

**REQUEST FOR SPECIAL LANGUAGE
IN APPROPRIATION ACT**

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2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

9906 Department of Finance & Administration

ACT#: 192

SECTION#: 18

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~ASSESSMENT OF VEHICLES. (a) For purposes of assessing the value of a used vehicle:~~

~~_____ (1) If a used vehicle was assessed in calendar year 2020 and is assessed in calendar year 2022, the value of the used vehicle as assessed in calendar year 2022 shall not be higher than its published assessed value in calendar year 2020; and~~

~~_____ (2) If under subdivision (a)(1), a used vehicle's 2022 assessed value is decreased, then a county assessor is not required to notify the taxpayer of the decrease in the assessed value.~~

~~_____ (b) Subsection (a) of this section shall be in effect only from the effective date of this section through December 31, 2023.~~

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

9906 Department of Finance & Administration

ACT#: 194

SECTION#: 37

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SHARED SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared Services paying accounts on his or her books and on the books of the Treasurer of State and the Auditor of State for the payment of personal services and operating expenses in the Shared Services Paying Account Appropriation by the Department of Finance and Administration.

(2) The Chief Fiscal Officer of the State shall direct the transfer of funds and appropriations to the Shared Services Paying Account appropriation section of this act on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.

(3) The transfer authority provided to the department in subdivision (a)(2) of this section may be used to make transfers only within the department's appropriation act or between other appropriation acts authorized for the department.

(4) The provisions of this section shall be in effect from the date of passage through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0490 DFA - Assessment Coordination Division

ACT#: 152

SECTION#: 7

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUND TRANSFER. To provide funding for the appropriations authorized herein, the Director of the Department of Finance and Administration - Assessment Coordination Division of the State of Arkansas shall certify monthly to the Chief Fiscal Officer of the State, the amount of funding needed each month to pay counties and professional reappraisal companies for the reappraisal of real property as required by law. Upon receipt of such certification the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer 76% of the amounts certified from the Department of Education Public School Fund Account, 16% of the amount certified from the County Aid Fund, and 8% of the amount certified from the Municipal Aid Fund to the Arkansas Real Property Reappraisal Fund. In no event shall the total amount of funds transferred as authorized herein exceed fourteen million two hundred fifty thousand dollars (\$14,250,000) in a single fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0490 DFA - Assessment Coordination Division

ACT#: 152

SECTION#: 8

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 26-26-1306 is amended to codify special language in appropriation acts to read as follows:

AGENCY REQUEST

26-26-1306. Liability for expenses.

(a) Funding to a county provided through the Assessment Coordination Division for the reappraisal of real property, whether the reappraisal of real property is a review of existing data or an extensive reappraisal in which every improvement is measured, shall be for the actual appraisal cost, not to exceed seven dollars (\$7.00) per parcel per year.

(b)(1) The expense of any reassessment in excess of seven dollars (\$7.00) per parcel per year shall be borne by the county in which is situated the district or districts so reassessed.

(2) The expenses borne by the county under subdivision (b)(1) of this section shall not be paid from any funds appropriated to the county by the state.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0490 DFA - Assessment Coordination Division

ACT#: 152

SECTION#: 9

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUND TRANSFERS. After receiving approval from the Chief Fiscal Officer of the State, the Director of the Department of Finance and Administration - Assessment Coordination Division is authorized to transfer funds during the ~~2022-2023~~ 2023-2024 fiscal year from the Miscellaneous Agencies Fund Account designated for support of the Department of Finance and Administration - Assessment Coordination Division to the Real Property Reappraisal Fund. The total of all transfers shall not exceed \$1,500,000.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0490 DFA - Assessment Coordination Division

ACT#: 152

SECTION#: 10

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROVISION. After receiving approval from the Chief Fiscal Officer of the State, the Director of the Department of Finance and Administration - Assessment Coordination Division is authorized to transfer appropriation from the Operating Expenses line item in the State Operations Program to the Assessor's School special line item to assure sufficient resources are available to provide required training for assessment personnel.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0490 DFA - Assessment Coordination Division

ACT#: NEW

SECTION#: NEW

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ASSESSMENT OF VEHICLES. (a) For purposes of assessing the value of a used vehicle:

AGENCY REQUEST

(1) If a used vehicle was assessed in calendar year 2020 and is assessed in calendar year 2022, the value of the used vehicle as assessed in calendar year 2022 shall not be higher than its published assessed value in calendar year 2020; and

(2) If under subdivision (a)(1), a used vehicle's 2022 assessed value is decreased, then a county assessor is not required to notify the taxpayer of the decrease in the assessed value.

(b) Subsection (a) of this section shall be in effect only from the effective date of this section through December 31, 2023.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0634 DFA - Child Support Enforcement, Office of

ACT#: 45

SECTION#: 4

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EXTRA HELP EXEMPTION. Extra Help positions authorized herein are specifically exempt from limitation of hours, either by act or regulation. Provided, however, when a temporary or part-time employee is employed by the Department of Finance and Administration - Office of Child Support Enforcement for a period of time exceeding seven (7) months, a report of such shall be filed with the Legislative Council or Joint Budget Committee.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 0187

SECTION#: 2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~PREGNANCY RESOURCE CENTER GRANTS.~~

AGENCY REQUEST

~~(a)(1) As used in this section, "pregnancy resource center" means an organization existing as of January 1, 2022, that:~~

- ~~(A) Seeks to provide a range of services to individuals facing an unintended pregnancy with the intention of encouraging pregnant women to give birth to their unborn children; and~~
- ~~(B) Does not perform, prescribe, provide referrals for, or encourage abortion or affiliate with any organization that performs, prescribes, provides referrals for, or encourages abortion.~~

~~(2) As used in this section, a "pregnancy resource center" includes without limitation:~~

- ~~(A) Organizations traditionally known as "crisis pregnancy organizations";~~
- ~~(B) Maternity homes;~~
- ~~(C) Adoption agencies; and~~
- ~~(D) Social services agencies that provide material support and other assistance to individuals facing an unintended pregnancy to help those individuals give birth to their unborn children.~~

~~(b)(1) The Department of Finance and Administration shall create a grant program to provide funding to pregnancy resource centers.~~

~~(2) Grant funds shall be disbursed directly to the pregnancy resource centers from the Department of Finance and Administration.~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 0187

SECTION#: 2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~(c)(1) The department shall promulgate rules to implement the disbursement of the grant moneys from the Pregnancy Resource Center Grant Sub-Fund in the Miscellaneous Agencies Fund Account.~~

~~(2) The rules shall include:~~

~~(A) A requirement that the entity requesting the grant monies submit a plan describing how the entity will spend the grant moneys;~~

~~and~~

~~(B) A statement that the funds shall not be disbursed all at once, but in increments in accordance with the plan described in subdivision (c)(2)(A) of this section.~~

~~(d) The provisions of this section shall be in effect only from July 1, 2022, through June 30, 2023.~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 0187

SECTION#: 3

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~FUNDING TRANSFER.~~

AGENCY REQUEST

~~(i) Immediately upon the effective date of this Section, the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum of one million dollars (\$1,000,000) from the Rainy Day Fund to the Pregnancy Resource Center Grant Sub-Fund in the Miscellaneous Agencies Fund Account to provide funding exclusively for the Pregnancy Resource Center Grants Appropriation in Section 1 in this Act to be distributed as set out in Pregnancy Resource Center Grants Special Language in Section 2 of this Act.~~

~~(ii) Any funds not expended in the Pregnancy Resource Center Grant Sub-Fund in the Miscellaneous Agencies Fund Account as established in subsection (i) herein after June 30, 2023 shall be transferred to the General Revenue Allotment Reserve Fund.~~

~~(iii) The provisions of this section shall be in effect upon passage and approval only through June 30, 2023.~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 40

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - APPROPRIATION - INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021. (i) All appropriation and expenditures for funding received for the Infrastructure Investment & Jobs Act of 2021 shall be expended using the Infrastructure Investment & Jobs Act of 2021 appropriation sections as authorized in this Act.

(ii) Any state agency, constitutional office, or institution shall request a transfer of appropriation, as provided in the Infrastructure Investment & Jobs Act of 2021 appropriation sections of this Act, from the Chief Fiscal Officer of the State, stating clearly the amount requested, purpose and any additional information requested by the Chief Fiscal Officer of the State.

(iii) After reviewing a request, the Chief Fiscal Officer of the State may deny, modify or approve the request based on the estimated amount of appropriation needed and currently available, purpose, estimated funding available and preferred spending priority. Upon approval or modification of a request by the Chief Fiscal Officer of the State and after meeting the requirements of subsection (iv) herein, the Department of Finance and Administration shall establish the transfer of appropriation on the books of the Department of Finance and Administration and the State Auditor, in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code 19-4-521 through 19-4-525.

(iv) Any request approved as authorized in subsection (iii) herein, including requests that establish a new commitment item or new appropriation shall require prior approval by the Legislative Council or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 40

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

(v) Any Oversight and/or Steering Committee charged with overseeing disbursement of funds and appropriation from funds received from the Infrastructure Investment & Jobs Act of 2021 appropriation sections of this Act shall coordinate with the Department of Finance and Administration as needed to facilitate the approval requirements herein in a timely manner.

(vi) Any appropriation approved in the Infrastructure Investment & Jobs Act of 2021 by the General Assembly shall only be used for:

1) The purpose and amount of planned expenditures as submitted for approval to the General Assembly and,

2) In the event that expenditures or obligations do not fully expend approved appropriation authority as authorized in this section, the excess appropriation may not be utilized for any additional expenditures other than the amount and purpose as submitted to and approved by the General Assembly.

(vii) The Chief Fiscal Officer of the State shall submit a monthly report to the Legislative Council or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly or to a designated subcommittee listing all Infrastructure Investment & Jobs Act of 2021 beginning balance of funds received, each appropriation approved as authorized in subsection (v) herein with the date the appropriation is established, state entity, purpose, amount, funding distributed, and remaining balance.

(viii) Determining the maximum amount of appropriation each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s). Further, the

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 40

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

General Assembly has determined that a state agency, constitutional office, or institution may operate more efficiently if some flexibility is provided to the state agency, constitutional office, or institution authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement for approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 41

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. (i) All appropriation and expenditures for funding received for the American Rescue Plan Act of 2021 shall be expended using the American Rescue Plan Act of 2021 Appropriation Sections as authorized in this Act.

(ii) Any state agency, constitutional office, or institution shall request a transfer of appropriation, as provided in the American Rescue Plan Act of 2021 Appropriation Sections of this Act, from the Chief Fiscal Officer of the State, stating clearly the amount requested, purpose and any additional information requested by the Chief Fiscal Officer of the State.

(iii) After reviewing a request, the Chief Fiscal Officer of the State may deny, modify or approve the request based on the estimated amount of appropriation needed and currently available, purpose, estimated funding available and preferred spending priority. Upon approval or modification of a request by the Chief Fiscal Officer of the State and after meeting the requirements of subsection (iv) herein, the Department of Finance and Administration shall establish the transfer of appropriation on the books of the Department of Finance and Administration and the State Auditor, in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code 19-4-521 through 19-4-525.

(iv) Any request approved as authorized in subsection (iii) herein, including requests that establish a new commitment item or new appropriation shall require prior approval by the Legislative Council during the extended recess, beginning on May 1, 2021, of the 2021 Regular Session or during the interim, or the Joint Budget Committee during a

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 41

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

regular session, fiscal session, or extraordinary session of the General Assembly.

(v) Any Oversight and/or Steering Committee charged with overseeing disbursement of funds and appropriation from funds received from the American Rescue Plan Act of 2021 Appropriation Sections of this Act shall coordinate with the Department of Finance and Administration as needed to facilitate the approval requirements herein in a timely manner.

(vi) Any appropriation approved in the American Rescue Plan of 2021 by the General Assembly shall only be used for:

(1) The purpose and amount of planned expenditures as submitted for approval to the General Assembly and,

(2) In the event that expenditures or obligations do not fully expend approved appropriation authority as authorized in this section, the excess appropriation may not be utilized for any additional expenditures other than the amount and purpose as submitted to and approved by the General Assembly.

