

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

A Bill

SENATE BILL 84

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 COMMERCE
10 FOR THE FISCAL YEAR ENDING JUNE 30, 2021; AND FOR
11 OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF COMMERCE
15 APPROPRIATION FOR THE 2020-2021 FISCAL
16 YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Commerce for the 2020-2021 fiscal year, the
24 following maximum number of regular employees.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2020-2021
30	(1) SC002	SECRETARY OF COMMERCE	<u>1</u>	GRADE SE05
31		MAX. NO. OF EMPLOYEES	1	

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33 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
34 hereby appropriated, to the Department of Commerce, to be payable from the
35 paying account as determined by the Chief Fiscal Officer of the State, for
36 personal services and operating expenses of the Department of Commerce -



1 Shared Services for the fiscal year ending June 30, 2021, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2020-2021</u>
5 (01) REGULAR SALARIES	\$153,000
6 (02) PERSONAL SERVICES MATCHING	39,118
7 (03) MAINT. & GEN. OPERATION	
8 (A) OPER. EXPENSE	0
9 (B) CONF. & TRAVEL	0
10 (C) PROF. FEES	0
11 (D) CAP. OUTLAY	0
12 (E) DATA PROC.	0
13 (04) SHARED SERVICES PROGRAMS	<u>0</u>
14 TOTAL AMOUNT APPROPRIATED	<u><u>\$192,118</u></u>

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16 SECTION 3. REGULAR SALARIES - OFFICE OF SKILLS DEVELOPMENT. There is
 17 hereby established for the Department of Commerce - Office of Skills
 18 Development for the 2020-2021 fiscal year, the following maximum number of
 19 regular employees.

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21	22	23	24	Maximum Annual
Item	Class	No. of	Fiscal Year	Salary Rate
<u>No.</u>	<u>Code</u>	<u>Title</u>	<u>Employees</u>	<u>2020-2021</u>
25 (1)	U065U	ACE DEPUTY DIRECTOR	1	GRADE SE01
26 (2)	G010C	ACE DIVISION MANAGER	1	GRADE GS12
27 (3)	E061C	ACE PROGRAM COORDINATOR	4	GRADE GS10
28 (4)	E062C	ACE PROGRAM ADVISOR	2	GRADE GS09
29 (5)	A038C	FISCAL SUPPORT MANAGER	1	GRADE GS09
30 (6)	A060C	SENIOR AUDITOR	1	GRADE GS08
31 (7)	A091C	FISCAL SUPPORT ANALYST	1	GRADE GS05
32 (8)	C056C	ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
33		MAX. NO. OF EMPLOYEES	12	

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35 SECTION 4. EXTRA HELP - OFFICE OF SKILLS DEVELOPMENT. There is hereby
 36 authorized, for the Department of Commerce - Office of Skills Development for

1 the 2020-2021 fiscal year, the following maximum number of part-time or
 2 temporary employees, to be known as "Extra Help", payable from funds
 3 appropriated herein for such purposes: sixteen (16) temporary or part-time
 4 employees, when needed, at rates of pay not to exceed those provided in the
 5 Uniform Classification and Compensation Act, or its successor, or this act
 6 for the appropriate classification.

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8 SECTION 5. APPROPRIATION - OFFICE OF SKILLS DEVELOPMENT ADMINISTRATION
 9 - OPERATIONS. There is hereby appropriated, to the Department of Commerce,
 10 to be payable from the Skills Development Fund, for personal services,
 11 operating expenses, and expenses of the Apprenticeship Program by the
 12 Department of Commerce - Office of Skills Development Administration -
 13 Operations for the fiscal year ending June 30, 2021, the following:

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15 ITEM	FISCAL YEAR
16 <u>NO.</u>	<u>2020-2021</u>
17 (01) REGULAR SALARIES	\$508,528
18 (02) EXTRA HELP	6,923
19 (03) PERSONAL SERVICES MATCHING	153,230
20 (04) MAINT. & GEN. OPERATION	
21 (A) OPER. EXPENSE	151,000
22 (B) CONF. & TRAVEL	10,000
23 (C) PROF. FEES	0
24 (D) CAP. OUTLAY	0
25 (E) DATA PROC.	0
26 (05) APPRENTICESHIP PROGRAM	<u>1,611,456</u>
27 TOTAL AMOUNT APPROPRIATED	<u>\$2,441,137</u>

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29 SECTION 6. APPROPRIATION - OFFICE OF SKILLS DEVELOPMENT. There is
 30 hereby appropriated, to the Department of Commerce, to be payable from the
 31 Skills Development Fund, for personal services, operating expenses, and
 32 grants by the Department of Commerce - Office of Skills Development for the
 33 fiscal year ending June 30, 2021, the following:

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35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2020-2021</u>

1	(01) REGULAR SALARIES	\$173,777
2	(02) PERSONAL SERVICES MATCHING	53,716
3	(03) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	165,000
5	(B) CONF. & TRAVEL	10,000
6	(C) PROF. FEES	0
7	(D) CAP. OUTLAY	0
8	(E) DATA PROC.	0
9	(04) WORKFORCE DEVELOPMENT GRANTS	4,500,000
10	(05) INDUSTRY TRAINING PROGRAM	15,000,000
11	(06) WORKFORCE IMPROVEMENT GRANTS	3,500,000
12	(07) INDUSTRY CERTIFICATION TESTING	<u>100,000</u>
13	TOTAL AMOUNT APPROPRIATED	<u>\$23,502,493</u>

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15 SECTION 7. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING

16 PROGRAM. There is hereby appropriated, to the Department of Commerce, to be
 17 payable from the Arkansas Construction Industry Craft Training Trust Fund,
 18 for personal services, operating expenses, and grants by the Department of
 19 Commerce - Construction Industry Craft Training Program for the fiscal year
 20 ending June 30, 2021, the following:

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22	ITEM	FISCAL YEAR
23	<u>NO.</u>	<u>2020-2021</u>
24	(01) REGULAR SALARIES	\$47,887
25	(02) PERSONAL SERVICES MATCHING	15,675
26	(03) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	12,000
28	(B) CONF. & TRAVEL	7,500
29	(C) PROF. FEES	0
30	(D) CAP. OUTLAY	0
31	(E) DATA PROC.	0
32	(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT	
33	TRAINING PROGRAM	<u>800,000</u>
34	TOTAL AMOUNT APPROPRIATED	<u>\$883,062</u>

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36 SECTION 8. APPROPRIATION - ARKANSAS WINE PRODUCERS COUNCIL. There is

1 hereby appropriated, to the Department of Commerce, to be payable from the
 2 Miscellaneous Agencies Fund Account, for miscellaneous grants and expenses of
 3 the Department of Commerce - Arkansas Wine Producers Council for the fiscal
 4 year ending June 30, 2021, the following:

ITEM	FISCAL YEAR
NO.	2020-2021
(01) ARKANSAS WINE PRODUCERS COUNCIL	<u>\$5,000</u>

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 10 SECTION 9. APPROPRIATION - ARKANSAS WINE CENTER. There is hereby
 11 appropriated, to the Department of Commerce, to be payable from the Tourism
 12 Development Trust Fund, for operating expenses of the Department of Commerce
 13 - Arkansas Wine Center for the fiscal year ending June 30, 2021, the
 14 following:

ITEM	FISCAL YEAR
NO.	2020-2021
(01) ARKANSAS WINE CENTER EXPENSES	<u>\$1,250,000</u>

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 18 SECTION 10. REGULAR SALARIES. There is hereby established for the
 19 Department of Commerce - Arkansas Economic Development Commission for the
 20 2020-2021 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2020-2021
28	(1) U055U	AEDC DIRECTOR	1	GRADE SE04
29	(2) N214N	AEDC EXEC VP OF GLOBAL BUSINESS	1	GRADE SE01
30	(3) N215N	AEDC EXEC VP OF OPERATIONS	1	GRADE SE01
31	(4) U063U	AEDC EXEC VP MARKETING & COMMUNICATIONS	1	GRADE SE01
32	(5) D012C	DATABASE SPECIALIST	1	GRADE IT08
33	(6) D007C	INFORMATION SYSTEMS MANAGER	1	GRADE IT08
34	(7) D029C	SENIOR GIS ANALYST	1	GRADE IT07
35	(8) D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE IT05
36	(9) D052C	SOFTWARE SUPPORT ANALYST	1	GRADE IT05

1	(10)	N062N AEDC BUSINESS DEV DIV DIRECTOR	1	GRADE GS15
2	(11)	N061N AEDC BUSINESS FINANCE DIRECTOR	1	GRADE GS15
3	(12)	N085N AEDC DIR TECH & ENTREPRENEURSHIP	1	GRADE GS14
4	(13)	N084N AEDC MRKT & COMMUNICATIONS DIRECTOR	1	GRADE GS15
5	(14)	N083N AEDC STRATEGIC PLANNING DIRECTOR	1	GRADE GS14
6	(15)	N059N AEDC TRAINING DIVISION DIRECTOR	1	GRADE GS14
7	(16)	B139C AEDC DIRECTOR OF EPSCOR	1	GRADE GS13
8	(17)	B140C AEDC MANUFACTURING SOLUTIONS DIRECTOR	1	GRADE GS13
9	(18)	G019C GENERAL COUNSEL	1	GRADE GS13
10	(19)	N196N MILITARY AFFAIRS DIRECTOR	1	GRADE GS13
11	(20)	G026N AEDC ASSISTANT DIRECTOR MGMT SVS	1	GRADE GS12
12	(21)	G030N AEDC ASST DIR OF STEM EDUCATION	1	GRADE GS12
13	(22)	G034N AEDC ASST DIRECTOR SALES AND MARKETING	1	GRADE GS12
14	(23)	G245C AEDC DIR OF COMMUNITY DEV & IMPROVEMENT	1	GRADE GS12
15	(24)	G014C AEDC DIR OF COMMUNITY DEVELOPMENT	1	GRADE GS12
16	(25)	B018N AEDC FIELD ENGINEER	4	GRADE GS12
17	(26)	G035N AEDC SALES AND MARKETING SPECIALIST	1	GRADE GS12
18	(27)	G273C AEDC SENIOR PROJECT CONSULTANT	4	GRADE GS12
19	(28)	G015C AEDC SMALL/MINORITY BUSINESS DIRECTOR	1	GRADE GS12
20	(29)	U099U DIRECTOR OF RURAL SERVICES	1	GRADE GS12
21	(30)	A014C FISCAL DIVISION MANAGER	2	GRADE GS12
22	(31)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
23	(32)	B016C AEDC ASSISTANT DIRECTOR EPSCOR	1	GRADE GS11
24	(33)	P076C AEDC DIGITAL MARKETING DIRECTOR	1	GRADE GS11
25	(34)	P002C AEDC DIRECTOR FILM COMMISSION	1	GRADE GS11
26	(35)	G062C AEDC PROJECT CONSULTANT	33	GRADE GS11
27	(36)	G048C AEDC STRATEGIC PLANNING ASST DIR	1	GRADE GS11
28	(37)	R013C AGENCY HUMAN RESOURCES MANAGER	1	GRADE GS11
29	(38)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
30	(39)	A052C ACCOUNTING COORDINATOR	1	GRADE GS09
31	(40)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
32	(41)	A082C ACCOUNTANT II	5	GRADE GS08
33	(42)	G126C FINANCE PROGRAM COORDINATOR	1	GRADE GS08
34	(43)	R014C PERSONNEL MANAGER	1	GRADE GS08
35	(44)	A041C PROGRAM FISCAL MANAGER	1	GRADE GS08
36	(45)	G148C ENERGY PROGRAM MANAGER	1	GRADE GS07

1	(46)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
2	(47)	G147C GRANTS COORDINATOR	1	GRADE GS07
3	(48)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
4	(49)	A074C FISCAL SUPPORT SUPERVISOR	1	GRADE GS06
5	(50)	G180C GRANTS ANALYST	1	GRADE GS06
6	(51)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
7	(52)	P027C PUBLIC INFORMATION SPECIALIST	2	GRADE GS06
8	(53)	B076C RESEARCH PROJECT ANALYST	2	GRADE GS06
9	(54)	C056C ADMINISTRATIVE SPECIALIST III	7	GRADE GS04
10	(55)	A098C FISCAL SUPPORT SPECIALIST	<u>1</u>	GRADE GS04
11		MAX. NO. OF EMPLOYEES	108	

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13 SECTION 11. EXTRA HELP. There is hereby authorized, for the Department
 14 of Commerce - Arkansas Economic Development Commission for the 2020-2021
 15 fiscal year, the following maximum number of part-time or temporary
 16 employees, to be known as "Extra Help", payable from funds appropriated
 17 herein for such purposes: six (6) temporary or part-time employees, when
 18 needed, at rates of pay not to exceed those provided in the Uniform
 19 Classification and Compensation Act, or its successor, or this act for the
 20 appropriate classification.

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22 SECTION 12. EXTRA HELP - RURAL SERVICES DIVISION. There is hereby
 23 authorized, for the Department of Commerce - Arkansas Economic Development
 24 Commission - Division of Rural Services for the 2020-2021 fiscal year, the
 25 following maximum number of part-time or temporary employees, to be known as
 26 "Extra Help", payable from funds appropriated herein for such purposes: one
 27 (1) temporary or part-time employees, when needed, at rates of pay not to
 28 exceed those provided in the Uniform Classification and Compensation Act, or
 29 its successor, or this act for the appropriate classification.

