11	Item Class	No. of	Fiscal Year
12	<u>No. Code Title</u>	<u>Employees</u>	<u>2017-2018</u>
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	

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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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1 SECTION 5. APPROPRIATION - BUILDING MAINTENANCE. There is hereby
 2 appropriated, to the Department of Finance and Administration - Building
 3 Authority Division, to be payable from the Building Authority Division
 4 Maintenance Fund, for personal services and operating expenses of the
 5 Department of Finance and Administration - Building Authority Division for
 6 the fiscal year ending June 30, 2018, the following:

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

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

Item Class	Maximum	Maximum Annual
<u>No. Code Title</u>	<u>No. of</u>	<u>Salary Rate</u>
<u>No. Code Title</u>	<u>Employees</u>	<u>Fiscal Year</u>
<u>No. Code Title</u>	<u>Employees</u>	<u>2017-2018</u>
34 (1) S017C MAINTENANCE COORDINATOR	1	GRADE C117
35 (2) S037C ABA BUILDING MAINTENANCE SPECIALIST	<u>2</u>	GRADE C115
36 MAX. NO. OF EMPLOYEES	3	

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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 - ACQUISITION AND MAINTENANCE. There is*
 8 *hereby appropriated, to the Department of Finance and Administration -*
 9 *Building Authority Division, to be payable from the Building Authority*
 10 *Division Real Estate Fund, for the acquisition and maintenance of facilities*
 11 *and land by the Department of Finance and Administration - Building Authority*
 12 *Division for the fiscal year ending June 30, 2018, the following:*

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14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2017-2018</u>
16 (01) MAINT. & GEN. OPERATION	
17 (A) OPER. EXPENSE	\$300,000
18 (B) CONF. & TRAVEL	0
19 (C) PROF. FEES	1,506,650
20 (D) CAP. OUTLAY	0
21 (E) DATA PROC.	0
22 (02) CONSTRUCTION/ACQUISITION/RENOVATIONS	<u>2,500,000</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$4,306,650</u>

24

25 SECTION 11. APPROPRIATION - JUSTICE BUILDING CONSTRUCTION - CASH.
 26 There is hereby appropriated, to the Department of Finance and Administration
 27 - Building Authority Division, to be payable from cash funds as defined by
 28 Arkansas Code 19-4-801 of the Department of Finance and Administration -
 29 Building Authority Division, for operating expenses of the Department of
 30 Finance and Administration - Building Authority Division for the fiscal year
 31 ending June 30, 2018, the following:

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33 ITEM	FISCAL YEAR
34 <u>NO.</u>	<u>2017-2018</u>
35 (01) MAINT. & GEN. OPERATION	
36 (A) OPER. EXPENSE	\$55,000

1	(B) CONF. & TRAVEL	0
2	(C) PROF. FEES	35,000
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	0
5	(02) DEBT SERVICE	<u>1,200,000</u>
6	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,290,000</u></u>

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

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

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

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

12 or commissions for construction, renovation, maintenance and operating

13 expenses for the Department of Finance and Administration - Building

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

15 ending June 30, 2018, the following:

17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2017-2018</u>
19	(01) LOANS	<u><u>\$10,739,371</u></u>

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

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

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

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

25 Department of Finance and Administration - Building Authority Division for

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

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

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32 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

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

34 OF FUNDS - JUSTICE BUILDING OPERATIONS ACTUAL EXPENDITURES. Department of

35 Finance and Administration - Building Authority Division may from time to

36 time as may be necessary and in such amounts as may be necessary and with the

1 approval of the Chief Fiscal Officer of the State, request a transfer of
2 funds from the State Central Services Fund to the Arkansas Building Authority
3 Maintenance Fund for operation of the Justice Building for actual
4 expenditures, in an amount not to exceed the dollar amount appropriated in
5 the Justice Building Operation Section. Upon his approval, the Chief Fiscal
6 Officer of the State shall then initiate the necessary transfer documents to
7 reflect the transfer upon the fiscal records of the State Auditor, the State
8 Treasurer, the Chief Fiscal Officer of the State and Department of Finance
9 and Administration - Building Authority Division.