(vii) It is the intent of the General Assembly that funds received from the American Rescue Plan of 2021 that are discretionary or are not required to be spent for a different general or specific purpose may be considered to be utilized to pay off existing debt service. The parameters for the selection of debt service payments may consider the highest interest rate owed and with priority given to the payment of Big River Steel General Obligations bonds and GARVEE Department of Transportation bonds.

(viii) The Chief Fiscal Officer of the State shall submit a monthly report to the Legislative Council during the extended recess, beginning on May 1,

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 41

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

2021, of the 2021 Regular Session or during the interim, or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly or to a designated subcommittee listing all American Rescue Plan Act of 2021 beginning balance of funds received, each appropriation approved as authorized in subsection (v) herein with the date the appropriation is established, state entity, purpose, amount, funding distributed, and remaining balance.

(ix) Determining the maximum amount of appropriation each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s). Further, the General Assembly has determined that a state agency, constitutional office, or institution may operate more efficiently if some flexibility is provided to the state agency, constitutional office, or institution authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement or approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 42

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - APPROPRIATION - C.A.R.E.S.. (i) In the event that sufficient appropriation is not provided by the General Assembly, any state agency, constitutional office, or institution may request a transfer of appropriation, as provided in the C.A.R.E.S. Appropriation Section of this Act, from the Chief Fiscal Officer of the State, stating clearly the amount requested, purpose and any additional information requested by the Chief Fiscal Officer of the State.

(ii) After reviewing a request, the Chief Fiscal Officer of the State may deny, modify or approve the request based on the estimated amount of appropriation needed and currently available, purpose, estimated funding available and preferred spending priority. Upon approval or modification of a request by the Chief Fiscal Officer of the State and after meeting the requirements of subsection (iii) herein, the Department of Finance and Administration shall establish the transfer of appropriation on the books of the Department of Finance and Administration and the State Auditor, in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code 19-4-521 through 19-4-525.

(iii) Any request approved as authorized in subsection (ii) herein, including requests that establish a new commitment item or new appropriation shall require prior approval by the Arkansas Legislative Council or if meeting in Regular or Fiscal Session the Joint Budget Committee.

(iv) Determining the maximum amount of appropriation each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s). Further, the General Assembly has determined that a state agency, constitutional office,

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 42

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

or institution may operate more efficiently if some flexibility is provided to the state agency, constitutional office, or institution authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement or approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect from the date of passage through June 30, ~~2023~~ 2024.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 43

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CLASSIFICATION AND USE OF APPROPRIATIONS. The appropriations authorized in the Marketing and Redistribution Section, hereof which are transferred to the various agencies, as authorized in the Transfer Provision - Marketing and Redistribution Section hereof, are to be used for the maintenance and general operation of the benefiting agency and shall only be expended under the provisions cited in Arkansas Code § 19-4-522, the same being the General Accounting and Budgetary Procedures Law of Arkansas. Provided, however, no appropriation authorized herein shall be expended for Conference and Travel Expenses or Professional Fees and Services.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 44

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROVISION - MARKETING AND REDISTRIBUTION. The Department of Finance and Administration shall, upon transfer to the agencies or institutions fund or fund account of the proceeds derived from disposal of property by the Marketing and Redistribution division for the benefit of various agencies, transfer appropriation, as provided in the Marketing and Redistribution Section, hereof in such amount as funds are deposited into the Property Sales Holding Fund and transferred therefrom for the benefit of such agencies.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 45

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

RESTRICTIONS - MISCELLANEOUS TRANSFERS. Nothing in this Act is to be construed as an authority to transfer a like amount of current general revenues to fund appropriations provided for in the Miscellaneous Transfers Section of this Act.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 46

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

RESTRICTIONS - TRANSFER PROVISIONS. The Department of Finance and Administration shall transfer appropriation as provided in the Refund to Expenditures line item of the Miscellaneous Transfers Section, hereof in such amounts as funds are deposited into the State Treasury or financial institutions for proceeds received from insurance policies for casualty losses, overpayment of obligations, overpayment of salaries, over-allocation of federal assistance, maturity or redemption of investments, and subrogation payments received for workers' compensation claims paid, for the benefit of various state agencies. Provided, however, that the Chief Fiscal Officer of the State is hereby authorized to promulgate such rules, regulations, procedures, and guidelines as he or she may deem necessary and proper in order to carry out the provisions of this Act.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 47

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - PERSONAL SERVICES OVERTIME. In the event that there is not sufficient appropriation provided for by the General Assembly for overtime compensation pursuant to Arkansas Code § 19-4-1612 and related personal services matching for any state agency for the period ending June 30, ~~2023~~ 2024, said agency shall request a transfer from appropriations provided for Overtime in the Miscellaneous Transfers Section, herein, from the Chief Fiscal Officer of the State, stating clearly the amount required. Upon approval of the Chief Fiscal Officer of the State, and after seeking prior review by the Arkansas Legislative Council or Joint Budget Committee, the State Auditor shall be notified as to the amount and the purposes for which said appropriation is to be made. The appropriation shall be established upon the books of the Department of Finance and Administration and the State Auditor. Provided, further, that if desired, said appropriation shall be supplemental to those regularly appropriated for such purposes by the General Assembly for that agency.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CLASSIFICATION AND USE OF APPROPRIATIONS - REFUND TO EXPENDITURES. The appropriations authorized for Refund to Expenditures in the Miscellaneous Transfers Section, hereof which are transferred to the various agencies as authorized by the RESTRICTIONS - MISCELLANEOUS TRANSFERS and the RESTRICTIONS - TRANSFER POSITIONS Sections hereof are to be used for the same purposes and shall be expended under the same provisions as cited in Arkansas Code §§ 19-4-501 through 19-4-527, the same being the General Accounting and Budgetary Procedures Law of Arkansas, or its successor.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

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0620 DFA - Disbursing Officer

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SECTION#: 49

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code Title 11, Chapter 10, Subchapter 5, is amended to add an additional section and to codify special language in appropriation acts to read as follows:

AGENCY REQUEST

11-10-545. Benefits paid to former employee of state agency.

(a) At the end of each calendar quarter, the Division of Workforce Services shall certify to a state agency the unemployment compensation benefit payments made to a former state agency employee who claimed and qualified for unemployment compensation benefits under the Division of Workforce Services Law.

(b) Upon satisfaction by the Chief Fiscal Officer of the State that the payments to a former state agency employee were made in accordance with the Division of Workforce Services Law, the Chief Fiscal Officer of the State shall disburse funds appropriated for unemployment compensation claims to reimburse the division for benefits paid in the previous calendar quarter.

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0620 DFA - Disbursing Officer

ACT#: 199

SECTION#: 50

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - CASH FUNDS. In the event that the appropriation is not provided by the General Assembly for Cash Fund expenditures for any state agency, pursuant to Arkansas Code § 19-4-801 et seq., said agency shall request a transfer of appropriation from the Chief Fiscal Officer of the State, stating clearly the amount required. Upon approval of the Chief Fiscal Officer of the State, and after seeking prior review by the Arkansas Legislative Council or Joint Budget Committee, said cash fund appropriations shall be established upon the books of the Department of Finance and Administration, provided further, that upon request of the state agency and with the approval of the Chief Fiscal Officer of the State, the requested appropriations may be established upon the books of the Department of Finance and Administration in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code §§ 19-4-521 through 19-4-527.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

MISCELLANEOUS FEDERAL PROGRAMS. The appropriations provided in the Various State Agencies - Cash Section herein shall not be used to establish spending authority for new or unanticipated Federal Funds or Programs as defined by the provisions of the Miscellaneous Federal Grant Programs Act, Arkansas Code § 19-7-501 et seq., and the provisions of the General Accounting and Budgetary Procedures Act, Arkansas Code § 19-4-101 et seq., or its successor. Funds subject to the above mentioned acts shall be deposited in the State Treasury.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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SECTION#: 52

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SALARIES. No provisions as provided in the Various State Agencies - Cash Section herein shall be interpreted as the authority to create or establish new positions in addition to the positions established in the agency's Appropriation Act. In addition, salaries paid from appropriations transferred herein shall be subject to the provision of the Regular Salaries Procedures and Restrictions Act.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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SECTION#: 53

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SECTION X. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 19-7-502, concerning the procedure related to the availability of unanticipated federal funds, is amended to add an additional subsection to read as follows:

(e) Each even-numbered year the Chief Fiscal Officer of the State shall file with the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee, a cumulative report summarizing all appropriations transferred and all additional positions authorized in relation to unanticipated federal funds subject to this subchapter, including without limitation miscellaneous federal grants and miscellaneous workforce investment programs, during the preceding two (2) fiscal years.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - PERSONAL SERVICES AND REGULAR SALARIES. In the event that the Chief Fiscal Officer of the State determines that the General Assembly has not provided sufficient appropriation for the payment of Personal Services for any office of an elected Constitutional Officer, including the Bureau of Legislative Research, Division of Legislative Audit or the Judicial Department, any state agency, office, board, commission, institution or institution of higher education due to the enactment of this Act or any other Act approved by the General Assembly which raises the compensation level or required benefit matching costs of state employees, the agency, office, board, commission, institution of higher education or other institution may request a transfer from the appropriation provided herein from the Chief Fiscal Officer of the State. Such request shall clearly state the amount required, the fund or fund account from which the employees are currently being paid, and such other information as may be required by the Chief Fiscal Officer of the State that he or she deems necessary to make a decision regarding the request. Upon the approval of the Chief Fiscal Officer of the State, and upon review by the Performance Evaluation and Expenditure Review Subcommittee of the Arkansas Legislative Council or Joint Budget Committee or upon processing the request for elected Constitutional Officers and their employees by the Chief Fiscal Officer of the State, the State Auditor shall be notified as to the amount and the purposes for which said appropriation is to be made. In the event that appropriation for the payment of Personal Services is not sufficient for the last payroll of the fiscal year, the Chief Fiscal Officer of the State may approve any transfers on an emergency basis and provide a

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EXECUTIVE RECOMMENDATION

report to the Performance Evaluation and Expenditure Review Subcommittee of the Arkansas Legislative Council or Joint Budget Committee. The appropriation shall then be added to the proper account on the books of the Department of Finance and Administration and the State Auditor payable from the fund or fund account from which the employees of the state agency, office, board, commission, institution of higher education or other institution are authorized to be paid by law. Such appropriation transfers shall be limited to Regular Salaries or Personal Services Matching or both.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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SECTION#: 55

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUNDING TRANSFER - PERFORMANCE FUND. Funding of compensation increases provided by the General Assembly in the fiscal year ending June 30, ~~2023~~ 2024, and funding for the appropriation transfers authorized by the TRANSFER PROCEDURES - PERSONAL SERVICES AND REGULAR SALARIES Section of this Act for those state agencies, offices, boards, commissions, institutions and state institutions of higher education which are supported in whole or in part from general revenues shall, if required, be provided for by a transfer from the Performance Fund to the proper fund or fund account and in such amounts as may be determined by the Chief Fiscal Officer of the State and upon review by the Performance Evaluation and Expenditure Review Subcommittee of the Arkansas Legislative Council or Joint Budget Committee. The state agencies, offices, boards, commissions, institutions and state institutions of higher education shall, in addition to the funds provided in this section for Personal Services from the Performance Fund, make available any funding generated from its salary savings for such purposes as provided for herein, from the funds or fund accounts as prescribed by law.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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SECTION#: 56

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PUBLIC DEFENDER. The appropriation provided in the Public Defender Reimbursement line item of the Miscellaneous Grants and Expenses Section herein shall be expended only for the purpose of reimbursing the Public Defender of Pulaski County to provide defense for the mentally ill.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

DELETE; already codified at 23-111-505(b)

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SECTION#: 58

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SHERIFFS' ASSOCIATION. A lump sum monthly installment of at least one-twelfth (1/12) of the annual allocation provided for in the Arkansas Sheriffs' Association Section of this Act, or so much thereof as may be made available, shall be provided to the Arkansas Sheriffs' Association to be used exclusively for the establishment and operation of crime prevention and alcohol and drug abuse programs and for a grant to the Arkansas Sheriffs' Association to study ways to improve the administration of sheriffs' offices and developing and improving education programs designed for sheriffs' offices in Arkansas.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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SECTION#: 59

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

DISTRIBUTION OF ADMINISTRATION OF JUSTICE FUNDS. In the event that the fund balance in the Administration of Justice Fund is inadequate to fund the monthly allocation to State Agencies, the funds will be distributed as follows:

(a) The available revenue and remaining State Administration of Justice Fund balance shall be distributed first to fully fund the monthly allocations found in the ALLOCATION RESTRICTIONS Section of this Act for:

(1) the Administrative Office of the Courts to fund the State Central Services Fund for Trial Court Administrators,

(2) the District Judges Association for the District Court Coordinator, and

(3) Administrative Office of the Courts to fund State Central Services Fund for Court Reporters.