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31 SECTION 13. APPROPRIATION - STATE OPERATIONS. There is hereby
 32 appropriated, to the Department of Commerce, to be payable from the Arkansas
 33 Economic Development Commission Fund Account, for personal services,
 34 operating expenses, grants and aid, and state matching funds of the
 35 Department of Commerce - Arkansas Economic Development Commission - State
 36 Operations for the fiscal year ending June 30, 2021, the following:

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2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2020-2021</u>
4	(01) REGULAR SALARIES	\$5,150,588
5	(02) EXTRA HELP	30,000
6	(03) PERSONAL SERVICES MATCHING	1,571,270
7	(04) MAINT. & GEN. OPERATION	
8	(A) OPER. EXPENSE	1,548,238
9	(B) CONF. & TRAVEL	141,486
10	(C) PROF. FEES	1,765,000
11	(D) CAP. OUTLAY	100,000
12	(E) DATA PROC.	0
13	(05) ECONOMIC INFRASTRUCTURE/REGIONALISM	
14	GRANTS	1,000,000
15	(06) GLOBAL BUSINESS INITIATIVES	900,000
16	(07) MILITARY AFFAIRS GRANT PROGRAM	750,000
17	(08) SMALL BUSINESS INNOVATIVE RESEARCH GRANT	2,000,000
18	(09) INDUSTRY TRAINING PROGRAM	1,714,800
19	(10) FOR STATE MATCHING OF FEDERAL FUNDS	<u>228,500</u>
20	TOTAL AMOUNT APPROPRIATED	<u>\$16,899,882</u>

21

22 SECTION 14. APPROPRIATION - COMMUNITY ASSISTANCE (CDBG) - FEDERAL.

23 There is hereby appropriated, to the Department of Commerce, to be payable
 24 from the federal funds as designated by the Chief Fiscal Officer of the
 25 State, for operating expenses the Department of Commerce - Arkansas Economic
 26 Development Commission - Community Assistance (CDBG) - Federal for the fiscal
 27 year ending June 30, 2021, the following:

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29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2020-2021</u>
31	(01) REGULAR SALARIES	\$325,764
32	(02) PERSONAL SERVICES MATCHING	104,947
33	(03) MAINT. & GEN. OPERATION	
34	(A) OPER. EXPENSE	60,600
35	(B) CONF. & TRAVEL	25,000
36	(C) PROF. FEES	70,000

1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	0
3	(04) GRANTS/AIDS - CDBG	27,500,000
4	(05) STORM RECOVERY GRANTS	7,579,614
5	(06) FLOOD RECOVERY GRANT	<u>615,710</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$36,281,635</u>

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8 SECTION 15. APPROPRIATION - ARKANSAS ACCELERATION FUND. There is

9 hereby appropriated, to the Department of Commerce, to be payable from the

10 Arkansas Acceleration Fund, for grants and incentives to accelerate the

11 economy of the State through technology and knowledge-based development of

12 the Department of Commerce - Arkansas Economic Development Commission -

13 Arkansas Acceleration Fund for the fiscal year ending June 30, 2021, the

14 following:

15		
16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2020-2021</u>
18	(01) ACCELERATION GRANTS & INCENTIVES	<u>\$30,000,000</u>

19

20 SECTION 16. APPROPRIATION - SUPER PROJECTS. There is hereby

21 appropriated, to the Department of Commerce, to be payable from the Economic

22 Development Superprojects Project Fund, for Super Projects as defined by

23 Amendment 82 to the Arkansas Constitution for the Department of Commerce -

24 Arkansas Economic Development Commission - Super Projects for the fiscal year

25 ending June 30, 2021, the following:

26		
27	ITEM	FISCAL YEAR
28	<u>NO.</u>	<u>2020-2021</u>
29	(01) SUPER PROJECTS	<u>\$200,000,000</u>

30

31 SECTION 17. APPROPRIATION - NEW MARKETS PERFORMANCE PROGRAM. There is

32 hereby appropriated, to the Department of Commerce, to be payable from the

33 New Markets Performance Guarantee Fund, for refunds and reimbursements of

34 performance program application fees of the Department of Commerce - Arkansas

35 Economic Development Commission - New Markets Performance Program for the

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

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2020-2021</u>
(01) REFUNDS/REIMBURSEMENTS	<u>\$875,781</u>

SECTION 18. APPROPRIATION - QUICK ACTION CLOSING FUND. There is hereby appropriated, to the Department of Commerce, to be payable from the Economic Development Incentive Quick Action Closing Fund, for incentives to attract new business and economic development to the State by the Department of Commerce - Arkansas Economic Development Commission - Quick Action Closing Fund for the fiscal year ending June 30, 2021, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2020-2021</u>
(01) QUICK ACTION CLOSING GRANTS	<u>\$75,000,000</u>

SECTION 19. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - STATE OPERATIONS. There is hereby appropriated, to the Department of Commerce, to be payable from the Arkansas Economic Development Commission Fund Account, for personal services, operating expenses and grants and aid by the Division of Science and Technology of the Department of Commerce - Arkansas Economic Development Commission - State Operations for the fiscal year ending June 30, 2021, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2020-2021</u>
(01) REGULAR SALARIES	\$795,733
(02) PERSONAL SERVICES MATCHING	245,693
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	0
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) GRANTS & AID - ARKANSAS RESEARCH MATCH	292,653
(05) TECHNOLOGY DEVELOPMENT	156,975

1	(06) SEED CAPITAL INVESTMENTS	292,653
2	(07) ARKANSAS ACCELERATION FUND PROGRAM	<u>6,500,000</u>
3	TOTAL AMOUNT APPROPRIATED	<u><u>\$8,283,707</u></u>

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5 SECTION 20. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - SEED
 6 CAPITAL INVESTMENT - CASH. There is hereby appropriated, to the Department
 7 of Commerce, to be payable from the cash fund deposited in the State Treasury
 8 as determined by the Chief Fiscal Officer of the State, for investments in
 9 technology based businesses by the Division of Science and Technology of the
 10 Department of Commerce - Arkansas Economic Development Commission - Seed
 11 Capital Investment - Cash for the fiscal year ending June 30, 2021, the
 12 following:

13		
14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2020-2021</u>
16	(01) INVESTMENTS	<u><u>\$1,540,000</u></u>

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18 SECTION 21. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY -
 19 ARKANSAS MANUFACTURING EXTENSION NETWORK - STATE. There is hereby
 20 appropriated, to the Department of Commerce, to be payable from the Arkansas
 21 Economic Development Commission Fund Account, for grants by the Division of
 22 Science and Technology of the Department of Commerce - Arkansas Economic
 23 Development Commission - Arkansas Manufacturing Extension Network - State for
 24 the fiscal year ending June 30, 2021, the following:

25		
26	ITEM	FISCAL YEAR
27	<u>NO.</u>	<u>2020-2021</u>
28	(01) AR MANUFACTURING EXT NETWORK	<u><u>\$257,182</u></u>

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30 SECTION 22. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY -
 31 ARKANSAS MANUFACTURING EXTENSION NETWORK - FEDERAL. There is hereby
 32 appropriated, to the Department of Commerce, to be payable from the federal
 33 funds as designated by the Chief Fiscal Officer of the State, for personal
 34 services, operating expenses, grants and aid, and field services by the
 35 Division of Science and Technology of the Department of Commerce - Arkansas
 36 Economic Development Commission - Arkansas Manufacturing Extension Network -

1 Federal for the fiscal year ending June 30, 2021, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2020-2021</u>
5 (01) REGULAR SALARIES	\$272,213
6 (02) PERSONAL SERVICES MATCHING	81,796
7 (03) MAINT. & GEN. OPERATION	
8 (A) OPER. EXPENSE	10,284
9 (B) CONF. & TRAVEL	0
10 (C) PROF. FEES	0
11 (D) CAP. OUTLAY	0
12 (E) DATA PROC.	0
13 (04) AR MANUFACTURING NETWORK/TECHNOLOGY	
14 TRANSFER ASSISTANCE GRANTS/OTHER	
15 GRANTS & AID	240,000
16 (05) FIELD SERVICES	<u>325,000</u>
17 TOTAL AMOUNT APPROPRIATED	<u><u>\$929,293</u></u>

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19 SECTION 23. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY -

20 ARKANSAS MANUFACTURING EXTENSION NETWORK - CASH. There is hereby

21 appropriated, to the Department of Commerce, to be payable from the cash fund

22 deposited in the State Treasury as determined by the Chief Fiscal Officer of

23 the State, for personal services, operating expenses and grants and aid by

24 the Division of Science and Technology of the Department of Commerce -

25 Arkansas Economic Development Commission - Arkansas Manufacturing Extension

26 Network - Cash for the fiscal year ending June 30, 2021, the following:

27

28 ITEM	FISCAL YEAR
29 <u>NO.</u>	<u>2020-2021</u>
30 (01) REGULAR SALARIES	\$272,222
31 (02) PERSONAL SERVICES MATCHING	81,859
32 (03) MAINT. & GEN. OPERATION	
33 (A) OPER. EXPENSE	543,200
34 (B) CONF. & TRAVEL	67,360
35 (C) PROF. FEES	75,000
36 (D) CAP. OUTLAY	0

1	(E) DATA PROC.	0
2	(04) AR MANUFACTURING NETWORK/TECHNOLOGY	
3	TRANSFER ASSISTANCE/OTHER GRANTS & AID	<u>13,270</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,052,911</u></u>

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6 SECTION 24. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - EPSCOR

7 TRACK III - FEDERAL. There is hereby appropriated, to the Department of

8 Commerce, to be payable from the federal funds as designated by the Chief

9 Fiscal Officer of the State, for personal services, operating expenses, and

10 grants and aid by the Division Science and Technology of the Department of

11 Commerce - Arkansas Economic Development Commission - EPSCOR Track III -

12 Federal for the fiscal year ending June 30, 2021, the following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2020-2021</u>
16	(01) REGULAR SALARIES	\$225,284
17	(02) PERSONAL SERVICES MATCHING	67,071
18	(03) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	120,000
20	(B) CONF. & TRAVEL	0
21	(C) PROF. FEES	0
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	0
24	(04) AR EPSCOR/TECHNOLOGY DEVELOPMENT/OTHER	
25	GRANTS & AIDS	4,190,000
26	(05) EXTERNAL EVALUATORS	<u>400,000</u>
27	TOTAL AMOUNT APPROPRIATED	<u><u>\$5,002,355</u></u>

28

29 SECTION 25. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - ENERGY

30 EFFICIENCY - CASH. There is hereby appropriated, to the Department of

31 Commerce, to be payable from the cash fund deposited in the State Treasury as

32 determined by the Chief Fiscal Officer of the State, for operating expenses

33 of the Division of Science and Technology of the Department of Commerce -

34 Arkansas Economic Development Commission - Energy Efficiency - Cash for the

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

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2020-2021</u>
3	(01) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	\$100,000
5	(B) CONF. & TRAVEL	0
6	(C) PROF. FEES	0
7	(D) CAP. OUTLAY	0
8	(E) DATA PROC.	<u>0</u>
9	TOTAL AMOUNT APPROPRIATED	<u><u>\$100,000</u></u>

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11 SECTION 26. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - STEM
 12 EDUCATION - CASH. There is hereby appropriated, to the Department of
 13 Commerce, to be payable from the cash fund deposited in the State Treasury as
 14 determined by the Chief Fiscal Officer of the State, for STEM Program
 15 expenses of the Division of Science and Technology of the Department of
 16 Commerce - Arkansas Economic Development Commission - Stem Education - Cash
 17 for the fiscal year ending June 30, 2021, the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2020-2021</u>
21	(01) STEM PROGRAM EXPENSES	<u><u>\$40,000</u></u>

22

23 SECTION 27. APPROPRIATION - RURAL SERVICES DIVISION - STATE OPERATIONS.
 24 There is hereby appropriated, to the Department of Commerce, to be payable
 25 from the Arkansas Economic Development Commission Fund Account, for personal
 26 services, operating expenses and grants and aid by the Department of Commerce
 27 - Arkansas Economic Development Commission - Rural Services Division - State
 28 Operations for the fiscal year ending June 30, 2021, the following:

29

30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2020-2021</u>
32	(01) REGULAR SALARIES	\$154,934
33	(02) EXTRA HELP	2,000
34	(03) PERSONAL SERVICES MATCHING	51,438
35	(04) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	72,038

1	(B) CONF. & TRAVEL	4,100
2	(C) PROF. FEES	0
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	0
5	(05) GRANTS & AID - RURAL COMMUNITY GRANTS	400,000
6	(06) RURAL FIRE PROTECTION GRANTS	1,000,000
7	(07) COUNTY FAIR IMPROVEMENT GRANTS	<u>100,000</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,784,510</u></u>

9

10 SECTION 28. APPROPRIATION - RURAL SERVICES DIVISION - CONFERENCE CASH.

11 There is hereby appropriated, to the Department of Commerce, to be payable
 12 from the cash fund deposited in the State Treasury as determined by the Chief
 13 Fiscal Officer of the State, for conference expenses of the Rural Services
 14 Division of the Department of Commerce - Arkansas Economic Development
 15 Commission - Conference Cash for the fiscal year ending June 30, 2021, the
 16 following:

17

18	ITEM	FISCAL YEAR
19	<u>NO.</u>	<u>2020-2021</u>
20	(01) CONFERENCE EXPENSES	<u><u>\$100,000</u></u>

21

22 SECTION 29. APPROPRIATION - ARKANSAS ECONOMIC DEVELOPMENT COMMISSION -
 23 RURAL SERVICES - FISH AND WILDLIFE CONSERVATION EDUCATION PROGRAM. There is
 24 hereby appropriated, to the Department of Commerce, to be payable from the
 25 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 26 Officer of the State, for grants for the Fish and Wildlife Conservation
 27 Education Program by the Department of Commerce - Arkansas Economic
 28 Development Commission for the fiscal year ending June 30, 2021, the
 29 following:

30

31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2020-2021</u>
33	(01) FISH AND WILDLIFE CONSERVATION	
34	EDUCATION GRANTS AND AID	<u><u>\$800,000</u></u>

35

36 SECTION 30. APPROPRIATION - MINORITY AND WOMEN-OWNED BUSINESS

1 ENTERPRISE LOAN MOBILIZATION. There is hereby appropriated, to the
 2 Department of Commerce, to be payable from the Minority and Women-Owned Loan
 3 Mobilization Revolving Fund, for promotion and development of minority and
 4 women-owned business enterprises in the state, increasing the ability of
 5 minority and women-owned business enterprises to compete for state contracts,
 6 and sustaining the economic growth of minority and women-owned for the fiscal
 7 year ending June 30, 2021, the following:

8

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2020-2021</u>
11 (01) MINORITY AND WOMEN-OWNED BUSINESS	
12 ENTERPRISE MOBILIZATION LOAN PROGRAM	<u>\$500,000</u>

13

14 SECTION 31. APPROPRIATION - RURAL SERVICES DIVISION - LAW ENFORCEMENT
 15 GRANTS. There is hereby appropriated, to the Department of Commerce -
 16 Arkansas Economic Development Commission - Rural Services Division, to be
 17 payable from the cash fund deposited in the State Treasury as determined by
 18 the Chief Fiscal Officer of the State, for grants to law enforcement agencies
 19 and associations for the fiscal year ending June 30, 2021, the following:

20

21 ITEM	FISCAL YEAR
22 <u>NO.</u>	<u>2020-2021</u>
23 (01) GRANTS TO LAW ENFORCEMENT AGENCIES	<u>\$5,000,000</u>

24

25 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
 27 TRANSFER PROVISION. As requested from time to time by the Director of the
 28 Arkansas Economic Development Commission, the Chief Fiscal Officer may
 29 transfer on his books and those of the State Treasurer and the Auditor of the
 30 State, the sum not to exceed five hundred thousand dollars (\$500,000) from
 31 the Arkansas Economic Development Commission Fund Account to the Minority and
 32 Women-Owned Business Loan Mobilization Revolving Fund, to provide funds for
 33 the Minority and Women-Owned Business Enterprise Loan Mobilization
 34 appropriation herein.

35 The provisions of this section shall be in effect only from July 1, ~~2019~~
 36 2020 through June 30, ~~2020~~ 2021.

1
2 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
4 FORWARD – MINORITY AND WOMEN-OWNED BUSINESS LOAN MOBILIZATION REVOLVING FUND.
5 Any unexpended balance of funds for the Minority and Women-Owned Business
6 Enterprise Loan Mobilization appropriation which remain at the close of each
7 state fiscal year shall be carried forward to the next state fiscal year to
8 be used for the same intent and purposes as set forth in law.

9 The provisions of this section shall be in effect only from July 1, ~~2019~~
10 2020 through June 30, ~~2020~~ 2021.

11
12 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
14 PROVISION – STATE OPERATIONS. After receiving approval from the Chief
15 Fiscal Officer of the State and prior review by the Legislative Council or
16 Joint Budget Committee, the Director of the Arkansas Economic Development
17 Commission is authorized to transfer appropriation from any line item
18 appropriation authorized in the State Operations Section of this Act to any
19 other line item authorized in the State Operations Section of this Act.

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

36 The provisions of this section shall be in effect only from July 1,

1 ~~2019~~ 2020 through June 30, ~~2020~~ 2021.

2
3 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDUSTRY
5 TRAINING PROGRAM EXPENSES. The Arkansas Economic Development Commission
6 (AEDC) may utilize Industry Training Program (ITP) appropriation and funds
7 for personal services, operating expenses, grants and aid, capital
8 acquisition, and other appropriate purposes to provide industry-specific
9 training opportunities. AEDC shall submit a quarterly report of industry
10 training activities to the Governor and the Legislative Council or Joint
11 Budget Committee.

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

14
15 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN
17 OFFICE OPERATIONS. The Arkansas Economic Development Commission is hereby
18 authorized to enter into contractual arrangements with private and/or public
19 companies, corporations, individuals or organizations for the purpose of
20 operating foreign offices. Arkansas Code 15-4-210 shall not be deemed
21 restrictive in its language so as to preclude the use of standard
22 Professional Services Contracts for the operation of the foreign offices
23 and/or payment of such contracts from the special line items as established
24 by legislative appropriation for the operation of said foreign offices.

25 The provisions of this section shall be in effect only from July 1, ~~2019~~
26 2020 through June 30, ~~2020~~ 2021.

27
28 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RURAL
30 DEVELOPMENT. From the funds appropriated for Community Development Grants
31 within the Community Development Program in this Act for Community Assistance
32 (CDBG)- Federal, the Arkansas Economic Development Commission (AEDC) shall
33 allocate at least \$500,000 per fiscal year to the Rural Development Set-Aside
34 from the annual Community Development Block Grant, as defined in AEDC's
35 Consolidated Plan filed with the federal Department of Housing and Urban
36 Development. Funds allocated to the Rural Development Set-Aside are to be

1 used exclusively for grants to rural communities as defined in the
2 Consolidated Plan.

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

5
6 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT
8 REVIEW. The Arkansas Economic Development Commission (AEDC) shall review all
9 applications for grant funds and shall certify those applications eligible
10 for grant funds under AEDC and federal guidelines. The Rural Services
11 Division of the Arkansas Economic Development Commission alone shall
12 recommend which grant applications will be funded, and AEDC shall disburse
13 grant funds from the Rural Development Set-Aside to those applicants
14 receiving final approval by the Rural Services Division of the Arkansas
15 Economic Development Commission. AEDC and the Rural Services Division of the
16 Arkansas Economic Development Commission shall promulgate rules and
17 regulations governing the application for and disbursement of grant funds
18 from the Rural Development Set-Aside, and an annual report of the disposition
19 of these grant funds shall be made to the Legislative Joint Auditing
20 Committee.