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

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13 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
15 OF FUNDS. The Department of Finance and Administration - Building Authority
16 Division is hereby authorized, after seeking the approval of the Chief Fiscal
17 Officer of the State and the Arkansas Legislative Council or Joint Budget
18 Committee to request transfer from the appropriation made in the Building
19 Maintenance Section for Building Maintenance to the Acquisition and
20 Maintenance appropriation in the Acquisition and Maintenance Section and to
21 receive from another state agency that seeks like approvals its authority,
22 appropriation and the transfer of funds to be deposited into the Building
23 Authority Division Real Estate Fund to become part of the Acquisition and
24 Maintenance appropriation, and to be used for any purposes as set forth by
25 law for said Real Estate Fund.

26 Determining the maximum number of employees and the maximum amount of
27 appropriation and general revenue funding for a state agency each fiscal year
28 is the prerogative of the General Assembly. This is usually accomplished by
29 delineating such maximums in the appropriation act(s) for a state agency and
30 the general revenue allocations authorized for each fund and fund account by
31 amendment to the Revenue Stabilization law. Further, the General Assembly
32 has determined that the Department of Finance and Administration - Building
33 Authority Division may operate more efficiently if some flexibility is
34 provided to the Department of Finance and Administration - Building Authority
35 Division authorizing broad powers under this section. Therefore, it is both
36 necessary and appropriate that the General Assembly maintain oversight by

1 requiring prior approval of the Legislative Council or Joint Budget Committee
2 as provided by this section. The requirement of approval by the Legislative
3 Council or Joint Budget Committee is not a severable part of this section.
4 If the requirement of approval by the Legislative Council or Joint Budget
5 Committee is ruled unconstitutional by a court of competent jurisdiction,
6 this entire section is void.

7 The provisions of this section shall be in effect only from July 1, ~~2016~~
8 2017 through June 30, ~~2017~~ 2018.

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

12 DEPARTMENT OF FINANCE AND ADMINISTRATION - BUILDING AUTHORITY DIVISION

13 CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. The Department of Finance and
14 Administration - Building Authority Division may transfer appropriation and
15 funds as needed from the Facilities Management Contingency Appropriation in
16 the Building Maintenance Section of this Act to any appropriation authorized
17 for the Department of Finance and Administration - Building Authority
18 Division.

19 The provisions of this section shall be in effect only from July 1, ~~2016~~
20 2017 through June 30, ~~2017~~ 2018.

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

24 TO FACILITIES MANAGEMENT CONTINGENCY APPROPRIATION AUTHORITY. (a) In order to
25 provide a more cost effective method to address the emerging infrastructure
26 needs of Arkansas State Government, appropriations and funds transferred to
27 the Facilities Management Contingency Appropriation are to be used in the
28 event that the Department of Finance and Administration - Building Authority
29 Division executes one or more building contracts or maintenance agreements
30 with State Agencies, and the appropriations or funds otherwise provided for
31 the Department of Finance and Administration - Building Authority Division
32 are not sufficient to address those needs, and it is more cost effective for
33 the Department of Finance and Administration - Building Authority Division to
34 execute these services. Any State Agency may transfer or deposit funds and
35 appropriations to the Department of Finance and Administration - Building
36 Authority Division - Facilities Management Contingency Appropriation

1 authorized in the Building Maintenance Section of this Act to execute one or
2 more building contracts or maintenance agreements with said State Agencies.
3 The Department of Finance and Administration - Building Authority Division
4 shall provide justification to the Chief Fiscal Officer of the State for the
5 need of such appropriations and funds transfers and seek and receive approval
6 of the Chief Fiscal Officer of the State. Department of Finance and
7 Administration - Building Authority Division shall then seek and receive the
8 approval of the Arkansas Legislative Council or Joint Budget Committee. The
9 requirement of approval by the Arkansas Legislative Council or Joint Budget
10 Committee is not a severable part of the section. If the requirement of
11 approval by the Arkansas Legislative Council or Joint Budget Committee is
12 ruled unconstitutional by a court of competent jurisdiction, this entire
13 section is void.

