

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas *As Engrossed: S2/23/99 S3/8/99 S4/1/99 S4/7/99*

2 82nd General Assembly

A Bill

3 Regular Session, 1999

SENATE BILL 439

4

5 By: Joint Budget Committee

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For An Act To Be Entitled

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"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS ECONOMIC DEVELOPMENT COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2001; AND FOR OTHER PURPOSES."

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Subtitle

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"AN ACT FOR THE ARKANSAS ECONOMIC DEVELOPMENT COMMISSION APPROPRIATION FOR THE 1999-2001 BIENNIUM."

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

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22 SECTION 1. REGULAR SALARIES - ALL DIVISIONS. There is hereby established
23 for the Arkansas Economic Development Commission for the 1999-2001 biennium,
24 the following maximum number of regular employees whose salaries shall be
25 governed by the provisions of the Uniform Classification and Compensation Act
26 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
27 thereto. Provided, however, that any position to which a specific maximum
28 annual salary is set out herein in dollars, shall be exempt from the
29 provisions of said Uniform Classification and Compensation Act. All persons
30 occupying positions authorized herein are hereby governed by the provisions of
31 the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
32 101), or its successor.

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Maximum Annual

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Maximum

Salary Rate

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Item Class

No. of

Fiscal Years

BWG055

	No.	Code	Title	Employees	1999-2000	2000-2001
1						
2	(1)	9900	AEDC DIRECTOR	1	\$98,378	\$101,132
3	(2)	9813	AEDC DEPUTY DIRECTOR	1	\$83,943	\$86,293
4	(3)	9810	AEDC DIR ECON DEVELOPMENT	1	\$78,024	\$80,208
5	(4)	9812	AEDC DIRECTOR INDUST FINANCE	1	\$78,024	\$80,208
6	(5)	9814	AEDC DIRECTOR MARKETING	1	\$78,024	\$80,208
7	(6)	9811	AEDC DEPUTY DIR ECONOMIC DEVEL PLNG	1	\$78,024	\$80,208
8	(7)	9910	AEDC ENERGY DIR OF ESTABLISH INDUST	1	\$78,024	\$80,208
9	(8)	9817	DIR OF MINORITY BUSINESS PROGRAMS	1	\$78,024	\$80,208
10	(9)	9793	ED DEPUTY DIRECTOR TRAINING	1	\$78,024	\$80,208
11	(10)	9755	AEDC ENVIRONMENTAL CONSULTANT	1	\$73,971	\$76,042
12	(11)	9816	POL C COMPLIANCE ASST COORD	1	\$73,971	\$76,042
13	(12)	9754	AEDC ADMR/EVAL/PLAN&MGMT SYSTEM	1	\$58,194	\$59,823
14	(13)	7355	AEDC INVESTMENTS MANAGER/ASIA	1	\$58,194	\$59,823
15	(14)	906Z	AEDC RESEARCH MANAGER	1	GRADE 25	
16	(15)	R379	STATE ECONOMIC DEVELOPER III	11	GRADE 25	
17	(16)	977Z	STATE ENERGY DEPUTY DIRECTOR	1	GRADE 25	
18	(17)	R080	STATISTICAL ANALYSIS MANAGER	1	GRADE 24	
19	(18)	D100	DP SENIOR PROJECT LEADER	1	GRADE 23	
20	(19)	R378	STATE ECONOMIC DEVELOPER II	8	GRADE 23	
21	(20)	A032	AGENCY FISCAL MANAGER	2	GRADE 22	
22	(21)	R127	ENERGY CONSERVATION PROGRAM ADMR	2	GRADE 22	
23	(22)	909Z	PROGRAM SUPPORT MANAGER	2	GRADE 22	
24	(23)	E051	TRAINING PROJECT MANAGER	3	GRADE 22	
25	(24)	A008	ACCOUNTING SUPERVISOR II	1	GRADE 21	
26	(25)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE 21	
27	(26)	R348	COMMUNITY DEVELOPMENT CONSULTANT	6	GRADE 21	
28	(27)	D036	SR PROGRAMMER/ANALYST	1	GRADE 21	
29	(28)	A038	FINANCIAL ANALYST	1	GRADE 20	
30	(29)	R266	MANAGEMENT PROJECT ANALYST II	6	GRADE 20	
31	(30)	N333	MEDIA SPECIALIST	1	GRADE 20	
32	(31)	R004	STATE ENERGY PROGRAM COORDINATOR	2	GRADE 20	
33	(32)	D121	USER SUPPORT ANALYST	2	GRADE 20	
34	(33)	R168	GRANTS COORDINATOR II	2	GRADE 19	
35	(34)	R150	RESEARCH PROJECT ANALYST	2	GRADE 19	
36	(35)	A111	ACCOUNTANT	1	GRADE 18	

