

**REQUEST FOR SPECIAL LANGUAGE
IN APPROPRIATION ACT**

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0610 DFA - Management Services Division

ACT#: 240

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

MATCHING FUNDS. The funds appropriated in this Act for Department of Justice Non-Victim Assistance Matching Grants shall be used for matching funds for administering the Federal Grants provided in this Act for the Department of Justice Non-Victim Assistance Grants. The Department of Finance and Administration - Management Services Division is hereby authorized to call upon all state agencies to assist in the implementation of the Department of Justice Non-Victim Assistance Grants. The funds appropriated in this Act for Department of Justice Non-Victim Assistance Matching Grants shall be used to provide one hundred percent (100%) of the required matching funds for state agencies and to provide up to sixty percent (60%) of the required matching funds for local governments. Such funds and appropriation shall be transferred to eligible state agencies or paid to local governments to be used for matching federal funds for administration of the Department of Justice Non-Victim Assistance Grants in such amounts as determined by the Arkansas Alcohol and Drug Abuse Coordinating Council or other oversight agency as designated by the Governor. Any unobligated balances in funds in this Act for the Department of Justice Non-Victim Assistance Grants may be used by state agencies as matching funds for other U.S. Department of Justice Grants in an amount determined by the Chief Fiscal Officer of the State.

Any unexpended balances in funds provided for Department of Justice Non-Victim Assistance Matching Grants in this act remaining on June 30, ~~2018~~ 2019, may be carried forward and used for the same purpose during the fiscal year ending June 30, ~~2019~~ 2020.

The provisions of this section shall be in effect only from July 1, ~~2018~~

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0610 DFA - Management Services Division

ACT#: 240

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

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

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 216

SECTION#: 12

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

APPROPRIATION TRANSFERS. The Director of the Department of Finance and Administration is authorized to transfer appropriation between refund line item appropriations in this Act. The Director of the Department of Finance and Administration shall immediately report any such transfers to the Arkansas Legislative Council or Joint Budget Committee. Such report shall contain the amounts transferred and the reasons for the same.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 216

SECTION#: 13

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EXTRA HELP EXEMPTION. Extra Help positions authorized herein are specifically exempt from limitation of hours, either by act or regulation. Provided, however, when a temporary or part-time employee is employed by the Department of Finance and Administration - Revenue Services Division for a period of time exceeding seven (7) months, a report of such shall be filed with the Arkansas Legislative Council or Joint Budget Committee.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 216

SECTION#: 14

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

AUTHORITY TO EMPLOY CERTIFIED LAW ENFORCEMENT OFFICERS. The Director of the Department of Finance and Administration is authorized to employ certified law enforcement officers and specialized police personnel as certified under § 12-9-101 et seq. The certified law enforcement officers and specialized police personnel employed under this section shall be responsible for maintaining order and providing for the security, protection, and safety of the Department of Finance and Administration buildings, grounds, property, employees and customers. The certified law enforcement officer shall have the powers, duties, privileges, and immunities of a certified law enforcement officer.

The following two classifications shall be used by the agency for security, protection, and safety personnel:

Item Class	Maximum No. of Employees	Salary Rate	
		2018-2019	2019-2020
No. Code Title			
(1) T106C DFA REVENUE SECURITY SUPERVISOR	1	GRADE GS09	
(2) T032C DFA REVENUE SECURITY COORDINATOR	4	GRADE GS07	
MAX. NO. OF EMPLOYEES	5		

Department of Finance and Administration Alcoholic Beverage Control Enforcement Division will manage training and certification of the certified law enforcement officers and specialized police personnel and maintain all required documentation.

The provisions of this section shall be in effect only from July 1, ~~2018~~

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 216

SECTION#: 14

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

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

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 216

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CONTINGENT POSITIONS. There is hereby established for the Department of Finance and Administration - Revenue Division - Contingent Positions for the ~~2018-2019~~ 2019-2020 fiscal year, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code § 21-5-201 et seq.), or its successor, and all laws amendatory thereto. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code § 21-5-101), or its successor.

CONTINGENT POSITIONS - DATA ENTRY

ITEM CLASS	NO. OF	SALARY RATE	
		2018-18	2019-2020
(1) CO42C DFA REVENUE SUPERVISOR	2	GRADE GS05	
(2) C059C DFA SERVICE REPRESENTATIVE	8	GRADE GS03	
(3) C076C DFA TECHNICIAN	<u>40</u>	GRADE GS02	
MAX CONTINGENT EMPLOYEES	50		

If it has been determined by the Director of the Department of Finance and Administration that the Department cannot continue a contract with a private provider and the Director deems it necessary to utilize Department staff to provide the required services, the Department is allowed, after seeking prior review by the Arkansas Legislative Council or Joint Budget Committee, to utilize the contingent positions for data entry contained in this Section and make the appropriate transfers from the various Maintenance and Operations, Professional Fees and Services or Data

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 216

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Processing line items contained in the Revenue Services Division - Operations Appropriation Section of this Act to Regular Salaries and Personal Services Matching.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 216

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TAXATION OF CANDY AND SOFT DRINKS.

AGENCY REQUEST

(a) The Director of the Department of Finance and Administration shall either:

(1)(A) By July 1, 2018, publish a list of the Universal Product Codes for items that meet the definition of:

(i) A candy under § 26-52-103(3) or § 26-53-102(3); and

(ii) A soft drink under § 26-52-103(28) or § 26-53-102(22).

(B) The list published by the director under subdivision (a)(1)(A) of this section shall provide guidance to retailers, sellers, and vendors regarding which items are defined as a candy or a soft drink but not defined as food and food ingredients under the Arkansas Gross Receipts Act of 1941, § 26-52-101 et seq., or the Arkansas Compensating Tax Act of 1949, § 26-53-101 et seq.

(C) The list published by the director under subdivision (a)(1)(A) of this section is exempt from the Arkansas Administrative Procedure Act, § 25-15-201 et seq; or

(2) Not subject a retailer, seller, or vendor to the penalties under § 26-18-201, § 26-18-202, § 26-18-208, § 26-18-209, § 26-52-512, or § 26-53-125 if the retailer, seller, or vendor:

(A) Collects and remits tax payments to the Department of Finance and Administration on the gross receipts and gross proceeds derived from the sale of items that meet the definition of:

(i) A candy under § 26-52-103(3) or § 26-53-

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0630 DFA - Revenue Services Division

ACT#: 216

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

102(3) at the taxable rate for food and food ingredients under § 26-52-317 or § 26-53-145; or

(ii) A soft drink under § 26-52-103(28) or § 26-53-102(22) at the taxable rate for food and food ingredients under § 26-52-317 or § 26-53-145; and

(B) Demonstrates a good faith effort to collect and remit tax payments to the department on the gross receipts and gross proceeds derived from the sale of items that meet the definition of:

(i) A candy under § 26-52-103(3) or § 26-53-102(3) at the taxable rate under § 26-52-301, § 26-52-302, § 26-53-106, or § 26-53-107; or

(ii) A soft drink under § 26-52-103(28) or § 26-53-102(22) at the taxable rate under § 26-52-301, § 26-52-302, § 26-53-106, or § 26-53-107.

(b) This section is effective until September 30, 2019.

