

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

As Engrossed: S3/15/21

A Bill

SENATE BILL 132

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, 2022; AND FOR
11 OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF COMMERCE
15 APPROPRIATION FOR THE 2021-2022 FISCAL
16 YEAR.
17
18
19

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

22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Commerce for the 2021-2022 fiscal year, the
24 following maximum number of regular employees.
25

26				Maximum Annual	
27			Maximum	Salary Rate	
28	Item	Class	No. of	Fiscal Year	
29	No.	Code	Title	Employees	2021-2022
30	(1)	SC002	ACOM SECRETARY OF COMMERCE	1	GRADE SE05
31	(2)	U063U	ACOM CHIEF INFORMATION OFFICER	1	GRADE SE01
32	(3)	N215N	ACOM CHIEF OF STAFF	1	GRADE SE01
33	(4)	D012C	DATABASE SPECIALIST	1	GRADE IT08
34	(5)	D007C	INFORMATION SYSTEMS MANAGER	2	GRADE IT08
35	(6)	D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE IT05
36	(7)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE IT05



1	(8)	D052C SOFTWARE SUPPORT ANALYST	1	GRADE IT05
2	(9)	N084N ACOM AEDC MRKT & COMMUNICATIONS DIR	1	GRADE GS15
3	(10)	G302C ACOM CHIEF LEGAL COUNSEL	1	GRADE GS15
4	(11)	A139C CHIEF FISCAL OFFICER	1	GRADE GS15
5	(12)	N066N ACOM CHIEF COMM & LEGISLATIVE AFFAIR	2	GRADE GS14
6	(13)	G026N ACOM AEDC ASSISTANT DIR MGMT SVS	1	GRADE GS12
7	(14)	A014C FISCAL DIVISION MANAGER	2	GRADE GS12
8	(15)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
9	(16)	R013C AGENCY HUMAN RESOURCES MANAGER	1	GRADE GS11
10	(17)	A040C ACOM ADFA FISCAL PROGRAM MANAGER	1	GRADE GS10
11	(18)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
12	(19)	A052C ACCOUNTING COORDINATOR	1	GRADE GS09
13	(20)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
14	(21)	A082C ACCOUNTANT II	5	GRADE GS08
15	(22)	R014C PERSONNEL MANAGER	1	GRADE GS08
16	(23)	A080C ACOM FINANCE AUTHORITY SPECIALIST	1	GRADE GS06
17	(24)	A074C FISCAL SUPPORT SUPERVISOR	1	GRADE GS06
18	(25)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
19	(26)	A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
20	(27)	C056C ADMINISTRATIVE SPECIALIST III	<u>2</u>	GRADE GS04
21		MAX. NO. OF EMPLOYEES	35	

22

23 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
 24 hereby appropriated, to the Department of Commerce, to be payable from the
 25 paying account as determined by the Chief Fiscal Officer of the State, for
 26 personal services and operating expenses of the Department of Commerce -
 27 Shared Services for the fiscal year ending June 30, 2022, the following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2021-2022</u>
31	(01) REGULAR SALARIES	\$2,415,692
32	(02) PERSONAL SERVICES MATCHING	748,271
33	(03) MAINT. & GEN. OPERATION	
34	(A) OPER. EXPENSE	272,000
35	(B) CONF. & TRAVEL	0
36	(C) PROF. FEES	0

1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u><u>\$3,435,963</u></u>

4

5 SECTION 3. REGULAR SALARIES - OFFICE OF SKILLS DEVELOPMENT. There is

6 hereby established for the Department of Commerce - Office of Skills

7 Development for the 2021-2022 fiscal year, the following maximum number of

8 regular employees.

10		Maximum Annual
11		Salary Rate
12	Item Class	Fiscal Year
13	No. Code Title	2021-2022
14	(1) U065U ACOM DEPUTY DIRECTOR	1 GRADE SE01
15	(2) G010C ACOM DIVISION MANAGER	1 GRADE GS12
16	(3) E074C ACOM PROGRAM COORDINATOR	4 GRADE GS10
17	(4) E073C APPRENTICESHIP EXPANSION COORDINATOR	1 GRADE GS10
18	(5) E075C ACOM PROGRAM ADVISOR	2 GRADE GS09
19	(6) A060C SENIOR AUDITOR	1 GRADE GS08
20	(7) A091C FISCAL SUPPORT ANALYST	1 GRADE GS05
21	(8) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u> GRADE GS04
22	MAX. NO. OF EMPLOYEES	12

23

24 SECTION 4. APPROPRIATION - OFFICE OF SKILLS DEVELOPMENT ADMINISTRATION

25 - OPERATIONS. There is hereby appropriated, to the Department of Commerce,

26 to be payable from the Skills Development Fund, for personal services,

27 operating expenses, and expenses of the Apprenticeship Program by the

28 Department of Commerce - Office of Skills Development Administration -

29 Operations for the fiscal year ending June 30, 2022, the following:

31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2021-2022</u>
33	(01) REGULAR SALARIES	\$522,665
34	(02) PERSONAL SERVICES MATCHING	160,339
35	(03) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	143,000

1	(B) CONF. & TRAVEL	10,000
2	(C) PROF. FEES	0
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	0
5	(04) APPRENTICESHIP PROGRAM	<u>1,611,456</u>
6	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,447,460</u></u>

7

8 SECTION 5. APPROPRIATION - OFFICE OF SKILLS DEVELOPMENT. There is

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

10 Skills Development Fund, for personal services, operating expenses, and

11 grants by of the Department of Commerce - Office of Skills Development for

12 the fiscal year ending June 30, 2022, the following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2021-2022</u>
16	(01) REGULAR SALARIES	\$189,846
17	(02) PERSONAL SERVICES MATCHING	59,807
18	(03) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	165,000
20	(B) CONF. & TRAVEL	10,000
21	(C) PROF. FEES	0
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	0
24	(04) WORKFORCE DEVELOPMENT GRANTS	4,500,000
25	(05) INDUSTRY TRAINING PROGRAM	15,000,000
26	(06) WORKFORCE IMPROVEMENT GRANTS	3,500,000
27	(07) INDUSTRY CERTIFICATION TESTING	<u>100,000</u>
28	TOTAL AMOUNT APPROPRIATED	<u><u>\$23,524,653</u></u>