21 The provisions of this section shall be in effect only from July 1, ~~2019~~
22 2020 through June 30, ~~2020~~ 2021.

23
24 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
26 PROVISION - COMMUNITY ASSISTANCE (CDBG) - FEDERAL. After receiving approval
27 from the Chief Fiscal Officer of the State and prior approval by the
28 Legislative Council or Joint Budget Committee, the Director of the Arkansas
29 Economic Development Commission is authorized to transfer appropriation from
30 any line item appropriation authorized in the Community Assistance (CDBG) -
31 Federal Section of this Act to any other line item authorized in the
32 Community Assistance (CDBG) - Federal Section of this Act.

33 Determining the maximum number of employees and the maximum amount of
34 appropriation and general revenue funding for a state agency each fiscal year
35 is the prerogative of the General Assembly. This is usually accomplished by
36 delineating such maximums in the appropriation act(s) for a state agency and

1 the general revenue allocations authorized for each fund and fund account by
2 amendment to the Revenue Stabilization law. Further, the General Assembly
3 has determined that the Arkansas Economic Development Commission may operate
4 more efficiently if some flexibility is provided to the Arkansas Economic
5 Development Commission authorizing broad powers under this Section.
6 Therefore, it is both necessary and appropriate that the General Assembly
7 maintain oversight by requiring prior approval of the Legislative Council or
8 Joint Budget Committee as provided by this section. The requirement of
9 approval by the Legislative Council or Joint Budget Committee is not a
10 severable part of this section. If the requirement of approval by the
11 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
12 court of competent jurisdiction, this entire section is void.

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 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
18 FLEXIBILITY RESTRICTIONS. The transfer flexibility provided to the Arkansas
19 Economic Development Commission within this Act relating to the appropriation
20 in the Community Assistance (CDBG) - Federal Section shall be used only when
21 necessary to carry out the Community Development Block Grant Program and
22 shall require approval by the Arkansas Legislative Council or Joint Budget
23 Committee.

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

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

4 The provisions of this section shall be in effect only from July 1, ~~2019~~
5 2020 through June 30, ~~2020~~ 2021.

6
7 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

9 ADDITIONAL PAYMENTS AUTHORIZED. The Arkansas Industrial and Economic
10 Development Foundation is hereby authorized to make additional payments to
11 the Director of the Arkansas Economic Development Commission, from private
12 funding sources, and upon prior approval from the Arkansas Economic
13 Development Commission, the Arkansas Industrial and Economic Development
14 Foundation, and the Governor. Such additional payments to the Director of
15 the Arkansas Economic Development Commission shall not be considered salary
16 and shall not be deemed or construed to exceed the maximum salaries
17 established for unclassified employees by the General Assembly. Nothing in
18 this section may be construed to reduce or eliminate the authority granted
19 elsewhere in the Arkansas statute for the payment of allowances or bonuses to
20 unclassified employees.

21 The provisions of this section shall be in effect only from July 1, ~~2019~~
22 2020 through June 30, ~~2020~~ 2021.

23
24 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
26 FORWARD - INDUSTRY TRAINING PROGRAM. Any unexpended balance of funds for the
27 Industry Training Program in the Arkansas Economic Development Commission
28 Fund Account which remain at the close of each state fiscal year shall be
29 carried forward to the next state fiscal year to be used for the same intent
30 and purposes as set forth in law.

31 Any carry forward of unexpended balance of funding as authorized herein,
32 may be carried forward under the following conditions:

33 (1) Prior to June 30, ~~2020~~ 2021 the Agency shall by written statement set
34 forth its reason(s) for the need to carry forward said funding to the
35 Department of Finance and Administration Office of Budget;

36 (2) The Department of Finance and Administration Office of Budget shall

1 report to the Arkansas Legislative Council all amounts carried forward by the
2 September Arkansas Legislative Council or Joint Budget Committee meeting
3 which report shall include the name of the Agency, Board, Commission or
4 Institution and the amount of the funding carried forward, the program name
5 or line item, the funding source of that appropriation and a copy of the
6 written request set forth in (1) above;

7 (3) Each Agency, Board, Commission or Institution shall provide a written
8 report to the Arkansas Legislative Council or Joint Budget Committee
9 containing all information set forth in item (2) above, along with a written
10 statement as to the current status of the project, contract, purpose etc. for
11 which the carry forward was originally requested no later than thirty (30)
12 days prior to the time the Agency, Board, Commission or Institution presents
13 its budget request to the Arkansas Legislative Council/Joint Budget
14 Committee; and

15 (4) Thereupon, the Department of Finance and Administration shall include
16 all information obtained in item (3) above in the budget manuals and/or a
17 statement of non-compliance by the Agency, Board, Commission or Institution.

18 The provisions of this section shall be in effect only from July 1, ~~2019~~
19 2020 through June 30, ~~2020~~ 2021.

20
21 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SEED
23 CAPITAL INVESTMENTS. Notwithstanding any other law to the contrary regarding
24 general revenue year end fund balances, any monies received from the
25 repayment of Seed Capital Investments authorized by the Division of Science
26 and Technology of the Arkansas Economic Development Commission, shall be
27 deposited into the State Treasury to the credit of the Arkansas Economic
28 Development Commission Fund Account and shall remain in the Arkansas Economic
29 Development Commission Fund Account to be made available solely for the
30 benefit of the Division of Science and Technology of the Arkansas Economic
31 Development Commission to provide additional Seed Capital Investments.

32 The provisions of this section shall be in effect only from July 1, ~~2019~~
33 2020 through June 30, ~~2020~~ 2021.

34
35 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY

1 FORWARD – TECHNOLOGY DEVELOPMENT. The Division of Science and Technology of
2 the Arkansas Economic Development Commission is authorized to carry forward
3 an amount of up to \$150,000 of any obligated but unexpended funds in the
4 Technology Development line item in the Division of Science and Technology -
5 State Operations Section of this Act for basic or applied research grants
6 which remains at the end of the fiscal year ~~2020~~ 2021 to be used for the same
7 purpose.

8 Any carry forward of unexpended balance of funding as authorized herein, may
9 be carried forward under the following conditions:

10 (1) Prior to June 30, ~~2020~~ 2021 the Agency shall by written statement set
11 forth its reason(s) for the need to carry forward said funding to the
12 Department of Finance and Administration Office of Budget;

13 (2) The Department of Finance and Administration Office of Budget shall
14 report to the Arkansas Legislative Council all amounts carried forward by the
15 September Arkansas Legislative Council or Joint Budget Committee meeting
16 which report shall include the name of the Agency, Board, Commission or
17 Institution and the amount of the funding carried forward, the program name
18 or line item, the funding source of that appropriation and a copy of the
19 written request set forth in (1) above;

20 (3) Each Agency, Board, Commission or Institution shall provide a written
21 report to the Arkansas Legislative Council or Joint Budget Committee
22 containing all information set forth in item (2) above, along with a written
23 statement as to the current status of the project, contract, purpose etc. for
24 which the carry forward was originally requested no later than thirty (30)
25 days prior to the time the Agency, Board, Commission or Institution presents
26 its budget request to the Arkansas Legislative Council/Joint Budget
27 Committee; and

28 (4) Thereupon, the Department of Finance and Administration shall include
29 all information obtained in item (3) above in the budget manuals and/or a
30 statement of non-compliance by the Agency, Board, Commission or Institution.

