

Stricken language will be deleted and underlined language will be added.
Act 152 of the Fiscal Session

1 State of Arkansas
2 92nd General Assembly
3 Fiscal Session, 2020
4

As Engrossed: S4/15/20

A Bill

SENATE BILL 55

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
10 TRANSFORMATION AND SHARED SERVICES - BUILDING
11 AUTHORITY DIVISION FOR THE FISCAL YEAR ENDING JUNE
12 30, 2021; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF
16 TRANSFORMATION AND SHARED SERVICES -
17 BUILDING AUTHORITY DIVISION APPROPRIATION
18 FOR THE 2020-2021 FISCAL YEAR.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES - STATE OPERATIONS. There is hereby
25 established for the Department of Transformation and Shared Services -
26 Building Authority Division for the 2020-2021 fiscal year, the following
27 maximum number of regular employees.
28

Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2020-2021
33	(1)	U052U ABA DIRECTOR	1	GRADE SE02
34	(2)	B003N ABA STATE ARCHITECT	1	GRADE GS14
35	(3)	B002N ABA STATE ENGINEER	1	GRADE GS14
36	(4)	U080U ABA DEPUTY DIRECTOR	1	GRADE GS13



1	(5)	B023C ENGINEER, P.E.	1	GRADE GS11
2	(6)	G036C ABA DIVISION MANAGER	2	GRADE GS10
3	(7)	R019C BUDGET MANAGER	1	GRADE GS09
4	(8)	B042C ENGINEER	1	GRADE GS09
5	(9)	B021C LICENSED ARCHITECT	2	GRADE GS09
6	(10)	S004C MAINTENANCE MANAGER	1	GRADE GS08
7	(11)	X047C REAL ESTATE MANAGER	1	GRADE GS07
8	(12)	S022C SKILLED TRADES SUPERVISOR	1	GRADE GS06
9	(13)	S013C ABA BUILDING/PROGRAM SUPERVISOR	2	GRADE GS06
10	(14)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
11	(15)	A088C ASSETS COORDINATOR	1	GRADE GS05
12	(16)	X129C CONSTRUCTION INSPECTOR	3	GRADE GS05
13	(17)	B090C ENGINEER TECHNICIAN	1	GRADE GS05
14	(18)	S031C SKILLED TRADESMAN	1	GRADE GS05
15	(19)	C056C ADMINISTRATIVE SPECIALIST III	1	GRADE GS04
16	(20)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
17	(21)	X153C REAL ESTATE ANALYST	3	GRADE GS04
18	(22)	C073C ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE GS03
19		MAX. NO. OF EMPLOYEES	29	

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21 SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby
 22 appropriated, to the Department of Transformation and Shared Services, to be
 23 payable from the Miscellaneous Agencies Fund Account, for personal services
 24 and operating expenses of the Department of Transformation and Shared
 25 Services - Building Authority Division for the fiscal year ending June 30,
 26 2021, the following:

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28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2020-2021</u>
30	(01) REGULAR SALARIES	\$1,558,733
31	(02) PERSONAL SERVICES MATCHING	505,481
32	(03) MAINT. & GEN. OPERATION	
33	(A) OPER. EXPENSE	45,955
34	(B) CONF. & TRAVEL	6,200
35	(C) PROF. FEES	0
36	(D) CAP. OUTLAY	0

1 (E) DATA PROC. 0
 2 TOTAL AMOUNT APPROPRIATED \$2,116,369

3
 4 SECTION 3. REGULAR SALARIES - BUILDING MAINTENANCE. There is hereby
 5 established for the Department of Transformation and Shared Services -
 6 Building Authority Division for the 2020-2021 fiscal year, the following
 7 maximum number of regular employees.

Item	Class	Maximum	Maximum Annual
No.	Code Title	No. of	Salary Rate
		Employees	Fiscal Year
			2020-2021
13	(1) G036C ABA DIVISION MANAGER	1	GRADE GS10
14	(2) S004C MAINTENANCE MANAGER	1	GRADE GS08
15	(3) S106C LICENSED TRADESMAN	3	GRADE GS07
16	(4) S017C MAINTENANCE COORDINATOR	6	GRADE GS07
17	(5) S013C ABA BUILDING/PROGRAM SUPERVISOR	4	GRADE GS06
18	(6) G232C ENERGY CONSERVATION MANAGER	1	GRADE GS06
19	(7) S022C SKILLED TRADES SUPERVISOR	3	GRADE GS06
20	(8) V014C BUYER	1	GRADE GS05
21	(9) B090C ENGINEER TECHNICIAN	1	GRADE GS05
22	(10) S031C SKILLED TRADESMAN	6	GRADE GS05
23	(11) S037C ABA BUILDING MAINTENANCE SPECIALIST	9	GRADE GS04
24	(12) A098C FISCAL SUPPORT SPECIALIST	1	GRADE GS04
25	(13) S046C MAINTENANCE TECHNICIAN	1	GRADE GS04
26	(14) S065C MAINTENANCE ASSISTANT	<u>2</u>	GRADE GS01
27	MAX. NO. OF EMPLOYEES	40	