29

30 SECTION 6. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING

31 PROGRAM. There is hereby appropriated, to the Department of Commerce, to be

32 payable from the Arkansas Construction Industry Craft Training Trust Fund,

33 for personal services, operating expenses, and grants by the Department of

34 Commerce - Construction Industry Craft Training Program for the fiscal year

35 ending June 30, 2022, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2021-2022</u>
3	(01) REGULAR SALARIES	\$53,335
4	(02) PERSONAL SERVICES MATCHING	19,537
5	(03) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	12,000
7	(B) CONF. & TRAVEL	7,500
8	(C) PROF. FEES	0
9	(D) CAP. OUTLAY	0
10	(E) DATA PROC.	0
11	(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT	
12	TRAINING PROGRAM	<u>800,000</u>
13	TOTAL AMOUNT APPROPRIATED	<u><u>\$892,372</u></u>

14

15 SECTION 7. APPROPRIATION - ARKANSAS WINE PRODUCERS COUNCIL. There is
 16 hereby appropriated, to the Department of Commerce, to be payable from the
 17 Miscellaneous Agencies Fund Account, for miscellaneous grants and expenses of
 18 the Department of Commerce - Arkansas Wine Producers Council for the fiscal
 19 year ending June 30, 2022, the following:

20

21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2021-2022</u>
23	(01) ARKANSAS WINE PRODUCERS COUNCIL	<u><u>\$5,000</u></u>

24

25 SECTION 8. APPROPRIATION - ARKANSAS WINE CENTER. There is hereby
 26 appropriated, to the Department of Commerce, to be payable from the Tourism
 27 Development Trust Fund, for operating expenses of the Department of Commerce
 28 - Arkansas Wine Center for the fiscal year ending June 30, 2022, the
 29 following:

30

31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2021-2022</u>
33	(01) ARKANSAS WINE CENTER EXPENSES	<u><u>\$1,250,000</u></u>

34

35 SECTION 9. APPROPRIATION - STATE APPRENTICESHIP EXPANSION. There is
 36 hereby appropriated, to the Department of Commerce, to be payable from the

1 federal funds as designated by the Chief Fiscal Officer of the State, for
 2 personal services and operating expenses, and to expand opportunities
 3 relating to apprenticeship programs registered under the National
 4 Apprenticeship Act through grants, cooperative agreements, contracts and
 5 other arrangements, with states and other appropriate entities by the
 6 Department of Commerce - State Apprenticeship Expansion for the fiscal year
 7 ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) REGULAR SALARIES	\$75,000
(02) PERSONAL SERVICES MATCHING	18,750
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	0
(B) CONF. & TRAVEL	4,750
(C) PROF. FEES	164,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$262,500</u></u>

21 SECTION 10. REGULAR SALARIES. There is hereby established for the
 22 Department of Commerce - Arkansas Economic Development Commission for the
 23 2021-2022 fiscal year, the following maximum number of regular employees.

Item	Class	Maximum	Maximum Annual
<u>No.</u>	<u>Code Title</u>	<u>No. of</u>	<u>Fiscal Year</u>
		<u>Employees</u>	<u>2021-2022</u>
(1)	U055U ACOM AEDC DIRECTOR	1	GRADE SE04
(2)	N214N ACOM AEDC EXEC VP GLOBAL BUSINESS	1	GRADE SE01
(3)	D029C SENIOR GIS ANALYST	1	GRADE IT07
(4)	N062N ACOM AEDC BUSINESS DEV DIV DIR	1	GRADE GS15
(5)	N061N ACOM AEDC BUSINESS FINANCE DIRECTOR	1	GRADE GS15
(6)	N225N ACOM AEDC EXEC VICE PRES & GEN CO	1	GRADE GS15
(7)	N085N ACOM AEDC DIR TECH & ENTREPRENEURSHIP	1	GRADE GS14
(8)	G294C ACOM AEDC SENIOR COUNSEL	1	GRADE GS14

1	(9)	N083N ACOM AEDC STRATEGIC PLANNING DIRECTOR	1	GRADE GS14
2	(10)	N059N ACOM AEDC TRAINING DIVISION DIRECTOR	1	GRADE GS14
3	(11)	B139C ACOM AEDC DIRECTOR OF EPSCOR	1	GRADE GS13
4	(12)	B140C ACOM AEDC MANU SOLUTIONS DIRECTOR	1	GRADE GS13
5	(13)	N196N MILITARY AFFAIRS DIRECTOR	1	GRADE GS13
6	(14)	G030N ACOM AEDC ASST DIR OF STEM EDUCATION	1	GRADE GS12
7	(15)	G034N ACOM AEDC ASST DIR SALES AND MARKETING	1	GRADE GS12
8	(16)	G245C ACOM AEDC DIR COMMUNITY DEV & IMPROV	1	GRADE GS12
9	(17)	G014C ACOM AEDC DIR OF COM DEVELOPMENT	1	GRADE GS12
10	(18)	B018N ACOM AEDC FIELD ENGINEER	4	GRADE GS12
11	(19)	G035N ACOM AEDC SALES & MARKETING SPECIALIST	1	GRADE GS12
12	(20)	G273C ACOM AEDC SENIOR PROJECT CONSULTANT	4	GRADE GS12
13	(21)	G015C ACOM AEDC SMALL/MINORITY BUSINESS DIR	1	GRADE GS12
14	(22)	U099U ACOM DIRECTOR OF RURAL SERVICES	1	GRADE GS12
15	(23)	B016C ACOM AEDC ASSISTANT DIRECTOR EPSCOR	1	GRADE GS11
16	(24)	P076C ACOM AEDC DIGITAL MARKETING DIRECTOR	1	GRADE GS11
17	(25)	P002C ACOM AEDC DIRECTOR FILM COMMISSION	1	GRADE GS11
18	(26)	G062C ACOM AEDC PROJECT CONSULTANT	33	GRADE GS11
19	(27)	G048C ACOM AEDC STRATEGIC PLANNING ASST DIR	1	GRADE GS11
20	(28)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
21	(29)	G126C FINANCE PROGRAM COORDINATOR	1	GRADE GS08
22	(30)	A041C PROGRAM FISCAL MANAGER	1	GRADE GS08
23	(31)	C114C ACOM EXECUTIVE ASST TO SECRETARY	1	GRADE GS07
24	(32)	G148C ENERGY PROGRAM MANAGER	1	GRADE GS07
25	(33)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
26	(34)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
27	(35)	P027C PUBLIC INFORMATION SPECIALIST	2	GRADE GS06
28	(36)	B076C RESEARCH PROJECT ANALYST	2	GRADE GS06
29	(37)	C056C ADMINISTRATIVE SPECIALIST III	<u>6</u>	GRADE GS04
30		MAX. NO. OF EMPLOYEES	84	