(b) The total funds remaining in the State Administration of Justice Fund after the monthly distribution is made under subdivision (a) of this section shall be distributed to the remaining state programs and state agencies listed in the ALLOCATION RESTRICTIONS Section of this Act but not listed in subdivision (a) of this section shall be funded in the percentage of the total funds available in the Administration of Justice Fund; that is if less than 100% of the total monthly allocation is available for distribution, monthly allocations for the remaining agencies will be funded at an equal percentage consistent with the remaining available funds, provided that any of the allocations listed in the ALLOCATION RESTRICTIONS Section that have been fully pledged prior to January 1, 2001 to the repayment of a bond issue or bond issues shall not be reduced below the amount listed in

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EXECUTIVE RECOMMENDATION

the ALLOCATION RESTRICTIONS Section of this Act. Any shortage from one month will be adjusted in future months' payments as funds become available.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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SECTION#: 60

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)		EXECUTIVE RECOMMENDATION
<p>ALLOCATION RESTRICTIONS. There is hereby allocated to state programs and agencies, as set out herein, the following allocations of funds appropriated for State Agencies Distribution Item in the Administration of Justice Fund Section, to the Department of Finance and Administration - Disbursing Officer, there to be used as provided by law.</p>		<p>AGENCY REQUEST</p>
	<p>Maximum Allocation</p> <p>Fiscal Years</p> <p>2022-2023 <u>2023-2024</u></p>	
Item No.		
(1) Board of Trustees of the University of Arkansas for the purpose and as regulated by §§ 6-64-604 through 6-64-606	\$2,687,619	
(2) Drug Abuse Prevention and Treatment Fund for use in the Drug Abuse Prevention and Treatment Program of the Bureau of Alcohol and Drug Abuse Prevention	342,000	
(3) Highway Safety Special Fund for programs of the Arkansas Highway Safety Program within DHS	1,324,795	
(4) Division of Arkansas State Police for the State Police Retirement Fund	1,499,256	
(5) Division of Arkansas State Police Fund	400,000	
(6) Crime Victims/Reparations Revolving Fund		

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)		EXECUTIVE RECOMMENDATION
for the purpose and as regulated by Arkansas Code Annotated § 16-90-701 et seq.	2,089,723	
(7) Prosecutor Coordinator's Office for deposit in the Law Enforcement and Prosecutor Drug Enforcement Training Fund	70,660	
(8) Crime Information System Fund	98,064	
(9) Justice Building Construction Fund	990,000	
(10) District Court Judge and the District Court Clerk Education Fund	100,000	
(11) Arkansas Judicial Retirement System Fund	902,797	
(12) State Central Services Fund for the benefit of the Public Defender Commission	6,908,027	
(13) State Central Services Fund for Administrative Office of the Courts - Court Reporters	6,075,374	
(14) Justice Building Fund	83,528	
(15) Arkansas Counties Alcohol and Drug Abuse and Crime Prevention Fund	50,000	
(16) State Central Services Fund for Administrative Office of the Courts - Trial Court Administrators	8,312,527	

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(17) Drug Abuse Prevention and Treatment Fund for use in the Drug Abuse Prevention and Treatment program of the Bureau of Alcohol and Drug Abuse Prevention	312,000
(18) State Central Services Fund for the Benefit of the Administrative Office of the Courts Div. of Dependency-Neglect Representation	4,284,838
(19) Miscellaneous Agencies Fund Account for the benefit of the State Crime Laboratory	576,988
(20) District Judges Association for the District Court Coordinator	67,028
(21) Public Legal Aid Fund	855,432
(22) Administrative Office of the Courts - County Reimbursements for Jurors	850,000
(23) Administrative Office of the Courts - Drug Court Coordinator to reimburse the State Central Services Fund	66,320
(24) State Central Services Fund for Court Security by Administrative Office of the Courts	<u>362,791</u>
TOTAL AMOUNT ALLOCATED	<u>\$39,309,767</u>
The provisions of this section shall be in effect only from July 1, 2022 <u>2023</u> through June 30, 2023 <u>2024</u> .	

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SECTION#: 61

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

YEARLY FUND TRANSFERS. On July 1, 2010 and each July 1, thereafter, if the fund balance of the Crime Victims Reparation Revolving Fund falls below one million dollars (\$1,000,000), the Chief Fiscal Officer of the State may transfer on his or her books and those of the State Treasurer and the Auditor of the State a sum not to exceed one million dollars (\$1,000,000) or so much thereof as is available from fund balances that exceed seven million dollars (\$7,000,000) as determined by the Chief Fiscal Officer of the State, from the State Administration of Justice Fund to the Crime Victims Reparations Revolving Fund to provide funds for personal services, operating expenses and claims for the Office of the Attorney General - Crime Victims Reparations Program.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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SECTION#: 62

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 24-11-203, concerning the Arkansas Fire and Police Pension Review Board, is amended to add an additional subsection to codify special language in appropriation acts to read as follows:

(k)(1) On or before June 15 of each fiscal year, the Arkansas Fire and Police Pension Review Board shall certify to the Chief Fiscal Officer of the State the amount of funding it recommends for disbursement in the ensuing fiscal year to underfunded municipal fire and police relief and pension plans as defined in § 24-11-217.

(2) After receiving the certification required under subdivision (k)(1) of this section, the Chief Fiscal Officer of the State shall immediately transfer on his or her books and the books of the Treasurer of State the lesser of the total amount recommended by the Arkansas Fire and Police Pension Review Board or the amount appropriated by the General Assembly for the ensuing fiscal year from the Revenue Holding Fund Account to the Firemen's and Police Officers' Pension and Relief Fund for distribution to the recommended underfunded plans.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 24-11-217, concerning allocations to underfunded policemen's pension and relief funds and underfunded firemen's pension and relief funds, is amended to add an additional subsection to codify special language in appropriation acts to read as follows:

(f) Funds distributed to underfunded local pension programs through appropriation by the General Assembly for the purpose of payment of Firemen's and Police Officers' Pension and Relief Fund taxes for municipal fire and police relief and pension funds shall not be used to enhance benefits of the recipients.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SECTION 64. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORK FORCE 2000 DISTRIBUTION. After the amount to be made available to a technical college, technical institute or comprehensive lifelong learning center has been determined, as provided by law, the Chief Fiscal Officer of the State shall process the documents necessary so that the funds may be transferred from the Work Force 2000 Development Fund to the State Treasury fund or fund account from which the technical college, technical institute, or comprehensive lifelong learning center draws its general revenue support.

The Chief Fiscal Officer of the State shall also cause an equal amount of the appropriation provided for Technical Colleges Accreditation and Vo-Tech Accreditation in the Work Force 2000 Section of this Act to be transferred to the institutions' appropriate line item appropriation or allocation, there to be supplemental and in addition to those appropriations or allocations provided by the General Assembly for personal services and operating expenses of the institution from the State Treasury Fund or fund account.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

JUVENILE DETENTION FACILITIES - ALLOCATION. There is hereby allocated to the local juvenile detention facilities, as set out herein, the following amounts as appropriated to the Department of Finance and Administration - Disbursing Officer for grants for operating expenses of local juvenile detention facilities for the fiscal year ending June 30, ~~2023~~ 2024:

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Item No.	Juvenile Detention Facility	Maximum Allocation	
		Fiscal Years	
		2022-2023	<u>2023-2024</u>
(01)	Arkansas County Juvenile Detention Center		31,167
(02)	Benton County Juvenile Detention Center		22,082
(03)	Craighead County Juvenile Detention Center		31,167
(04)	Crittenden County Juvenile Detention Center		31,167
(05)	Faulkner County Juvenile Detention Center		20,783
(06)	Garland County Juvenile Detention Center		28,574
(07)	Independence County Juvenile Detention Center		31,167
(08)	Jefferson County Juvenile Detention Center		31,167
(09)	Miller County Juvenile Detention Center		31,167
(10)	Mississippi County Juvenile Detention Center		16,891
(11)	Pulaski County Juvenile Detention Center		31,167
(12)	Sebastian County Juvenile Detention Center		31,167
(13)	Washington County Juvenile Detention Center		31,167
(14)	Yell County Juvenile Detention Center		<u>31,167</u>
Total Amount Allocated			<u>\$ 400,000</u>

The amount of funds distributed to the local juvenile detention facilities shall be adjusted as necessary on a pro-rata basis depending upon the

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EXECUTIVE RECOMMENDATION

actual amount of funding provided for this purpose in each fiscal year. If during the fiscal year any of the Juvenile Detention Facilities ceases operations, the facilities' remaining funds will be distributed to the remaining Juvenile Detention Facilities in a proportional basis.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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EXECUTIVE RECOMMENDATION

TRANSFER OF FUNDS FOR THE PROGRAM - CA/R/DV - UAMS. The Department of Human Services may provide funding in an amount not to exceed \$300,000 for each fiscal year for expansion of services by the Child Abuse/Rape/Domestic Violence Section of the University of Arkansas - Medical Sciences. The Secretary of the Department of Human Services shall certify the amount of available funds for this purpose for each year. The Chief Fiscal Officer of the State shall transfer the amount of certified funds available from an account designated by the Secretary of the Department of Human Services to the Miscellaneous Agencies Fund Account to expand services provided by the Child Abuse/Rape/Domestic Violence Section of the University of Arkansas - Medical Sciences.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ARKADELPHIA 2025 COMMISSION. (a) There is hereby created the Arkadelphia 2025 Commission to be composed of the Mayor, City Manager, and Chairman of the City Planning Commission of Arkadelphia, the Superintendent of the Arkadelphia Public School District, the member of the Arkansas House of Representatives representing the Arkadelphia area, the member of the Arkansas Senate representing the Arkadelphia area, the County Judge of Clark County, the Presidents of Ouachita Baptist University and Henderson State University, the President and Executive Secretary of the Arkadelphia Chamber of Commerce, and at least an equal number of citizens of the Arkadelphia area to be appointed by the members just named. The Commission shall be as broadly based as possible to represent all the diverse interests and to represent every race, gender, income level, and geographic area.

