

**REPORT OF THE SPECIAL LANGUAGE SUBCOMMITTEE
OF THE
JOINT BUDGET COMMITTEE**

Tuesday, March 1, 2022

Chairmen:

Your Special Language Subcommittee met on Monday, February 28, 2022 and makes the following recommendations listed below to the Joint Budget Committee.

A. The special language in the following bills is recommended for approval and the bills are RELEASED from the Subcommittee:

1. SB102 - Dept. of Finance and Admin - Disbursing Officer - Pregnancy Resource Center Grants (Attachment 1 - JAP057)
2. SB103 - Dept. of Finance and Admin - Disbursing Officer - Law Enforcement Stipend Grants (Attachment 2 - JAP059)

B. The following amendments are recommended for approval and the amendments are RELEASED from the Subcommittee:

1. SB102 - Dept. of Finance and Admin - Disbursing Officer - Pregnancy Resource Center Grants (Attachment 3 - JAP063)
2. SB103 - Dept. of Finance and Admin - Disbursing Officer - Law Enforcement Stipend Grants (Attachment 4 - JAP064)
3. HB1018 - Dept. of Energy & Environment - Div. of Environmental Quality - Governor's Letter #7 (Attachment 5 - WFP060)
4. SB67 - Department of Commerce - Governor's Letter #10 (Attachment 6 - MAH082)
5. HB1055 - Arkansas Tech University (Attachment 7 - HAR136)
6. SB63 - Dept. of Education (Attachment 8 - KMW076)
7. SB54 - DHS - Div. of Medical Services (Attachment 9- LCW057)
8. HB1034 - Dept. of Corrections - Div. of Corrections (Attachment 10 - DJC040 - revised for annual reporting)
9. SB64 - Dept. of Education - Div. of Elementary and Secondary Education - Public School Fund (Attachment 11 - KMW083)
10. SB58 - Dept. of Education - Div. of Higher Education (Attachment 12 - KMW074)
11. HB1070 - Dept. of Finance and Admin - Disbursing Officer (Attachment 13 - JAP054)
12. SB23 - Administrative Office of the Courts - Court Personnel (Attachment 14- JAR101)
14. SB64 - Dept. of Education - Div. of Elementary and Secondary Education - Public School Fund (Attachment 16 - KMW085)
15. SB64 - Dept. of Education - Div. of Elementary and Secondary Education - Public School Fund (Attachment 17 - KMW088)
16. HB1070 - Dept. of Finance and Admin - Disbursing Officer (Attachment 18 - JAP061)
17. HB1026 -Department of Public Safety (Attachment 19 - DJC042)

Respectfully submitted by Subcommittee Co-Chairs Senator Bart Hester and Representative Frances Cavanaugh

Stricken language will be deleted and underlined language will be added.

1 State of Arkansas
2 93rd General Assembly
3 Fiscal Session, 2022

A Bill

SENATE BILL 102

4
5 By: Senator Hickey
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For An Act To Be Entitled

7
8 AN ACT TO MAKE AN APPROPRIATION FOR PREGNANCY
9 RESOURCE CENTER GRANTS FOR THE DEPARTMENT OF FINANCE
10 AND ADMINISTRATION - DISBURSING OFFICER FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2023; AND FOR OTHER
12 PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE DEPARTMENT OF FINANCE AND
16 ADMINISTRATION - DISBURSING OFFICER
17 APPROPRIATION FOR THE 2022-2023 FISCAL
18 YEAR.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - PREGNANCY RESOURCE CENTER GRANTS. There is
24 hereby appropriated, to the Department of Finance and Administration -
25 Disbursing Officer, to be payable from the Pregnancy Resource Center Sub-Fund
26 in the Miscellaneous Agencies Fund Account, for grants for the Pregnancy
27 Resource Centers for the fiscal year ending June 30, 2023, the following:
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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) PREGNANCY RESOURCE CENTER GRANTS	<u>\$1,000,000</u>

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33 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PREGNANCY
35 RESOURCE CENTER GRANTS.

36 (a)(1) As used in this section, "pregnancy resource center" means an



1 organization existing as of January 1, 2022, that:

2 (A) Seeks to provide a range of services to individuals
 3 facing an unintended pregnancy with the intention of encouraging pregnant
 4 women to give birth to their unborn children; and

5 (B) Does not perform, prescribe, provide referrals for, or
 6 encourage abortion or affiliate with any organization that performs,
 7 prescribes, provides referrals for, or encourages abortion.

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

10 (A) Organizations traditionally known as "crisis pregnancy
 11 organizations";

12 (B) Maternity homes;

13 (C) Adoption agencies; and

14 (D) Social services agencies that provide material support
 15 and other assistance to individuals facing an unintended pregnancy to help
 16 those individuals give birth to their unborn children.

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

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

22 (2) The rules shall include:

23 (A) A requirement that the entity requesting the grant
 24 moneys submit a plan describing how the entity will spend the grant moneys;
 25 and

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

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

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32 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 34 TRANSFER. (i) Immediately upon the effective date of this Section, the Chief
 35 Fiscal Officer of the State shall transfer on his or her books and those of
 36 the State Treasurer and the Auditor of the State the sum of one million

1 dollars (\$1,000,000) from the Rainy Day Fund to the Pregnancy Resource Center
 2 Grant Sub-Fund in the Miscellaneous Agencies Fund Account to provide funding
 3 exclusively for the Pregnancy Resource Center Grants Appropriation in Section
 4 1 in this Act to be distributed as set out in Pregnancy Resource Center
 5 Grants Special Language in Section 2 of this Act.