31

32 SECTION 11. EXTRA HELP. There is hereby authorized, for the Department
 33 of Commerce - Arkansas Economic Development Commission for the 2021-2022
 34 fiscal year, the following maximum number of part-time or temporary
 35 employees, to be known as "Extra Help", payable from funds appropriated
 36 herein for such purposes: six (6) temporary or part-time employees, when

1 needed, at rates of pay not to exceed those provided in the Uniform
 2 Classification and Compensation Act, or its successor, or this act for the
 3 appropriate classification.

4
 5 SECTION 12. EXTRA HELP - RURAL SERVICES DIVISION. There is hereby
 6 authorized, for the Department of Commerce - Arkansas Economic Development
 7 Commission - Division of Rural Services for the 2021-2022 fiscal year, the
 8 following maximum number of part-time or temporary employees, to be known as
 9 "Extra Help", payable from funds appropriated herein for such purposes: one
 10 (1) temporary or part-time employees, when needed, at rates of pay not to
 11 exceed those provided in the Uniform Classification and Compensation Act, or
 12 its successor, or this act for the appropriate classification.

13
 14 SECTION 13. APPROPRIATION - STATE OPERATIONS. There is hereby
 15 appropriated, to the Department of Commerce, to be payable from the Arkansas
 16 Economic Development Commission Fund Account, for personal services,
 17 operating expenses, grants and aid, and state matching funds of the
 18 Department of Commerce - Arkansas Economic Development Commission - State
 19 Operations for the fiscal year ending June 30, 2022, the following:

21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2021-2022</u>
23	(01) REGULAR SALARIES	\$4,221,696
24	(02) EXTRA HELP	30,000
25	(03) PERSONAL SERVICES MATCHING	1,308,134
26	(04) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	1,348,238
28	(B) CONF. & TRAVEL	141,486
29	(C) PROF. FEES	1,765,000
30	(D) CAP. OUTLAY	100,000
31	(E) DATA PROC.	0
32	(05) ECONOMIC INFRASTRUCTURE/REGIONALISM	
33	GRANTS	1,000,000
34	(06) GLOBAL BUSINESS INITIATIVES	900,000
35	(07) MILITARY AFFAIRS GRANT PROGRAM	750,000
36	(08) INDUSTRY TRAINING PROGRAM	<u>1,714,800</u>

1 TOTAL AMOUNT APPROPRIATED \$13,279,354

2

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

4 There is hereby appropriated, to the Department of Commerce, to be payable
 5 from the federal funds as designated by the Chief Fiscal Officer of the
 6 State, for personal services and operating expenses of the Department of
 7 Commerce - Arkansas Economic Development Commission - Community Assistance
 8 (CDBG) - Federal for the fiscal year ending June 30, 2022, the following:

9

10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2021-2022</u>
12 (01) REGULAR SALARIES	\$325,764
13 (02) PERSONAL SERVICES MATCHING	106,774
14 (03) MAINT. & GEN. OPERATION	
15 (A) OPER. EXPENSE	60,600
16 (B) CONF. & TRAVEL	25,000
17 (C) PROF. FEES	70,000
18 (D) CAP. OUTLAY	0
19 (E) DATA PROC.	0
20 (04) GRANTS/AIDS - CDBG	27,500,000
21 (05) STORM RECOVERY GRANTS	7,579,614
22 (06) FLOOD RECOVERY GRANTS	<u>615,710</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$36,283,462</u>

24

25 SECTION 15. APPROPRIATION - ARKANSAS ACCELERATION FUND. There is
 26 hereby appropriated, to the Department of Commerce, to be payable from the
 27 Arkansas Acceleration Fund, for grants and incentives to accelerate the
 28 economy of the State through technology and knowledge-based development of
 29 the Department of Commerce - Arkansas Economic Development Commission -
 30 Arkansas Acceleration Fund for the fiscal year ending June 30, 2022, the
 31 following:

32

33 ITEM	FISCAL YEAR
34 <u>NO.</u>	<u>2021-2022</u>
35 (01) ACCELERATION GRANTS & INCENTIVES	<u>\$100,000,000</u>

36

1 SECTION 16. APPROPRIATION - SUPER PROJECTS. There is hereby
 2 appropriated, to the Department of Commerce, to be payable from the Economic
 3 Development Superprojects Project Fund, for Super Projects as defined by
 4 Amendment 82 to the Arkansas Constitution for the Department of Commerce -
 5 Arkansas Economic Development Commission - Super Projects for the fiscal year
 6 ending June 30, 2022, the following:

8 ITEM	FISCAL YEAR
9 NO.	2021-2022
10 (01) SUPER PROJECTS	<u>\$200,000,000</u>

11
 12 SECTION 17. APPROPRIATION - NEW MARKETS PERFORMANCE PROGRAM. There is
 13 hereby appropriated, to the Department of Commerce, to be payable from the
 14 New Markets Performance Guarantee Fund, for refunds and reimbursements of
 15 performance program application fees of the Department of Commerce - Arkansas
 16 Economic Development Commission - New Markets Performance Program for the
 17 fiscal year ending June 30, 2022, the following:

19 ITEM	FISCAL YEAR
20 NO.	2021-2022
21 (01) REFUNDS/REIMBURSEMENTS	<u>\$875,781</u>

22
 23 SECTION 18. APPROPRIATION - QUICK ACTION CLOSING FUND. There is hereby
 24 appropriated, to the Department of Commerce, to be payable from the Economic
 25 Development Incentive Quick Action Closing Fund, for incentives to attract
 26 new business and economic development to the State by the Department of
 27 Commerce - Arkansas Economic Development Commission - Quick Action Closing
 28 Fund for the fiscal year ending June 30, 2022, the following:

30 ITEM	FISCAL YEAR
31 NO.	2021-2022
32 (01) QUICK ACTION CLOSING GRANTS	<u>\$75,000,000</u>

33
 34 SECTION 19. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - STATE
 35 OPERATIONS. There is hereby appropriated, to the Department of Commerce, to
 36 be payable from the Arkansas Economic Development Commission Fund Account,

1 for personal services, operating expenses and grants and aid by the Division
 2 of Science and Technology of the Department of Commerce - Arkansas Economic
 3 Development Commission - State Operations for the fiscal year ending June 30,
 4 2022, the following:

6 ITEM	FISCAL YEAR
7 NO.	2021-2022
8 (01) REGULAR SALARIES	\$438,905
9 (02) PERSONAL SERVICES MATCHING	138,937
10 (03) MAINT. & GEN. OPERATION	
11 (A) OPER. EXPENSE	0
12 (B) CONF. & TRAVEL	0
13 (C) PROF. FEES	0
14 (D) CAP. OUTLAY	0
15 (E) DATA PROC.	0
16 (04) GRANTS & AID - ARKANSAS RESEARCH MATCH	292,653
17 (05) TECHNOLOGY DEVELOPMENT	156,975
18 (06) SEED CAPITAL INVESTMENTS	292,653
19 (07) ARKANSAS ACCELERATION FUND PROGRAM	<u>12,400,000</u>
20 TOTAL AMOUNT APPROPRIATED	<u>\$13,720,123</u>

21
 22 SECTION 20. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - SEED
 23 CAPITAL INVESTMENT - CASH. There is hereby appropriated, to the Department
 24 of Commerce, to be payable from the cash fund deposited in the State Treasury
 25 as determined by the Chief Fiscal Officer of the State, for investments in
 26 technology based businesses by the Division of Science and Technology of the
 27 Department of Commerce - Arkansas Economic Development Commission - Seed
 28 Capital Investment - Cash for the fiscal year ending June 30, 2022, the
 29 following:

31 ITEM	FISCAL YEAR
32 NO.	2021-2022
33 (01) INVESTMENTS	<u>\$1,540,000</u>

34
 35 SECTION 21. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY -
 36 ARKANSAS MANUFACTURING EXTENSION NETWORK - STATE. There is hereby

1 appropriated, to the Department of Commerce, to be payable from the Arkansas
 2 Economic Development Commission Fund Account, for grants by the Division of
 3 Science and Technology of the Department of Commerce - Arkansas Economic
 4 Development Commission - Arkansas Manufacturing Extension Network - State for
 5 the fiscal year ending June 30, 2022, the following:

6	7 ITEM	FISCAL YEAR
8	<u>NO.</u>	<u>2021-2022</u>
9	(01) AR MANUFACTURING EXT NETWORK	<u>\$257,182</u>

10

11 SECTION 22. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY -
 12 ARKANSAS MANUFACTURING EXTENSION NETWORK - FEDERAL. There is hereby
 13 appropriated, to the Department of Commerce, to be payable from the federal
 14 funds as designated by the Chief Fiscal Officer of the State, for personal
 15 services, operating expenses, grants and aid, and field services by the
 16 Division of Science and Technology of the Department of Commerce - Arkansas
 17 Economic Development Commission - Arkansas Manufacturing Extension Network -
 18 Federal for the fiscal year ending June 30, 2022, the following:

19

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2021-2022</u>
22	(01) REGULAR SALARIES	\$307,784
23	(02) PERSONAL SERVICES MATCHING	93,470
24	(03) MAINT. & GEN. OPERATION	
25	(A) OPER. EXPENSE	10,284
26	(B) CONF. & TRAVEL	0
27	(C) PROF. FEES	0
28	(D) CAP. OUTLAY	0
29	(E) DATA PROC.	0
30	(04) AR MANUFACTURING NETWORK/TECHNOLOGY	
31	TRANSFER ASSISTANCE GRANTS/OTHER	
32	GRANTS & AID	275,000
33	(05) FIELD SERVICES	<u>376,120</u>
34	TOTAL AMOUNT APPROPRIATED	<u>\$1,062,658</u>

35

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

1 ARKANSAS MANUFACTURING EXTENSION NETWORK - CASH. There is hereby
 2 appropriated, to the Department of Commerce, to be payable from the cash fund
 3 deposited in the State Treasury as determined by the Chief Fiscal Officer of
 4 the State, for personal services, operating expenses and grants and aid by
 5 the Division of Science and Technology of the Department of Commerce -
 6 Arkansas Economic Development Commission - Arkansas Manufacturing Extension
 7 Network - Cash for the fiscal year ending June 30, 2022, the following:

8

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2021-2022</u>
11 (01) REGULAR SALARIES	\$345,712
12 (02) PERSONAL SERVICES MATCHING	105,044
13 (03) MAINT. & GEN. OPERATION	
14 (A) OPER. EXPENSE	543,200
15 (B) CONF. & TRAVEL	67,360
16 (C) PROF. FEES	75,000
17 (D) CAP. OUTLAY	0
18 (E) DATA PROC.	0
19 (04) AR MANUFACTURING NETWORK/TECHNOLOGY	
20 TRANSFER ASSISTANCE/OTHER GRANTS &	
21 AID	<u>13,270</u>
22 TOTAL AMOUNT APPROPRIATED	<u><u>\$1,149,586</u></u>

23

24 SECTION 24. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY -
 25 EPSCOR. There is hereby appropriated, to the Department of Commerce, to be
 26 payable from the federal funds as designated by the Chief Fiscal Officer of
 27 the State, for personal services, operating expenses, and grants and aid by
 28 the Division of Science and Technology of the Department of Commerce -
 29 Arkansas Economic Development Commission - EPSCOR for the fiscal year ending
 30 June 30, 2022, the following:

31

32 ITEM	FISCAL YEAR
33 <u>NO.</u>	<u>2021-2022</u>
34 (01) REGULAR SALARIES	\$231,545
35 (02) PERSONAL SERVICES MATCHING	70,173
36 (03) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	120,000
2	(B) CONF. & TRAVEL	0
3	(C) PROF. FEES	0
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	0
6	(04) AR EPSCOR/TECHNOLOGY DEVELOPMENT/OTHER	
7	GRANTS & AIDS	4,190,000
8	(05) EXTERNAL EVALUATORS	<u>400,000</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$5,011,718</u>

10

11 SECTION 25. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - ENERGY
 12 EFFICIENCY - 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 operating expenses
 15 of the Division of Science and Technology of the Department of Commerce -
 16 Arkansas Economic Development Commission - Energy Efficiency - Cash for the
 17 fiscal year ending June 30, 2022, the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2021-2022</u>
21	(01) MAINT. & GEN. OPERATION	
22	(A) OPER. EXPENSE	\$100,000
23	(B) CONF. & TRAVEL	0
24	(C) PROF. FEES	0
25	(D) CAP. OUTLAY	0
26	(E) DATA PROC.	<u>0</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$100,000</u>

28

29 SECTION 26. APPROPRIATION - DIVISION OF SCIENCE AND TECHNOLOGY - STEM
 30 EDUCATION - 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 STEM Program
 33 expenses of the Division of Science and Technology of the Department of
 34 Commerce - Arkansas Economic Development Commission - Stem Education - Cash
 35 for the fiscal year ending June 30, 2022, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2021-2022</u>
3	(01) STEM PROGRAM EXPENSES	<u>\$40,000</u>

4

5 SECTION 27. APPROPRIATION - RURAL SERVICES DIVISION - STATE OPERATIONS.

6 There is hereby appropriated, to the Department of Commerce, to be payable

7 from the Arkansas Economic Development Commission Fund Account, for personal

8 services, operating expenses and grants and aid by the Department of Commerce

9 - Arkansas Economic Development Commission - Rural Services Division - State

10 Operations for the fiscal year ending June 30, 2022, the following:

12	ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2021-2022</u>
14	(01) REGULAR SALARIES	\$154,934
15	(02) EXTRA HELP	2,000
16	(03) PERSONAL SERVICES MATCHING	52,518
17	(04) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	72,038
19	(B) CONF. & TRAVEL	4,100
20	(C) PROF. FEES	0
21	(D) CAP. OUTLAY	0
22	(E) DATA PROC.	0
23	(05) GRANTS & AID - RURAL COMMUNITY GRANTS	400,000
24	(06) RURAL FIRE PROTECTION GRANTS	1,000,000
25	(07) COUNTY FAIR IMPROVEMENT GRANTS	<u>100,000</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$1,785,590</u>

27

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

29 There is hereby appropriated, to the Department of Commerce, to be payable

30 from the cash fund deposited in the State Treasury as determined by the Chief

31 Fiscal Officer of the State, for conference expenses of the Rural Services

32 Division of the Department of Commerce - Arkansas Economic Development

33 Commission - Conference Cash for the fiscal year ending June 30, 2022, the

34 following:

36	ITEM	FISCAL YEAR
----	------	-------------

1	<u>NO.</u>	<u>2021-2022</u>
2	(01) CONFERENCE EXPENSES	<u>\$100,000</u>

3

4 SECTION 29. APPROPRIATION - ARKANSAS ECONOMIC DEVELOPMENT COMMISSION -
 5 RURAL SERVICES - FISH AND WILDLIFE CONSERVATION EDUCATION PROGRAM. There is
 6 hereby appropriated, to the Department of Commerce, to be payable from the
 7 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 8 Officer of the State, for grants for the Fish and Wildlife Conservation
 9 Education Program by the Department of Commerce - Arkansas Economic
 10 Development Commission for the fiscal year ending June 30, 2022, the
 11 following:

12

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2021-2022</u>
15	(01) FISH AND WILDLIFE CONSERVATION	
16	EDUCATION GRANTS AND AID	<u>\$800,000</u>

17

18 SECTION 30. APPROPRIATION - MINORITY AND WOMEN-OWNED BUSINESS
 19 ENTERPRISE LOAN MOBILIZATION. There is hereby appropriated, to the
 20 Department of Commerce, to be payable from the Minority and Women-Owned
 21 Business Loan Mobilization Revolving Fund, for promotion and development of
 22 minority and women-owned business enterprises in the state, increasing the
 23 ability of minority and women-owned business enterprises to compete for state
 24 contracts, and sustaining the economic growth of minority and women-owned
 25 business enterprises for the fiscal year ending June 30, 2022, the following:

26

27	ITEM	FISCAL YEAR
28	<u>NO.</u>	<u>2021-2022</u>
29	(01) MINORITY & WOMEN-OWNED BUSINESS	
30	ENTERPRISE MOBILIZATION LOAN PROGRAM	<u>\$500,000</u>

31

32 SECTION 31. APPROPRIATION - RURAL SERVICES DIVISION - LAW ENFORCEMENT
 33 GRANTS. There is hereby appropriated, to the Department of Commerce -
 34 Arkansas Economic Development Commission - Rural Services Division, to be
 35 payable from the cash fund deposited in the State Treasury as determined by
 36 the Chief Fiscal Officer of the State, for grants to law enforcement agencies

1 and associations for the fiscal year ending June 30, 2022, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2021-2022</u>
5 (01) GRANTS TO LAW ENFORCEMENT AGENCIES	<u>\$5,000,000</u>

6

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

17 The provisions of this section shall be in effect only from July 1, ~~2020~~
18 2021 through June 30, ~~2021~~ 2022.

19

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

27 The provisions of this section shall be in effect only from July 1, ~~2020~~
28 2021 through June 30, ~~2021~~ 2022.

29

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

1 other line item authorized in the State Operations Section of this Act.