(b) The Commission shall have the following powers and duties:

(1) Determine the immediate needs of Arkadelphia and its surrounding area;

(2) Determine the long-range needs and opportunities of the Arkadelphia area;

(3) Seek and expend funds from all sources, both public and private;

(4) Coordinate the activities of the various federal, state, and local agencies as well as the private sector in providing for the economic, social, and physical needs of the area;

(5) To serve as the lead agency in the rebuilding and revitalization of the Arkadelphia area;

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EXECUTIVE RECOMMENDATION

(6) Adopt bylaws and establish goals; and
(7) Perform all other powers and functions necessary to fulfill its duties.
(c) The Commission shall be subject to audit by the Division of Legislative Audit.
The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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SECTION#: 68

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

STATE'S CONTRIBUTIONS. The Secretary of the Department of Finance and Administration is authorized to transfer Appropriation and Funding between State's Contributions line items authorized in the State's Contributions Section. Any unexpended balances in funds provided for State's Contributions in this Act remaining June 30, ~~2022~~ 2023, shall be carried forward during the fiscal year ending June 30, ~~2023~~ 2024.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - PERSONAL SERVICES STIPENDS. If there is not sufficient appropriation, from funds deposited in the State Treasury or Cash Accounts of an agency, for personal services, or personal services matching for any state agency for the period ending June 30, ~~2023~~ 2024, for State agencies that process payroll through the Arkansas Administrative Statewide Information System for federal and state tax reporting as necessary to comply with the payment of stipends under United States Internal Revenue Code (IRC), 2001-Code-Vol, Sec 3401 and Treasury Regulations §31.3401(c)-1(a) and §1.1402(c)-2(b), and others which govern the reporting of income and payment of withholding and matching taxes for personal services, the agency shall request a transfer from appropriation provided for Personal Services and Personal Services Matching in the appropriation for Various State Agencies - U.S. IRC and Treasury Regulations herein, from the Chief Fiscal Officer of the State, stating clearly the amounts required for each item. Upon approval of the Chief Fiscal Officer of the State, the State Auditor shall be notified as to the amount and the purposes for which the appropriation is to be made and such appropriation as needed shall be established upon the books of the Department of Finance and Administration and the State Auditor. Provided, however, that in the event the total amount of transfer requested in any fiscal year exceeds Ten Thousand Dollars (\$10,000), the Chief Fiscal Officer of the State shall seek prior review by the Arkansas Legislative Council or Joint Budget Committee before the transfer shall be made.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

POSITION ESTABLISHMENT. The Chief Fiscal Officer of the State shall have the authority to establish such positions as necessary for State agencies to process payroll through the Arkansas Administrative Statewide Information System for federal and state tax reporting purposes as necessary to comply with the United States Internal Revenue Code (IRC), 2001-Code-Vol, Sec 3401 and Treasury Regulations §31.3401(c)-1(a) and §1.1402(c)-2(b), and others which govern the reporting of income and payment of withholding and matching taxes for personal services. The positions established shall not be considered as part of the total number of authorized positions for an agency and shall only be considered as placeholders for payments to individuals who are board or commission members or elected officials of the State that do not otherwise receive salaries or wages as defined in Arkansas Code § 19-4-521 for their personal services. Further, none of the positions established under this section shall imply eligibility for state retirement or state health insurance benefits. The establishment of such positions shall not exceed 250 positions in any fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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TRANSFER AUTHORIZED - ARKANSAS CHILDREN'S HOSPITAL. The Arkansas Children's Hospital may request the Chief Fiscal Officer of the State to transfer funds made available for the following by this Act sums not to exceed \$1,000,000 for the Arkansas Children's Hospital Burn Center, \$700,000 for the Children's Hospital Payments, \$600,000 for the Reproductive Health Monitoring, and \$233,600 for the Intensive Care Nursery each fiscal year from the Miscellaneous Agencies Fund Account to the Department of Human Services Grants Fund Account. The transferred funds shall be used to match federal funds used for supplemental Medicaid payments to Arkansas Children's Hospital.

The Arkansas Children's Hospital may also request the Chief Fiscal Officer of the State to transfer the sum not to exceed \$1,000,000 each fiscal year from the Miscellaneous Agencies Fund Account from funds made available by this Act for the Intensive Care Nursery to the Department of Human Services Grants Fund Account. The transferred funds shall be used to match federal Medicaid funds for cost-based reimbursement for helicopter patient transport.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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EXECUTIVE RECOMMENDATION

INNOVATION AND PROJECT DEVELOPMENT FUND TRANSFERS. The Department of Transformation & Shared Services - Division of Information Systems is a cost recovery agency subject to the requirements of the United States Office of Management and Budget Circular A-87 Cost Principles for State, Local and Indian Tribal Government (A-87) and Cost Principles for Developing Cost Allocation Plans and Indirect Cost Rates for Agreements with the Federal Government Implementation Guide for the Office of Management and Budget Circular A-87 (ASMBC-10). To comply with these federal rules, it is necessary to establish an Innovation and Project Development appropriation and general revenue fund account within the Department of Finance and Administration - Disbursing Officer for the Department of Transformation & Shared Services - Division of Information Systems. This fund shall be used for state enterprise innovation projects that would enhance the technology operations of the State that cannot be cost allocated to federal programs. The Department of Transformation & Shared Services - Division of Information Systems will maintain documentation for projects billed for these purposes. Fund transfers may be made from the General Revenue Fund Account, upon the approval of the Chief Fiscal Officer of the State and prior review of the Arkansas Legislative Council or Joint Budget Committee, to reimburse the Department of Transformation & Shared Services - Division of Information Systems for the amounts billed.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 26-51-205, concerning the state income tax on corporations and the Work Force 2000 Development Fund, is amended to codify special language in appropriation acts and to add an additional subsection to read as follows:

(e)(1)(A) After the amounts to be made available to the various technical institutes or comprehensive lifelong learning centers have been determined under subdivisions (d)(2)(A) and (d)(2)(B) of this section, such documents as may be necessary shall be processed so that funds may be transferred from the Work Force 2000 Development Fund to the State Treasury fund or fund account from which the technical institute or comprehensive lifelong learning center draws its general revenue support.

(B) The amount of the funds transferred under subdivision (e)(1)(A) of this section shall not exceed six and three hundred nine thousandths percent (6.309%) of the total funds available from the Work Force 2000 Development Fund during each fiscal year.

(2) If a technical college, community college, or educational institution that receives support from the Work Force 2000 Development Fund as determined by law transfers from the Arkansas Technical College and Community College System for which Work Force 2000 Development Fund moneys are determined by law, then the actual amount of support from the Work Force 2000 Development Fund in the preceding fiscal year for the transferring educational institution shall be made available regardless of any other provision of law that sets out maximum levels of support from such fund.

(3)(A) The funds distributed under subdivision (d)(2)(C) of

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this section in excess of those amounts collected and distributed before June 30, 2014, shall be deposited into the Skills Development Fund to be used only for personal services, grants, operation, support, and improvement of occupational, vocational, technical, and workforce development programs by the Office of Skills Development of the Department of Commerce.

(B) The distributions of funds under subdivision (d)(2)(C) of this section in excess of those amounts collected and distributed before June 30, 2014, shall not apply to proceeds allocated to schools, colleges, and educational institutions under subdivisions (d)(2)(A) and (d)(2)(B) of this section.

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EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - PERSONAL SERVICES EXTRA HELP. In the event that there is not sufficient appropriation provided for by the General Assembly for payment of personal services related to Extra Help for any state agency for the period ending June 30, ~~2023~~ 2024, said agency may request a transfer from appropriations provided for Personal Services Extra Help in the Miscellaneous Transfers Section herein, from the Chief Fiscal Officer of the State, stating clearly the amount required. Upon approval of the Chief Fiscal Officer of the State, and after seeking prior review by the Arkansas Legislative Council or Joint Budget Committee, the State Auditor shall be notified as to the amount and the purposes for which said appropriation is to be made. The appropriation shall then be established upon the books of the Department of Finance and Administration and the State Auditor. Provided further, that if desired, said appropriation shall be supplemental to those regularly appropriated for such purposes by the General Assembly for the agency.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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DELETE; under 14-166-202(a)(7),the West Central Arkansas Economic Development Districts already a recognized district

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FUND USAGE AUTHORIZED. The Arkansas Children’s Hospital President and C.E.O. may request the Department of Human Services-Division of Medical Services to retain in the Department of Human Services Grant Fund account an amount not to exceed \$1,000,000 for funds made available by the act to be used to match federal funds used for supplemental Medicaid payments to Arkansas Children’s Hospital.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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TRANSFER PROCEDURES - MEDICAL MARIJUANA IMPLEMENTATION AND REGULATION. In the event that sufficient appropriation is not provided by the General Assembly for expenditures resulting from the implementation and regulation of the Arkansas Medical Marijuana Amendment of 2016 for any state agency, pursuant to Arkansas Code § 19-4-701 et seq., said agency shall request a transfer of appropriation from the Chief Fiscal Officer of the State, stating clearly the amount required. Upon approval of the Chief Fiscal Officer of the State said appropriations shall be established upon the books of the Department of Finance and Administration in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code §§ 19-4-521 through 19-4-527.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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FUND TRANSFER AUTHORITY. From time to time, the Chief Fiscal Officer of the State may transfer from his or her books and those of the Treasurer of State and the Auditor of State from the Medical Marijuana Implementation and Operations Fund to various state agencies' funds the amounts necessary to fund the expenses for the implementation, administration, and/or enforcement of the Arkansas Medical Marijuana Amendment of 2016.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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BLANKET BOND PROGRAM. The Secretary of the Department of Finance and Administration is authorized to transfer Appropriation between the Blanket Surety Bond Program appropriations authorized for State Employees (Appropriation 2DM), County Employees (Appropriation 2DN), Municipal Employees (Appropriation 2DP) and Public School Employees (Appropriation 2DQ).

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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TRANSFER PROCEDURES - VARIOUS TEMPORARY APPROPRIATION FOR STATE AGENCIES AND INSTITUTIONS. (i) In the event that sufficient appropriation is not provided by the General Assembly for any state agency or institution, an agency or institution may request a transfer of appropriation, as provided in the Various Temporary Appropriation for State Agencies and Institutions Appropriation Section of this Act, from the Chief Fiscal Officer of the State, stating clearly the amount requested, purpose and any additional information requested by the Chief Fiscal Officer of the State.

(ii) After reviewing a request the Chief Fiscal Officer of the State may deny, modify or approve the agencies or institutions request based on the estimated amount of appropriation needed and currently available, purpose, estimated funding available and preferred spending priority. Upon approval or modification of a request by the Chief Fiscal Officer of the State and after meeting the requirements of subsection (iii) herein, the Department of Finance and Administration shall establish the transfer of appropriation on the books of the Department of Finance and Administration and the State Auditor, in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code 19-4-521 through 19-4-525.

(iii) Any request approved as authorized in subsection (ii) herein, including requests that establish a new commitment item or new appropriation shall require prior approval by the Arkansas Legislative Council or if meeting in Regular or Fiscal Session the Joint Budget Committee.

(iv) Any appropriation approved as authorized in this Section shall not be carried forward to the next fiscal year and shall be identified as a change

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level increase by the state agency or institution, if requested.

(v) Determining the maximum amount of appropriation for a state agency or institution each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency or institution. Further, the General Assembly has determined that a state agency or institution may operate more efficiently if some flexibility is provided to the state agency or institution authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement or approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

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~~LAW ENFORCEMENT STIPEND GRANTS:~~

~~(a)(1) — This section shall be known and may be cited as the "Arkansas Full-Time Law Enforcement Officer Salary Stipend Act of 2022".~~

~~(2) It is the intent of the General Assembly that:~~

~~(A) An eligible full-time law enforcement officer is not awarded more than one (1) salary stipend under this section even if the eligible full-time law enforcement officer is employed by more than one (1) eligible local law enforcement agency or eligible state law enforcement agency during the applicable time period described under this section; and~~

~~(B) The salary stipends awarded under this section shall not occur more than one (1) time unless authorized by the General Assembly in subsequent legislation.~~

~~(3)(A) While all persons employed by a local or a state law enforcement agency or other state agency, locality, or political subdivision of the state are engaged in important and vital work in our criminal justice system, it is the intent of the General Assembly to limit the salary stipends provided for under this section to the most vital law enforcement officers who are out on the street, literally standing between criminals and the public~~

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~~or engaged in the active investigation of criminal acts committed against the public at large.~~

~~(B) As such, the General Assembly intends for the salary stipends to be awarded to our state troopers, our deputy county sheriffs, our city and municipal police officers, our officers engaged in closely supervising our probationers and parolees, detectives who solve crimes, our patrolmen and patrolwomen, our criminal investigators, and any of the other certified law enforcement officers who patrol and work our streets, who are the face of our communities, and who are active every day in protecting the public and stopping and investigating crime.~~

~~(b) As used in this section:~~

~~(1) "Auxiliary law enforcement officer" means a person who:~~

~~(A) Meets the minimum standards and training requirements prescribed for an auxiliary law enforcement officer by law;~~

~~(B) Receives no salary or wages for the performance~~

~~of his or her duties; and~~

~~(C) Is appointed by a political subdivision of the state or a law enforcement agency as a reserve officer,~~