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0611 DFA - Alcoholic Beverage Control Administration Division

ACT#: 129

SECTION#: 4

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. The Chief Fiscal Officer of the State shall transfer appropriation as needed from the Contingency Appropriation authorized in this Act to the Alcoholic Beverage Control Division of the Department of Finance and Administration, the Department of Health and/or any other state agency incurring expenses for the implementation, administration, or enforcement of the Arkansas Medical Marijuana Amendment of 2016, to pay for personal services, operating expenses, professional fees, equipment, monitoring, auditing, and other miscellaneous expenses.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0611 DFA - Alcoholic Beverage Control Administration Division

ACT#: 129

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUND TRANSFER AUTHORITY. From time to time, the Chief Fiscal Officer of the State may transfer on his or her books and those of the Treasurer of the State and the Auditor of State from the Arkansas Medical Marijuana Commission Fund to various state agencies' fund the amounts necessary to fund the expenses for the implementation, administration, and/or enforcement of the Arkansas Medical Marijuana Amendment of 2016.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0634 DFA - Child Support Enforcement, Office of

ACT#: 132

SECTION#: 4

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EXTRA HELP EXEMPTION. Extra Help positions authorized herein are specifically exempt from limitation of hours, either by act or regulation. Provided, however, when a temporary or part-time employee is employed by the Department of Finance and Administration - Office of Child Support Enforcement for a period of time exceeding seven (7) months, a report of such shall be filed with the Legislative Council.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0631 DFA - Racing Commission

ACT#: 131

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EXTRA HELP. There is hereby authorized, for the Department of Finance and Administration - Division of Racing for the ~~2018-2019~~ 2019-2020 fiscal year, the maximum number of thirty-one (31) part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes, such employees shall be authorized to work over ~~1,000~~ 1,500 hours per year.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 14

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER OF FUNDS - JUSTICE BUILDING OPERATIONS ACTUAL EXPENDITURES. Department of Finance and Administration - Building Authority Division may from time to time as may be necessary and in such amounts as may be necessary and with the approval of the Chief Fiscal Officer of the State, request a transfer of funds from the State Central Services Fund to the Arkansas Building Authority Maintenance Fund for operation of the Justice Building for actual expenditures, in an amount not to exceed the dollar amount appropriated in the Justice Building Operation Section. Upon his approval, the Chief Fiscal Officer of the State shall then initiate the necessary transfer documents to reflect the transfer upon the fiscal records of the State Auditor, the State Treasurer, the Chief Fiscal Officer of the State and Department of Finance and Administration - Building Authority Division.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER OF FUNDS. The Department of Finance and Administration - Building Authority Division is hereby authorized, after seeking the approval of the Chief Fiscal Officer of the State and the Arkansas Legislative Council or Joint Budget Committee to request transfer from the appropriation made in the Building Maintenance Section for Building Maintenance to the Acquisition and Maintenance appropriation in the Acquisition and Maintenance Section and to receive from another state agency that seeks like approvals its authority, appropriation and the transfer of funds to be deposited into the Building Authority Division Real Estate Fund to become part of the Acquisition and Maintenance appropriation, and to be used for any purposes as set forth by law for said Real Estate Fund.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Department of Finance and Administration - Building Authority Division may operate more efficiently if some flexibility is provided to the Department of Finance and Administration - Building Authority Division authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

DEPARTMENT OF FINANCE AND ADMINISTRATION - BUILDING AUTHORITY DIVISION CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. The Department of Finance and Administration - Building Authority Division may transfer appropriation and funds as needed from the Facilities Management Contingency Appropriation in the Building Maintenance Section of this Act to any appropriation authorized for the Department of Finance and Administration - Building Authority Division.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)	EXECUTIVE RECOMMENDATION
<p>TRANSFER TO FACILITIES MANAGEMENT CONTINGENCY APPROPRIATION AUTHORITY. (a) In order to provide a more cost effective method to address the emerging infrastructure needs of Arkansas State Government, appropriations and funds transferred to the Facilities Management Contingency Appropriation are to be used in the event that the Department of Finance and Administration - Building Authority Division executes one or more building contracts or maintenance agreements with State Agencies, and the appropriations or funds otherwise provided for the Department of Finance and Administration - Building Authority Division are not sufficient to address those needs, and it is more cost effective for the Department of Finance and Administration - Building Authority Division to execute these services. Any State Agency may transfer or deposit funds and appropriations to the Department of Finance and Administration - Building Authority Division - Facilities Management Contingency Appropriation authorized in the Building Maintenance Section of this Act to execute one or more building contracts or maintenance agreements with said State Agencies. The Department of Finance and Administration - Building Authority Division shall provide justification to the Chief Fiscal Officer of the State for the need of such appropriations and funds transfers and seek and receive approval of the Chief Fiscal Officer of the State. Department of Finance and Administration - Building Authority Division shall then seek and receive the approval of the Arkansas Legislative Council or Joint Budget Committee. The requirement of approval by the Arkansas Legislative Council or Joint Budget Committee is not a severable part of the section. If the requirement of approval by the Arkansas Legislative Council or Joint</p>	<p align="center">AGENCY REQUEST</p>

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

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

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 18

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

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

Provided further, that all state agencies, boards or commissions shall have prior approval by the Department of Finance and Administration - Building Authority Division as authorized for the Sustainable Building Design Program in accordance with established Rules and Regulations.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 19

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SUSTAINABLE BUILDING DESIGN PROGRAM - REVOLVING LOAN FUND. The Sustainable Building Design Program Appropriation is intended to provide additional appropriation authority for the Sustainable Building Design Program. Funding for the program may be made available by the Chief Fiscal Officer of the State, in the form of a loan, from a transfer from the Sustainable Building Design Revolving Loan Fund after the required review by the Arkansas Legislative Council or Joint Budget Committee, approval by the Chief Fiscal Officer of the State and approval through rules and regulations established and administered by the Department of Finance and Administration - Building Authority Division. Moneys made available for the repayment of a loan shall be deposited to the credit of the Sustainable Building Design Revolving Loan Fund as a "Refund to Expenditure" for the year in which the deposit is made. In the event that the funds for the repayment of a loan are held in depositories other than the State Treasury, the administrative head of the affected state agency shall issue a check drawn against the funds, which shall be deposited in the Sustainable Building Design Revolving Loan Fund.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 20

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SUSTAINABLE BUILDING DESIGN PROGRAM - RULES AND REGULATIONS. Rules and Regulations shall be established and administered by the Department of Finance and Administration - Building Authority Division for the Sustainable Building Design Program prior to the implementation of any transfers of appropriation and/or funding. The Rules and Regulations shall be reviewed by the Legislative Council or Joint Budget Committee prior to implementation.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUNDING TRANSFER - GENERAL IMPROVEMENT FUNDS. The Chief Fiscal Officer of the State may transfer from time to time on his or her books and those of the State Treasurer and the Auditor of the State funding which is made available from General Improvement Funds allocated and distributed to the Department of Finance and Administration - Building Authority Division in an amount not to exceed three million dollars (\$3,000,000) from the General Improvement Fund or its successor fund or fund accounts to the Sustainable Building Design Revolving Loan Fund to provide funds for the appropriation provided herein or for appropriation authority as may be provided by law to provide loans to agencies for the Sustainable Building Design Program.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 22

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUNDING TRANSFER - FEDERAL FUNDS. From time to time, the Chief Fiscal Officer of the State may transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum not to exceed twelve million dollars (\$12,000,000) from Federal Funds as determined by the Chief Fiscal Officer of the State to the Sustainable Building Design Revolving Loan Fund to provide funds for the appropriations herein.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 23

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUNDING TRANSFER - CASH FUND ACCOUNT. The Department of Finance and Administration - Building Authority Division is authorized to transfer any unspent funds remaining in any cash fund account established for the management of a state owned facility managed by, but not owned by, the Department of Finance and Administration - Building Authority Division to the Department of Finance and Administration - Building Authority Maintenance Fund to support the facility's Maintenance and Operations appropriations.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0615 DFA - Building Authority