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 29 SECTION 4. EXTRA HELP - BUILDING MAINTENANCE. There is hereby
 30 authorized, for the Department of Transformation and Shared Services -
 31 Building Authority Division for the 2020-2021 fiscal year, the following
 32 maximum number of part-time or temporary employees, to be known as "Extra
 33 Help", payable from funds appropriated herein for such purposes: nine (9)
 34 temporary or part-time employees, when needed, at rates of pay not to exceed
 35 those provided in the Uniform Classification and Compensation Act, or its
 36 successor, or this act for the appropriate classification.

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SECTION 5. APPROPRIATION - BUILDING MAINTENANCE. There is hereby appropriated, to the Department of Transformation and Shared Services, to be payable from the Building Authority Division Maintenance Fund, for personal services and operating expenses of the Department of Transformation and Shared Services - Building Authority Division for the fiscal year ending June 30, 2021, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2020-2021</u>
(01) REGULAR SALARIES	\$1,476,617
(02) EXTRA HELP	15,000
(03) PERSONAL SERVICES MATCHING	552,635
(04) OVERTIME	40,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	13,659,015
(B) CONF. & TRAVEL	15,000
(C) PROF. FEES	50,000
(D) CAP. OUTLAY	84,100
(E) DATA PROC.	0
(06) DEBT SERVICE	5,002,186
(07) FACILITIES MANAGEMENT CONTINGENCY	125,000
(08) RENT OF SPACE	<u>121,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$21,140,553</u>

SECTION 6. REGULAR SALARIES - JUSTICE BUILDING OPERATIONS. There is hereby established for the Department of Transformation and Shared Services - Building Authority Division for the 2020-2021 fiscal year, the following maximum number of regular employees.

Item Class	Maximum	Maximum Annual
<u>No. Code Title</u>	<u>No. of</u>	<u>Salary Rate</u>
<u>No. Code Title</u>	<u>Employees</u>	<u>Fiscal Year</u>
<u>No. Code Title</u>	<u>Employees</u>	<u>2020-2021</u>
(1) S017C MAINTENANCE COORDINATOR	1	GRADE GS07
(2) S037C ABA BUILDING MAINTENANCE SPECIALIST	<u>2</u>	GRADE GS04

1 MAX. NO. OF EMPLOYEES 3

2

3 SECTION 7. APPROPRIATION - JUSTICE BUILDING OPERATIONS. There is
4 hereby appropriated, to the Department of Transformation and Shared Services,
5 to be payable from the Building Authority Division Maintenance Fund, for
6 personal services and operating expenses of the Department of Transformation
7 and Shared Services - Building Authority Division for the fiscal year ending
8 June 30, 2021, the following:

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10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2020-2021</u>
12 (01) REGULAR SALARIES	\$110,223
13 (02) PERSONAL SERVICES MATCHING	40,537
14 (03) MAINT. & GEN. OPERATION	
15 (A) OPER. EXPENSE	569,453
16 (B) CONF. & TRAVEL	0
17 (C) PROF. FEES	15,000
18 (D) CAP. OUTLAY	0
19 (E) DATA PROC.	<u>0</u>
20 TOTAL AMOUNT APPROPRIATED	<u><u>\$735,213</u></u>

21

22 SECTION 8. APPROPRIATION - JUSTICE BUILDING MAINTENANCE. There is
23 hereby appropriated, to the Department of Transformation and Shared Services,
24 to be payable from the Justice Building Fund, for maintenance of the Justice
25 Building by the Department of Transformation and Shared Services - Building
26 Authority Division for the fiscal year ending June 30, 2021, the following:

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28 ITEM	FISCAL YEAR
29 <u>NO.</u>	<u>2020-2021</u>
30 (01) SPECIAL MAINTENANCE	<u><u>\$404,293</u></u>

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32 SECTION 9. APPROPRIATION - CRITICAL MAINTENANCE. There is hereby
33 appropriated, to the Department of Transformation and Shared Services, to be
34 payable from the Building Authority Division Maintenance Fund, for critical
35 maintenance of various state buildings by the Department of Transformation
36 and Shared Services - Building Authority Division for the fiscal year ending

1 June 30, 2021, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2020-2021</u>
5 (01) SPECIAL MAINTENANCE	<u>\$5,000,000</u>

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7 SECTION 10. APPROPRIATION - ACQUISITION AND MAINTENANCE. There is
 8 hereby appropriated, to the Department of Transformation and Shared Services,
 9 to be payable from the Building Authority Division Real Estate Fund, for the
 10 acquisition and maintenance of facilities and land by the Department of
 11 Transformation and Shared Services - Building Authority Division for the
 12 fiscal year ending June 30, 2021, the following:

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14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2020-2021</u>
16 (01) MAINT. & GEN. OPERATION	
17 (A) OPER. EXPENSE	\$300,000
18 (B) CONF. & TRAVEL	0
19 (C) PROF. FEES	1,506,650
20 (D) CAP. OUTLAY	0
21 (E) DATA PROC.	0
22 (02) CONSTRUCTION/ACQUISITION/MAINTENANCE	<u>2,500,000</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$4,306,650</u>

24

25 SECTION 11. APPROPRIATION - JUSTICE BUILDING CONSTRUCTION - CASH.
 26 There is hereby appropriated, to the Department of Transformation and Shared
 27 Services, to be payable from cash funds as defined by Arkansas Code 19-4-801,
 28 for operating expenses of the Department of Transformation and Shared
 29 Services - Building Authority Division for the fiscal year ending June 30,
 30 2021, the following:

31

32 ITEM	FISCAL YEAR
33 <u>NO.</u>	<u>2020-2021</u>
34 (01) MAINT. & GEN. OPERATION	
35 (A) OPER. EXPENSE	\$55,000
36 (B) CONF. & TRAVEL	0

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

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

8 is hereby appropriated, to the Department of Transformation and Shared

9 Services, to be payable from the Sustainable Building Design Revolving Loan

10 Fund, for transfers or loans to state agencies, boards or commissions for

11 construction, renovation, maintenance and operating expenses for the

12 Department of Transformation and Shared Services - Building Authority

13 Division - Sustainable Building Design Program for the fiscal year ending

14 June 30, 2021, the following:

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2020-2021</u>
18	(01) LOANS	<u><u>\$10,739,371</u></u>

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

21 Department of Transformation and Shared Services, to be payable from the cash

22 fund deposited in the State Treasury as determined by the Chief Fiscal

23 Officer of the State, for building improvements by the Department of

24 Transformation and Shared Services - Building Authority Division for the

25 fiscal year ending June 30, 2021, the following:

27	ITEM	FISCAL YEAR
28	<u>NO.</u>	<u>2020-2021</u>
29	(01) BUILDING IMPROVEMENTS	<u><u>\$3,033,907</u></u>

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

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

33 OF FUNDS - JUSTICE BUILDING OPERATIONS ACTUAL EXPENDITURES. Building

34 Authority Division may from time to time as may be necessary and in such

35 amounts as may be necessary and with the approval of the Chief Fiscal Officer

36 of the State, request a transfer of funds from the State Central Services

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

8 The provisions of this section shall be in effect only from July 1, ~~2019~~
9 2020 through June 30, ~~2020~~ 2021.

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

23 Determining the maximum number of employees and the maximum amount of
24 appropriation and general revenue funding for a state agency each fiscal year
25 is the prerogative of the General Assembly. This is usually accomplished by
26 delineating such maximums in the appropriation act(s) for a state agency and
27 the general revenue allocations authorized for each fund and fund account by
28 amendment to the Revenue Stabilization law. Further, the General Assembly
29 has determined that Building Authority Division may operate more efficiently
30 if some flexibility is provided to Building Authority Division authorizing
31 broad powers under this section. Therefore, it is both necessary and
32 appropriate that the General Assembly maintain oversight by requiring prior
33 approval of the Legislative Council or Joint Budget Committee as provided by
34 this section. The requirement of approval by the Legislative Council or
35 Joint Budget Committee is not a severable part of this section. If the
36 requirement of approval by the Legislative Council or Joint Budget Committee

1 is ruled unconstitutional by a court of competent jurisdiction, this entire
2 section is void.

3 The provisions of this section shall be in effect only from July 1, ~~2019~~
4 2020 through June 30, ~~2020~~ 2021.

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6 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BUILDING
8 AUTHORITY DIVISION CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. Building
9 Authority Division may transfer appropriation and funds as needed from the
10 Facilities Management Contingency Appropriation in the Building Maintenance
11 Section of this Act to any appropriation authorized for Building Authority
12 Division.

13 The provisions of this section shall be in effect only from July 1, ~~2019~~
14 2020 through June 30, ~~2020~~ 2021.

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

1 a severable part of the section. If the requirement of approval by the
2 Arkansas Legislative Council or Joint Budget Committee is ruled
3 unconstitutional by a court of competent jurisdiction, this entire section is
4 void.

5 (b) The Chief Fiscal Officer of the State shall make the necessary
6 adjustments on his or her books and the books of the Auditor of the State for
7 the transfer or deposit of the funds and appropriations from each State
8 Agency to the appropriation authorized in the Building Maintenance Section of
9 this Act and to the various Building Authority Division accounts to be used
10 exclusively by Building Authority Division for the fiscal year.