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~~volunteer officer, or mounted patrol, not including any law enforcement officer or deputy county sheriff employed by a planned community property owners' association; person who:~~

(2)(A) "Eligible full-time law enforcement officer" means a

~~(i) Is an appointed law enforcement officer responsible for the prevention and detection of crime and the enforcement of the criminal, traffic, or highway laws of this state;~~

~~(ii) Is employed by and receives a salary authorized by an eligible local law enforcement agency or eligible state law enforcement agency;~~

~~(iii) Has the statutory authority to enforce the criminal, traffic, and highway laws of the state and serves a law enforcement function for an eligible local law enforcement agency or eligible state law enforcement agency;~~

~~(iv) Is employed as a law enforcement officer more than twenty-four (24) hours per week; and~~

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~~(v) Has satisfactorily completed a program of basic law enforcement training at a school approved by the Arkansas Commission on Law Enforcement Standards and Training.~~

~~(B) "Eligible full-time law enforcement officer" includes a person who satisfies the requirements of subdivision (b)(2)(A) of this section and who is employed as specialized police personnel for the Department of Corrections.~~

~~(C) "Eligible full-time law enforcement officer" does not include a person employed as:~~

~~(i) Specialized police personnel not employed by the Department of Corrections, including without limitation:~~

~~(a) An employee of a county, regional, or city jail or correctional or detention center who is not otherwise employed as an eligible full-time law enforcement officer;~~

~~(b) A probation or parole officer who is not otherwise employed as an eligible full-time law enforcement officer; or~~

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~~(c) A bailiff;~~

~~(ii) An auxiliary law enforcement officer;~~

~~(iii) A part-time law enforcement officer;~~

~~(iv) A law enforcement officer of the United States Government;~~

~~(v) An elected law enforcement officer who is:~~

~~(a) Not a certified law enforcement officer;~~

~~(b) Employed as a law enforcement officer no~~

~~more than twenty-four (24) hours per week; or~~

~~(c) Both;~~

~~(vi) An employee of a law enforcement agency, state agency, or state department who is not primarily involved in law enforcement;~~

~~(vii) A law enforcement officer who is currently pending decertification as a law enforcement officer; or~~

~~(viii) A law enforcement officer primarily employed as a law enforcement officer by an educational institution, including a public or~~

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private:

~~(a) Prekindergarten school;~~

~~(b) Primary school;~~

~~(c) Secondary school; or~~

~~(d) Institution of higher education;~~

~~(3) "Eligible local law enforcement agency" means the following that employ an eligible full-time law enforcement officer:~~

~~(A) An Arkansas county; or~~

~~(B) An Arkansas municipal police department;~~

~~(4) "Eligible state law enforcement agency" means the Department of Public Safety and the Department of Corrections;~~

~~(5) "Part-time law enforcement officer" means a person who:~~

~~(A) Is employed by and receives a salary authorized by a law enforcement agency;~~

~~(B) Has the statutory authority to enforce the criminal, traffic, or highway laws of this state; and~~

~~(C) Is employed as a law enforcement officer no more than twenty-four (24) hours per week;~~

~~(6) "Retirement of the eligible full-time law enforcement officer" means that an eligible full-time law enforcement officer has ceased employment as an eligible full-time law~~

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~~enforcement officer with an eligible local law enforcement agency or eligible state law enforcement agency and is scheduled or otherwise approved by the applicable retirement system or plan to draw retirement benefits as a retired eligible full-time law enforcement officer; and~~

~~(7) "Specialized police personnel" means a full-time or part-time law enforcement officer authorized by statute or employed by a law enforcement agency whose duty as prescribed by law or ordinance is enforcing some part of the criminal or highway laws of this state and whose authority is limited to the facility or area in which he or she works.~~

~~(c)(1) Subject to an appropriation provided by the General Assembly, an eligible full-time law enforcement officer who is:~~

~~(A) Employed by an eligible state law enforcement agency or an eligible local law enforcement agency on July 1, 2022, is eligible to receive a one-time salary stipend as described under subsection (g) of this section upon verification of eligibility for the salary stipend by the Division of Law Enforcement Standards and Training; or~~

~~(B) First employed by an eligible local law enforcement agency or an eligible state law enforcement agency after July 1, 2022, but on or before January 31, 2023;~~

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~~shall receive a one-time salary stipend as described under subsection (g) of this section upon certification to the division by the eligible local law enforcement agency or eligible state law enforcement agency that the eligible full-time law enforcement officer is currently employed by the eligible local law enforcement agency or eligible state law enforcement agency as a full-time law enforcement officer at the time of certification to the division.~~

~~(2) An eligible local law enforcement agency is required as a condition of receiving funding for the salary stipends provided for under this section to:~~

~~(A) Proactively request to the division for the salary stipend funds to be distributed to an eligible full-time law enforcement officer;~~

~~(B) Acknowledge that:~~

~~(i) The funding provided for under this section is a one-time disbursement and that request for and subsequent receipt of funding for the salary stipends does not in any manner entitle the eligible local law enforcement agency for additional funding for future salary stipends;
and~~

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~~(ii) If the funds are received by the eligible local law enforcement agency, the state is no longer responsible to an individual eligible full-time law enforcement officer who is employed by the eligible local law enforcement agency for payment of the salary stipend provided for under this section;~~

~~(C) Adjust the eligible local law enforcement agency's budget to permit the disbursement of the salary stipends to the eligible local law enforcement agency's full-time law enforcement officers as the local governing body requires; and~~

~~(D) Agree to being subject to audit by Arkansas Legislative Audit concerning the request for, receipt of, and disbursement of the salary stipend funding.~~

~~(d)(1) Between July 1, 2022, and August 1, 2022, an eligible local law enforcement agency or an eligible state law enforcement agency that requests funding for the salary stipends provided for under this section shall provide a certification on a form provided by the division that identifies each eligible full-time law enforcement officer employed by the eligible local law enforcement agency or eligible state law enforcement agency as a full-time law enforcement officer on July 1, 2022.~~

~~(2) The form shall be signed by the chief law enforcement~~

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~~officer of the eligible local law enforcement agency or eligible state law enforcement agency and shall include:~~

~~(A) The name of the eligible full-time law enforcement officer;~~

~~(B) The date the eligible full-time law enforcement officer began his or her current employment with the eligible local law enforcement agency or eligible state law enforcement agency as a full-time law enforcement officer; and~~

~~(C) Any other information required by the division to properly verify eligibility for the salary stipend provided for by this section.~~

~~(e) As soon as practicable, an eligible local law enforcement agency or an eligible state law enforcement agency that employs an eligible full-time law enforcement officer after July 1, 2022, but on or before January 31, 2023, shall provide the form under subdivision (d)(1) of this section to the division for the eligible full-time law enforcement officer.~~

~~(f) The division shall:~~

~~(1) Deny any form received under this section from an eligible local law enforcement agency or eligible state law enforcement agency for an eligible full-time law enforcement officer first employed as a full-time law enforcement officer after January 31, 2023;~~

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~~(2) Deny any form received under this section from an eligible local law enforcement agency or eligible state law enforcement agency if the form is received after June 1, 2023;~~

~~(3) Verify that each full-time law enforcement officer certified to the division as eligible for the salary stipend satisfies the employment, training, and other requirements for eligibility;~~

~~(4) Provide a certification to the Secretary of the Department of Finance and Administration that includes the following information:~~

~~(A) The name of each eligible local law enforcement agency and eligible state law enforcement agency employing an eligible full-time law enforcement officer;~~

~~(B) The name of any eligible full-time law enforcement officer employed by an eligible local law enforcement agency or an eligible state law enforcement agency that qualifies for the salary stipend provided for by this section; and~~

~~(C) Any other information required by the secretary to properly issue payments to an eligible local law enforcement agency or an eligible state law enforcement agency under this section; and~~

~~(5) Adopt a form to be signed by an eligible full-time law enforcement officer prior to receiving the salary stipend~~

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~~acknowledging that the eligible full-time law enforcement officer:~~

~~(A) Has read the requirements to receive and retain the salary stipend;~~

~~(B) Satisfies the requirements of this section to receive the salary stipend; and~~

~~(C) Is required by law to return the salary stipend to the eligible local law enforcement agency or eligible state law enforcement agency issuing the salary stipend should he or she fail to comply with the requirements to retain the salary stipend.~~

~~(g)(1) The secretary, in his or her capacity as Chief Fiscal Officer of the State, shall:~~

~~(A) Transfer funds from the Law Enforcement Stipend Grant Sub-fund in the Miscellaneous Agencies Fund Account for use in issuing payments to an eligible local law enforcement agency or an eligible state law enforcement agency under this section;~~

~~(B) Issue a salary stipend to each eligible local law enforcement agency equal to:~~

~~(i) Five thousand dollars (\$5,000) for each eligible full-time law enforcement officer~~

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~~certified by the division and employed by that eligible local law enforcement agency as a full-time law enforcement officer; and~~

~~(ii) The employer's matching share of Social Security and Medicare taxes due on that salary stipend as required by federal law in effect on January 1, 2022;~~

~~(C) Initiate a fund transfer for a salary stipend to the appropriate state agency fund for an eligible state law enforcement agency employing a full-time law enforcement officer, as follows:~~

~~(i) The fund transfer shall be equal to:~~

~~(a) Two thousand dollars (\$2,000) for each eligible full-time law enforcement officer certified by the division and employed by that eligible state law enforcement agency unless the eligible full-time law enforcement officer has the primary job responsibility of supervising parolees and probationers, in which case the amount is five thousand dollars (\$5,000); and~~

~~(ii) The employer's matching share of Social~~

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~~Security and Medicare taxes due on that salary stipend as required by federal law in effect on January 1, 2022; and~~

~~(D) Deny payment of the salary stipend based on a certification form received from the division after June 15, 2023.~~

~~(2) An eligible full-time law enforcement officer shall not be awarded more than one (1) salary stipend under this section even if the eligible full-time law enforcement officer is employed by more than one (1) eligible local law enforcement agency or eligible state law enforcement agency during the applicable time period described under this section.~~

~~(h) Both an eligible local law enforcement agency and an eligible state law enforcement agency shall:~~

~~(1) Pay the salary stipend under this section to an eligible full-time law enforcement officer in the eligible full-time law enforcement officer's next paycheck or as soon as practicable following receipt of funds from the secretary;~~

~~(2) Withhold from the salary stipend income taxes, the employee's share of Social Security and Medicare taxes, and any other withholdings required by state or federal law or required by court order;~~

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~~(3) Verify that salary stipends are only issued to persons meeting the eligibility requirements of this section; and~~

~~(4) Shall not use the funds under this section for any other purpose.~~

~~(i)(1) Funds received under this section shall be returned to the secretary by the eligible local law enforcement agency or eligible state law enforcement agency if it is later determined that a person certified by the division as eligible for the salary stipend was actually ineligible for the salary stipend.~~

~~(2) A person who receives the salary stipend provided for by this section who is subsequently decertified as a law enforcement officer shall immediately return the salary stipend to the eligible local law enforcement agency or eligible state law enforcement agency issuing the salary stipend if the decertification becomes effective within one hundred eighty (180) days of the date the person received the salary stipend.~~

~~(3) An eligible full-time law enforcement officer who receives the salary stipend provided for by this section and who resigns his or her employment or ceases to be employed with an eligible local law enforcement agency or an eligible state law enforcement agency within one hundred eighty (180) days of receiving the salary stipend shall immediately return the salary stipend to the eligible local law enforcement agency or eligible~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 224

SECTION#: 2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~state law enforcement agency issuing the salary stipend unless the resignation or cessation of employment occurred:~~

~~(A) To immediately accept employment as an eligible full-time law enforcement officer with another eligible local law enforcement agency or an eligible state law enforcement agency;~~

~~(B) As a result of the death of the eligible full-time law enforcement officer;~~

~~(C) As a result of the retirement of the eligible full-time law enforcement officer;~~

~~(D) Due to a medical necessity of the eligible full-time law enforcement officer or a member of the eligible full-time law enforcement officer's family; or~~

~~(E) For reasons beyond the eligible full-time law enforcement officer's control.~~