2 Determining the maximum number of employees and the maximum amount of
3 appropriation and general revenue funding for a state agency each fiscal year
4 is the prerogative of the General Assembly. This is usually accomplished by
5 delineating such maximums in the appropriation act(s) for a state agency and
6 the general revenue allocations authorized for each fund and fund account by
7 amendment to the Revenue Stabilization Law. Further, the General Assembly
8 has determined that the Arkansas Economic Development Commission may operate
9 more efficiently if some flexibility is provided to the Arkansas Economic
10 Development Commission authorizing broad powers under this
11 Section. Therefore, it is both necessary and appropriate that the General
12 Assembly maintain oversight by requiring prior review of the Legislative
13 Council or Joint Budget Committee as provided by this section. The
14 requirement of review by the Legislative Council or Joint Budget Committee is
15 not a severable part of this section. If the requirement of review by the
16 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
17 court of competent jurisdiction, this entire section is void.

18 The provisions of this section shall be in effect only from July 1,
19 ~~2020~~ 2021 through June 30, ~~2021~~ 2022.

20
21 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDUSTRY
23 TRAINING PROGRAM EXPENSES. The Arkansas Economic Development Commission
24 (AEDC) may utilize Industry Training Program (ITP) appropriation and funds
25 for personal services, operating expenses, grants and aid, capital
26 acquisition, and other appropriate purposes to provide industry-specific
27 training opportunities. AEDC shall submit a quarterly report of industry
28 training activities to the Governor and the Legislative Council or Joint
29 Budget Committee.

30 The provisions of this section shall be effect only from July 1, ~~2020~~
31 2021 through July 1, ~~2021~~ 2022.

32
33 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN
35 OFFICE OPERATIONS. The Arkansas Economic Development Commission is hereby
36 authorized to enter into contractual arrangements with private and/or public

1 companies, corporations, individuals or organizations for the purpose of
2 operating foreign offices. Arkansas Code 15-4-210 shall not be deemed
3 restrictive in its language so as to preclude the use of standard
4 Professional Services Contracts for the operation of the foreign offices
5 and/or payment of such contracts from the special line items as established
6 by legislative appropriation for the operation of said foreign offices.

7 The provisions of this section shall be in effect only from July 1, ~~2020~~
8 2021 through June 30, ~~2021~~ 2022.

9
10 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RURAL
12 DEVELOPMENT. From the funds appropriated for Community Development Grants
13 within the Community Development Program in this Act for Community Assistance
14 (CDBG)- Federal, the Arkansas Economic Development Commission (AEDC) shall
15 allocate at least \$500,000 per fiscal year to the Rural Development Set-Aside
16 from the annual Community Development Block Grant, as defined in AEDC's
17 Consolidated Plan filed with the federal Department of Housing and Urban
18 Development. Funds allocated to the Rural Development Set-Aside are to be
19 used exclusively for grants to rural communities as defined in the
20 Consolidated Plan.

21 The provisions of this section shall be in effect only from July 1, ~~2020~~
22 2021 through June 30, ~~2021~~ 2022.

23
24 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT
26 REVIEW. The Arkansas Economic Development Commission (AEDC) shall review all
27 applications for grant funds and shall certify those applications eligible
28 for grant funds under AEDC and federal guidelines. The Rural Services
29 Division of the Arkansas Economic Development Commission alone shall
30 recommend which grant applications will be funded, and AEDC shall disburse
31 grant funds from the Rural Development Set-Aside to those applicants
32 receiving final approval by the Rural Services Division of the Arkansas
33 Economic Development Commission. AEDC and the Rural Services Division of the
34 Arkansas Economic Development Commission shall promulgate rules and
35 regulations governing the application for and disbursement of grant funds
36 from the Rural Development Set-Aside, and an annual report of the disposition

1 of these grant funds shall be made to the Legislative Joint Auditing
2 Committee.

3 The provisions of this section shall be in effect only from July 1, ~~2020~~
4 2021 through June 30, ~~2021~~ 2022.

5

6 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
8 PROVISION - COMMUNITY ASSISTANCE (CDBG) - FEDERAL. After receiving approval
9 from the Chief Fiscal Officer of the State and prior approval by the
10 Legislative Council or Joint Budget Committee, the Director of the Arkansas
11 Economic Development Commission is authorized to transfer appropriation from
12 any line item appropriation authorized in the Community Assistance (CDBG) -
13 Federal Section of this Act to any other line item authorized in the
14 Community Assistance (CDBG) - Federal Section of this Act.

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

31 The provisions of this section shall be in effect only from July 1, ~~2020~~
32 2021 through June 30, ~~2021~~ 2022.

33

34 SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
36 FLEXIBILITY RESTRICTIONS. The transfer flexibility provided to the Arkansas

1 Economic Development Commission within this Act relating to the appropriation
2 in the Community Assistance (CDBG) - Federal Section shall be used only when
3 necessary to carry out the Community Development Block Grant Program and
4 shall require approval by the Arkansas Legislative Council or Joint Budget
5 Committee.

6 Determining the maximum number of employees and the maximum amount of
7 appropriation and general revenue funding for a state agency each fiscal year
8 is the prerogative of the General Assembly. This is usually accomplished by
9 delineating such maximums in the appropriation act(s) for a state agency and
10 the general revenue allocations authorized for each fund and fund account by
11 amendment to the Revenue Stabilization law. Further, the General Assembly
12 has determined that the Arkansas Economic Development Commission may operate
13 more efficiently if some flexibility is provided to the Arkansas Economic
14 Development Commission authorizing broad powers under this Section.
15 Therefore, it is both necessary and appropriate that the General Assembly
16 maintain oversight by requiring prior approval of the Legislative Council or
17 Joint Budget Committee as provided by this section. The requirement of
18 approval by the Legislative Council or Joint Budget Committee is not a
19 severable part of this section. If the requirement of approval by the
20 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
21 court of competent jurisdiction, this entire section is void.

22 The provisions of this section shall be in effect only from July 1, ~~2020~~
23 2021 through June 30, ~~2021~~ 2022.

24

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

27 ADDITIONAL PAYMENTS AUTHORIZED. The Arkansas Industrial and Economic
28 Development Foundation is hereby authorized to make additional payments to
29 the Director of the Arkansas Economic Development Commission, from private
30 funding sources, and upon prior approval from the Arkansas Economic
31 Development Commission, the Arkansas Industrial and Economic Development
32 Foundation, and the Governor. Such additional payments to the Director of
33 the Arkansas Economic Development Commission shall not be considered salary
34 and shall not be deemed or construed to exceed the maximum salaries
35 established for unclassified employees by the General Assembly. Nothing in
36 this section may be construed to reduce or eliminate the authority granted

1 elsewhere in the Arkansas statute for the payment of allowances or bonuses to
2 unclassified employees.