31 The provisions of this section shall be in effect only from July 1 ~~2019~~
32 2020 through June 30, ~~2020~~ 2021.

33
34 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
36 BALANCE TRANSFER. Upon the effective date of this act, the available

1 balances received by the Division of Science and Technology of the Arkansas
2 Economic Development Commission from Client Services provided through the
3 Arkansas Manufacturing Extension Network – Federal appropriation, shall be
4 transferred to the Arkansas Manufacturing Extension Network – Cash Fund
5 Account.

6 The provisions of this section shall be in effect only from July 1, ~~2019~~
7 2020 through June 30, ~~2020~~ 2021.

8
9 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

11 APPROPRIATION AND FUND TRANSFERS. After receiving approval from the Chief
12 Fiscal Officer of the State, the Director of the Arkansas Economic
13 Development Commission is authorized to transfer appropriation and funds from
14 the Division of Science and Technology State Operations - Arkansas
15 Acceleration Fund Programs line item within the Arkansas Economic Development
16 Commission Fund Account to the Arkansas Acceleration Fund. The total of all
17 transfers shall not exceed \$3,500,000.

18 The provisions of this section shall be in effect only from July 1, ~~2019~~
19 2020 through June 30, ~~2020~~ 2021.

20
21 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

23 PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall establish,
24 upon request from the Arkansas Economic Development Commission, a special
25 appropriation line item to be used in the acquisition of promotional items.
26 When the Arkansas Economic Development Commission wishes to transfer from its
27 operating expenses to promotional items, the request shall be forwarded to
28 the Chief Fiscal Officer of the State for processing after prior approval by
29 the Arkansas Legislative Council or Joint Budget Committee.

30 Determining the maximum number of employees and the maximum amount of
31 appropriation and general revenue funding for a state agency each fiscal year
32 is the prerogative of the General Assembly. This is usually accomplished by
33 delineating such maximums in the appropriation act(s) for a state agency and
34 the general revenue allocations authorized for each fund and fund account by
35 amendment to the Revenue Stabilization Law. Further, the General Assembly
36 has determined that the Arkansas Economic Development Commission may operate

1 more efficiently if some flexibility is provided to the Arkansas Economic
2 Development Commission authorizing broad powers under this Section.
3 Therefore, it is both necessary and appropriate that the General Assembly
4 maintain oversight by requiring prior approval of the Legislative Council or
5 Joint Budget Committee as provided by this Section. The requirement of
6 approval by the Legislative Council or Joint Budget Committee is not a
7 severable part of this Section. If the requirement of approval by the
8 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
9 court of competent jurisdiction, this entire section is void.

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

12
13 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
15 FAIR GRANTS. The Rural Services Division of the Arkansas Economic Development
16 Commission shall develop the necessary rules and regulations for the
17 disbursement of matching fund grants to county fairs for the construction,
18 renovation and/or improvements to county fairgrounds. The grants shall be
19 matched on a 50/50 basis. The match may be cash or in-kind. No county fair
20 shall receive more than \$30,000 for the biennium.

21 The provisions of this section shall be in effect only from July 1, ~~2019~~
22 2020 through June 30, ~~2020~~ 2021.

23
24 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT
26 AWARD CRITERIA. The Rural Services Division of the Arkansas Economic
27 Development Commission shall promulgate regulations establishing the criteria
28 to be utilized in determining to whom grants will be made under this Act.
29 Subject to the approval of the Governor, and approval by the Arkansas
30 Legislative Council or the Joint Budget Committee, the Rural Services
31 Division of the Arkansas Economic Development Commission shall distribute the
32 grants.

33 Determining the maximum number of employees and the maximum amount of
34 appropriation and general revenue funding for a state agency each fiscal year
35 is the prerogative of the General Assembly. This is usually accomplished by
36 delineating such maximums in the appropriation act(s) for a state agency and

1 the general revenue allocations authorized for each fund and fund account by
2 amendment to the Revenue Stabilization law. Further, the General Assembly
3 has determined that the Rural Services Division of the Arkansas Economic
4 Development Commission may operate more efficiently if some flexibility is
5 provided to the Rural Services Division of the Arkansas Economic Development
6 Commission authorizing broad powers under this Section. Therefore, it is
7 both necessary and appropriate that the General Assembly maintain oversight
8 by requiring prior approval of the Legislative Council or Joint Budget
9 Committee as provided by this section. The requirement of approval by the
10 Legislative Council or Joint Budget Committee is not a severable part of this
11 section. If the requirement of approval by the Legislative Council or Joint
12 Budget Committee is ruled unconstitutional by a court of competent
13 jurisdiction, this entire section is void.

14 The provisions of this section shall be in effect only from July 1, ~~2019~~
15 2020 through June 30, ~~2020~~ 2021.

16
17 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
19 OF FUNDS. In the event that revenue is available for transfer to and in
20 support of the Arkansas Acceleration Fund Act, the Executive Director of the
21 Arkansas Economic Development Commission shall certify to the Chief Fiscal
22 Officer of the State the amount needed for transfer from the Arkansas
23 Economic Development Commission Fund Account to the Arkansas Acceleration
24 Fund. Upon the approval of the Chief Fiscal Officer of the State, the amount
25 certified shall be transferred. The Chief Fiscal Officer of the State shall
26 initiate the necessary transfer documents to reflect all such transfers upon
27 the fiscal records of the State Auditor, the State Treasurer and the Chief
28 Fiscal Officer of the State.

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

31
32 SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
34 FORWARD - MILITARY AFFAIRS GRANT PROGRAM. Any unexpended balance of funds
35 allocated for the Military Affairs Grant Program in the Arkansas Economic
36 Development Commission Fund Account which remain at the close of each state

1 fiscal year shall be carried forward to the next state fiscal year to be used
2 for the same intent and purposes as set forth in law. Any carry forward of
3 unexpended balance of funding as authorized herein, may be carried forward
4 under the following conditions:

5 (1) Prior to June 30, ~~2020~~ 2021 the Agency shall by written statement set
6 forth its reason(s) for the need to carry forward said funding to the
7 Department of Finance and Administration Office of Budget;

8 (2) The Department of Finance and Administration Office of Budget shall
9 report to the Arkansas Legislative Council all amounts carried forward by the
10 September Arkansas Legislative Council or Joint Budget Committee meeting
11 which report shall include the name of the Agency, Board, Commission or
12 Institution and the amount of the funding carried forward, the program name
13 or line item, the funding source of that appropriation and a copy of the
14 written request set forth in (1) above;

15 (3) Each Agency, Board, Commission or Institution shall provide a written
16 report to the Arkansas Legislative Council or Joint Budget Committee
17 containing all information set forth in item (2) above, along with a written
18 statement as to the current status of the project, contract, purpose etc. for
19 which the carry forward was originally requested no later than thirty (30)
20 days prior to the time the Agency, Board, Commission or Institution presents
21 its budget request to the Arkansas Legislative Council/Joint Budget
22 Committee; and

23 (4) Thereupon, the Department of Finance and Administration shall include
24 all information obtained in item (3) above in the budget manuals and/or a
25 statement of non-compliance by the Agency, Board, Commission or Institution.