ACT#: 218

SECTION#: 24

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUNDING TRANSFER - INSURANCE DEPARTMENT TRUST FUND. Department of Finance and Administration - Building Authority Division may from time to time as may be necessary and in such amounts as may be necessary and with the approval of the Chief Fiscal Officer of the State, request a transfer of funds from the Insurance Department Trust Fund to the Building Authority Division Real Estate Fund to provide funds for land acquisition and building construction in an amount not to exceed the dollar amount appropriated in the Acquisition and Maintenance Section. Upon his approval, the Chief Fiscal Officer of the State shall then initiate the necessary transfer documents to reflect the transfer upon the fiscal records of the State Auditor, the State Treasurer, the Chief Fiscal Officer of the State and Department of Finance and Administration - Building Authority Division.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 250

SECTION#: 38

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CLASSIFICATION AND USE OF APPROPRIATIONS. The appropriations authorized in the Marketing and Redistribution Section, hereof which are transferred to the various agencies, as authorized in the Transfer Provision - Marketing and Redistribution Section hereof, are to be used for the maintenance and general operation of the benefiting agency and shall only be expended under the provisions cited in Arkansas Code § 19-4-522, the same being the General Accounting and Budgetary Procedures Law of Arkansas. Provided, however, no appropriation authorized herein shall be expended for Conference and Travel Expenses or Professional Fees and Services.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROVISION - MARKETING AND REDISTRIBUTION. The Department of Finance and Administration shall, upon transfer to the agencies or institutions fund or fund account of the proceeds derived from disposal of property by the Marketing and Redistribution division for the benefit of various agencies, transfer appropriation, as provided in the Marketing and Redistribution Section, hereof in such amount as funds are deposited into the Property Sales Holding Fund and transferred therefrom for the benefit of such agencies.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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0620 DFA - Disbursing Officer

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

RESTRICTIONS - MISCELLANEOUS TRANSFERS. Nothing in this Act is to be construed as an authority to transfer a like amount of current general revenues to fund appropriations provided for in the Miscellaneous Transfers Section of this Act.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

RESTRICTIONS - TRANSFER PROVISIONS. The Department of Finance and Administration shall transfer appropriation as provided in the Refund to Expenditures line item of the Miscellaneous Transfers Section, hereof in such amounts as funds are deposited into the State Treasury or financial institutions for proceeds received from insurance policies for casualty losses, overpayment of obligations, overpayment of salaries, over-allocation of federal assistance, maturity or redemption of investments, and subrogation payments received for workers' compensation claims paid, for the benefit of various state agencies. Provided, however, that the Chief Fiscal Officer of the State is hereby authorized to promulgate such rules, regulations, procedures, and guidelines as he or she may deem necessary and proper in order to carry out the provisions of this Act.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - PERSONAL SERVICES OVERTIME. In the event that there is not sufficient appropriation provided for by the General Assembly for overtime compensation pursuant to Arkansas Code § 19-4-1612 and related personal services matching for any state agency for the period ending June 30, ~~2019~~ 2020, said agency shall request a transfer from appropriations provided for Overtime in the Miscellaneous Transfers Section, herein, from the Chief Fiscal Officer of the State, stating clearly the amount required. Upon approval of the Chief Fiscal Officer of the State, and after seeking prior review by the Arkansas Legislative Council or Joint Budget Committee, the State Auditor shall be notified as to the amount and the purposes for which said appropriation is to be made. The appropriation shall be established upon the books of the Department of Finance and Administration and the State Auditor. Provided, further, that if desired, said appropriation shall be supplemental to those regularly appropriated for such purposes by the General Assembly for that agency.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 43

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CLASSIFICATION AND USE OF APPROPRIATIONS - REFUND TO EXPENDITURES. The appropriations authorized for Refund to Expenditures in the Miscellaneous Transfers Section, hereof which are transferred to the various agencies as authorized by the RESTRICTIONS - MISCELLANEOUS TRANSFERS and the RESTRICTIONS - TRANSFER POSITIONS Sections hereof are to be used for the same purposes and shall be expended under the same provisions as cited in Arkansas Code §§ 19-4-501 through 19-4-527, the same being the General Accounting and Budgetary Procedures Law of Arkansas, or its successor.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 44

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

DISBURSING PROCEDURES. The Department of Workforce Services shall certify to the respective state agency at the end of each calendar quarter those unemployment compensation benefit payments made to former state employees who claimed and qualified for such benefits under the provisions of the Arkansas Employment Security Law. Upon satisfaction by the Chief Fiscal Officer of the State that the payments to individuals who had worked for the State of Arkansas were made in accordance with the provisions of the Arkansas Employment Security Law, he shall disburse funds from the appropriation in the Unemployment Compensation Claims Section of this Act to reimburse the Department of Workforce Services for benefits paid in the previous calendar quarter.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 45

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - CASH FUNDS. In the event that the appropriation is not provided by the General Assembly for Cash Fund expenditures for any state agency, pursuant to Arkansas Code § 19-4-801 et seq., said agency shall request a transfer of appropriation from the Chief Fiscal Officer of the State, stating clearly the amount required. Upon approval of the Chief Fiscal Officer of the State, and after seeking prior review by the Arkansas Legislative Council or Joint Budget Committee, said cash fund appropriations shall be established upon the books of the Department of Finance and Administration, provided further, that upon request of the state agency and with the approval of the Chief Fiscal Officer of the State, the requested appropriations may be established upon the books of the Department of Finance and Administration in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code §§ 19-4-521 through 19-4-527.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 46

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

MISCELLANEOUS FEDERAL PROGRAMS. The appropriations provided in the Various State Agencies - Cash Section herein shall not be used to establish spending authority for new or unanticipated Federal Funds or Programs as defined by the provisions of the Miscellaneous Federal Grant Programs Act, Arkansas Code § 19-7-501 et seq., and the provisions of the General Accounting and Budgetary Procedures Act, Arkansas Code § 19-4-101 et. seq, or its successor. Funds subject to the above mentioned acts shall be deposited in the State Treasury.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 47

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SALARIES. No provisions as provided in the Various State Agencies - Cash Section herein shall be interpreted as the authority to create or establish new positions in addition to the positions established in the agency's Appropriation Act. In addition, salaries paid from appropriations transferred herein shall be subject to the provision of the Regular Salaries Procedures and Restrictions Act.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

REPORTING. The Chief Fiscal Officer of the State shall file with the Arkansas Legislative Council or Joint Budget Committee a cumulative report encompassing the prior two fiscal years summarizing all appropriations transferred and all additional positions authorized under the provisions of the Miscellaneous Federal Programs Section of this Act.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - PERSONAL SERVICES AND REGULAR SALARIES. In the event that the Chief Fiscal Officer of the State determines that the General Assembly has not provided sufficient appropriation for the payment of Personal Services for any office of an elected Constitutional Officer, including the Bureau of Legislative Research, Division of Legislative Audit or the Judicial Department, any state agency, office, board, commission, institution or institution of higher education due to the enactment of this Act or any other Act approved by the General Assembly which raises the compensation level or required benefit matching costs of state employees, the agency, office, board, commission, institution of higher education or other institution may request a transfer from the appropriation provided herein from the Chief Fiscal Officer of the State. Such request shall clearly state the amount required, the fund or fund account from which the employees are currently being paid, and such other information as may be required by the Chief Fiscal Officer of the State that he deems necessary to make a decision regarding the request. Upon the approval of the Chief Fiscal Officer of the State, and upon review by the Performance Evaluation and Expenditure Review Subcommittee of the Arkansas Legislative Council or Joint Budget Committee or upon processing the request for elected Constitutional Officers and their employees by the Chief Fiscal Officer of the State, the State Auditor shall be notified as to the amount and the purposes for which said appropriation is to be made. In the event that appropriation for the payment of Personal Services is not sufficient for the last payroll of the fiscal year, the Chief Fiscal Officer of the State may approve any transfers on an emergency basis and provide a report to the