14 (b) The Chief Fiscal Officer of the State shall make the necessary
15 adjustments on his or her books and the books of the Auditor of the State for
16 the transfer or deposit of the funds and appropriations from each State
17 Agency to the appropriation authorized in the Building Maintenance Section of
18 this Act and to the various Department of Finance and Administration -
19 Building Authority Division accounts to be used exclusively by the Department
20 of Finance and Administration - Building Authority Division for the fiscal
21 year.

22 The provisions of this section shall be in effect only from July 1, ~~2016~~
23 2017 through June 30, ~~2017~~ 2018.

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25 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
27 SUSTAINABLE BUILDING DESIGN PROGRAM - TRANSFER. In the event there is not
28 sufficient appropriation and/or funding provided for by the General Assembly
29 for any state agency, board or commission to participate in the Sustainable
30 Building Design Program for renovations of state owned property which exceeds
31 two hundred fifty thousand dollars (\$250,000), the agency may request a
32 transfer from the Sustainable Building Design Program appropriation
33 authorized in the Sustainable Building Design Program Section of this Act
34 from the Chief Fiscal Officer of the State. The request shall clearly state
35 the amount required and such other information as may be required by the
36 Chief Fiscal Officer of the State necessary to make a decision regarding the

1 request. Upon approval of the Chief Fiscal Officer of the State and prior
2 review by the Arkansas Legislative Council or Joint Budget Committee, the
3 State Auditor shall be notified as of the amount and the purposes for which
4 the appropriation and/or funding is to be transferred and shall be
5 established upon the books of the Department of Finance and Administration
6 and the State Auditor. If desired, the appropriation may be supplemental to
7 those regularly appropriated for like purposes by the General Assembly for
8 that agency.

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

13 The provisions of this section shall be in effect only from July 1, ~~2016~~
14 2017 through June 30, ~~2017~~ 2018.

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

18 SUSTAINABLE BUILDING DESIGN PROGRAM - REVOLVING LOAN FUND. The Sustainable
19 Building Design Program Appropriation is intended to provide additional
20 appropriation authority for the Sustainable Building Design Program. Funding
21 for the program may be made available by the Chief Fiscal Officer of the
22 State, in the form of a loan, from a transfer from the Sustainable Building
23 Design Revolving Loan Fund after the required review by the Arkansas
24 Legislative Council or Joint Budget Committee, approval by the Chief Fiscal
25 Officer of the State and approval through rules and regulations established
26 and administered by the Department of Finance and Administration - Building
27 Authority Division. Moneys made available for the repayment of a loan shall
28 be deposited to the credit of the Sustainable Building Design Revolving Loan
29 Fund as a "Refund to Expenditure" for the year in which the deposit is made.
30 In the event that the funds for the repayment of a loan are held in
31 depositories other than the State Treasury, the administrative head of the
32 affected state agency shall issue a check drawn against the funds, which
33 shall be deposited in the Sustainable Building Design Revolving Loan Fund.

34 The provisions of this section shall be in effect only from July 1, ~~2016~~
35 2017 through June 30, ~~2017~~ 2018.

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1 SECTION 20. 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 - RULES AND REGULATIONS. Rules and
4 Regulations shall be established and administered by the Department of
5 Finance and Administration - Building Authority Division for the Sustainable
6 Building Design Program prior to the implementation of any transfers of
7 appropriation and/or funding. The Rules and Regulations shall be reviewed by
8 the Legislative Council or Joint Budget Committee prior to implementation.