11 The provisions of this section shall be in effect only from July 1, ~~2019~~
12 2020 through June 30, ~~2020~~ 2021.

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

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

34 Provided further, that all state agencies, boards or commissions shall
35 have prior approval by the Building Authority Division as authorized for the
36 Sustainable Building Design Program in accordance with established Rules and

1 Regulations.

2 The provisions of this section shall be in effect only from July 1, 2019
3 2020 through June 30, ~~2020~~ 2021.

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5 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
7 SUSTAINABLE BUILDING DESIGN PROGRAM - REVOLVING LOAN FUND. The Sustainable
8 Building Design Program Appropriation is intended to provide additional
9 appropriation authority for the Sustainable Building Design Program. Funding
10 for the program may be made available by the Chief Fiscal Officer of the
11 State, in the form of a loan, from a transfer from the Sustainable Building
12 Design Revolving Loan Fund after the required review by the Arkansas
13 Legislative Council or Joint Budget Committee, approval by the Chief Fiscal
14 Officer of the State and approval through rules and regulations established
15 and administered by Building Authority Division. Moneys made available for
16 the repayment of a loan shall be deposited to the credit of the Sustainable
17 Building Design Revolving Loan Fund as a "Refund to Expenditure" for the year
18 in which the deposit is made. In the event that the funds for the repayment
19 of a loan are held in depositories other than the State Treasury, the
20 administrative head of the affected state agency shall issue a check drawn
21 against the funds, which shall be deposited in the Sustainable Building
22 Design Revolving Loan Fund.

23 The provisions of this section shall be in effect only from July 1, 2019
24 2020 through June 30, ~~2020~~ 2021.

25
26 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
28 TRANSFER - GENERAL IMPROVEMENT FUNDS. The Chief Fiscal Officer of the State
29 may transfer from time to time on his or her books and those of the State
30 Treasurer and the Auditor of the State funding which is made available from
31 General Improvement Funds allocated and distributed to Building Authority
32 Division in an amount not to exceed three million dollars (\$3,000,000) from
33 the General Improvement Fund or its successor fund or fund accounts to the
34 Sustainable Building Design Revolving Loan Fund to provide funds for the
35 appropriation provided herein or for appropriation authority as may be
36 provided by law to provide loans to agencies for the Sustainable Building

1 Design Program.

2 The provisions of this section shall be in effect only from July 1, ~~2019~~
3 2020 through June 30, ~~2020~~ 2021.

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

13 The provisions of this section shall be in effect only from July 1, ~~2019~~
14 2020 through June 30, ~~2020~~ 2021.

15
16 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
18 TRANSFER - CASH FUND ACCOUNT. Building Authority Division is authorized to
19 transfer any unspent funds remaining in any cash fund account established for
20 the management of a state owned facility managed by, but not owned by,
21 Building Authority Division to the Building Authority Maintenance Fund to
22 support the facility's Maintenance and Operations appropriations.

23 The provisions of this section shall be in effect only from July 1, ~~2019~~
24 2020 through June 30, ~~2020~~ 2021.

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26 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
28 TRANSFER - INSURANCE DEPARTMENT TRUST FUND. Building Authority Division may
29 from time to time as may be necessary and in such amounts as may be necessary
30 and with the approval of the Chief Fiscal Officer of the State, request a
31 transfer of funds from the Insurance Department Trust Fund to the Building
32 Authority Division Real Estate Fund to provide funds for land acquisition and
33 building construction in an amount not to exceed the dollar amount
34 appropriated in the Acquisition and Maintenance Section. Upon his approval,
35 the Chief Fiscal Officer of the State shall then initiate the necessary
36 transfer documents to reflect the transfer upon the fiscal records of the

1 State Auditor, the State Treasurer, the Chief Fiscal Officer of the State and
2 Building Authority Division.

3 The provisions of this section shall be in effect only from July 1, 2019
4 2020 through June 30, ~~2020~~ 2021.

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

15

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

24

25 SECTION 26. EMERGENCY CLAUSE. It is found and determined by the
26 General Assembly, that the Constitution of the State of Arkansas prohibits
27 the appropriation of funds for more than a one (1) year period; that the
28 effectiveness of this Act on July 1, 2020 is essential to the operation of
29 the agency for which the appropriations in this Act are provided, and that in
30 the event of an extension of the legislative session, the delay in the
31 effective date of this Act beyond July 1, 2020 could work irreparable harm
32 upon the proper administration and provision of essential governmental
33 programs. Therefore, an emergency is hereby declared to exist and this Act
34 being necessary for the immediate preservation of the public peace, health
35 and safety shall be in full force and effect from and after July 1, 2020.

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/s/Joint Budget Committee

APPROVED: 4/20/20