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Performance Evaluation and Expenditure Review Subcommittee of the Arkansas Legislative Council or Joint Budget Committee. The appropriation shall then be added to the proper account on the books of the Department of Finance and Administration and the State Auditor payable from the fund or fund account from which the employees of the state agency, office, board, commission, institution of higher education or other institution are authorized to be paid by law. Such appropriation transfers shall be limited to Regular Salaries or Personal Services Matching or both.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 50

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUNDING TRANSFER - ~~MERIT-ADJUSTMENT~~ PERFORMANCE FUND. Funding of compensation increases provided by the General Assembly in the fiscal year ending June 30, ~~2019~~ 2020, and funding for the appropriation transfers authorized by the TRANSFER PROCEDURES - PERSONAL SERVICES AND REGULAR SALARIES Section of this Act for those state agencies, offices, boards, commissions, institutions and state institutions of higher education which are supported in whole or in part from general revenues shall, if required, be provided for by a transfer from the ~~Merit-Adjustment~~ Performance Fund to the proper fund or fund account and in such amounts as may be determined by the Chief Fiscal Officer of the State and upon review by the Performance Evaluation and Expenditure Review Subcommittee of the Arkansas Legislative Council or Joint Budget Committee. The state agencies, offices, boards, commissions, institutions and state institutions of higher education shall, in addition to the funds provided in this section for Personal Services from the ~~Merit-Adjustment~~ Performance Fund, make available any funding generated from its salary savings for such purposes as provided for herein, from the funds or fund accounts as prescribed by law.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

FUNDING TRANSFER - ~~MERIT-ADJUSTMENT~~ PERFORMANCE FUND. Funding of compensation increases provided by the General Assembly in the fiscal year ending June 30, ~~2019~~ 2020, and funding for the appropriation transfers authorized by the TRANSFER PROCEDURES - PERSONAL SERVICES AND REGULAR SALARIES Section of this Act for those state agencies, offices, boards, commissions, institutions and state institutions of higher education which are supported in whole or in part from general revenues shall, if required, be provided for by a transfer from the ~~Merit-Adjustment~~ Performance Fund to the proper fund or fund account and in such amounts as may be determined by the Chief Fiscal Officer of the State and upon review by the Performance Evaluation and Expenditure Review Subcommittee of the Arkansas Legislative Council or Joint Budget Committee. The state agencies, offices, boards, commissions, institutions and state institutions of higher education shall, in addition to the funds provided in this section for Personal Services from the ~~Merit-Adjustment~~ Performance Fund, make available any funding generated from its salary savings for such purposes as provided for herein, from the funds or fund accounts as prescribed by law.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 51

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PUBLIC DEFENDER. The appropriation provided in the Public Defender Reimbursement line item of the Miscellaneous Grants and Expenses Section herein shall be expended only for the purpose of reimbursing the Public Defender of Pulaski County to provide defense for the mentally ill.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 52

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CREDIT TO THE INDIGENT PATIENTS FUND. (b) All revenue derived from the pari-mutuel tax at the fifteen (15) additional days of racing authorized by subsection (a) of Ark. Code § 23-111-505 after monies have been remitted by the franchise holder to Arkansas State University - Mid-South as may be provided by law, shall be deposited with the Treasurer of State as special revenue for credit to the Indigent Patients Fund, to be used to defray the cost of hospitalization and other medical services of indigent Arkansas patients in health care facilities by Mississippi County, Poinsett County, Cross County, St. Francis County and Lee County for which the county has not received total reimbursement. Each county shall certify to the Chief Fiscal Officer of the State the amount of the unreimbursed medical expenses under such procedures and such detail as required by the Department of Finance and Administration. The amount available to each county shall be no more than one-fifth (1/5) of the total funds available or the amount certified of unreimbursed medical expenses, whichever is less.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 53

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

JUVENILE TRANSPORTATION. Funds appropriated for Transportation of Juveniles in the Miscellaneous Grants and Expenses Section of this Act shall be used to provide grants/reimbursements to counties and cities for transportation of juvenile offenders to appropriate care or custody facilities or any other licensed juvenile facility approved by the court or as may be provided by law, in those counties which have juvenile detention facilities. Such grants/reimbursements for juvenile transportation costs shall be made in accordance with procedures and criteria developed and administered by the Office of Criminal Detention Facilities Review Coordinator.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 54

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SHERIFFS' ASSOCIATION. A lump sum monthly installment of at least one-twelfth (1/12) of the annual allocation provided for in the Arkansas Sheriffs' Association Section of this Act, or so much thereof as may be made available, shall be provided to the Arkansas Sheriffs' Association to be used exclusively for the establishment and operation of crime prevention and alcohol and drug abuse programs and for a grant to the Arkansas Sheriffs' Association to study ways to improve the administration of sheriffs' offices and developing and improving education programs designed for sheriffs' offices in Arkansas.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 55

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

DISTRIBUTION OF ADMINISTRATION OF JUSTICE FUNDS. In the event that the fund balance in the Administration of Justice Fund is inadequate to fund the monthly allocation to State Agencies, the funds will be distributed as follows:

(a) The available revenue and remaining State Administration of Justice Fund balance shall be distributed first to fully fund the monthly allocations found in the ALLOCATION RESTRICTIONS SECTION of this Act for

(1) the Auditor of State to fund the Trial Court Administrative Assistants Fund,

(2) the District Judges Association for the District Court Coordinator, and

(3) the Court Reporter Fund.

(b) The total funds remaining in the State Administration of Justice Fund after the monthly distribution is made under subdivision (a) of this section shall be distributed to the remaining state programs and state agencies listed in the ALLOCATION RESTRICTIONS SECTION of this Act but not listed in subdivision (a) of this section shall be funded in the percentage of the total funds available in the Administration of Justice Fund; that is if less than 100% of the total monthly allocation is available for distribution, monthly allocations for the remaining agencies will be funded at an equal percentage consistent with the remaining available funds, provided that any of the allocations listed in the ALLOCATION RESTRICTIONS SECTION that have been fully pledged prior to January 1, 2001 to the repayment of a bond issue or bond issues shall not be reduced below the amount listed in the ALLOCATION RESTRICTIONS SECTION of this Act. Any shortage from

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

one month will be adjusted in future months' payments as funds become available.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 56

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)		EXECUTIVE RECOMMENDATION
<p>ALLOCATION RESTRICTIONS. There is hereby allocated to state programs and agencies, as set out herein, the following allocations of funds appropriated for State Agencies Distribution Item in the Administration of Justice Fund Section, to the Department of Finance and Administration - Disbursing Officer, there to be used as provided by law.</p>		<p>AGENCY REQUEST</p>
	<p>Maximum Allocation</p>	
	<p>Fiscal Years</p>	
<p>Item No.</p>	<p>-2018-2019 <u>2019-2020</u></p>	
<p>(1) Board of Trustees of the University of Arkansas for the purpose and as regulated by §§ 6-64-604 through 6-64-606</p>	<p>\$2,687,619</p>	
<p>(2) Drug Abuse Prevention and Treatment Fund for use in the Drug Abuse Prevention and Treatment Program of the Bureau of Alcohol and Drug Abuse Prevention</p>	<p>342,000</p>	
<p>(3) Highway Safety Special Fund for programs of the Arkansas Highway Safety Program within DHS</p>	<p>1,324,795</p>	
<p>(4) Department of Arkansas State Police for the State Police Retirement Fund</p>	<p>1,499,256</p>	
<p>(5) Department of Arkansas State Police Fund</p>	<p>400,000</p>	
<p>(6) Crime Victims/Reparations Revolving Fund for the purpose and as regulated by Arkansas Code Annotated § 16-90-701 et seq.</p>	<p>2,089,723</p>	
<p>(7) Prosecutor Coordinator's Office for</p>		