1	(36)	N328	INFORMATION OFFICER II	1	GRADE 18
2	(37)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18
3	(38)	D128	P C SUPPORT SPECIALIST	1	GRADE 18
4	(39)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18
5	(40)	R010	ADMINISTRATIVE ASSISTANT II	6	GRADE 17
6	(41)	N290	COMMERCIAL ARTIST II/GRAPHIC ART II	2	GRADE 17
7	(42)	V030	INVENTORY CONTROL MANAGER	1	GRADE 17
8	(43)	R190	PERSONNEL OFFICER II	2	GRADE 17
9	(44)	R009	ADMINISTRATIVE ASSISTANT I	2	GRADE 15
10	(45)	N311	COMMERCIAL ARTIST I/GRAPHIC ART I	1	GRADE 15
11	(46)	R148	RESEARCH ASSISTANT	1	GRADE 15
12	(47)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	4	GRADE 14
13	(48)	K153	SECRETARY II	14	GRADE 13
14	(49)	K155	SECRETARY I	1	GRADE 11
15	(50)	K103	REPROD EQUIPMENT OPERATOR	<u>1</u>	GRADE 10
16			MAX. NO. OF EMPLOYEES	110	

SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for the Arkansas Economic Development Commission - State Operations for the 1999-2001 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: four (4) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Arkansas Economic Development Commission, to be payable from the Department of Economic Development Fund Account, for personal services and operating expenses of the Arkansas Economic Development Commission for the biennial period ending June 30, 2001, the following:

ITEM	FISCAL YEARS	
	1999-2000	2000-2001
NO.		
(01) REGULAR SALARIES	\$ 2,361,958	\$ 2,428,087
(02) EXTRA HELP	10,000	10,000

1	(03) PERSONAL SERV MATCHING	611,080	622,922
2	(04) MAINT. & GEN. OPERATION		
3	(A) OPER. EXPENSE	1,304,069	1,288,569
4	(B) CONF. & TRAVEL	278,860	278,860
5	(C) PROF. FEES	1,489,487	1,425,487
6	(D) CAP. OUTLAY	105,000	50,000
7	(E) DATA PROC.	0	0
8	(05) EUROPEAN TRADE	190,000	190,000
9	(06) FAR EAST TRADE/INDUSTRY RECRUITMENT	200,000	200,000
10	(07) LATIN AMERICAN TRADE DEVELOPMENT	150,000	150,000
11	(08) U OF A COMMUNITY DESIGN CENTER	<u>200,000</u>	<u>200,000</u>
12	TOTAL AMOUNT APPROPRIATED	<u>\$ 6,900,454</u>	<u>\$ 6,843,925</u>

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 14 SECTION 4. APPROPRIATION - COMMUNITY ASSISTANCE DIVISION - STATE. There is
 15 hereby appropriated, to the Arkansas Economic Development Commission, to be
 16 payable from the Department of Economic Development Fund Account, for personal
 17 services and operating expenses of the Arkansas Economic Development
 18 Commission - Community Assistance Division for the biennial period ending June
 19 30, 2001, the following:

21	ITEM	FISCAL YEARS	
22	<u>NO.</u>	<u>1999-2000</u>	<u>2000-2001</u>
23	(01) REGULAR SALARIES	\$ 173,823	\$ 178,690
24	(02) PERSONAL SERV MATCHING	46,904	47,768
25	(03) MAINT. & GEN. OPERATION		
26	(A) OPER. EXPENSE	32,733	32,733
27	(B) CONF. & TRAVEL	16,178	16,178
28	(C) PROF. FEES	0	0
29	(D) CAP. OUTLAY	0	0
30	(E) DATA PROC.	<u>0</u>	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 269,638</u>	<u>\$ 275,369</u>

