

ARKANSAS SENATE
 85th General Assembly - Regular Session, 2005
Amendment Form

JBC 02/22/05 (5)

Subtitle of Senate Bill No. 78

"AN ACT FOR THE DEPARTMENT OF ECONOMIC DEVELOPMENT APPROPRIATION
 FOR THE 2005-2007 BIENNIUM."

Amendment No. 1 to Senate Bill No. 78.

Amend Senate Bill No. 78 as originally introduced:

Page 3, line 14, delete "EXTRA HELP" and substitute "EXTRA HELP - STATE OPERATIONS"

AND

Page 3, line 15, delete "Development" and substitute "Development - State Operations"

AND

Page 3, line 17, delete "eleven (11)" and substitute "one (1)"

AND

Delete SECTIONS 3, 4 and 5 of the bill in their entirety and substitute the following new sections:

"SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Economic Development, to be payable from the Department of Economic Development Fund Account, for personal services and operating expenses of the Department of Economic Development - State Operations for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 2,643,958	\$ 2,718,487
(02) EXTRA HELP	10,000	10,000
(03) PERSONAL SERVICES MATCHING	714,386	728,176
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	1,397,457	1,397,457
(B) CONF. & TRAVEL	18,811	18,811
(C) PROF. FEES	2,214,315	2,214,315



(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) FAR EAST TRADE/INDUSTRY RECRUITMENT	100,000	100,000
(06) LATIN AMERICAN TRADE DEVELOPMENT	150,000	150,000
TOTAL AMOUNT APPROPRIATED	<u>\$ 7,248,927</u>	<u>\$ 7,337,246</u>

SECTION 4. APPROPRIATION - COMMUNITY ASSISTANCE (CDBG) - FEDERAL. There is hereby appropriated, to the Department of Economic Development, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Economic Development - Community Assistance - Federal for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 227,167	\$ 233,979
(02) PERSONAL SERVICES MATCHING	69,587	70,868
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	60,600	60,600
(B) CONF. & TRAVEL	25,000	25,000
(C) PROF. FEES	52,040	52,040
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) GRANTS/AIDS - CDBG	36,987,130	36,987,130
TOTAL AMOUNT APPROPRIATED	<u>\$ 37,421,524</u>	<u>\$ 37,429,617</u>

SECTION 5. APPROPRIATION - MOTION PICTURE DEVELOPMENT OFFICE. There is hereby appropriated, to the Department of Economic Development, to be payable from the Department of Economic Development Fund Account, for personal services and operating expenses of the Department of Economic Development - Motion Picture Development Office for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 68,004	\$ 69,846
(02) PERSONAL SERVICES MATCHING	16,624	16,971
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	6,500	6,500
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	5,000	5,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 96,128</u>	<u>\$ 98,317</u>

SECTION 6. APPROPRIATION - ESTABLISHED INDUSTRIES DIVISION - STATE. There is hereby appropriated, to the Department of Economic Development, to be payable from the Department of Economic Development Fund Account, for personal services and operating expenses of the Department of Economic Development - Established Industries Division - State for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 390,919	\$ 401,821
(02) PERSONAL SERVICES MATCHING	104,204	106,224
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	86,500	86,500
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	35,000	35,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 616,623</u>	<u>\$ 629,545</u>

SECTION 7. APPROPRIATION - STATE ENERGY PLAN - FEDERAL. There is hereby appropriated, to the Department of Economic Development, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Economic Development - State Energy Plan - Federal for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 349,466	\$ 359,792
(02) PERSONAL SERVICES MATCHING	111,775	113,719
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	166,675	166,675
(B) CONF. & TRAVEL	29,573	29,573
(C) PROF. FEES	368,685	368,685
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) ENERGY CONSERVATION GRANTS AND AID	<u>653,179</u>	<u>653,179</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,679,353</u>	<u>\$ 1,691,623</u>

SECTION 8. APPROPRIATION - BUSINESS DEVELOPMENT - STATE. There is hereby appropriated, to the Department of Economic Development, to be payable from the Department of Economic Development Fund Account, for personal services and operating expenses of the Department of Economic Development - Business Development - State for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 173,426	\$ 178,176
(02) PERSONAL SERVICES MATCHING	47,955	48,819
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	8,000	8,000
(B) CONF. & TRAVEL	5,000	5,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 234,381</u>	<u>\$ 239,995</u>