26 The provisions of this section shall be in effect only from July 1, ~~2019~~
27 2020 through June 30, ~~2020~~ 2021.

28
29 SECTION 52. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
31 TRANSFER. The Arkansas Economic Development Commission shall transfer from
32 time to time as needed and at the discretion of the Director, an amount not
33 to exceed \$100,000 annually from the Skills Development Fund to the
34 Department of Career Education Fund Account to provide for the expenses and
35 reimbursement costs for non-legislative task force members of the Legislative
36 Task Force on Workforce Education Excellence as provided under § 25-16-902

1 and as appropriated in this Act.

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

4
5 SECTION 53. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
7 SERVICES.

8 (a)(1)(A) The Chief Fiscal Officer of the State may create paying
9 accounts on his or her books and on the books of the Treasurer of State and
10 the Auditor of State for the payment of personal services and operating
11 expenses by the Department of Commerce.

12 (B) Upon prior approval of the Arkansas Legislative Council, or
13 if meeting in Legislative Session the Joint Budget Committee, the Chief
14 Fiscal Officer of the State shall direct the transfer of funds and
15 appropriations to the Shared Services Paying Account appropriation section of
16 this act and the transfer of positions to the Regular Salaries – Shared
17 Services appropriation section of this act on the books of the Treasurer of
18 State, the Auditor of State, and the Chief Fiscal Officer of the State.

19 (2) The transfer authority provided in subdivision (a)(1) of
20 this section for efficiencies and to eliminate duplication of services are
21 limited only to those services that are provided for multiple divisions of a
22 department, including without limitation to administration, human resources,
23 procurement, communications, fleet operations, and information services.

24 (3) The transfer authority provided to the department in
25 subdivision (a)(1) of this section may be used to make transfers only within
26 the department's appropriation act or between other appropriation acts
27 authorized for the department.

28 (b)(1) Each department utilizing the Shared Services Paying Account
29 section or Regular Salaries – Shared Services section of this act shall
30 submit a report to be included in the Budget Manuals for hearings, conducted
31 by the General Assembly, listing all shared services transfers of positions,
32 funds, and appropriation under this section, which shall be submitted as
33 instructed by the Department of Finance and Administration - Office of Budget
34 for uniformity.

35 (2) A report submitted under subdivision (b)(1) of this section
36 shall include the following:

1 (A) The position number, authorized position title, class
2 code, grade, business area, and name of the division, section, or unit for
3 the position being transferred to the Regular Salaries – Shared Services
4 section of this act; and

5 (B) The fund center, appropriation, appropriation amount,
6 commitment item or items, business area, and name of the division, section,
7 or unit for the fund or appropriation being transferred to the Shared
8 Services Paying Account.

9 (c)(1) It is the intent of the Ninety-Second General Assembly that the
10 authority under this section to transfer positions is intended for use for
11 the time period prior to Fiscal Year 2022 to allow cabinet-level departments
12 to establish a centralized Regular Salaries - Shared Services section, with
13 the recommendation that the position transfer authority granted under this
14 section be discontinued after that time.

15 (2) The Bureau of Legislative Research shall bring the
16 recommendation in subdivision (c)(1) of this section to the attention of the
17 chairs conducting the 2021 Regular Session pre-session budget hearings, the
18 chairs of the Special Language Subcommittee, and the members of the Special
19 Language Subcommittee during pre-session budget hearings.

20 (d) Determining the maximum number of employees and the maximum amount
21 of appropriation and general revenue funding for a cabinet-level department
22 each fiscal year is the prerogative of the General Assembly and is usually
23 accomplished by delineating the maximums in the appropriation act or acts and
24 establishing authorized positions and the general revenue allocations
25 authorized for each fund and fund account by amendment to the Revenue
26 Stabilization Law. Further, the General Assembly has determined that the
27 cabinet-level departments created under Acts 2019, No. 910, may operate more
28 efficiently if some flexibility is provided as authorized under this section.
29 Therefore, it is both necessary and appropriate that the General Assembly
30 maintain oversight by requiring prior approval of the Legislative Council or,
31 if the General Assembly is in session, the Joint Budget Committee, as
32 provided by this section. The requirement of approval by the Legislative
33 Council or Joint Budget Committee is not a severable part of this section.
34 If the requirement of approval by the Legislative Council or Joint Budget
35 Committee is ruled unconstitutional by a court of competent jurisdiction,
36 this entire section is void.

1 (e) The provisions of this section shall be in effect from the date of
2 passage through June 30, 2021.

3
4 SECTION 54. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
5 authorized by this act shall be limited to the appropriation for such agency
6 and funds made available by law for the support of such appropriations; and
7 the restrictions of the State Procurement Law, the General Accounting and
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
9 Procedures and Restrictions Act, or their successors, and other fiscal
10 control laws of this State, where applicable, and regulations promulgated by
11 the Department of Finance and Administration, as authorized by law, shall be
12 strictly complied with in disbursement of said funds.

13
14 SECTION 55. LEGISLATIVE INTENT. It is the intent of the General
15 Assembly that any funds disbursed under the authority of the appropriations
16 contained in this act shall be in compliance with the stated reasons for
17 which this act was adopted, as evidenced by the Agency Requests, Executive
18 Recommendations and Legislative Recommendations contained in the budget
19 manuals prepared by the Department of Finance and Administration, letters, or
20 summarized oral testimony in the official minutes of the Arkansas Legislative
21 Council or Joint Budget Committee which relate to its passage and adoption.

22
23 SECTION 56. EMERGENCY CLAUSE. It is found and determined by the
24 General Assembly, that the Constitution of the State of Arkansas prohibits
25 the appropriation of funds for more than a one (1) year period; that the
26 effectiveness of this Act on July 1, 2020 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the legislative session, the delay in the
29 effective date of this Act beyond July 1, 2020 could work irreparable harm
30 upon the proper administration and provision of essential governmental
31 programs. Therefore, an emergency is hereby declared to exist and this Act
32 being necessary for the immediate preservation of the public peace, health
33 and safety shall be in full force and effect from and after July 1, 2020.

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APPROVED: 4/20/20