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

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

12
 13 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 14 authorized by this act shall be limited to the appropriation for such agency
 15 and funds made available by law for the support of such appropriations; and
 16 the restrictions of the State Procurement Law, the General Accounting and
 17 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 18 Procedures and Restrictions Act, or their successors, and other fiscal
 19 control laws of this State, where applicable, and regulations promulgated by
 20 the Department of Finance and Administration, as authorized by law, shall be
 21 strictly complied with in disbursement of said funds.

22
 23 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
 24 Assembly that any funds disbursed under the authority of the appropriations
 25 contained in this act shall be in compliance with the stated reasons for
 26 which this act was adopted, as evidenced by the Agency Requests, Executive
 27 Recommendations and Legislative Recommendations contained in the budget
 28 manuals prepared by the Department of Finance and Administration, letters, or
 29 summarized oral testimony in the official minutes of the Arkansas Legislative
 30 Council or Joint Budget Committee which relate to its passage and adoption.

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 32 SECTION 6. EFFECTIVE DATE. Sections 1, 2, 4, and 5 of this act are
 33 effective on and after July 1, 2022.

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 35 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
 36 Assembly of the State of Arkansas that pregnancy resource centers preserve

1 public peace, health, and safety by providing a range of services to
2 individuals facing unintended pregnancies; that pregnancy resource centers
3 across the state have been underfunded; that in order to preserve public
4 peace, health, and safety, pregnancy resource centers may need to apply for
5 grant funding under Section 3 of this act; and that Section 3 of this act is
6 immediately necessary to enable pregnancy resource centers to provide
7 services that preserve the public peace, health, and safety. Therefore, an
8 emergency is declared to exist, and Section 3 of this act being immediately
9 necessary for the preservation of the public peace, health, and safety shall
10 become effective on:

- 11 (1) The date of its approval by the Governor;
- 12 (2) If the bill is neither approved nor vetoed by the Governor,
13 the expiration of the period of time during which the Governor may veto the
14 bill; or
- 15 (3) If the bill is vetoed by the Governor and the veto is
16 overridden, the date the last house overrides the veto.

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Stricken language will be deleted and underlined language will be added.

1 State of Arkansas
2 93rd General Assembly
3 Fiscal Session, 2022

A Bill

SENATE BILL 103

4
5 By: Senator Hickey
6 By: Representative Shepherd

For An Act To Be Entitled

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8
9 AN ACT TO MAKE AN APPROPRIATION FOR LAW ENFORCEMENT
10 STIPEND GRANTS FOR THE DEPARTMENT OF FINANCE AND
11 ADMINISTRATION - DISBURSING OFFICER FOR THE FISCAL
12 YEAR ENDING JUNE 30, 2023; AND FOR OTHER PURPOSES.

Subtitle

13
14
15 AN ACT FOR THE DEPARTMENT OF FINANCE AND
16 ADMINISTRATION - DISBURSING OFFICER
17 APPROPRIATION FOR THE 2022-2023 FISCAL
18 YEAR.

19
20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

22
23 SECTION 1. APPROPRIATION - LAW ENFORCEMENT STIPEND GRANTS. There is
24 hereby appropriated, to the Department of Finance and Administration -
25 Disbursing Officer, to be payable from the Law Enforcement Stipend Grants
26 Sub-Fund of the Miscellaneous Agencies Fund Account, for Law Enforcement
27 Stipend Grants for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) LAW ENFORCEMENT STIPEND GRANTS	<u>\$100,000,000</u>

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33 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. Temporary
35 legislation - LAW ENFORCEMENT STIPEND GRANTS.

36 (a)(1) This section shall be known and may be cited as the "Arkansas



1 Full-Time Law Enforcement Officer Salary Stipend Act of 2022".

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

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

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

11 (3)(A) While all persons employed by a local or a state law
12 enforcement agency or other state agency, locality, or political subdivision
13 are engaged in important and vital work in our criminal justice system, it is
14 the intent of the General Assembly to limit the salary stipends provided for
15 under this section to the most vital law enforcement officers that are out on
16 the street, literally standing between criminals and the public or engaged in
17 the active investigation of criminal acts committed against the public at
18 large.

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

28 (b) As used in this section:

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

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

32 (B) Receives no salary or wages for the performance of his
33 or her duties; and

34 (C) Is appointed by a political subdivision of the state
35 or a law enforcement agency as a reserve officer, volunteer officer, or
36 mounted patrol, not including any law enforcement officer or deputy county

1 sheriff employed by a planned community property owners' association;

2 (2)(A) "Eligible full-time law enforcement officer" means a
3 person who:

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

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

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

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

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

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

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

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

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

30 (b) A probation or parole officer that is not
31 otherwise employed as an eligible full-time law enforcement officer; and

32 (c) A bailiff;

33 (ii) An auxiliary law enforcement officer;