SECTION 9. EXTRA HELP - INDUSTRY TRAINING. There is hereby authorized,

for the Department of Economic Development - Industry Training for the 2005-2007 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: ten (10) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 10. APPROPRIATION - INDUSTRY TRAINING. There is hereby appropriated, to the Department of Economic Development, to be payable from the Department of Economic Development Fund Account, for personal services and operating expenses of the Department of Economic Development - Industry Training for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 301,128	\$ 309,584
(02) EXTRA HELP	10,000	10,000
(03) PERSONAL SERVICES MATCHING	80,415	81,974
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	236,500	236,500
(B) CONF. & TRAVEL	7,475	7,475
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) INDUSTRY TRAINING PROGRAM	<u>1,060,545</u>	<u>1,060,545</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,696,063</u>	<u>\$ 1,706,078</u>

SECTION 11. APPROPRIATION - STATE MATCHING GRANTS. There is hereby appropriated, to the Department of Economic Development, to be payable from the Department of Economic Development Fund Account, for state matching of federal grants to the Arkansas Economic Development Commission of the Department of Economic Development for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) STATE MATCHING OF FEDERAL GRANTS	<u>\$ 228,500</u>	<u>\$ 228,500</u>

SECTION 12. APPROPRIATIONS - INCENTIVE PLANS - CASH. There is hereby appropriated, to the Department of Economic Development, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Economic Development, for expenses of assisting industries in the negotiation of financial incentive plans of the Arkansas Economic Development Commission of the Department of Economic Development for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) FINANCIAL INCENTIVE PLANS - EXPENSES	<u>\$ 15,000</u>	<u>\$ 15,000</u>

SECTION 13. APPROPRIATIONS - CENTURY TUBE SCHOLARSHIP PROGRAM. There

is hereby appropriated, to the Department of Economic Development, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Economic Development, for a scholarship for American students to study in Japan from funds received from the Century Tube Company for the Arkansas Economic Development Commission of the Department of Economic Development for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) CENTURY TUBE SCHOLARSHIP PROGRAM EDUCATIONAL EXPENSES	\$ <u>5,981</u>	\$ <u>5,981</u>

SECTION 14. APPROPRIATIONS - TRADE AND INTERNATIONAL INVESTMENT DIVISION. There is hereby appropriated, to the Department of Economic Development, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Economic Development, for marketing expenses of the Arkansas Economic Development Commission of the Department of Economic Development for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) TRADE AND INTERNATIONAL INVESTMENT MARKETING EXPENSES	\$ <u>13,725</u>	\$ <u>13,725</u>

SECTION 15. APPROPRIATIONS - QUALITY MANAGEMENT TASK FORCE. There is hereby appropriated, to the Department of Economic Development, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Economic Development, for the Quality Management Task Force expenses of the Arkansas Economic Development Commission of the Department of Economic Development for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) Q M TASK FORCE EXPENSES	\$ <u>52,427</u>	\$ <u>52,427</u>

SECTION 16. APPROPRIATIONS - PETROLEUM VIOLATION ESCROW - CASH. There is hereby appropriated, to the Department of Economic Development, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Economic Development, for the Department of Economic Development for operating expenses and grants to approved projects from funds received from settlements with petroleum companies and other miscellaneous cash funds of the Department of Economic Development for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 0	\$ 0
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	75,000	75,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0

(02) ENERGY CONSERVATION GRANTS AND AID	<u>609,904</u>	<u>609,904</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 684,904</u>	<u>\$ 684,904</u>

SECTION 17. APPROPRIATION - INDUSTRIAL COORDINATOR PROGRAM. There is hereby appropriated, to the Department of Economic Development, to be payable from the Department of Economic Development Fund Account, for personal services and operating expenses of the Department of Economic Development - Industrial Coordinator Program for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 563,245	\$ 580,096
(02) PERSONAL SERVICES MATCHING	155,810	158,978
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	87,200	87,200
(B) CONF. & TRAVEL	12,550	12,550
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 818,805</u>	<u>\$ 838,824</u>

AND

Page 6, line 27, delete "the Community Development" and substitute "~~the Community Development~~"

AND

Page 6, line 28, delete "Program" and substitute "Program in Section 4 of this Act"

AND

Page 6, line 29, delete "Community Development Block Grant Program" and substitute "~~Community Development Block Grant Program~~ same purpose"