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deposit in the Law Enforcement and		
Prosecutor Drug Enforcement Training Fund	70,660	
(8) Crime Information System Fund	98,064	
(9) Justice Building Construction Fund	990,000	
(10) District Court Judge and the		
District Court Clerk Education Fund	100,000	
(11) Arkansas Judicial Retirement System Fund	902,797	
(12) State Central Services Fund for the		
benefit of the Public Defender Commission	6,908,027	
(13) Court Reporter Fund	5,355,833	
(14) Justice Building Fund	83,528	
(15) Arkansas Counties Alcohol and Drug		
Abuse and Crime Prevention Fund	50,000	
(16) Trial Court Administrator Fund	7,761,035	
(17) Drug Abuse Prevention and Treatment		
Fund for use in the Drug Abuse Prevention		
and Treatment program of the Bureau of		
Alcohol and Drug Abuse Prevention	312,000	
(18) State Central Services Fund for the		
Benefit of the Administrative Office		
of the Courts Div of Dependency-Neglect		
Representation	4,284,838	
(19) Miscellaneous Agencies Fund Account for		
the benefit of the State Crime Laboratory	576,988	
(20) District Judges Association for the		

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)		EXECUTIVE RECOMMENDATION
District Court Coordinator	67,028	
(21) Public Legal Aid Fund	855,432	
(22) Administrative Office of the Courts - County Reimbursements for Jurors	850,000	
(23) Administrative Office of the Courts - Drug Court Coordinator to reimburse the State Central Services Fund	66,320	
(24) Constitutional Officers Fund for District Judges Program	1,881,861	
(25) State Central Services Fund for Court Security by Administrative Office of the Courts	<u>362,791</u>	
TOTAL AMOUNT ALLOCATED		
	<u>\$39,920,595</u>	

The provisions of this section shall be in effect only from July 1, ~~2018~~
2019 through June 30, ~~2019~~ 2020.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

YEARLY FUND TRANSFERS. On July 1, 2010 and each July 1, thereafter, if the fund balance of the Crime Victims Reparation Revolving Fund falls below one million dollars (\$1,000,000), the Chief Fiscal Officer of the State may transfer on his or her books and those of the State Treasurer and the Auditor of the State a sum not to exceed one million dollars (\$1,000,000) or so much thereof as is available from fund balances that exceed seven million dollars (\$7,000,000) as determined by the Chief Fiscal Officer of the State, from the State Administration of Justice Fund to the Crime Victims Reparations Revolving Fund to provide funds for personal services, operating expenses and claims for the Office of the Attorney General - Crime Victims Reparations Program.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUNDING TRANSFER - FIRE AND POLICE PENSION. On or before June 15 of each fiscal year, the Arkansas Fire and Police Pension Review Board shall certify to the Chief Fiscal Officer of the State the amount of funding it recommends for disbursement in the ensuing fiscal year to under-funded municipal fire and police relief and pension plans as defined in Arkansas Code § 24-11-217. The Chief Fiscal Officer of the State shall then immediately transfer on his books and those of the State Treasurer amounts not to exceed the total amount recommended by the Board or the amount appropriated herein for the ensuing fiscal year, whichever is the lesser amount, from the Revenue Holding Fund Account to the Arkansas Fire and Police Pension Guarantee Fund for distribution to the recommended under-funded plans.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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EXECUTIVE RECOMMENDATION

FUND RESTRICTIONS - FIRE AND POLICE PENSION. Funds distributed to under-funded local pension programs through the appropriation authorized in the Firemen's and Police Officers' Pension and Relief Fund Section of this Act shall not be used to enhance benefits of the recipients.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 60

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

WORK FORCE 2000 DISTRIBUTION. After the amount to be made available to a technical college, technical institute or comprehensive lifelong learning center has been determined, as provided by law, the Chief Fiscal Officer of the State shall process the documents necessary so that the funds may be transferred from the Work Force 2000 Development Fund to the State Treasury fund or fund account from which the technical college, technical institute, or comprehensive lifelong learning center draws its general revenue support.

The Chief Fiscal Officer of the State shall also cause an equal amount of the appropriation provided for Technical Colleges Accreditation and Vo-Tech Accreditation in the Work Force 2000 Section of this Act to be transferred to the institutions' appropriate line item appropriation or allocation, there to be supplemental and in addition to those appropriations or allocations provided by the General Assembly for personal services and operating expenses of the institution from the State Treasury Fund or fund account.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 61

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

JUVENILE DETENTION FACILITIES - ALLOCATION. There is hereby allocated to the local juvenile detention facilities, as set out herein, the following amounts as appropriated to the Department of Finance and Administration - Disbursing Officer for grants for operating expenses of local juvenile detention facilities for the fiscal year ending June 30, ~~2019~~ 2020:

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Item No.	Juvenile Detention Facility	Maximum Allocation	
		2018-2019	<u>2019-2020</u>
(01)	Arkansas County Juvenile Detention Center		31,167
(02)	Benton County Juvenile Detention Center		22,082
(03)	Craighead County Juvenile Detention Center		31,167
(04)	Crittenden County Juvenile Detention Center		31,167
(05)	Faulkner County Juvenile Detention Center		20,783
(06)	Garland County Juvenile Detention Center		28,574
(07)	Independence County Juvenile Detention Center		31,167
(08)	Jefferson County Juvenile Detention Center		31,167
(09)	Miller County Juvenile Detention Center		31,167
(10)	Mississippi County Juvenile Detention Center		16,891
(11)	Pulaski County Juvenile Detention Center		31,167
(12)	Sebastian County Juvenile Detention Center		31,167
(13)	Washington County Juvenile Detention Center		31,167
(14)	Yell County Juvenile Detention Center		31,167
	Total Amount Allocated		<u>\$ 400,000</u>

The amount of funds distributed to the local juvenile detention facilities

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shall be adjusted as necessary on a pro-rata basis depending upon the actual amount of funding provided for this purpose in each fiscal year. If during the fiscal year any of the Juvenile Detention Facilities ceases operations, the facilities' remaining funds will be distributed to the remaining Juvenile Detention Facilities in a proportional basis.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER OF FUNDS FOR THE PROGRAM - CA/R/DV - UAMS. The Department of Human Services may provide funding in an amount not to exceed \$300,000 for each fiscal year for expansion of services by the Child Abuse/Rape/Domestic Violence Section of the University of Arkansas - Medical Sciences. The Director of the Department of Human Services shall certify the amount of available funds for this purpose for each year. The Chief Fiscal Officer of the State shall transfer the amount of certified funds available from an account designated by the Director of the Department of Human Services to the Miscellaneous Agencies Fund Account to expand services provided by the Child Abuse/Rape/Domestic Violence Section of the University of Arkansas - Medical Sciences.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ARKADELPHIA 2025 COMMISSION. (a) There is hereby created the Arkadelphia 2025 Commission to be composed of the Mayor, City Manager, and Chairman of the City Planning Commission of Arkadelphia, the Superintendent of the Arkadelphia Public School District, the member of the Arkansas House of Representatives representing the Arkadelphia area, the member of the Arkansas Senate representing the Arkadelphia area, the County Judge of Clark County, the Presidents of Ouachita Baptist University and Henderson State University, the President and Executive Secretary of the Arkadelphia Chamber of Commerce, and at least an equal number of citizens of the Arkadelphia area to be appointed by the members just named. The Commission shall be as broadly based as possible to represent all the diverse interests and to represent every race, gender, income level, and geographic area.