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

35 (iv) A law enforcement officer of the United States

36 Government;

- 1 (v) An elected law enforcement officer who is:
 2 (a) Not a certified law enforcement officer;
 3 (b) Employed as a law enforcement officer no
 4 more than twenty-four (24) hours per week; or
 5 (c) Both;
 6 (vi) An employee of a law enforcement agency, state
 7 agency, or state department who is not primarily involved in law enforcement;
 8 (vii) A law enforcement officer who is currently
 9 pending decertification as a law enforcement officer; or
 10 (viii) A law enforcement officer primarily employed
 11 as a law enforcement officer by an educational institution, including a
 12 public or private:
- 13 (a) Prekindergarten school;
 14 (b) Primary school;
 15 (c) Secondary school; or
 16 (d) Institution of higher education;
- 17 (3) "Eligible local law enforcement agency" means a county or a
 18 municipal police department that employs an eligible full-time law
 19 enforcement officer;
- 20 (4) "Eligible state law enforcement agency" means the Department
 21 of Public Safety and the Department of Corrections;
- 22 (5) "Part-time law enforcement officer" means a person who:
 23 (A) Is employed by and receives a salary authorized by a
 24 law enforcement agency;
 25 (B) Has the statutory authority to enforce the criminal,
 26 traffic, or highway laws of this state; and
 27 (C) Is employed as a law enforcement officer no more than
 28 twenty-four (24) hours per week; and
- 29 (6) "Specialized police personnel" means a full-time or part-
 30 time law enforcement officer authorized by statute or employed by a law
 31 enforcement agency whose duty as prescribed by law or ordinance is enforcing
 32 some part of the criminal or highway laws of this state and whose authority
 33 is limited to the facility or area in which he or she works.
- 34 (c) Subject to an appropriation provided by the General Assembly, an
 35 eligible full-time law enforcement officer who is:
 36 (1) Employed by an eligible state law enforcement agency on July

1 1, 2022, is eligible to receive a one-time salary stipend as described under
 2 subsection (g) of this section upon verification of eligibility for the
 3 salary stipend by the Division of Law Enforcement Standards and Training; or

4 (2) First employed by an eligible local law enforcement agency
 5 or an eligible state law enforcement agency after July 1, 2022, but on or
 6 before January 31, 2023, shall receive a one-time salary stipend as described
 7 under subsection (g) of this section upon certification to the division by
 8 the eligible local law enforcement agency or eligible state law enforcement
 9 agency that the eligible full-time law enforcement officer is currently
 10 employed by the eligible local law enforcement agency or eligible state law
 11 enforcement agency as a full-time law enforcement officer at the time of
 12 certification to the division.

13 (d)(1) On or before August 1, 2022, an eligible local law enforcement
 14 agency or an eligible state law enforcement agency shall provide a
 15 certification on a form provided by the division that identifies each
 16 eligible full-time law enforcement officer employed by the eligible local law
 17 enforcement agency or eligible state law enforcement agency as a full-time
 18 law enforcement officer on July 1, 2022.

19 (2) The form shall be signed by the chief law enforcement
 20 officer of the eligible local law enforcement agency or eligible state law
 21 enforcement agency and shall include:

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

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

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

31 (e) As soon as practicable, an eligible local law enforcement agency
 32 or an eligible state law enforcement agency that employs an eligible full-
 33 time law enforcement officer after July 1, 2022, but on or before January 31,
 34 2023, shall provide the form under subdivision (d)(1) of this section to the
 35 division for the eligible full-time law enforcement officer.

36 (f) The division shall:

1 (1) Deny any form received under this section from an eligible
 2 local law enforcement agency or eligible state law enforcement agency for an
 3 eligible full-time law enforcement officer first employed as a full-time law
 4 enforcement officer after December 31, 2022;

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

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

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

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

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

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

23 (5) Adopt a form to be signed by an eligible full-time law
 24 enforcement officer prior to receiving the salary stipend acknowledging that
 25 the eligible full-time law enforcement officer:

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

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

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

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

36 (A) Transfer funds from the General Revenue Allotment

1 Reserve Fund for use in issuing payments to an eligible local law enforcement
 2 agency or an eligible state law enforcement agency under this section;

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

5 (i) Five thousand dollars (\$5,000) for each eligible
 6 full-time law enforcement officer certified by the division and employed by
 7 that eligible local law enforcement agency as a full-time law enforcement
 8 officer; and

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

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

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

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

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

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

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

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

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

1 from the secretary;

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

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

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

9 (1)(1) Funds received under this section shall be returned to the
10 secretary by the eligible local law enforcement agency or eligible state law
11 enforcement agency if it is later determined that a person certified by the
12 division as eligible for the salary stipend was actually ineligible for the
13 salary stipend.

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

20 (3) An eligible full-time law enforcement officer who receives
21 the salary stipend provided for by this section and who resigns his or her
22 employment or ceases to be employed with an eligible local law enforcement
23 agency or an eligible state law enforcement agency within one hundred eighty
24 (180) days of receiving the salary stipend shall immediately return the
25 salary stipend to the eligible local law enforcement agency or eligible state
26 law enforcement agency issuing the salary stipend unless the resignation or
27 cessation of employment occurred:

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

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

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

35 (D) Due to a medical necessity of the eligible full-time
36 law enforcement officer or a member of the eligible full-time law enforcement

1 officer's family; or

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

4 (4) An eligible local law enforcement agency or an eligible
5 state law enforcement agency that receives a return of a salary stipend under
6 subdivision (1)(2) or subdivision (1)(3) of this section shall return the
7 returned salary stipend to the secretary immediately following receipt of the
8 returned salary stipend.

9 (5)(A) If the division or the secretary determines that an
10 eligible local law enforcement agency of a county, city, or town has failed
11 to properly pay the salary stipend to an eligible full-time law enforcement
12 officer as required by this section or has failed to return a salary stipend
13 returned by an eligible full-time law enforcement officer who was decertified,
14 resigned, or otherwise ceased employment, the division or the secretary shall
15 notify the Treasurer of State.

16 (B) Upon notification under subdivision (1)(5)(A) of this
17 section, the Treasurer of State shall then withhold from the county or
18 municipal aid of the county, city, or town an amount equal to the funds that
19 were not properly paid to the eligible full-time law enforcement officer or
20 not properly returned and shall remit those amounts to the secretary for
21 deposit into the General Revenue Allotment Reserve Fund.