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 33 SECTION 5. APPROPRIATION - COMMUNITY ASSISTANCE - FEDERAL. There is hereby
 34 appropriated, to the Arkansas Economic Development Commission, to be payable
 35 from the federal funds as designated by the Chief Fiscal Officer of the State,
 36 for personal services and operating expenses of the Arkansas Economic

1 Development Commission - Community Assistance Division for the biennial period
2 ending June 30, 2001, the following:

3	4 ITEM	5 FISCAL YEARS	
6	NO.	1999-2000	2000-2001
7	(01) REGULAR SALARIES	\$ 266,722	\$ 274,190
8	(02) PERSONAL SERV MATCHING	73,032	74,356
9	(03) MAINT. & GEN. OPERATION		
10	(A) OPER. EXPENSE	65,270	65,270
11	(B) CONF. & TRAVEL	39,000	39,000
12	(C) PROF. FEES	30,000	30,000
13	(D) CAP. OUTLAY	0	0
14	(E) DATA PROC.	0	0
15	(04) COMMUNITY DEVELOPMENT GRANTS	<u>37,000,000</u>	<u>37,000,000</u>
16	TOTAL AMOUNT APPROPRIATED	<u>\$ 37,474,024</u>	<u>\$ 37,482,816</u>

17 SECTION 6. APPROPRIATION - MOTION PICTURE DEVELOPMENT OFFICE. There is
18 hereby appropriated, to the Arkansas Economic Development Commission, to be
19 payable from the Department of Economic Development Fund Account, for personal
20 services and operating expenses of the Arkansas Economic Development
21 Commission - Motion Picture Development Office for the biennial period ending
22 June 30, 2001, the following:

23	24 ITEM	25 FISCAL YEARS	
26	NO.	1999-2000	2000-2001
27	(01) REGULAR SALARIES	\$ 56,221	\$ 57,795
28	(02) PERSONAL SERV MATCHING	16,407	16,686
29	(03) MAINT. & GEN. OPERATION		
30	(A) OPER. EXPENSE	14,679	14,679
31	(B) CONF. & TRAVEL	5,000	5,000
32	(C) PROF. FEES	10,000	10,000
33	(D) CAP. OUTLAY	0	0
34	(E) DATA PROC.	<u>0</u>	<u>0</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 102,307</u>	<u>\$ 104,160</u>

36 SECTION 7. APPROPRIATION - ESTABLISHED INDUSTRIES DIVISION -STATE. There is

1 hereby appropriated, to the Arkansas Economic Development Commission, to be
 2 payable from the Department of Economic Development Fund Account, for personal
 3 services and operating expenses of the Arkansas Economic Development
 4 Commission - Established Industries Division for the biennial period ending
 5 June 30, 2001, the following:

7 ITEM	8 FISCAL YEARS		
	9 NO.	10 1999-2000	11 2000-2001
12 (01) REGULAR SALARIES	\$	358,926	\$ 368,974
13 (02) PERSONAL SERV MATCHING		88,931	90,735
14 (03) MAINT. & GEN. OPERATION			
15 (A) OPER. EXPENSE		61,186	61,186
16 (B) CONF. & TRAVEL		11,749	11,749
17 (C) PROF. FEES		52,046	52,046
18 (D) CAP. OUTLAY		0	0
19 (E) DATA PROC.		0	0
20 (04) SCHOOLS AND HOSPITALS MATCHING		27,600	27,600
21 (05) COMPUTER COST		<u>6,737</u>	<u>6,737</u>
22 TOTAL AMOUNT APPROPRIATED	\$	<u>607,175</u>	\$ <u>619,027</u>

23 SECTION 8. APPROPRIATION - STATE ENERGY PLAN - FEDERAL. There is hereby
 24 appropriated, to the Arkansas Economic Development Commission, to be payable
 25 from the federal funds as designated by the Chief Fiscal Officer of the State,
 26 for personal services and operating expenses of the Arkansas Economic
 27 Development Commission - State Energy Plan for the biennial period ending June
 28 30, 2001, the following:

28 ITEM	29 FISCAL YEARS		
	30 NO.	31 1999-2000	32 2000-2001
33 (01) REGULAR SALARIES	\$	333,617	\$ 342,959
34 (02) PERSONAL SERV MATCHING		104,241	105,896
35 (03) MAINT. & GEN. OPERATION			
36 (A) OPER. EXPENSE		118,346	118,346
(B) CONF. & TRAVEL		32,800	32,800
(C) PROF. FEES		262,668	262,668
(D) CAP. OUTLAY		0	0

1	(E) DATA PROC.	0	0
2	(04) GRANTS/AIDS TO APPROVED PROJECTS	<u>400,000</u>	<u>200,000</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,251,672</u>	<u>\$ 1,062,669</u>

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 5 SECTION 9. APPROPRIATION - BUSINESS DEVELOPMENT - STATE. There is hereby
 6 appropriated, to the Arkansas Economic Development Commission, to be payable
 7 from the Department of Economic Development Fund Account, for personal
 8 services and operating expenses of the Arkansas Economic Development
 9 Commission - Business Development Division for the biennial period ending June
 10 30, 2001, the following:

12	ITEM	FISCAL YEARS	
13	<u>NO.</u>	<u>1999-2000</u>	<u>2000-2001</u>
14	(01) REGULAR SALARIES	\$ 227,066	\$ 233,423
15	(02) PERSONAL SERV MATCHING	55,794	56,979
16	(03) MAINT. & GEN. OPERATION		
17	(A) OPER. EXPENSE	22,469	22,469
18	(B) CONF. & TRAVEL	5,308	5,308
19	(C) PROF. FEES	0	0
20	(D) CAP. OUTLAY	0	0
21	(E) DATA PROC.	<u>0</u>	<u>0</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 310,637</u>	<u>\$ 318,179</u>

23
 24 SECTION 10. EXTRA HELP - INDUSTRY TRAINING. There is hereby authorized,
 25 for the Arkansas Economic Development Commission - Industry Training for the
 26 1999-2001 biennium, the following maximum number of part-time or temporary
 27 employees, to be known as "Extra Help", payable from funds appropriated herein
 28 for such purposes: sixty-one (61) temporary or part-time employees, when
 29 needed, at rates of pay not to exceed those provided in the Uniform
 30 Classification and Compensation Act, or its successor, or this act for the
 31 appropriate classification.

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 33 SECTION 11. APPROPRIATION - INDUSTRY TRAINING. There is hereby
 34 appropriated, to the Arkansas Economic Development Commission, to be payable
 35 from the Department of Economic Development Fund Account, for personal
 36 services and operating expenses of the Arkansas Economic Development

1 Commission - Industry Training for the biennial period ending June 30, 2001,
 2 the following:

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4 ITEM		FISCAL YEARS	
5 NO.		1999-2000	2000-2001
6 (01)	REGULAR SALARIES	\$ 294,567	\$ 302,814
7 (02)	EXTRA HELP	55,000	55,000
8 (03)	PERSONAL SERV MATCHING	78,701	80,188
9 (04)	OVERTIME	1,000	1,000
10 (05)	MAINT. & GEN. OPERATION		
11 (A)	OPER. EXPENSE	242,564	242,564
12 (B)	CONF. & TRAVEL	9,493	9,493
13 (C)	PROF. FEES	15,000	15,000
14 (D)	CAP. OUTLAY	0	0
15 (E)	DATA PROC.	0	0
16 (06)	INDUSTRY TRAINING PROGRAM EXPENSES	<u>1,179,375</u>	<u>1,179,375</u>
17	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,875,700</u>	<u>\$ 1,885,434</u>

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19 SECTION 12. APPROPRIATION - STATE MATCHING GRANTS. There is hereby
 20 appropriated, to the Arkansas Economic Development Commission, to be payable
 21 from the Department of Economic Development Fund Account, for state matching
 22 of federal grants of the Arkansas Economic Development Commission for the
 23 biennial period ending June 30, 2001, the following:

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25 ITEM		FISCAL YEARS	
26 NO.		1999-2000	2000-2001
27 (01)	STATE MATCHING GRANTS	\$ <u>241,419</u>	\$ <u>241,419</u>

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29 SECTION 13. APPROPRIATIONS - INCENTIVE PLANS. There is hereby
 30 appropriated, to the Arkansas Economic Development Commission, to be payable
 31 from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Economic
 32 Development Commission, for expenses of assisting industries in the
 33 negotiation of financial incentive plans of the Arkansas Economic Development
 34 Commission for the biennial period ending June 30, 2001, the following:

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36 ITEM		FISCAL YEARS	
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NO.	1999-2000	2000-2001
(01) EXPENSES	\$ <u>10,000</u>	\$ <u>10,000</u>

SECTION 14. APPROPRIATIONS - PETROLEUM VIOLATION ESCROW. There is hereby appropriated, to the Arkansas Economic Development Commission, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Economic Development Commission, for operating expenses and grants to approved projects from funds received from settlements with petroleum companies of the Arkansas Economic Development Commission for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	206,000	206,000
(B) CONF. & TRAVEL	1,000	1,000
(C) PROF. FEES	95,000	95,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(02) GRANTS/AIDS TO APPROVED PROJECTS	<u>3,000,000</u>	<u>3,000,000</u>
TOTAL AMOUNT APPROPRIATED	\$ <u>3,302,000</u>	\$ <u>3,302,000</u>

SECTION 15. APPROPRIATIONS - COOPERATIVE ADVERTISING. There is hereby appropriated, to the Arkansas Economic Development Commission, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Economic Development Commission, for advertising expenses in cooperation with local and regional entities of the Arkansas Economic Development Commission for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) ADVERTISING EXPENSE	\$ <u>114,000</u>	\$ <u>114,000</u>

SECTION 16. APPROPRIATIONS - CENTURY TUBE SCHOLARSHIP PROGRAM. There is hereby appropriated, to the Arkansas Economic Development Commission, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas

1 Economic Development Commission, for a scholarship for American students to
 2 study in Japan from funds received from the Century Tube Company of the
 3 Arkansas Economic Development Commission for the biennial period ending June
 4 30, 2001, the following:

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6 ITEM	7 FISCAL YEARS	
	1999-2000	2000-2001
8 (01) EDUCATIONAL EXPENSES	\$ <u>30,000</u>	\$ <u>30,000</u>

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10 SECTION 17. APPROPRIATIONS - TRADE AND INTERNATIONAL INVESTMENT DIVISION.
 11 There is hereby appropriated, to the Arkansas Economic Development Commission,
 12 to be payable from cash funds as defined by Arkansas Code 19-4-801 of the
 13 Arkansas Economic Development Commission, for marketing expenses of the
 14 Arkansas Economic Development Commission for the biennial period ending June
 15 30, 2001, the following:

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17 ITEM	18 FISCAL YEARS	
	1999-2000	2000-2001
19 (01) MARKETING EXPENSES	\$ <u>71,250</u>	\$ <u>71,250</u>

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21 SECTION 18. APPROPRIATIONS - QUALITY MANAGEMENT TASK FORCE. There is
 22 hereby appropriated, to the Arkansas Economic Development Commission, to be
 23 payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas
 24 Economic Development Commission, for the Quality Management Task Force
 25 expenses of the Arkansas Economic Development Commission for the biennial
 26 period ending June 30, 2001, the following:

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28 ITEM	29 FISCAL YEARS	
	1999-2000	2000-2001
30 (01) QUALITY MANAGEMENT TASK FORCE EXPENSES	\$ <u>116,027</u>	\$ <u>116,027</u>

31

32 SECTION 19. APPROPRIATIONS - MEMBERSHIP FEE. There is hereby appropriated
 33 to the Arkansas Economic Development Commission, to be payable from the
 34 Department of Economic Development Fund Account, for payment of Arkansas'
 35 annual membership fee in the Southern International Trade Council for the
 36 biennial period ending June 30, 2001, the following:

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ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) MEMBERSHIP FEES	<u>\$ 10,000</u>	<u>\$ 10,000</u>