(b) The Commission shall have the following powers and duties:

(1) Determine the immediate needs of Arkadelphia and its surrounding area;

(2) Determine the long-range needs and opportunities of the Arkadelphia area;

(3) Seek and expend funds from all sources, both public and private;

(4) Coordinate the activities of the various federal, state, and local agencies as well as the private sector in providing for the economic, social, and physical needs of the area;

(5) To serve as the lead agency in the rebuilding and revitalization of the Arkadelphia area;

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EXECUTIVE RECOMMENDATION

(6) Adopt bylaws and establish goals; and
(7) Perform all other powers and functions necessary to fulfill its duties.
(c) The Commission shall be subject to audit by the Division of Legislative Audit.
The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 64

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

STATE'S CONTRIBUTIONS. The Director of the Department of Finance and Administration is authorized to transfer Appropriation and Funding between State's Contributions line items authorized in the State's Contributions Section. Any unexpended balances in funds provided for State's Contributions in this Act remaining June 30, ~~2018~~ 2019, shall be carried forward during the fiscal year ending June 30, ~~2019~~ 2020.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 250

SECTION#: 65

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - PERSONAL SERVICES STIPENDS. If there is not sufficient appropriation, from funds deposited in the State Treasury or Cash Accounts of an agency, for personal services, or personal services matching for any state agency for the period ending June 30, ~~2019~~ 2020, for State agencies that process payroll through the Arkansas Administrative Statewide Information System for federal and state tax reporting as necessary to comply with the payment of stipends under United States Internal Revenue Code (IRC), 2001-Code-Vol, Sec 3401 and Treasury Regulations §31.3401(c)-1(a) and §1.1402(c)-2(b), and others which govern the reporting of income and payment of withholding and matching taxes for personal services, the agency shall request a transfer from appropriation provided for Personal Services and Personal Services Matching in the appropriation for Various State Agencies - U.S. IRC and Treasury Regulations herein, from the Chief Fiscal Officer of the State, stating clearly the amounts required for each item. Upon approval of the Chief Fiscal Officer of the State, the State Auditor shall be notified as to the amount and the purposes for which the appropriation is to be made and such appropriation as needed shall be established upon the books of the Department of Finance and Administration and the State Auditor. Provided, however, that in the event the total amount of transfer requested in any fiscal year exceeds Ten Thousand Dollars (\$10,000), the Chief Fiscal Officer of the State shall seek prior review by the Arkansas Legislative Council or Joint Budget Committee before the transfer shall be made.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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ACT#: 250

SECTION#: 66

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

POSITION ESTABLISHMENT. The Chief Fiscal Officer of the State shall have the authority to establish such positions as necessary for State agencies to process payroll through the Arkansas Administrative Statewide Information System for federal and state tax reporting purposes as necessary to comply with the United States Internal Revenue Code (IRC), 2001-Code-Vol, Sec 3401 and Treasury Regulations §31.3401(c)-1(a) and §1.1402(c)-2(b), and others which govern the reporting of income and payment of withholding and matching taxes for personal services. The positions established shall not be considered as part of the total number of authorized positions for an agency and shall only be considered as placeholders for payments to individuals who are board or commission members or elected officials of the State that do not otherwise receive salaries or wages as defined in Arkansas Code § 19-4-521 for their personal services. Further, none of the positions established under this section shall imply eligibility for state retirement or state health insurance benefits. The establishment of such positions shall not exceed 250 positions in any fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

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ACT#: 250

SECTION#: 67

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER AUTHORIZED - ARKANSAS CHILDREN'S HOSPITAL. The Arkansas Children's Hospital may request the Chief Fiscal Officer of the State to transfer funds made available for the following by this Act sums not to exceed \$1,000,000 for the Arkansas Children's Hospital Burn Center, \$700,000 for the Children's Hospital Payments, \$600,000 for the Reproductive Health Monitoring, and \$233,600 for the Intensive Care Nursery each fiscal year from the Miscellaneous Agencies Fund Account to the Department of Human Services Grants Fund Account. The transferred funds shall be used to match federal funds used for supplemental Medicaid payments to Arkansas Children's Hospital.

The Arkansas Children's Hospital may also request the Chief Fiscal Officer of the State to transfer the sum not to exceed \$1,000,000 each fiscal year from the Miscellaneous Agencies Fund Account from funds made available by this Act for the Intensive Care Nursery to the Department of Human Services Grants Fund Account. The transferred funds shall be used to match federal Medicaid funds for cost-based reimbursement for helicopter patient transport.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

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0620 DFA - Disbursing Officer

ACT#: 250

SECTION#: 68

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

INNOVATION AND PROJECT DEVELOPMENT FUND TRANSFERS. The Department of Information Systems is a cost recovery agency subject to the requirements of the United States Office of Management and Budget Circular A-87 Cost Principles for State, Local and Indian Tribal Government (A-87) and Cost Principles for Developing Cost Allocation Plans and Indirect Cost Rates for Agreements with the Federal Government Implementation Guide for the Office of Management and Budget Circular A-87 (ASMBC-10). To comply with these federal rules, it is necessary to establish an Innovation and Project Development appropriation and general revenue fund account within the Department of Finance and Administration - Disbursing Officer for the Department of Information Systems. This fund shall be used for state enterprise innovation projects that would enhance the technology operations of the State that cannot be cost allocated to federal programs. The Department of Information Systems will maintain documentation for projects billed for these purposes. Fund transfers may be made from the General Revenue Fund Account, upon the approval of the Chief Fiscal Officer of the State and prior review of the Arkansas Legislative Council or Joint Budget Committee, to reimburse the Department of Information Systems for the amounts billed.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 69

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

WORK FORCE 2000 DISTRIBUTION. After the amounts to be made available to the various technical institutes or comprehensive lifelong learning centers have been determined as set out in Arkansas Code §§ 26-51-205(d)(2)(A) and 26-51-205(d)(2)(B), such documents as may be necessary shall be processed so that funds may be transferred from the Work Force 2000 Development Fund to the State Treasury fund or fund account from which the technical institute or comprehensive lifelong learning center draws its general revenue support. Such funds as may be transferred shall not exceed 6.309% of the total funds available from the Work Force 2000 Development Fund during each fiscal year.

In the event that a technical college, community college or educational institution which receives support from the Work Force 2000 Development Fund as determined by law transfers from the Arkansas Technical College and Community College System for which Work Force 2000 Development Fund monies are determined by law, then the actual amount of support from the Work Force 2000 Development Fund in the preceding fiscal year for such educational institution shall be made available irrespective of any other provision of law which sets out maximum levels of support from such fund.

The funds distributed under Arkansas Code § 26-51-205(d)(2)(C) in excess of those amounts collected and distributed prior to June 30, 2014 shall be deposited into the Skills Development Fund to be used only for personal services, grants, operation, support, and improvement of occupational, vocational, technical, and workforce development programs by the Department of Career Education - Office of Skills Development. The

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

distributions of funds under Arkansas Code § 26-51-205(d)(2)(C) in excess of those amounts collected and distributed prior to June 30, 2014 shall not apply to proceeds allocated to schools, colleges and educational institutions under Arkansas Code §§ 26-51-205(d)(2)(A) and 26-51-205(d)(2)(B).