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

27 (2) The division shall prepare, compile and submit a report
28 containing the data described under subdivision (j)(1) of this section to
29 chairs of the Legislative Council or the Joint Budget Committee during a
30 Regular Session, Fiscal Session, or Extraordinary Session of the General
31 Assembly no later than October 1, 2023.

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

34 (1) Whether a person was properly denied payment of the salary
35 stipend for failure to satisfy the qualifications of an eligible full-time
36 law enforcement officer; and

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

3
 4 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 6 TRANSFER. (i) Immediately upon the effective date of this Section or as soon
 7 as is practicable, the Chief Fiscal Officer of the State shall transfer on
 8 his or her books and those of the State Treasurer and the Auditor of the
 9 State the sum of one hundred million dollars (\$100,000,000) from the General
 10 Revenue Allotment Reserve Fund to the Law Enforcement Stipend Grant Sub-Fund
 11 in the Miscellaneous Agencies Fund Account to provide funding exclusively for
 12 the Law Enforcement Stipend Grants Appropriation in Section 1 in this Act to
 13 be distributed as set out in Law Enforcement Stipend Grants Special Language
 14 in Section 2 of this Act.

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

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

21
 22 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 23 authorized by this act shall be limited to the appropriation for such agency
 24 and funds made available by law for the support of such appropriations; and
 25 the restrictions of the State Procurement Law, the General Accounting and
 26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 27 Procedures and Restrictions Act, or their successors, and other fiscal
 28 control laws of this State, where applicable, and regulations promulgated by
 29 the Department of Finance and Administration, as authorized by law, shall be
 30 strictly complied with in disbursement of said funds.

31
 32 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
 33 Assembly that any funds disbursed under the authority of the appropriations
 34 contained in this act shall be in compliance with the stated reasons for
 35 which this act was adopted, as evidenced by the Agency Requests, Executive
 36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or
2 summarized oral testimony in the official minutes of the Arkansas Legislative
3 Council or Joint Budget Committee which relate to its passage and adoption.
4

5 SECTION 6. EFFECTIVE DATE. Section 1, 4, and 5 of this act are
6 effective on and after July 1, 2022.
7

8 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
9 Assembly of the State of Arkansas that the safety and security of Arkansas
10 citizens and businesses require the presence of a trained workforce of
11 qualified law enforcement officers; that economic conditions have impaired
12 the ability of state and local governments to recruit and retain qualified
13 law enforcement officers; and that Sections 2 and 3 of this act would improve
14 the safety of all citizens by providing immediate financial benefits to
15 encourage the recruitment and retention of qualified law enforcement
16 officers. Therefore, an emergency is declared to exist, and Sections 2 and 3
17 of this act being immediately necessary for the preservation of the public
18 peace, health, and safety shall become effective on:

19 (1) The date of its approval by the Governor;

20 (2) If the bill is neither approved nor vetoed by the Governor,
21 the expiration of the period of time during which the Governor may veto the
22 bill; or

23 (3) If the bill is vetoed by the Governor and the veto is
24 overridden, the date the last house overrides the veto.
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ARKANSAS SENATE

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of Senate Bill No. 102

AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR

Amendment No. ___ to Senate Bill No. 102

Amend Senate Bill No. 102 as originally introduced:

Page 2, delete lines 17 and 18 in their entirety and substitute with the following:

" (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."

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senator Hickey
JAP/JAP - 02-23-2022 11:09:28
JAP063

Secretary

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 103

AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 103

Amend Senate Bill No. 103 as engrossed S2/23/22 (version: 02/23/2022 8:47:26 AM):

Page 1, line 31, delete "\$100,000,000" and insert "\$50,000,000"

AND

Page 11, line 24, delete "one hundred million dollars (\$100,000,000)" and
insert "fifty million dollars (\$50,000,000)".

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Hickey

JAP:JAP - 02-23-2022 12:00:44

JAP064

Secretary

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1018

AN ACT FOR THE DEPARTMENT OF ENERGY AND ENVIRONMENT - DIVISION OF ENVIRONMENTAL
QUALITY APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1018

Amend House Bill No. 1018 as originally introduced:

Page 28, immediately following SECTION 54, insert a new SECTION to read as follows:

" SECTION 55. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ELECTRONIC VEHICLE INFRASTRUCTURE FUND EXPENDITURES. Any expenditure with funds from the Electric Vehicle Infrastructure Fund by the Department of Energy and Environment shall be approved by Legislative Council, or by the Joint Budget Committee if in legislative session, prior to any expenditure of funds. The provisions of this section shall be in effect only from July 1, 2022 through June 30, 2023."

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read _____
By: Joint Budget Committee
By: Representative Wardlaw
WFP/WFP - 02-17-2022 11:34:11
WFP060

Chief Clerk

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 67

AN ACT FOR THE DEPARTMENT OF COMMERCE APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 67

Amend Senate Bill No. 67 as originally introduced:

Page 3, line 18, delete "2" and substitute "1"

AND

Page 3, line 22, delete "12" and substitute "13"

AND

Page 3, line 33, delete "\$522,665" and substitute "\$572,887"

AND

Page 3, line 34, delete "160,339" and substitute "177,115"

AND

Page 4, line 6, delete "52,447,400" and substitute "52,514,438"

AND

Page 4, line 19, delete "165,000" and substitute "85,000"

AND

Page 4, line 21, delete "0" and substitute "50,000"

AND

Page 4, line 22, delete "0" and substitute "50,000"

AND

DRAFT

Page 5, delete SECTION 8 in its entirety, and substitute the following:

" SECTION 8. APPROPRIATION - ARKANSAS WINE TOURISM FACILITY. There is hereby appropriated, to the Department of Commerce, to be payable from the Tourism Development Trust Fund, for land acquisition, construction, lease, equipment acquisition, improvements, renovation, major maintenance, personal services, maintenance and operating expenses associated with the wine tourism facility in Franklin County, Arkansas for the fiscal year ending June 30, 2023, the following:

ITEM NO.	FISCAL YEAR 2022-2023
(01) ARKANSAS WINE TOURISM FACILITY EXPENSES	<u>\$ 1,250,000"</u>

AND

Page 15, delete line 25 in its entirety

AND

Page 15, line 26, delete "\$1,785,590" and substitute "\$1,685,590"

AND

Page 16, delete SECTION 29 in its entirety, and substitute the following:

" SECTION 29. APPROPRIATION - ARKANSAS ECONOMIC DEVELOPMENT COMMISSION - RURAL SERVICES - FISH AND WILDLIFE CONSERVATION EDUCATION PROGRAM. There is hereby appropriated, to the Department of Commerce, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for grants and operating expenses for the Fish and Wildlife Conservation Education Program by the Department of Commerce - Arkansas Economic Development Commission for the fiscal year ending June 30, 2023, the following:

ITEM NO.	FISCAL YEAR 2022-2023
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	50
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	50,000
(E) DATA PROC.	
(02) FISH AND WILDLIFE CONSERVATION EDUCATION GRANTS & AID	<u>800,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 850,000"</u>

AND

Page 18, amend SECTION 36 to read as follows"

" SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN OFFICE OPERATIONS. The Arkansas Economic Development Commission is hereby

authorized to enter into contractual arrangements with private and/or public companies, corporations, individuals or organizations for the purpose of operating foreign offices which shall only (i) provide export trade assistance to Arkansas-based businesses, (ii) facilitate the repatriation to Arkansas manufacturing businesses operating overseas, and (iii) encourage direct investment in Arkansas of foreign companies that are not state-owned or controlled. Arkansas Code 15-4-210 shall not be deemed restrictive in its language so as to preclude the use of standard Professional Services Contracts for the operation of the foreign offices and/or payment of such contracts from the special line items as established by legislative appropriation for the operation of said foreign offices.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023."

AND

Page 25, delete SECTION 47 in its entirety

AND

Appropriately renumber the SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

MAH/HM - 02-22-2022 16:44:08

MAH082

Secretary

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

 Subtitle of House Bill No. 1055

 AN ACT FOR THE ARKANSAS TECH UNIVERSITY APPROPRIATION FOR THE 2022-2023 FISCAL
 YEAR.

Amendment No. ___ to House Bill No. 1055

Amend House Bill No. 1055 as originally introduced:

Page 14, immediately following SECTION 7, insert the following:

" SECTION 8. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 6-65-301(b)(1), concerning the residency qualifications of individuals appointed by the Governor to serve on the Board of Trustees of Arkansas Tech University, is amended to read as follows:

(b)(1) The board shall consist of five (5) members to be appointed from the counties in the Second Agricultural and Mechanical District who shall each be a resident of the State of Arkansas.

SECTION 9. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 6-65-301(c)(2)(A), concerning individuals who are ineligible to serve on the Board of Trustees of Arkansas Tech University, is amended to read as follows:

(2)(A) The Governor, Attorney General, Secretary of State, Auditor of State, Treasurer of State, Commissioner of State Lands, or a Justice of the Supreme Court, ~~and the director or employees of any state department, state agency, or state institution~~ shall be ineligible for membership on the board provided for in this section during the time for which he or she was elected or appointed."

AND

Page 14, line 33, delete SECTION 10 and substitute the following:

" SECTION 12. EFFECTIVE DATE. Sections 1 through 7, 10, and 11 of this act are effective on and after July 1, 2022.

SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that Arkansas Tech University enrolls students from all seventy-five (75) counties in the State of Arkansas; that Arkansas Tech University provides healthcare education to

DRAFT

HAR136 - 02-17-2022 13:11:50

Page 1 of 2

individuals who graduate and go on to serve residents of the State of Arkansas; that the appointees to the Board of Trustees of Arkansas Tech University are currently limited to being appointed from only thirty (30) counties; that agricultural districts no longer exist in the State of Arkansas; that it is necessary for the Board of Trustees of Arkansas Tech University to consider appointees from all seventy-five (75) counties within the State of Arkansas in order to represent students from all seventy-five (75) counties in the state; and that considering appointees to the Board of Trustees of Arkansas Tech University from a limited number of counties limits the ability of Arkansas Tech University to educate our future healthcare workers. Therefore, an emergency is declared to exist, and Sections 8 and 9 of this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

AND

Appropriately renumber the SECTIONS of the bill.

The Amendment was read _____

By: Joint Budget Committee

By: Representative Cloud

By: Senator B. Davis

HAR/HAR - 02-17-2022 13:11:50

HAR136

Chief Clerk

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of Senate Bill No. 63

AN ACT FOR THE DEPARTMENT OF EDUCATION APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. to Senate Bill No. 63

Amend Senate Bill No. 63 as originally introduced:

Page 14, line 4, delete " \$3,300,000" and substitute " \$6,300,000"

AND

Page 18, immediately following SECTION 28, insert a new SECTION to read as follows:

" SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SUCCEED SCHOLARSHIP PROGRAM FUNDING. The Department of Education shall budget, allocate, and expend a total of six million, three hundred thousand dollars (\$6,300,000) annually for the Succeed Scholarship Program to support scholarships for eligible students statewide.