~~(4) An eligible local law enforcement agency or an eligible state law enforcement agency that receives a return of a salary stipend under subdivision (i)(2) or subdivision (i)(3) of this section shall return the returned salary stipend to the secretary immediately following receipt of the returned salary stipend.~~

~~(5)(A) If the division or the secretary determines that an eligible local law enforcement agency of a county, city, or town has failed to properly pay the salary stipend to an eligible full-~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 224

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~time law enforcement officer as required by this section or has failed to return a salary stipend returned by an eligible full-time law enforcement officer who was decertified, resigned, or otherwise ceased employment, the division or the secretary shall notify the Treasurer of State.~~

~~(B) Upon notification under subdivision (i)(5)(A) of this section, the Treasurer of State shall then withhold from the county or municipal aid of the county, city, or town an amount equal to the funds that were improperly paid to the eligible full-time law enforcement officer or not properly returned and shall remit those amounts to the secretary for deposit into the General Revenue Allotment Reserve Fund.~~

~~(6)(A)(i) An eligible local law enforcement agency that knowingly fails to abide by the requirements of this subsection is subject to an administrative penalty equaling ten percent (10%) of the funds received and wrongfully or improperly returned, plus interest at the rate of ten percent (10%) per annum and any other assessed fees, as determined by the~~

~~secretary.~~

~~(ii) Administrative penalties, interest, and fees under subdivision (i)(6)(A)(i) of this section shall be deposited into the General Revenue Allotment Reserve Fund.~~

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0620 DFA - Disbursing Officer

ACT#: 224

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~(B)(i) An appeal from an adverse decision by the secretary concerning the failure to abide by the requirements of this subsection may be made to the Legislative Council, or if the General Assembly is in session, the Joint Budget Committee, which shall proceed with hearing the appeal subject to the rules of the Legislative Council, or if applicable, the Joint Budget Committee.~~

~~(ii) The Legislative Council or, if applicable, Joint Budget Committee, may issue an advisory opinion as to the validity of the appeal and shall forward the advisory opinion to the Director of the Department of Finance and Administration.~~

~~(j)(1) By June 30, 2023, an eligible local law enforcement agency or an eligible state law enforcement agency receiving funds under this section shall submit a report to the division certifying that each eligible full-time law enforcement officer who was verified by the division received the salary stipend and the amount paid to each eligible full-time law enforcement officer.~~

~~(2) The division shall prepare and submit a report containing the data described under subdivision (j)(1) of this section to the cochairs of the Legislative Council no later than October 1,~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 224

SECTION#: 2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~2023.~~

~~(k) The division shall promulgate rules establishing a review process to determine:~~

~~(1) Whether a person was properly denied payment of the salary stipend for failure to satisfy the requirements necessary to qualify as an eligible full-time law enforcement officer; and~~

~~(2) Whether a person was properly required to return the salary stipend.~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 0224

SECTION#: 003

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

AGENCY REQUEST

~~FUNDING TRANSFER. (i) Immediately upon the effective date of this Section or as soon as is practicable, the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum of fifty million dollars (\$50,000,000) from the General Revenue Allotment Reserve Fund to the Law Enforcement Stipend Grant Sub-Fund in the Miscellaneous Agencies Fund Account to provide funding exclusively for the Law Enforcement Stipend Grants Appropriation in Section 1 in this Act to be distributed as set out in Law Enforcement Stipend Grants Special Language in Section 2 of this Act.~~

~~(ii) Any funds not expended in the Law Enforcement Stipend Grant Sub-Fund in the Miscellaneous Agencies Fund Account as established in subsection (i) herein after June 30, 2023 shall be transferred to the General Revenue Allotment Reserve Fund.~~

~~(iii) The provisions of this section shall be in effect upon passage and approval through June 30, 2023.~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0610 DFA - Management Services Division

ACT#: 194

SECTION#: 38

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

BUDGET AND MANAGEMENT SERVICES - DEPARTMENT OF JUSTICE NON-VICTIM ASSISTANCE GRANTS. The funds appropriated in this Act for Department of Justice Non-Victim Assistance Matching Grants shall be used for matching funds for administering the Federal Grants provided in this Act for the Department of Justice Non-Victim Assistance Grants. The Department of Finance and Administration - Management Services Division is hereby authorized to call upon all state agencies to assist in the implementation of the Department of Justice Non-Victim Assistance Grants. However, if no Federal Grants are available to be matched with these funds, the funding provided from the Miscellaneous Agencies Fund Account may be used to provide funding for Drug Task Force operations across the State. The funds appropriated in this Act for Department of Justice Non-Victim Assistance Matching Grants may be used to provide one hundred percent (100%) of the required matching funds for state agencies and to provide up to sixty percent (60%) of the required matching funds for local governments should Federal Grants be available. Such funds and appropriation may be transferred to eligible state agencies or paid to local governments to be used for matching federal funds for administration of the Department of Justice Non-Victim Assistance Grants or paid to local governments to be used to fund Drug Task Force operations in such amounts as determined by the Arkansas Alcohol and Drug Abuse Coordinating Council or other oversight agency as designated by the Governor. Any unobligated balances in funds in this Act for the Department of Justice Non-Victim Assistance Grants may be used by state agencies as matching funds for other U.S. Department of Justice Grants in an amount

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0610 DFA - Management Services Division

ACT#: 194

SECTION#: 38

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

determined by the Chief Fiscal Officer of the State.

Any unexpended balances in funds provided for Department of Justice Non-Victim Assistance Matching Grants in this act remaining on June 30, ~~2022~~ 2023, may be carried forward and used for the same purpose during the fiscal year ending June 30, ~~2023~~ 2024.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0631 DFA - Racing Commission

ACT#: 192

SECTION#: 22

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

DIVISION OF RACING - EXTRA HELP. There is hereby authorized, for the Department of Finance and Administration - Division of Racing for the ~~2022-2023~~ 2023-2024 fiscal year, the maximum number of thirty-one (31) part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes, such employees shall be authorized to work over 1,000 hours per year.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0611 DFA - Alcoholic Beverage Control Administration Division

ACT#: 192

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ABC ADMINISTRATION - CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. The Chief Fiscal Officer of the State shall transfer appropriation as needed from the Contingency Appropriation authorized in this Act to the Alcoholic Beverage Control Division of the Department of Finance and Administration, the Department of Health and/or any other state agency incurring expenses for the implementation, administration, or enforcement of the Arkansas Medical Marijuana Amendment of 2016, to pay for personal services, operating expenses, professional fees, equipment, monitoring, auditing, and other miscellaneous expenses.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 194

SECTION#: 39

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

REVENUE SERVICES DIVISION - APPROPRIATION TRANSFERS. The Secretary of the Department of Finance and Administration is authorized to transfer appropriation between refund line item appropriations in this Act. The Secretary of the Department of Finance and Administration shall immediately report any such transfers to the Arkansas Legislative Council or Joint Budget Committee. Such report shall contain the amounts transferred and the reasons for the same.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 194

SECTION#: 40

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

REVENUE SERVICES DIVISION - EXTRA HELP EXEMPTION. Extra Help positions authorized herein are specifically exempt from limitation of hours, either by act or regulation. Provided, however, when a temporary or part-time employee is employed by the Department of Finance and Administration - Revenue Services Division for a period of time exceeding seven (7) months, a report of such shall be filed with the Arkansas Legislative Council or Joint Budget Committee.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 194

SECTION#: 41

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

REVENUE SERVICES DIVISION - AUTHORITY TO EMPLOY CERTIFIED LAW ENFORCEMENT OFFICERS. The Secretary of the Department of Finance and Administration is authorized to employ certified law enforcement officers and specialized police personnel as certified under § 12-9-101 et seq. The certified law enforcement officers and specialized police personnel employed under this section shall be responsible for maintaining order and providing for the security, protection, and safety of the Department of Finance and Administration buildings, grounds, property, employees and customers. The certified law enforcement officer shall have the powers, duties, privileges, and immunities of a certified law enforcement officer.

The following two classifications shall be used by the agency for security, protection, and safety personnel:

Item	Class	Title	Maximum No. of Employees	Salary Rate Fiscal Year
				2022-2023 2023-
				<u>2024</u>
(1)	T106C	DFA REVENUE SECURITY SUPERVISOR	1	GRADE GS09
(2)	T032C	DFA REVENUE SECURITY COORDINATOR	<u>4</u>	GRADE GS07
		MAX. NO. OF EMPLOYEES	5	

Department of Finance and Administration Alcoholic Beverage Control Enforcement Division will manage training and certification of the certified law enforcement officers and specialized police personnel and maintain all required documentation.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 194

SECTION#: 41

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

The provisions of this section shall be in effect only from July 1, ~~2022~~
2023 through June 30, ~~2023~~ 2024.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 194

SECTION#: 42

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~REVENUE SERVICES DIVISION - CONTINGENT POSITIONS. There is hereby established for the Department of Finance and Administration - Revenue Division - Contingent Positions for the 2022-2023 2023-2024 fiscal year, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code § 21-5-201 et seq.), or its successor, and all laws amendatory thereto. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code § 21-5-101), or its successor.~~

AGENCY REQUEST

~~CONTINGENT POSITIONS - DATA ENTRY~~

		MAXIMUM	SALARY RATE
ITEM CLASS	NO. OF	FISCAL YEAR	
NO. CODE TITLE	EMPLOYEES	2022-2023	2023-2024
(1) C042C DFA REVENUE SUPERVISOR	2	GRADE GS05	
(2) C059C DFA SERVICE REPRESENTATIVE	8	GRADE GS03	
(3) C076C DFA TECHNICIAN	40	GRADE GS02	
MAX CONTINGENT EMPLOYEES	50		

~~If it has been determined by the Secretary of the Department of Finance and Administration that the Department cannot continue a contract with a private provider and the Secretary deems it necessary to utilize Department staff to provide the required services, the Department is allowed, after seeking prior review by the Arkansas Legislative Council or Joint Budget Committee, to utilize the contingent positions for data entry contained in this Section and make the appropriate transfers from the various Maintenance and Operations, Professional Fees and Services or Data~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 194

SECTION#: 42

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~Processing line items contained in the Revenue Services Division Operations Appropriation Section of this Act to Regular Salaries and Personal Services Matching.~~

~~The provisions of this section shall be in effect only from July 1, 2022 2023 through June 30, 2023-2024.~~

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

9912 Department of Parks, Heritage & Tourism

ACT#: 196

SECTION#: 29

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SHARED SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared Services paying accounts on his or her books and on the books of the Treasurer of State and the Auditor of State for the payment of personal services and operating expenses in the Shared Services Paying Account Appropriation by the Department of Parks, Heritage, and Tourism.

(2) The Chief Fiscal Officer of the State shall direct the transfer of funds and appropriations to the Shared Services Paying Account appropriation section of this act on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.

(3) The transfer authority provided to the department in subdivision (a)(2) of this section may be used to make transfers only within the department's appropriation act or between other appropriation acts authorized for the department.