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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SECTION#: 70

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - PERSONAL SERVICES EXTRA HELP. In the event that there is not sufficient appropriation provided for by the General Assembly for payment of personal services related to Extra Help for any state agency for the period ending June 30, ~~2019~~ 2020, said agency may request a transfer from appropriations provided for personal services Extra Help in the Miscellaneous Transfers Section herein, from the Chief Fiscal Officer of the State, stating clearly the amount required. Upon approval of the Chief Fiscal Officer of the State, and after seeking prior review by the Arkansas Legislative Council or Joint Budget Committee, the State Auditor shall be notified as to the amount and the purposes for which said appropriation is to be made. The appropriation shall then be established upon the books of the Department of Finance and Administration and the State Auditor. Provided further, that if desired, said appropriation shall be supplemental to those regularly appropriated for such purposes by the General Assembly for the agency.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0620 DFA - Disbursing Officer

ACT#: 250

SECTION#: 71

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

INTRASTATE METRO PLANNING GRANTS. As referenced in Section 9 of Act 637 of 1995, the authorized funding for Intrastate Metro Planning Grants that are evenly distributed among planning and development districts under the Miscellaneous Grants and Expenses Section of this Act shall include the West Central Arkansas Economic Development District.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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ACT#: 250

SECTION#: 72

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUND USAGE AUTHORIZED. The Arkansas Children’s Hospital President and C.E.O. may request the Department of Human Services-Division of Medical Services to retain in the Department of Human Services Grant Fund account an amount not to exceed \$1,000,000 for funds made available by the act to be used to match federal funds used for supplemental Medicaid payments to Arkansas Children’s Hospital.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

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0620 DFA - Disbursing Officer

ACT#: 250

SECTION#: 73

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER PROCEDURES - MEDICAL MARIJUANA IMPLEMENTATION AND REGULATION. In the event that sufficient appropriation is not provided by the General Assembly for expenditures resulting from the implementation and regulation of the Arkansas Medical Marijuana Amendment of 2016 for any state agency, pursuant to Arkansas Code § 19-4-701 et seq., said agency shall request a transfer of appropriation from the Chief Fiscal Officer of the State, stating clearly the amount required. Upon approval of the Chief Fiscal Officer of the State said appropriations shall be established upon the books of the Department of Finance and Administration in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code §§ 19-4-521 through 19-4-527.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

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SECTION#: 74

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUND TRANSFER AUTHORITY. From time to time, the Chief Fiscal Officer of the State may transfer from his or her books and those of the Treasurer of State and the Auditor of State from the Medical Marijuana Implementation and Operations Fund to various state agencies' funds the amounts necessary to fund the expenses for the implementation, administration, and/or enforcement of the Arkansas Medical Marijuana Amendment of 2016.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

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0620 DFA - Disbursing Officer

ACT#: NEW

SECTION#: NEW

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

BLANKET BOND PROGRAM. The Director of the Department of Finance and Administration is authorized to transfer Appropriation between the Blanket Surety Bond Program appropriations authorized for State Employees (Appropriation 2DM), County Employees (Appropriation 2DN), Municipal Employees (Appropriation 2DP) and Public School Employees (Appropriation 2DQ).

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

AGENCY REQUEST

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0975 Military Department, State

ACT#: 168

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EXTRA HELP. No employee of the Camp J.T. Robinson, or Fort Chaffee Federal Training Site Divisions of the Military Department who is employed as "extra help" may receive an amount to exceed eighty-five percent (85%) of the maximum annual salary for a comparable position as authorized under Arkansas Code 21-5-201 et seq. during any fiscal year, nor shall such employee be employed for a period of time to exceed eighteen hundred (1800) hours in any single fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0975 Military Department, State

ACT#: 168

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CAMP ROBINSON - VARIOUS STATE MILITARY LAKES. The State Military Department is hereby authorized to stock various State Military Lakes on Camp Robinson post each year with fish for special events by using wildlife funds and rental income, no State General Revenue will be used.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0975 Military Department, State

ACT#: 168

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

GENERALS SALARY. The line item maximums for the State of Arkansas Adjutant General and Deputy Adjutant General are based on the salary grid by the United States Department of Defense. Incumbents in these positions shall be compensated in accordance with the Department of Defense Advisory Service Pay Plan and are not guaranteed placement at the maximum level. The line item maximum salaries may be adjusted on July 1 of each fiscal year to incorporate salary rate changes that have been implemented by the U.S. Department of Defense.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0975 Military Department, State

ACT#: NEW

SECTION#: NEW

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PROMOTIONAL ITEMS. The State Military Department is hereby authorized to transfer appropriation from Operating Expenses to Promotional Items in the General Operations Appropriation and/or Cash Operations Appropriation provided by this Act, promotional items, authorized by the Director of State Resources to meet requirements of the State Military Department.

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

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 41

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EQUIPMENT PURCHASE RESTRICTIONS. Expenditures from the Hazardous Substance Remedial Action Trust Fund for the purchase of departmental laboratory equipment, including maintenance contracts, data processing equipment and mission-critical software, including maintenance contracts, as appropriated in the Capital Outlay and Data Processing Purchases line items of the Hazardous Waste Cleanup appropriation section, shall be funded through interest earnings and investment earnings from the Hazardous Substance Remedial Action Trust Fund and additional funding from the Hazardous Substance Remedial Action Trust Fund on July 1, ~~2018~~ 2019. Further, the Department shall report annually to the Arkansas Legislative Council or Joint Budget Committee all expenditures for these purchases.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 42

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

APPROPRIATIONS RESTRICTIONS. No expenditure from the Environmental Settlement Trust Fund for information technology needs may be made without prior approval of the Chief Fiscal Officer of the State, after seeking review of the Arkansas Legislative Council or Joint Budget Committee. Further, utilization of this appropriation for information technology needs of the Arkansas Department of Environmental Quality must also be approved by the Executive Chief Information Officer after the project is evaluated on the methodology recommended by the Chief Information Officer and the CIO Council, including an analysis of the return on investment and linkage to the Department's business objectives. Any approved projects and expenditures for information technology from the Environmental Settlement Trust Fund shall be reported annually to the Joint Committee on Advanced Communications and Information Technology.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 43

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

FUND TRANSFER PROVISION. Upon approval of the Chief Fiscal Officer of the State, the Arkansas Department of Environmental Quality may transfer from various department funds to the Arkansas Department of Environmental Quality Fund Account the sum of \$1,500,000 in fiscal year ~~2018-2019~~ 2019-2020 for the exclusive purpose of supplementing funding for the appropriation provided in the State Operations appropriation section. The funds shall be used for personal services and operating expenses of the Arkansas Department of Environmental Quality - State Operations. Funds which remain in the Arkansas Department of Environmental Quality Fund Account at the close of the fiscal year shall be carried forward and made available for the same purpose for the following fiscal year. These funds shall be used for the purpose stated above.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

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0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 44

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

REPORTING REQUIREMENTS. For the purposes of the fund transfers provided for in the preceding Fund Transfer Provision special language section, the amounts transferred shall not be considered as part of any statutory limitation on the use of funds for administration of programs of the Department.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

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0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 45

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

LANDFILL POST-CLOSURE CLEAN UP RESTRICTIONS. Any expenditures in excess of \$50,000 per site from the Landfill Post-Closure Trust Fund, as appropriated in the Contractual Services line item of the Landfill Post-Closure Program appropriation section, for corrective action to remedy environmental impacts of closed disposal sites previously operated as a landfill pursuant to state law, will be prioritized and authorized by the Commission after addressing corrective actions needed to address environmental impacts from permitted landfills closed properly. Expenditures exceeding \$2,000,000 per fiscal year must be approved by the Arkansas Pollution Control and Ecology Commission.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

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0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 46

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

NON HAZARDOUS SITE CLEAN UP RESTRICTIONS. Expenditures from the Arkansas Department of Environmental Quality Fee Trust Fund for the cleanup of non hazardous sites which pose a threat to the environment, as appropriated in the Non Hazardous Site Cleanup appropriation section, shall be funded only through interest earnings from the Arkansas Department of Environmental Quality Fee Trust Fund. The Arkansas Department of Environmental Quality shall seek cost recovery from parties responsible for damages to the environment that dictate the use of appropriation authorized in the Non Hazardous Site Cleanup appropriation section of this act, as well as any other funds spent by a governmental entity to remediate such non hazardous sites.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

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0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 47

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

LANDFILL POST-CLOSURE TRUST FUND.