3 The provisions of this section shall be in effect only from July 1, ~~2020~~
4 2021 through June 30, ~~2021~~ 2022.

5

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

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

15 (1) Prior to June 30, ~~2021~~ 2022 the Agency shall by written statement set
16 forth its reason(s) for the need to carry forward said funding to the
17 Department of Finance and Administration Office of Budget;

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

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

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

36 The provisions of this section shall be in effect only from July 1, ~~2020~~

1 2021 through June 30, ~~2021~~ 2022.

2

3 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SEED
5 CAPITAL INVESTMENTS. Notwithstanding any other law to the contrary regarding
6 general revenue year end fund balances, any monies received from the
7 repayment of Seed Capital Investments authorized by the Division of Science
8 and Technology of the Arkansas Economic Development Commission, shall be
9 deposited into the State Treasury to the credit of the Arkansas Economic
10 Development Commission Fund Account and shall remain in the Arkansas Economic
11 Development Commission Fund Account to be made available solely for the
12 benefit of the Division of Science and Technology of the Arkansas Economic
13 Development Commission to provide additional Seed Capital Investments.

14 The provisions of this section shall be in effect only from July 1, ~~2020~~
15 2021 through June 30, ~~2021~~ 2022.

16

17 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
19 FORWARD – TECHNOLOGY DEVELOPMENT. The Division of Science and Technology of
20 the Arkansas Economic Development Commission is authorized to carry forward
21 an amount of up to \$150,000 of any obligated but unexpended funds in the
22 Technology Development line item in the Division of Science and Technology -
23 State Operations Section of this Act for basic or applied research grants
24 which remains at the end of the fiscal year ~~2021~~ 2022 to be used for the same
25 purpose.

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

28 (1) Prior to June 30, ~~2021~~ 2022 the Agency shall by written statement set
29 forth its reason(s) for the need to carry forward said funding to the
30 Department of Finance and Administration Office of Budget;

31 (2) The Department of Finance and Administration Office of Budget shall
32 report to the Arkansas Legislative Council all amounts carried forward by the
33 September Arkansas Legislative Council or Joint Budget Committee meeting
34 which report shall include the name of the Agency, Board, Commission or
35 Institution and the amount of the funding carried forward, the program name
36 or line item, the funding source of that appropriation and a copy of the

1 written request set forth in (1) above;

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

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

13 The provisions of this section shall be in effect only from July 1 ~~2020~~
14 2021 through June 30, ~~2021~~ 2022.

15

16 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
18 APPROPRIATION AND FUND TRANSFERS. After receiving approval from the Chief
19 Fiscal Officer of the State, the Director of the Arkansas Economic
20 Development Commission is authorized to transfer appropriation and funds from
21 the Division of Science and Technology State Operations - Arkansas
22 Acceleration Fund Programs line item within the Arkansas Economic Development
23 Commission Fund Account to the Arkansas Acceleration Fund. The total of all
24 transfers shall not exceed \$3,500,000.

25 The provisions of this section shall be in effect only from July 1, ~~2020~~
26 2021 through June 30, ~~2021~~ 2022.

27

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

30 PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall establish,
31 upon request from the Arkansas Economic Development Commission, a special
32 appropriation line item to be used in the acquisition of promotional items.
33 When the Arkansas Economic Development Commission wishes to transfer from its
34 operating expenses to promotional items, the request shall be forwarded to
35 the Chief Fiscal Officer of the State for processing after prior approval by
36 the Arkansas Legislative Council or Joint Budget Committee.

1 Determining the maximum number of employees and the maximum amount of
2 appropriation and general revenue funding for a state agency each fiscal year
3 is the prerogative of the General Assembly. This is usually accomplished by
4 delineating such maximums in the appropriation act(s) for a state agency and
5 the general revenue allocations authorized for each fund and fund account by
6 amendment to the Revenue Stabilization Law. Further, the General Assembly
7 has determined that the Arkansas Economic Development Commission may operate
8 more efficiently if some flexibility is provided to the Arkansas Economic
9 Development Commission authorizing broad powers under this Section.
10 Therefore, it is both necessary and appropriate that the General Assembly
11 maintain oversight by requiring prior approval of the Legislative Council or
12 Joint Budget Committee as provided by this Section. The requirement of
13 approval by the Legislative Council or Joint Budget Committee is not a
14 severable part of this Section. If the requirement of approval by the
15 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
16 court of competent jurisdiction, this entire section is void.

17 The provisions of this section shall be in effect only from July 1, ~~2020~~
18 2021 through June 30, ~~2021~~ 2022.

19
20 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
22 FAIR GRANTS. The Rural Services Division of the Arkansas Economic Development
23 Commission shall develop the necessary rules and regulations for the
24 disbursement of matching fund grants to county fairs for the construction,
25 renovation and/or improvements to county fairgrounds. The grants shall be
26 matched on a 50/50 basis. The match may be cash or in-kind. No county fair
27 shall receive more than \$30,000 for the biennium.

28 The provisions of this section shall be in effect only from July 1, ~~2020~~
29 2021 through June 30, ~~2021~~ 2022.

30
31 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT
33 AWARD CRITERIA. The Rural Services Division of the Arkansas Economic
34 Development Commission shall promulgate regulations establishing the criteria
35 to be utilized in determining to whom grants will be made under this Act.
36 Subject to the approval of the Governor, and approval by the Arkansas

1 Legislative Council or the Joint Budget Committee, the Rural Services
2 Division of the Arkansas Economic Development Commission shall distribute the
3 grants.