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

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read _____

By: Joint Budget Committee

By: Representative Ray

KMW/KMW - 02-14-2022 09:46:37

KMW076

Chief Clerk

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 54

AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF MEDICAL SERVICES
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. to Senate Bill No. 54

Amend Senate Bill No. 54 as originally introduced:

On page 12, immediately following SECTION 13, insert the following SECTION:

" SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MEDICAL SERVICES – COMMUNITY AND EMPLOYMENT SUPPORTS MEDICAID WAIVER.

(a) Of the funding allocated to the Department of Human Services Grants Fund Account under § 19-5-402, the first thirty-seven million six hundred thousand dollars (\$37,600,000) shall be set aside in its own subfund by the Department of Human Services and shall be used only for home and community-based services to individuals with intellectual and developmental disabilities under the Community and Employment Supports Medicaid Waiver Program or a successor Medicaid Waiver program that provides home and community-based services to individuals with intellectual and developmental disabilities.

(b) At the close of the fiscal year ending June 30, 2023, any unexpended balance of monies set aside as established in subsection (a) herein shall be transferred forward and made available for the same purpose for the fiscal year ending June 30, 2024.

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

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Representative Ladyman

LCW/LCW - 02-14-2022 09:15:34

LCW057

Secretary

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1034

AN ACT FOR THE DEPARTMENT OF CORRECTIONS - DIVISION OF CORRECTION APPROPRIATION
FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1034

Amend House Bill No. 1034 as engrossed H2/22/22 (version: 2/22/2022 1:52:25 PM):

Page 32, immediately after SECTION 44, insert a new section that reads as follows:

"SECTION 45. SPECIAL LANGUAGE. Arkansas Code Title 12, Chapter 28, Subchapter 1, is amended to read as follows:

12-28-108. Audit of firearms and ammunition.

(a) The Department of Corrections shall conduct an audit of the number and types of firearms and number and types of ammunition owned by and in the possession of the correctional facilities of the department annually and shall send a copy of the audit to the Secretary of the Department of Corrections for review.

(b) The audit under subsection (a) of this section is exempt from disclosure under the Freedom of Information Act of 1967, § 25-19-101 et seq."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read _____
By: Joint Budget Committee
By: Representative Rye
DJC/DJC - 02-28-2022 13:56:06
DJC040

Chief Clerk

ARKANSAS SENATE

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of Senate Bill No. 64

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF ELEMENTARY AND SECONDARY
EDUCATION - PUBLIC SCHOOL FUND APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 64

Amend Senate Bill No. 64 as originally introduced:

Page 19, immediately following SECTION 32, insert a new SECTION to read as follows:

" SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS GOVERNOR'S SCHOOL CURRICULUM. Prior to the beginning of the Arkansas Governor's School Program each year, the Secretary of the Department of Education shall review and approve the proposed curriculum for the program year and shall maintain oversight of its implementation for consistency and accuracy.

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

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Representative Dotson

KMW/KMW - 02-15-2022 16:18:55

KMW083

Secretary

ARKANSAS SENATE

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of Senate Bill No. 58

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF HIGHER EDUCATION
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 58

Amend Senate Bill No. 58 as originally introduced:

Page 5, line 6, delete " 150,000" and substitute " 150,000"

AND

Immediately following line 6, insert the following:

" (16) GOVERNOR'S HIGHER EDUCATION TRANSITION
SCHOLARSHIP PROGRAM 2,000,000"

AND

Page 5, line 7, delete " \$62,450,000" and substitute " \$64,450,000"

AND

Page 26, immediately following SECTION 50, insert a new SECTION to read as follows:

" SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. GOVERNOR'S HIGHER EDUCATION TRANSITION SCHOLARSHIP PROGRAM. The Department of Education - Division of Higher Education shall provide for the administration of the "Governor's Higher Education Transition Scholarship Program" as appropriated in the Student Assistance Grants and Various Scholarships Appropriation section of this Act to assist students accepted into transitional programs for students with intellectual and/or developmental disabilities at state institutions of higher education and shall promulgate rules for the implementation of the program and for the disbursement of scholarships to eligible students.

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

DRAFT

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Representative Evans

KMW/KMW - 02-16-2022 08:22:32

KMW074

Secretary

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1070

AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1070

Amend House Bill No. 1070 as originally introduced:

Page 25, line 30, delete "(1) the Auditor of State to fund the Trial Court Administrative Assistants Fund" and substitute with "(1) the ~~Auditor of State~~ Administrative Office of the Courts to fund the Trial Court Administrative Assistants Fund State Central Services Fund for Trial Court Administrators,"

AND

Page 25, line 34, delete "(3) the Court Reporter Fund" and substitute with "(3) ~~the Court Reporter Fund~~ Administrative Office of the Courts to fund State Central Services Fund for Court Reporters"

AND

Page 27, line 16, delete "(13) Court Reporter Fund" and substitute with "(13) ~~Court Reporter Fund~~ State Central Services Fund for Administrative Office of the Courts - Court Reporters"

AND

Page 27, line 20, delete "(16) Trial Court Administrator Fund" and substitute with "(16) ~~Trial Court Administrator Fund~~ State Central Services Fund for Administrative Office of the Courts - Trial Court Administrators".

DRAFT

The Amendment was read _____
By: Joint Budget Committee
By: Representative Jean
By: Senator Hickey
JAP/JAP - 02-16-2022 10:01:09
JAP054

Chief Clerk

ARKANSAS SENATE

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of Senate Bill No. 23

AN ACT FOR THE ADMINISTRATIVE OFFICE OF THE COURTS - COURT PERSONNEL
APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 23

Amend Senate Bill No. 23 as originally introduced:

Page 2, line 4, delete "Trial Court Administrator Fund" and substitute with "State Central Services Fund"

AND

Page 2, line 31, delete "Court Reporter's Fund" and substitute with "State Central Services Fund"

AND

Page 4, Section 8, delete in its entirety and substitute with the following:

" SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING ~~FROM THE ADMINISTRATION OF JUSTICE FUND~~ FOR COURT REPORTERS AND TRIAL COURT ADMINISTRATORS.