AGENCY REQUEST

(a) The General Assembly finds that:

(1) A growing number of regional solid waste management districts within the state are facing difficulty in funding the necessary costs of closure and post-closure care of landfills owned by the districts; and

(2) Without closure and post-closure care of landfills, irreparable harm to human health and the environment will occur.

(b) Notwithstanding Arkansas Code § 8-6-1001 et seq. and any Landfill Post-Closure Trust Fund cleanup restrictions enumerated in this Act, the Arkansas Department of Environmental Quality also may:

(1) Expend monies from the Landfill Post-Closure Trust Fund to a state-approved contractor or the regional solid waste management district to complete all actions necessary to achieve the final closure and post-closure care of a landfill owned by a regional solid waste management district if the department determines that the regional solid waste management district:

(A) Has filed for protection under federal bankruptcy law;

(B) Is unable to meet its debt obligations in the ordinary course of its operations; or

(C) Is otherwise insolvent; and

(2) Institute a civil action against the regional solid waste management district and all of the entities composing the regional solid waste management district to seek the recovery of any funds expended from the Landfill Post-Closure Trust Fund under subdivision (b)(1) of this

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0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 47

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

section, unless satisfactory repayment arrangements are reached and agreed upon by the department with the district and the bondholders.

(c) This section is in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 48

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SUSPENSION OF LANDFILL DISPOSAL FEES TO SUPPORT A COMPUTER AND ELECTRONIC EQUIPMENT RECYCLING PROGRAM.

AGENCY REQUEST

(a) The landfill disposal fee to support a computer and electronic equipment recycling program levied under Arkansas Code § 8-6-612(a) shall not be levied from the effective date of this act through June 30, ~~2019~~ 2020.

(b) Any landfill disposal fees collected under Arkansas Code § 8-6-612(a) before the effective date of this act shall be:

(1) Collected as provided under Arkansas Code § 8-6-612(c);

and

(2) Distributed as provided under Arkansas Code § 8-6-616 and this Act.

The provision of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 49

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

INVESTMENTS. All funds that are held in at any trust fund time in the ~~Landfill Post-Closure Trust Fund, Hazardous Substance Remedial Action Trust Fund, and Petroleum Storage Tank Trust Fund~~ administered by the Arkansas Department of Environmental Quality may be invested and reinvested, subject to the written approval of the Office of the Treasurer, to the extent feasible, and all investments as authorized for use by the Office of the Treasurer may be available to the listed funds. The movement of these funds into and out of investments shall be by fund transfers as directed by the Director of the Arkansas Department of Environmental Quality or her designee. The provisions of this section shall be in effect only from July 1, ~~2018-2019~~ through June 30, ~~2019~~ 2010."

AGENCY REQUEST

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0930 Environmental Quality, Department of

ACT#: 254

SECTION#: 50

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRUST FUND CONTRIBUTION FEES. (a) For purposes of collecting trust fund contribution fees under § 8-1 4-203(b), the Arkansas Department of Environmental Quality shall treat a public facilities boards and public water authorities as municipal systems.

AGENCY REQUEST

(b) This section expires on June 30, ~~2019~~ 2020.

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0232 Election Commissioners, State Board of

ACT#: 232

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CARRY FORWARD - ELECTION EXPENSES. At the close of the fiscal year ending June 30, ~~2019~~ 2020, any unexpended balance of monies provided for Election Expenses, shall be transferred forward and made available for the same purpose for the fiscal year ending June 30, ~~2019~~ 2020.

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

(1) Prior to June 30, ~~2019~~ 2020 the Agency shall by written statement set forth its reason(s) for the need to carry forward said funding to the Department of Finance and Administration Office of Budget;

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

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

(4) Thereupon, the Department of Finance and Administration shall include

AGENCY REQUEST

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0232 Election Commissioners, State Board of

ACT#: 232

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

all information obtained in item (3) above in the biennial budget manuals and/or a statement of non-compliance by the Agency, Board, Commission or Institution.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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0232 Election Commissioners, State Board of

ACT#: 232

SECTION#: 6

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

USE OF ELECTION EXPENSES APPROPRIATION. The funds appropriated for Election Expenses may be used to cover the expenses of the State Board of Election Commissioners and the county election commissions to conduct preferential primary elections, general primary elections, special primary elections, nonpartisan general elections, and statewide special elections.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0232 Election Commissioners, State Board of

ACT#: 232

SECTION#: 7

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER OF FUNDS. If the State Board of Election Commissioners is required to pay the expenses for any state supported preferential primary election, general primary election, nonpartisan general election, statewide special election or special primary election and funds are not available to pay for such elections, the Director of the State Board of Election Commissioners shall certify to the Chief Fiscal Officer of the State the amount needed to pay the expenses of the election(s). Upon the approval of the Chief Fiscal Officer of the State, the amount certified shall be transferred from the Budget Stabilization Trust Fund to the Miscellaneous Agencies Fund Account of the State Board of Election Commissioners. All unused funds transferred under this provision shall be transferred back to the Budget Stabilization Trust Fund at the end of each fiscal year. The Chief Fiscal Officer of the State shall initiate the necessary transfer documents to reflect all such transfers upon the fiscal records of the State Auditor, the State Treasurer and the Chief Fiscal Officer of the State.

The provisions of this section shall be in effect from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0865 Heritage, AR Department of - Administration

ACT#: 217

SECTION#: 26

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PROMOTIONAL AND EDUCATIONAL MATERIALS. The Department of Arkansas Heritage is hereby authorized to purchase from Maintenance and General Operations appropriations provided by this Act, up to an amount not to exceed \$40,000 each fiscal year, promotional and educational merchandise, authorized by the Director of the Department, to inform the public of the Department's programs, to promote the functions of the Department, and to inform the public regarding the services provided by the Department.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST

2019 - 2021 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

0865 Heritage, AR Department of - Administration

ACT#: 217

SECTION#: 27

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

NATURAL AND CULTURAL RESOURCES COUNCIL. The Director of the Department of Arkansas Heritage shall be the disbursing officer for the Natural and Cultural Resources Council appropriation and the Main Street Program appropriation provided by this Act. Further, if grants are made to state agencies from the Natural and Cultural Resources Council appropriation, and the Main Street Program appropriation provided herein, the corresponding amount of appropriation and funding of such grant may be transferred to such state agency for use in classifications of expenditures as determined by conditions of the grant and the state agency.

The provisions of this section shall be in effect only from July 1, ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

AGENCY REQUEST