4 Determining the maximum number of employees and the maximum amount of
5 appropriation and general revenue funding for a state agency each fiscal year
6 is the prerogative of the General Assembly. This is usually accomplished by
7 delineating such maximums in the appropriation act(s) for a state agency and
8 the general revenue allocations authorized for each fund and fund account by
9 amendment to the Revenue Stabilization law. Further, the General Assembly
10 has determined that the Rural Services Division of the Arkansas Economic
11 Development Commission may operate more efficiently if some flexibility is
12 provided to the Rural Services Division of the Arkansas Economic Development
13 Commission authorizing broad powers under this Section. Therefore, it is
14 both necessary and appropriate that the General Assembly maintain oversight
15 by requiring prior approval of the Legislative Council or Joint Budget
16 Committee as provided by this section. The requirement of approval by the
17 Legislative Council or Joint Budget Committee is not a severable part of this
18 section. If the requirement of approval by the Legislative Council or Joint
19 Budget Committee is ruled unconstitutional by a court of competent
20 jurisdiction, this entire section is void.

21 The provisions of this section shall be in effect only from July 1, ~~2020~~
22 2021 through June 30, ~~2021~~ 2022.

23

24 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
26 OF FUNDS. In the event that revenue is available for transfer to and in
27 support of the Arkansas Acceleration Fund Act, the Executive Director of the
28 Arkansas Economic Development Commission shall certify to the Chief Fiscal
29 Officer of the State the amount needed for transfer from the Arkansas
30 Economic Development Commission Fund Account to the Arkansas Acceleration
31 Fund. Upon the approval of the Chief Fiscal Officer of the State, the amount
32 certified shall be transferred. The Chief Fiscal Officer of the State shall
33 initiate the necessary transfer documents to reflect all such transfers upon
34 the fiscal records of the State Auditor, the State Treasurer and the Chief
35 Fiscal Officer of the State.

36 The provisions of this section shall be in effect only from July 1, ~~2020~~

1 2021 through June 30, ~~2021~~ 2022.

2

3 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
5 FORWARD - MILITARY AFFAIRS GRANT PROGRAM. Any unexpended balance of funds
6 allocated for the Military Affairs Grant Program in the Arkansas Economic
7 Development Commission Fund Account which remain at the close of each state
8 fiscal year shall be carried forward to the next state fiscal year to be used
9 for the same intent and purposes as set forth in law.
10 Any carry forward of unexpended balance of funding as authorized herein, may
11 be carried forward under the following conditions:

12 (1) Prior to June 30, ~~2021~~ 2022 the Agency shall by written statement set
13 forth its reason(s) for the need to carry forward said funding to the
14 Department of Finance and Administration Office of Budget;

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

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

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

33 The provisions of this section shall be in effect only from July 1, ~~2020~~
34 2021 through June 30, ~~2021~~ 2022.

35

36 SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
2 SERVICES.

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

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

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

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

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

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

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

36 (B) The fund center, appropriation, appropriation amount,

1 commitment item or items, business area, and name of the division, section,
2 or unit for the fund or appropriation being transferred to the Shared
3 Services Paying Account.

4 (c)(1) It is the intent of the Ninety-Second General Assembly that the
5 authority under this section to transfer positions is intended for use for
6 the time period prior to Fiscal Year ~~2022~~ 2023 to allow cabinet-level
7 departments to establish a centralized Regular Salaries - Shared Services
8 section, with the recommendation that the position transfer authority granted
9 under this section be discontinued after that time.

10 (2) The Bureau of Legislative Research shall bring the
11 recommendation in subdivision (c)(1) of this section to the attention of the
12 chairs conducting the ~~2021~~ 2022 ~~Regular~~ Fiscal Session pre-session budget
13 hearings, the chairs of the Special Language Subcommittee, and the members of
14 the Special Language Subcommittee during pre-session budget hearings.

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

32 (e) The provisions of this section shall be in effect from the date of
33 passage through June 30, ~~2021~~ 2022.

34
35 SECTION 52. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY

1 FORWARD - ARKANSAS ACCELERATION FUND PROGRAM. Any unexpended balance of
2 funds for the Arkansas Acceleration Fund Program line item in the Division of
3 Science and Technology - State Operations Section of this Act which remain at
4 the close of each state fiscal year shall be carried forward to the next
5 state fiscal year to be used for the same intent and purposes as set forth in
6 law.

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

9 (1) Prior to June 30, 2022 the Agency shall by written statement set forth
10 its reasons(s) for the need to carry forward said funding to the Department
11 of Finance and Administration Office of Budget;

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

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

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

30 The provisions of this section shall be in effect only from July 1,
31 2021 through June 30, 2022.

32
33 SECTION 53. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
34 authorized by this act shall be limited to the appropriation for such agency
35 and funds made available by law for the support of such appropriations; and
36 the restrictions of the State Procurement Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
2 Procedures and Restrictions Act, or their successors, and other fiscal
3 control laws of this State, where applicable, and regulations promulgated by
4 the Department of Finance and Administration, as authorized by law, shall be
5 strictly complied with in disbursement of said funds.

6
7 SECTION 54. LEGISLATIVE INTENT. It is the intent of the General
8 Assembly that any funds disbursed under the authority of the appropriations
9 contained in this act shall be in compliance with the stated reasons for
10 which this act was adopted, as evidenced by the Agency Requests, Executive
11 Recommendations and Legislative Recommendations contained in the budget
12 manuals prepared by the Department of Finance and Administration, letters, or
13 summarized oral testimony in the official minutes of the Arkansas Legislative
14 Council or Joint Budget Committee which relate to its passage and adoption.

15
16 SECTION 55. EMERGENCY CLAUSE. It is found and determined by the
17 General Assembly, that the Constitution of the State of Arkansas prohibits
18 the appropriation of funds for more than a one (1) year period; that the
19 effectiveness of this Act on July 1, 2021 is essential to the operation of
20 the agency for which the appropriations in this Act are provided, and that in
21 the event of an extension of the legislative session, the delay in the
22 effective date of this Act beyond July 1, 2021 could work irreparable harm
23 upon the proper administration and provision of essential governmental
24 programs. Therefore, an emergency is hereby declared to exist and this Act
25 being necessary for the immediate preservation of the public peace, health
26 and safety shall be in full force and effect from and after July 1, 2021.

27
28 */s/Joint Budget Committee*

29
30
31 **APPROVED: 4/28/21**