(a) (i) The Administrative Office of the Courts shall be responsible for requesting and verifying the need for any additional appropriation, any position change level, ~~and~~ any increase in the Administration of Justice Fund Allocation Section as authorized annually through special language in the Department of Finance and Administration's Disbursing Act and any increases in State Central Services as appropriated in Administrative Office of the Courts - Court Personnel appropriation bill, for the Trial Court Administrators and Official Court Reporters.

(ii) Any annual or biennial request for an ~~increase in the Administration of Justice Fund allocation section~~ for Trial Court

DRAFT

JAR101 - 02-16-2022 11:18:53

Page 1 of 3

Administrators and/or Official Court Reporters shall not exceed the total or projected total appropriation as authorized by the General Assembly, revenues available for the Trial Court Administrator Fund or the Court Reporter's Fund from the Administration of Justice Fund as determined by the Administrative Office of the Courts with assistance from the Department of Finance and Administration.

(b) (i) During a fiscal year the Administrative Office of the Courts shall not approve any change level in salary, operating expense and other distributions for Trial Court Administrators which will exceed actual or projected fund balances appropriation available for in the Trial Court Administrators Fund.

(ii) During a fiscal year the Administrative Office of the Courts shall not approve any change level in salary, operating expense and other distributions for Court Reporters which will exceed actual or projected fund balances appropriation available for in the Court Reporter's Fund Reporters.

(c) In order for the General Assembly to make an informed decision on any appropriation increase request, the Administrative Office of the Courts shall include with any request for an appropriation increase for Court Reporters and/or Trial Court Administrators, which is over the previous fiscal year total appropriation, the following information:

(i) A letter explaining the purpose or reason for the requested appropriation increases along with a total dollar amount requested, the change level or increase requested and the funding source of the increase.

(ii) For all Trial Court Administrators and/or Court Reporters a report that includes:

(A) Current salaries and previous Fiscal Years salaries;

(B) Current years of service;

(C) Listing of salary increases received by an employee during the current or previous fiscal year; and

(D) The requested increase amount of salary and match for each Trial Court Administrator and/or Court Reporter.

(iii) A copy of the rules, policy or procedures established or utilized by the Administrative Office of the Courts in conjunction with the Judicial Council that are used in determining current salaries and salary increases for Trial Court Administrators and/or Court Reporters."

SECTION 9. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 19-5-

205(e)(1)(B), concerning the moneys deposited into the State Central Services Fund, is amended to add an additional subdivision to read as follows:

(xviii) Revenues from the real property transfer tax distributed under § 26-60-112(b)(2)(B)(i).

SECTION 10. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 26-60-112(b)(2)(B)(i), concerning the distribution of revenues generated by the real property transfer tax, is amended to read as follows:

(B)(i) After making the distribution of the revenues as provided in subdivision (b)(2)(A) of this section, the remainder available each fiscal year shall be credited as ~~special revenues~~ to the ~~State Administration of Justice Fund~~ State Central Services Fund to be used for supplementing moneys in the ~~State Administration of Justice Fund~~ State Central Services Fund for ~~court reporter~~ the salaries and expenses ~~in the event that the moneys available in the Court Reporter's Fund are inadequate during any fiscal year to make the necessary payments for salary and related expenses of the various court reporters of the state."~~

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator Hickey

By: Representative Jean

JAR/JAR - 02-16-2022 11:18:53 _____

JAR101 Secretary

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 64

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF ELEMENTARY AND SECONDARY
EDUCATION - PUBLIC SCHOOL FUND APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 64

Amend Senate Bill No. 64 as originally introduced:

Page 19, immediately following SECTION 32, insert a new SECTION to read as follows:

" SECTION 33. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 6-10-106(a)(1)(A), concerning the school year start date, is amended to read as follows:

(a)(1)(A) Beginning with the ~~2022-2023~~ 2023-2024 school year, the first day of the school year for student attendance in public elementary and secondary schools shall not be earlier than the Monday two (2) weeks before Labor Day."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____
By: Joint Budget Committee
By: Representative Wardlaw
KMW/KMW - 02-17-2022 16:17:58
KMW085

Secretary

ARKANSAS SENATE
93rd General Assembly - Fiscal Session, 2022
Amendment Form

DRAFT

Subtitle of Senate Bill No. 64

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF ELEMENTARY AND SECONDARY
EDUCATION - PUBLIC SCHOOL FUND APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 64

Amend Senate Bill No. 64 as originally introduced:

Page 19, immediately following SECTION 32, insert a new SECTION to read as follows:

" SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ENHANCED STUDENT ACHIEVEMENT FUNDING. The Enhanced Student Achievement Funding appropriation in the Grants and Aid to Local School Districts and Special Programs section of this Act is to be disbursed according to the provisions under Arkansas Code § 6-20-2305(b)(4).

(a)(1) In 2020, as a result of the coronavirus 2019 (COVID-19) pandemic, the United States Department of Agriculture implemented the Seamless Summer Option, which:

(A) Allows all public school students to receive a meal from the public school in which he or she is enrolled at no charge, regardless of his or her free or reduced-price lunch status; and

(B) Has resulted in a significantly lower number of income verification forms being completed, which are used to verify the students who qualify for a free or reduced-price school meal.