SECTION 20. APPROPRIATIONS – ARKANSAS QUALITY AWARD PROGRAM. There is hereby appropriated to the Arkansas Economic Development Commission, to be payable from the Department of Economic Development Fund Account, for payment of expenses associated with the Arkansas Quality Award Program for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) ARKANSAS QUALITY AWARD PROGRAM EXPENSES	<u>\$ 25,000</u>	<u>\$ 25,000</u>

SECTION 21. APPROPRIATIONS - INFRASTRUCTURE IMPROVEMENTS. There is hereby appropriated to the Arkansas Economic Development Commission, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For infrastructure improvements in the City of Arkadelphia, the sum of \$1,000,000.

SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION - FOREIGN OFFICES. If at any time during the ~~1997-99~~ 1999-2001 biennium, the Director determines that market conditions warrant, the Arkansas Economic Development Commission is hereby authorized to transfer appropriation, after receiving the approval of the Chief Fiscal Officer of the State and prior review by the ~~Arkansas~~ Legislative Council or Joint Budget Committee, between any of the three Foreign Offices (European Trade, Far East Trade/Industrial Recruitment and Latin American Trade Development) in Section 3 of this Act for the purpose of responding to changes in the world markets.

SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

1 PROVISION. If at any time during the ~~1997-99~~ 1999-2001 biennium, savings are
2 accomplished in the appropriation provided for "European Trade", "Far East
3 Trade/Industrial Recruitment", "Latin American Trade", and "Regular Salaries"
4 in Section 3 of this Act, such appropriation savings may be transferred to the
5 appropriations made for "Maintenance and General Operations" in Section 3 of
6 this Act after prior review by the ~~Arkansas~~ Legislative Council or Joint
7 Budget Committee. In addition, if at any time during the ~~1997-98~~ 1999-2001
8 biennium, savings are accomplished in the appropriation provided for
9 "Maintenance and General Operations" in Section 3 of this Act, such
10 appropriation savings may be transferred to the appropriation for "European
11 Trade" and "Far East Trade/Industrial Recruitment" and "Latin American Trade"
12 in Section 3 of this Act, after prior review by the ~~Arkansas~~ Legislative
13 Council or Joint Budget Committee.

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15 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
17 FORWARD. The unexpended balances of appropriation provided for the
18 expenditures of federal funds as provided for in Section 5 of this Act on June
19 30, ~~1998~~ 2000, shall be carried forward and made available for expenditures
20 for the same purpose for the fiscal year ending June 30, ~~1999~~ 2001.

21
22 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
24 PROVISION. After receiving approval from the Chief Fiscal Officer of the
25 State and prior review by the ~~Arkansas~~ Legislative Council or Joint Budget
26 Committee, the Director of the Arkansas Economic Development Commission is
27 authorized to transfer appropriation from any line item appropriation
28 authorized in Section 5 of this Act to any other line item authorized in
29 Section 5 of this Act and any line item appropriation authorized in Section 4
30 of this Act to any other line item authorized in Section 4 of this Act.

31
32 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FLEXIBILITY
34 RESTRICTIONS. The flexibility provided to the Arkansas ~~Industrial~~ Economic
35 Development Commission by Section ~~2521~~ and Section ~~2622~~ of this Act shall be
36 used only when necessary to carry out the Community Development Block Grant

1 Program.

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3 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POOL
5 POSITIONS. There is hereby established a pool of thirteen (13) positions
6 entitled State Economic Developer III to be assigned to the Arkansas Economic
7 Development Commission which will be used to reclassify personnel from State
8 Economic Developer I and/or State Economic Developer II. To obtain a position
9 from the pool, the Arkansas Economic Development Commission must seek a review
10 by the ~~Arkansas~~ Legislative Council or Joint Budget Committee, obtain approval
11 from the Office of Personnel Management and must surrender the position being
12 reclassified to the pool. This will ensure that the total positions available
13 to be filled does not exceed the number authorized in the Agency's
14 appropriation Act.

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16 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
18 FORWARD. At the close of the fiscal year ending June 30, ~~1998~~ 2000, any
19 unexpended appropriation provided for the Century Tube Scholarship Program
20 shall be carried forward and made available for the same purposes for the
21 fiscal year ending June 30, ~~1999~~ 2001.