(4) The provisions of this section shall be in effect from the date of passage through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0865 DPHT - Division of Heritage

ACT#: 196

SECTION#: 27

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PROMOTIONAL AND EDUCATIONAL MATERIALS. The Division of Arkansas Heritage is hereby authorized to purchase from Maintenance and General Operations appropriations provided by this Act, up to an amount not to exceed \$40,000 each fiscal year, promotional and educational merchandise, authorized by the Division Director of the Division of Arkansas Heritage, to inform the public of the Division's programs, to promote the functions of the Division, and to inform the public regarding the services provided by the Division.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0865 DPHT - Division of Heritage

ACT#: 196

SECTION#: 28

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ARKANSAS NATURAL AND CULTURAL RESOURCES COUNCIL. The Secretary of the Department of Parks, Heritage and Tourism shall be the disbursing officer for the Arkansas Natural and Cultural Resources Council appropriation and the Main Street Program appropriation provided by this Act. Further, if grants are made to state agencies from the Arkansas Natural and Cultural Resources Council appropriation, and the Main Street Program appropriation provided herein, the corresponding amount of appropriation and funding of such grant may be transferred to such state agency for use in classifications of expenditures as determined by conditions of the grant and the state agency.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0865 DPHT - Division of Heritage

ACT#: 196

SECTION#: 30

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ARKANSAS CULTURAL INSTITUTIONS TRUST FUND TRANSFERS. From time to time, the Secretary of the Department of Parks, Heritage, and Tourism may instruct the Chief Fiscal Officer of the State to transfer on his or her books, and those of the State Treasurer and the Auditor of the State, such amounts as determined by the Secretary from the Arkansas Division of Heritage Special Fund Account to a sub-fund within the Arkansas Cultural Institutions Trust Fund to make grants for major capital improvement projects at Arkansas cultural institutions. For any unobligated balances identified by the department, the Secretary may instruct the Chief fiscal Officer of the State to transfer on his or her books, and those of the State Treasurer and the Auditor of the State, the unobligated sub-fund balances in the Arkansas Cultural Institutions Trust Fund to the Arkansas Division of Heritage Special Fund Account.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0865 DPHT - Division of Heritage

ACT#: 196

SECTION#: 31

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

OUACHITA RIVER COMMISSION. The Department of Parks, Heritage, and Tourism - Division of Heritage shall budget, allocate, and expend twenty thousand dollars (\$20,000) in grants to the Ouachita River Commission from the Grants/Aid-Ouachita River Commission line item in the Conservation Tax - Amendment 75 appropriation section, to be used exclusively as determined by the Ouachita River Commission.

The provisions of this section shall be in affect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0865 DPHT - Division of Heritage

ACT#: NEW

SECTION#: NEW

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ARKANSAS MAJOR HISTORIC REHABILITATION TRUST FUND. Upon the request of the Secretary of the Department of Parks, Heritage, and Tourism, and notwithstanding any other provisions of the law, the Chief Fiscal Officer of the State may transfer as funds are determined to be available, on his or her books and those of the State Treasurer and the Auditor of the State, a sum not to exceed fifteen million two hundred fifty thousand dollars (\$15,250,000) from the General Revenue Allotment Reserve Fund to the Arkansas Major Historic Rehabilitation Trust Fund to offset the costs of the income tax credits allowed under the Arkansas Major Historic Rehabilitation Income Tax Credit Act, A.C.A. § 26-51-1601 et seq.

The provisions of this section shall be in effect only from July 1, 2023 through June 30, 2024.

The Executive Recommendation also provides for this special language section and the associated appropriation section to effective upon the passage and approval of the act.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 20

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 25-43-1304, concerning the creation and leadership of the State Parks Division of the Department of Parks, Heritage, and Tourism, is amended to codify special language in appropriation acts and to add additional subsections to read as follows:

(d)(1) Before July 1 of each fiscal year, the division shall request that the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee, review the division's plan for the upcoming year regarding the amounts to be disbursed for each state park or other entity from the funds appropriated to the division for state operations.

(2) The division's request under subdivision (d)(1) of this section shall also list:

(A) The amounts to be distributed for each entity for the upcoming fiscal year compared to both the current fiscal year's anticipated expenditures and the previous fiscal year's actual expenditures; and

(B) Any additional detail as may be requested by the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee.

(e) The division shall prepare a semiannual status report for the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee, that compares the six-month and fiscal year actual expenditures to intended disbursements that the Legislative Council or, if the General Assembly was in session, the Joint Budget Committee, reviewed under subsection (d) of this section.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 20

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

(f)(1) The division of may use funds appropriated for maintenance and general operations to purchase:

(A) Uniforms for personnel who work in the state parks;

(B) Uniforms for museum services personnel;

(C) Uniforms for Tourist Information Center personnel; and

(D) Uniforms and blazers to be used by employees of the division who are staffing sports shows, travel shows, or other special promotional programs or special theme costumes or uniforms for state parks.

(2) Any clothing purchased under subdivision (f)(1) of this section shall:

(A) Remain the property of the division; and

(B) Be surrendered to the division upon either the division's request the termination of employment of the individual to whom the clothing was issued.

Recommendation: Cross reference: this special language has been included as subsection (f) in revised language of Special Language Code

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL MAINTENANCE. The funds appropriated in the Conservation Tax Appropriation Section of this Act for the Division of Arkansas State Parks Special Maintenance shall be expended, after receiving prior approval by the Arkansas Legislative Council or Joint Budget Committee, for a special maintenance program for the Park System. The funds provided will be used for repair and upkeep of parks and museum facilities that have been deferred due to lack of funds in the individual budgets of the parks and museums.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Division of Arkansas State Parks may operate more efficiently if some flexibility is provided to the Department of Parks, Heritage and Tourism authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section or the Special Maintenance line item. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section and the Special Maintenance line

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

item in the Conservation Tax Appropriation Section is void.

The provisions of this section shall be in effect only from July 1, ~~2022~~
2023 through June 30, ~~2023~~ 2024.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 22

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CASH PRIZES - STATE PARKS. The Division of Arkansas State Parks is hereby authorized to award merchandise, gift certificates and cash prizes to contestants in various special events authorized by the Division Director of the Division of Arkansas State Parks. Such prizes may be awarded to the 1st, 2nd and 3rd prize winners and shall be payable from the maintenance and operation line item of the Parks Cash Fund - Operations appropriation section. The cash prizes, in aggregate, for all contests, shall not exceed \$10,000 per fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 23

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

MISSISSIPPI RIVER DOMESTIC - INTERNATIONAL MARKETING PLAN. Of the funds appropriated to the Division of Arkansas Tourism - Great River Road for operating expenses in the State Operations Appropriation Section of this Act, up to \$15,000 each year is authorized to be utilized for the implementation of the Mississippi River Domestic - International Marketing Plan.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 24

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PURCHASE OF UNIFORMS. The Division of Arkansas State Parks and Tourism is hereby authorized to purchase from "Maintenance and General Operations" appropriations provided by this Act, uniforms for Parks personnel, Museum Services personnel, Tourist Information Center personnel, and uniforms and blazers to be used by employees of the Division of Arkansas State Parks and Tourism who are staffing sports shows, travel shows and other special promotional programs and special theme costumes or uniforms for state parks. Provided further, that any clothing purchased under the provisions stated in this section shall remain the property of the Division of Arkansas State Parks and Tourism and shall be surrendered upon request of the Department or upon termination of employment of the individual to whom the clothing was issued.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

Recommendation: Cross reference: this special language has been included as subsection (f) in revised language of Special Language Code

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 25

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 15-11-406 is amended to codify special language in appropriation acts to read as follows:

15-11-406. Grants from Department of Parks, Heritage, and Tourism.

(a)(1) Upon approval of the State Parks, Recreation, and Travel Commission, the Department of Parks, Heritage, and Tourism ~~is authorized to~~ may make grants from funds specifically appropriated for such purposes to regional tourist promotion agencies, to assist such regional tourist promotion agencies in the financing of promotional and advertising programs, and to encourage and stimulate tourist travel and vacation business within the natural planning region.

~~(b)(2) However, before any such~~ Before a grant under subdivision (a)(1) of this section may be made:

~~(1)(A)(i)~~ The regional tourist promotion agency shall have made application to the commission or the department for such a grant and shall have set forth therein the promotion and advertising program and project proposed to be undertaken for the purpose of encouraging and stimulating the tourist travel and vacation business within the natural planning region.

~~(B)(ii)~~ The application shall further state, under oath or affirmation, the amount of funds held by or committed or subscribed to the regional tourist promotion agency for application to the purposes described in this section and the amount of the grant for which application is made; and

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 25

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

(2)(A)(B)(i) If after review of the application the commission is satisfied that the program of the regional tourist promotion agency appears to be in accord with the purposes of this subchapter, the commission shall authorize the making of a matching grant to the regional tourist promotion agency equal to the funds of the regional tourist promotion agency allocated by the regional tourist promotion agency to the program described in the application.

(B)(ii) However, the state grant shall not exceed an amount equal to the total amount apportioned to the natural planning region as outlined in this subchapter.

(b)(1) Funds appropriated to the department for tourism or museum grants may be used to make grants to cities and counties for the purpose of feasibility studies for tourism attractions.

(2) A grant made under subdivision (b)(1) of this section shall:

(A) Be on a one-to-one dollar matching basis; and

(B) Not exceed fifteen thousand dollars (\$15,000) in state funds per grant.

(3) The department may promulgate rules to administer the grant program under subsection (b) of this section.

(4) After awarding a grant under this subsection, the secretary shall notify members of the General Assembly who represent the district in which the grantee is located.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 26

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 15-11-205, concerning the powers and duties of the Secretary of the Department of Parks, Heritage, and Tourism, is amended to codify special language in appropriation acts and to add an additional subsection to read as follows:

(d)(1) The department may enter into contracts with department employees for the provision of golf lessons at the department's golf courses if the:

(A) Lessons occur outside of the employee's normal working hours;

(B) Employee is a Class A member or apprentice of the Professional Golfers' Association of America or the Ladies Professional Golf Association; and

(C) Director of the Division of State Parks has approved the contract as being in accordance with department standards and procedures for concession and operating contracts.

(2) Compensation to employees under subdivision (d)(1) of this section does not count toward determining retirement system benefits.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 27

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SMALL FESTIVAL FUNDING. The General Assembly acknowledges the economic benefits of festivals which attract visitors and stimulate the growth of tourism and businesses statewide.

Notwithstanding any other provision of law or rules and regulations promulgated by the Department of Parks, Heritage and Tourism to the contrary, the Department of Parks, Heritage and Tourism shall dedicate, commit and budget annually one hundred fifty thousand dollars (\$150,000) from the 2% tourism tax credited to the Tourism Development Trust Fund for expense, advertising, marketing or grants for small festivals in Arkansas communities of less than 10,500 people. Any funds not granted out in a fiscal year shall be available for other tourism promotion efforts.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0900 DPHT - Parks & Tourism Division

ACT#: 174

SECTION#: 28

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EXTRA HELP. The Department of Parks, Heritage and Tourism may utilize their authorized extra-help positions and contract labor event staff up to a maximum of one thousand eight hundred (1,800) hours during seasonal events at War Memorial Stadium. The rates of pay may not exceed those provided in the Uniform Classification Act, or its successor, for the appropriate classification.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0975 DOM - State Military Department

ACT#: 65

SECTION#: 18

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 21-5-224, concerning a position authorized as extra help in a state agency, is amended to add an additional subsection to codify special language in appropriation acts to read as follows:

(d) A Department of the Military employee hired in an extra help position located at Camp Joseph T. Robinson or Fort Chaffee Joint Maneuver Training Center shall not:

(1) Receive pay in an amount to exceed eighty-five percent (85%) of the maximum annual salary for a comparable position under this subchapter; and

(2) Be employed for a period of time to exceed one thousand eight hundred (1,800) hours per fiscal year.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0975 DOM - State Military Department

ACT#: 65

SECTION#: 19

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code Title 12, Chapter 63, Subchapter 4, is amended to add an additional section to codify special language in appropriation acts to read as follows:

AGENCY REQUEST

(a) As used in this section, "state military lake" means a lake:

(1) Located on Camp Joseph T. Robinson; and

(2) Owned by the State of Arkansas.

(b)(1) The Department of the Military may stock a state military lake with fish each year for a special event by using:

(A) The funds maintained in the Camp Robinson Public Fund; and

(B) Rental income.

(2) However, the department shall not use the state's general revenue to stock a state military lake under subdivision (b)(1) of this section.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0975 DOM - State Military Department

ACT#: 65

SECTION#: 20

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

GENERALS SALARY. The line item maximums for the State of Arkansas Adjutant General and Deputy Adjutant General are based on the salary grid by the United States Department of Defense. Incumbents in these positions shall be compensated in accordance with the Department of Defense Advisory Service Pay Plan and are not guaranteed placement at the maximum level. The line item maximum salaries may be adjusted on July 1 of each fiscal year to incorporate salary rate changes that have been implemented by the U.S. Department of Defense.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0975 DOM - State Military Department

ACT#: 65

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PROMOTIONAL ITEMS. The State Military Department is hereby authorized to transfer appropriation from Operating Expenses to Promotional Items in the General Operations Appropriation and/or Cash Operations Appropriation provided by this Act in an amount not to exceed ten thousand dollars (\$10,000) each fiscal year, as authorized by the Director of State Resources, and with the approval of the Chief Fiscal Officer of the State.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0975 DOM - State Military Department

ACT#: 65

SECTION#: 22

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CARRY FORWARD OF FUNDS.