(2) Under Arkansas Code § 6-20-2305(b)(4), the calculation of the amount of Enhanced Student Achievement Funding that a public school district

DRAFT

KMW088 - 02-22-2022 11:16:57

Page 1 of 2

receives is based on the percentage of enrolled students who qualify as national school lunch students, which is based on income verification forms submitted on behalf of students.

(b) Notwithstanding the provisions established under Arkansas Code § 6-20-2305(b)(4), for Fiscal Year 2023, a public school district shall not receive less Enhanced Student Achievement Funding than the amount it received in Fiscal Year 2022. Any public school district entitled to Enhanced Student Achievement Funding above the amount that was received in Fiscal Year 2022 due to an increased number of identified national school lunch students shall receive the Enhanced Student Achievement Funding amount as calculated under Arkansas Code § 6-20-2305(b)(4).

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

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____
By: Joint Budget Committee
By: Senator Irvin
By: Representative Cozart
KMW/KMW - 02-22-2022 11:16:57
KMW088

Secretary

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

 Subtitle of House Bill No. 1070

 AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER
 APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1070

Amend House Bill No. 1070 as originally introduced:

Page 15, immediately following SECTION 37, insert new SECTIONS to read as follows:

" SECTION 38. APPROPRIATION - INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the Infrastructure Investment & Jobs Act of 2021 for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR 2021-2022
(01) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	<u>\$110,000,000</u>

SECTION 39. APPROPRIATION - INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the Infrastructure Investment & Jobs Act of 2021 for the fiscal year ending June 30, 2023, the following:

ITEM NO.	FISCAL YEAR 2022-2023
(01) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS,	

DRAFT

JAP061 - 02-22-2022 11:47:01

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SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. 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.

(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 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."

AND

Page 39, immediately following SECTION 79, delete SECTION 80 in its entirety and insert the following new SECTIONS:

" Section 83. EFFECTIVE DATE. Sections 1-37, 39 and 41-82 are effective on and after July 1, 2022.

SECTION 84. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the efficient construction, repair, reconstruction, and improvement of the infrastructure in the state is crucial to the public peace, health, and safety; that Arkansas is in need of additional funding to dedicate to the construction, repair, reconstruction, and improvement of the infrastructure in the state to protect and serve the residents of the state; that the United States Congress passed the Infrastructure Investment and Jobs Act, Pub. L. No. 117-58, in 2021, which will provide funding to state agencies, constitutional offices, and institutions for a variety of purposes, including without limitation repairing and reconstructing roads and bridges in the state and supporting other critical infrastructure projects; that ensuring the appropriate use of these federal funds will positively impact the quality of the critical infrastructure of this state; and that Sections 38 and 40 of this act are immediately necessary because ensuring the appropriate use of the funds received under the Infrastructure Investment and Jobs Act, Pub. L. No. 117-58, will preserve public peace, health, and safety in the state by allocating the funds to the most appropriate and effective use. Therefore, an emergency is declared to exist, and Sections 38 and 40 this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

AND

Appropriately renumber all SECTION numbers of the bill.

The Amendment was read _____
By: Joint Budget Committee
By: Representative Wardlaw
By: Senator Hickey
JAP/JAP - 02-22-2022 11:47:01
JAP061

Chief Clerk

Hall of the House of Representatives

93rd General Assembly - Fiscal Session, 2022

Amendment Form

DRAFT

Subtitle of House Bill No. 1026

AN ACT FOR THE DEPARTMENT OF PUBLIC SAFETY APPROPRIATION FOR THE 2022-2023 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1026

Amend House Bill No. 1026 as originally introduced:

Page 9, line 12, delete "\$53,154,311" and substitute "\$58,641,006"

AND

Page 9, line 14, delete "30,160,263" and substitute "32,125,597"

AND

Page 9, line 23, delete "\$97,071,791" and substitute "\$104,523,820"

AND

Page 14, line 11, delete "\$1,957,987" and substitute "\$2,169,146"

AND

Page 14, line 12, delete "699,718" and substitute "752,552"

AND

Page 14, line 19, delete "\$3,546,074" and substitute "\$3,809,067"

AND

Page 25, immediately following SECTION 46, insert two new sections that read as follows:

"SECTION 47. SPECIAL LANGUAGE. Arkansas Code § 12-8-216 is repealed.
~~12-8-216. Salary administration grid.~~
~~(a) Should additional general revenue funds become available to the~~
~~Division of Arkansas State Police, as determined by the Chief Fiscal Officer~~

DRAFT

~~of the State, the division shall implement a salary administration grid for the following uniformed commissioned officer classifications:~~

Class Code	Title	Grade
T001C	ASP MAJOR	CS14
T003C	ASP CAPTAIN	CS13
T007C	ASP LIEUTENANT	CS12
T011C	ASP SERGEANT	CS11
T117C	ASP SENIOR CORPORAL	CS09
T022C	ASP CORPORAL	CS09
T035C	ASP TROOPER 1ST CLASS	CS08
T100C	ASP TROOPER	CS07

~~(b) The salary administration grid established under this section shall set the entry pay level for each of the classifications listed in subsection (a) of this section at five percent (5%) above the entry pay level of the assigned grade under the Uniform Classification and Compensation Act, § 21-5-201 et seq.~~

SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LAW ENFORCEMENT OFFICER SALARY GRID.

(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 the Personnel Subcommittee of ALC/JBC.

(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 through June 30, 2023. "

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read _____
By: Joint Budget Committee
By: Representative Jean
By: Senator J. Dismang
DJC/DJC - 02-18-2022 11:45:20
DJC042

Chief Clerk