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

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12 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
14 TRANSFER - GENERAL IMPROVEMENT FUNDS. The Chief Fiscal Officer of the State
15 may transfer from time to time on his or her books and those of the State
16 Treasurer and the Auditor of the State funding which is made available from
17 General Improvement Funds allocated and distributed to the Department of
18 Finance and Administration - Building Authority Division in an amount not to
19 exceed three million dollars (\$3,000,000) from the General Improvement Fund
20 or its successor fund or fund accounts to the Sustainable Building Design
21 Revolving Loan Fund to provide funds for the appropriation provided herein or
22 for appropriation authority as may be provided by law to provide loans to
23 agencies for the Sustainable Building Design Program.

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

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27 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
29 TRANSFER - FEDERAL FUNDS. From time to time, the Chief Fiscal Officer of the
30 State may transfer on his or her books and those of the State Treasurer and
31 the Auditor of the State the sum not to exceed twelve million dollars
32 (\$12,000,000) from Federal Funds as determined by the Chief Fiscal Officer of
33 the State to the Sustainable Building Design Revolving Loan Fund to provide
34 funds for the appropriations herein.

35 The provisions of this section shall be in effect only from July 1, ~~2016~~
36 2017 through June 30, ~~2017~~ 2018.

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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 - CASH FUND ACCOUNT. The Department of Finance and Administration -
5 Building Authority Division is authorized to transfer any unspent funds
6 remaining in any cash fund account established for the management of a state
7 owned facility managed by, but not owned by, the Department of Finance and
8 Administration - Building Authority Division to the Department of Finance and
9 Administration - Building Authority Maintenance Fund to support the
10 facility's Maintenance and Operations appropriations.

11 The provisions of this section shall be in effect only from July 1, ~~2016~~
12 2017 through June 30, ~~2017~~ 2018.

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14 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
16 TRANSFER - INSURANCE DEPARTMENT TRUST FUND. Department of Finance and
17 Administration - Building Authority Division may from time to time as may be
18 necessary and in such amounts as may be necessary and with the approval of
19 the Chief Fiscal Officer of the State, request a transfer of funds from the
20 Insurance Department Trust Fund to the Building Authority Division Real
21 Estate Fund to provide funds for land acquisition and building construction
22 in an amount not to exceed the dollar amount appropriated in the Acquisition
23 and Maintenance Section. Upon his approval, the Chief Fiscal Officer of the
24 State shall then initiate the necessary transfer documents to reflect the
25 transfer upon the fiscal records of the State Auditor, the State Treasurer,
26 the Chief Fiscal Officer of the State and Department of Finance and
27 Administration - Building Authority Division.

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

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31 SECTION 25. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
32 authorized by this act shall be limited to the appropriation for such agency
33 and funds made available by law for the support of such appropriations; and
34 the restrictions of the State Procurement Law, the General Accounting and
35 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
36 Procedures and Restrictions Act, or their successors, and other fiscal

1 control laws of this State, where applicable, and regulations promulgated by
2 the Department of Finance and Administration, as authorized by law, shall be
3 strictly complied with in disbursement of said funds.

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

13
14 SECTION 27. EMERGENCY CLAUSE. It is found and determined by the
15 General Assembly, that the Constitution of the State of Arkansas prohibits
16 the appropriation of funds for more than a one (1) year period; that the
17 effectiveness of this Act on July 1, 2017 is essential to the operation of
18 the agency for which the appropriations in this Act are provided, and that in
19 the event of an extension of the legislative session, the delay in the
20 effective date of this Act beyond July 1, 2017 could work irreparable harm
21 upon the proper administration and provision of essential governmental
22 programs. Therefore, an emergency is hereby declared to exist and this Act
23 being necessary for the immediate preservation of the public peace, health
24 and safety shall be in full force and effect from and after July 1, 2017.

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26 */s/Joint Budget Committee*
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