AGENCY REQUEST

(a) The Chief Fiscal Officer of the State shall cause to be transferred on his or her books and those of the State Treasurer and Auditor of State the balance of funds remaining in the Department of Military Fund Account on June 30, ~~2023~~ 2024 into a sub-fund created within the Department of Military Fund to be used exclusively for construction, maintenance and operating expenses or for future construction projects of the State Military Department.

(b) Any carry forward of unexpended balance of funding as authorized herein, may be carried forward under the following conditions:

(1) The Office of Budget of the Department of Finance and Administration shall report to the Legislative Council all amounts carried forward by the September meeting of the Legislative Council or the Joint Budget Committee meeting which report shall include the name of the agency, board, commission, or institution and the amount of funding carried forward, the program name or line item and the funding source; and

(2) The State Military Department shall provide a written report to the Legislative Council or Joint Budget Committee containing all information set forth in subdivision (b)(1) of this section no later than thirty (30) days prior to the time the Department presents its budget request to the Legislative Council or Joint Budget Committee, or both; and

(3) Thereupon, the Department of Finance and Administration shall include all information obtained in subdivision (b)(2) of this section in the budget manuals.

The provisions of this section shall be in effect only from July

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0975 DOM - State Military Department

ACT#: 65

SECTION#: 22

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

9913 Department of Public Safety

ACT#: 223

SECTION#: 47

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SHARED SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared Services paying accounts on his or her books and on the books of the Treasurer of State and the Auditor of State for the payment of personal services and operating expenses in the Shared Services Paying Account Appropriation by the Department of Public Safety.

(2) The Chief Fiscal Officer of the State shall direct the transfer of funds and appropriations to the Shared Services Paying Account appropriation section of this act on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.

(3) The transfer authority provided to the department in subdivision (a)(2) of this section may be used to make transfers only within the department's appropriation act or between other appropriation acts authorized for the department.

(4) The provisions of this section shall be in effect from the date of passage through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

9913 Department of Public Safety

ACT#: 223

SECTION#: 49

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

LAW ENFORCEMENT OFFICER SALARY GRID.

AGENCY REQUEST

(a) In the event additional General Revenue funds become available to the Department of Public Safety, as determined by the Chief Fiscal Officer of the State, the division shall implement a salary administration grid effective July 1, 2022, after review by Legislative Council or, if the General Assembly is in session, the Joint Budget Committee.

(b) All employees in the certified law enforcement officer classifications, including recruits, at the Department of Public Safety are eligible for the increase provided in the salary administration grid established in section (a); the grid increase shall be in addition to any cost-of-living adjustment or performance-based increase provided during the 2023 Fiscal Year. Notwithstanding other provisions of law, salaries established by this section may exceed the maximum pay level for the grade assigned to the classification by no more than twenty percent (20%) for any effected employee.

(c) The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

9913 Department of Public Safety

ACT#: 223

SECTION#: new

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

NEW SECTIONXX. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. Fire Prevention Commission. PROMOTIONAL ITEMS. The Department of Public Safety - Fire Prevention Commission is hereby authorized to purchase from the Fire Prevention Commission Grants appropriation provided by this Act, up to an amount not to exceed \$7,500 each fiscal year, promotional items, authorized by the Secretary of the Department. The provisions of this section shall be in effect only from July 1, 2023 through June 30, 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0955 DPS - State Crime Laboratory

ACT#: 223

SECTION#: 46

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CRIME LAB. MEDICAL EXAMINER SALARIES. In order to recruit and retain employees that meet the licensure requirements for Medical Examiners established in A.C.A. §12-12-307(a)(2), the Department of Public Safety - Division of Arkansas State Crime Laboratory, may exceed the maximum salary level by no more than fifty percent (50%) for the following authorized classifications:

- (1) L001N Crime Lab Director Medical Examination Division
Grade MP10
- (2) L004N Crime Lab Associate Medical Examiner
Grade MP09

Increases in accordance with this special language shall only be implemented after receiving approval from the Arkansas Legislative Council or Joint Budget Committee.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0960 DPS - Division of Arkansas State Police

ACT#: 223

SECTION#: 40

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ASP. PROMOTIONAL ITEMS. The Arkansas State Police is hereby authorized to purchase from Maintenance & General Operations Classifications in the Operations Appropriation provided by this Act, up to an amount not to exceed \$2,500 each fiscal year, promotional items, authorized by the Secretary of the Department to meet requirements of the Arkansas State Police Strategic Recruitment Plan.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0960 DPS - Division of Arkansas State Police

ACT#: 223

SECTION#: 41

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 12-8-118 is amended to codify special language in appropriation acts to read as follows:

AGENCY REQUEST

12-8-118. Payment of salaries and expenses.

(a) The salaries and expenses provided for in this chapter shall be paid by warrant upon a voucher properly drawn by the Director of the Division of Arkansas State Police and paid out of any funds now available for the payment of salaries and expenses of the Division of Arkansas State Police from the Division of Arkansas State Police Fund or any other fund as provided by law.

(b)(1) The director may authorize overtime payments from funds and appropriations reimbursable to the division by federal or local authorities that are provided for overtime payments to employees of the division who are assigned or may be assigned by the Secretary of the Department of Public Safety to special law enforcement task forces and other special programs.

(2) Overtime payments under this subsection shall be processed through the state accounting system and shall be in addition to the regular salaries and benefits accruing to the employee.

(3) Payment of overtime is the preferred method of implementing this subsection.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0960 DPS - Division of Arkansas State Police

ACT#: 223

SECTION#: 42

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ASP. MOTOR VEHICLE PURCHASE. The Arkansas State Police is hereby authorized to purchase motor vehicles from the appropriations authorized for Capital Outlay in the State Police Operations and/or Confiscated Funds Transfer appropriation in this Act. Motor vehicles donated to Arkansas State Police and confiscated vehicles used for Arkansas State Police operations shall not be included in the maximum number of authorized passenger vehicles.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0960 DPS - Division of Arkansas State Police

ACT#: 223

SECTION#: 43

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code Title 12, Chapter 8, Subchapter 1, is amended to codify special language in appropriation acts and to add an additional section to read as follows:

AGENCY REQUEST

12-8-127. Health insurance program reporting.

(a) The Director of the Division of Arkansas State Police shall report monthly concerning the activity and condition of the uniformed employee health insurance plan to the following entities:

- (1) The Governor;
- (2) The Chief Fiscal Officer of the State; and
- (3) The Legislative Council or, if the General Assembly is in session, the Joint Budget Committee.

(b) The monthly report under subsection (a) of this section shall include without limitation:

- (1) The beginning reserve fund balance;
- (2) Contributions made during the month;
- (3) Claims paid; and
- (4) The ending fund balance of the month.

(c) If the director determines that the cost to adequately maintain the uniformed employee health insurance plan is not feasible within the existing resources available to the division, the Legislative Council shall study the feasibility and desirability of discontinuing the uniformed employee health insurance plan and instead providing medical and hospital insurance to uniformed employees of the division through the State and Public School Life and Health Insurance Program or its successor program.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0960 DPS - Division of Arkansas State Police

ACT#: 223

SECTION#: 44

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 12-8-110 is amended to codify special language in appropriation acts to read as follows:

12-8-110. ~~Deputizing~~ Emergency operations - Extraordinary expenses and deputizing citizens in emergency.

(a) During an emergency operation, the Secretary of the Department of Public Safety may authorize the Division of Arkansas State Police to:

(1) Incur expenses for all personnel of the division deployed to assist in the emergency operation; and

(2)(A) Purchase food, drinks, and other essential items during the emergency operation.

(B) Purchases described under subdivision (a)(2)(A) of this section shall use funds from the maintenance and operations classification in the division's operative appropriation act.

~~Any Division of Arkansas State Police~~

(b) An officer employed by the division shall have the authority in case of emergency to call upon and deputize any reputable citizen of the state for assistance whenever it is deemed necessary for the proper enforcement of the law.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0960 DPS - Division of Arkansas State Police

ACT#: 223

SECTION#: 45

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL LANGUAGE - CODE AMENDMENT. SECTION 1. Arkansas Code Title 12, Chapter 8, Subchapter 1, is amended to codify special language in appropriation acts to read as follows and to add an additional section to read as follows:

AGENCY REQUEST

12-8-127. Court Awards Fund quarterly report.

(a) The Director of the Division of Arkansas State Police shall provide a quarterly report detailing expenditures from the Court Awards Fund of the confiscated funds transfer appropriation of the operative appropriation act of the Division of Arkansas State Police.

(b) The quarterly report under subsection (a) of this section shall be provided:

(1) To the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee; and

(2) No later than the fifteenth day of the month immediately following the end of each quarter of the fiscal year.

(c) The quarterly report under subsection (a) of this section shall include the purpose and amount of the expenditures, as well as the specific sections of the division making the expenditures.

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0385 DVA - Veterans Affairs Division

ACT#: 17

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

USE OF ADVA CONTINGENCY POSITION POOL AND CONTINGENCY APPROPRIATION. In the event additional appropriation becomes necessary that is not authorized or contemplated in State Operations, Veterans' Homes and Veterans' Cemeteries appropriations of this Act and growth in the State Veterans' Home at Fayetteville's or North Little Rock's resident census and/or growth in the number of interments at the State Veterans' Cemetery at North Little Rock makes it necessary for the Arkansas Department of Veterans' Affairs to request additional positions, regular salaries and personal services matching appropriation in order to carry out the objectives of the Agency, the ADVA Contingency Position Pool and Contingency Appropriation authorized herein may be used for regular salaries and personal services matching line items.

The Arkansas Department of Veterans' Affairs Contingency Appropriation authorized herein shall be funded primarily with cash funds of the State Veterans' Home at Fayetteville or North Little Rock and of the State Veterans' Cemetery at North Little Rock or Birdeye. Each entity's cash funds shall be utilized in support of its own business operations and shall not be co-mingled. In addition, general revenue funding in support of the ADVA Contingency Position Pool shall be limited to \$250,000 per year.

Use of the ADVA Contingency Position Pool and Contingency Appropriation authorized in this Act shall be conditioned upon approval by the Chief Fiscal Officer of the State and upon certification by the Secretary of the Arkansas Department of Veterans' Affairs that funds are available to support the contingency positions requested and upon prior review by the Arkansas Legislative Council or Joint Budget Committee.

AGENCY REQUEST

2023 - 2025 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0385 DVA - Veterans Affairs Division

ACT#: 17

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

The General Assembly has determined that the Arkansas State Veterans' Home at Fayetteville and the Arkansas State Veterans' Cemetery at North Little Rock may operate more efficiently if some flexibility is provided to the Arkansas Department of Veterans' Affairs under this Section.

ANNUAL		MAXIMUM	SALARY RATE
ITEM NO.	0274-CLASS CODE TITLE	MAXIMUM NO. OF EMPLOYEES	FISCAL YEAR
			2022-2023 2023-2024
(1)	C087C ADMIN SPECIALIST I	1	GRADE GS02
(2)	S046C MAINT TECHNICIAN	1	GRADE GS04
(3)	S050C MAINT SPECIALIST	1	GRADE GS03
(4)	S065C MAINT ASSISTANT	3	GRADE GS01
(5)	L009C NURSE MANAGER	1	GRADE MP03
(6)	L019C REG NURSE COORD	1	GRADE MP02
(7)	D071C COMP SUPPORT ANALYST	1	GRADE IT03
(8)	L069C LICENSED PRACT NURSE	1	GRADE GS06
(9)	M065C RECR ACTIVITY LEADER SVR	1	GRADE GS05
(10)	L082C CERTIFIED NURSING ASSIST	9	GRADE GS03
(11)	S087C INSTITUTIONAL SERV ASST	3	GRADE GS01

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.