AND

Delete SECTION 8 of the bill in its entirety

AND

Page 7, line 10, delete "Program," and substitute "Program,"

AND

Page 7, delete line 11 in its entirety and substitute "~~not to exceed \$30,000, within the appropriation for the Administration and~~"

AND

Page 7, line 12, delete "Support Program" and substitute "~~Support Program~~"

AND

Page 7, line 20, delete "EXPENSES" and substitute "~~EXPENSES~~"

AND

Page 7, line 21, delete "within the appropriation for the Business Development Program" and substitute "~~within the appropriation for the Business Development Program~~ herein"

AND

Page 8, line 5, delete "contracts" and substitute "contracts from the special line items as established by legislative appropriation for the operation of said foreign offices"

AND

Immediately following SECTION 15, add the following additional sections to read as follows:

"SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION - FOREIGN OFFICES. If at any time during the 2005-2007 biennium, the Director determines that market conditions warrant, the Arkansas Economic Development Commission is hereby authorized to transfer appropriation, after receiving the approval of the Chief Fiscal Officer of the State and prior review by the Legislative Council or Joint Budget Committee, between either of the two Foreign Offices (Far East Trade/Industrial Recruitment and Latin American Trade Development) in Section 3 of this Act for the purpose of responding to changes in the world markets. The provisions of this section shall be in effect only from July 1, 2005 through June 30, 2007.

SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. If at any time during the 2005-2007 biennium, savings are accomplished in the appropriation provided for "Far East Trade/Industry Recruitment", "Latin American Trade", and "Regular Salaries" in Section 3 of this Act, such appropriation savings may be transferred to the appropriations made for "Maintenance and General Operations" in Section 3 of this Act after prior review by the Legislative Council or Joint Budget Committee. In addition, if at any time during the 2005-2007 biennium, savings are accomplished in the appropriation provided for "Maintenance and General Operations" in Section 3 of this Act, such appropriation savings may be transferred to the appropriation for "Far East Trade/Industry Recruitment" and "Latin American Trade" in Section 3 of this Act, after prior review by the Legislative Council or Joint Budget Committee. The provisions of this section shall be in effect only from July 1, 2005 through June 30, 2007.

SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. After receiving approval from the Chief Fiscal Officer of the State and prior review by the Legislative Council or Joint Budget Committee, the Director of the Arkansas Economic Development Commission is authorized to transfer appropriation from any line item appropriation authorized in Section 4 of this Act to any other line item authorized in Section 4 of this Act. The provisions of this section shall be in effect only from July 1, 2005 through June 30, 2007.

SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FLEXIBILITY RESTRICTIONS. The carry forward and transfer flexibility provided to the Arkansas Economic Development Commission within this Act relating to the appropriation in Section 4 shall be used only when necessary to carry out the Community Development Block Grant Program. The provisions of this section shall be in effect only from July 1, 2005 through June 30, 2007.

SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION - INDUSTRY TRAINING. If during either year of the 2005-2007 fiscal biennium, the Industry Training Division effects savings in Item (05), INDUSTRY TRAINING PROGRAM, of Section 10 of this Act, such savings may be transferred to item (02), Extra Help or item (04), Maintenance and General Operations, of Section 10 of this Act, after obtaining approval of the Chief Fiscal Officer of the State and after prior review by the Legislative Council or Joint Budget Committee. In addition, if any savings are effected in either year of the 2005-2007 fiscal biennium in item (04), Maintenance and General Operations, of Section 10 of this Act, such savings may be transferred to item (05), Industry Training Program, of Section 10 of this Act, after obtaining approval of the Chief Fiscal Officer of the State and after prior review by the Legislative Council or Joint Budget Committee. The provisions of this section shall be in effect only from July 1, 2005 through June 30, 2007.

SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION - INDUSTRY TRAINING PROGRAM. During either fiscal year of the 2005-2007 biennium any savings accomplished in line item (02) of Section 10 of this Act, Extra Help, may be transferred to line item (04) of Section 10 of this Act, Maintenance and General Operation after prior review by the Legislative Council or Joint Budget Committee. The provisions of this section shall be in effect only from July 1, 2005 through June 30, 2007."

AND

Appropriately renumber the sections of the bill.

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

By: Joint Budget Committee
PDA/PDA - 03-16-2005 09:56
PDA036

Secretary