22

23 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CAPITAL
25 EQUIPMENT. In addition to training expenses, funds made available to support
26 the appropriation in ~~Item (06) of Section 16~~ for INDUSTRY TRAINING PROGRAM
27 EXPENSES herein shall be used to acquire capital equipment necessary to
28 enhance the quick-start capabilities of the Arkansas Industry Training
29 Programs. When not in use in an AITP managed course of training, the
30 equipment shall be stored at a location to be determined by the Executive
31 Director, AEDC.

32

33 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN
35 OFFICE OPERATIONS. The Arkansas Economic Development Office is hereby
36 authorized to enter into contractual arrangements with private and/or public

1 companies, corporations or organizations for the purpose of operating foreign
2 offices. Payment for such contractual arrangements for operations may be made
3 from the special line items established by legislative appropriation for the
4 operation of foreign offices. At such time as any of the foreign offices are
5 being operated under such a contractual arrangement, no Overseas Program
6 personnel as authorized by Arkansas Code 15-4-211 shall be employed
7 concurrently with a contractual arrangement with a company, corporation or
8 organization. Arkansas Code 15-4-211 shall not be deemed restrictive in its
9 language so as to preclude the use of standard Professional Services Contracts
10 for the operation of the foreign offices and/or payment of such contracts from
11 the special line items as established by legislative appropriation for the
12 operation of said foreign offices.

13
14 SECTION 31. SPECIAL LANGUAGE. Uncodified Section 36 of Act 640 of 1995 and
15 Arkansas Code 15-4-215 are hereby repealed.

16 ~~FOREIGN OFFICE OPERATIONS. The Arkansas Industrial Development Office is~~
17 ~~hereby authorized to enter into contractual arrangements with private and/or~~
18 ~~public companies, corporations or organizations for the purpose of operating~~
19 ~~foreign offices. Payment for such contractual arrangements for operations may~~
20 ~~be made from the special line items established by legislative appropriation~~
21 ~~for the operation of foreign offices. At such time as any of the foreign~~
22 ~~offices are being operated under such a contractual arrangement, no Overseas~~
23 ~~Program personnel as authorized by Arkansas Code 15-4-211 shall be employed~~
24 ~~concurrently with a contractual arrangement with a company, corporation or~~
25 ~~organization. Arkansas Code 15-4-211 shall not be deemed restrictive in its~~
26 ~~language so as to preclude the use of standard Professional Services Contracts~~
27 ~~for the operation of the foreign offices and/or payment of such contracts from~~
28 ~~the special line items as established by legislative appropriation for the~~
29 ~~operation of said foreign offices.~~

30
31 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
33 PROVISION - INDUSTRY TRAINING. If during either year of the 1999-2001 fiscal
34 biennium, the Industry Training Division effects savings in Item (06),
35 INDUSTRY TRAINING PROGRAM EXPENSES, of Section ~~46~~ 11 of this Act, such savings
36 may be transferred to item (02), Extra Help or item (05), Maintenance and

1 General Operations, of Section ~~16~~ 11 of this Act, after obtaining approval of
 2 the Chief Fiscal Officer of the State and after prior review by the Arkansas
 3 Legislative Council or Joint Budget Committee. In addition, if any savings are
 4 effected in either year of the ~~1997-99~~ 1999-2001 fiscal biennium in item (05),
 5 Maintenance and General Operations, of Section ~~16~~ 11 of this Act, such savings
 6 may be transferred to item (06), Industry Training Program Expenses, of
 7 Section ~~16~~ 11 of this Act, after obtaining approval of the Chief Fiscal
 8 Officer of the State and after prior review by the Arkansas Legislative
 9 Council or Joint Budget Committee.

10
 11 *SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE*
 12 *NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CDBG REVIEW*
 13 *PROCESS. The Community Development Block Grant (CDBG) Program administered by*
 14 *the Arkansas Department of Economic Development will be reviewed quarterly by*
 15 *the CDBG subcommittee of Legislative Council. The subcommittee will consist of*
 16 *Legislative Council members and other legislative members designated by the*
 17 *Legislative Council chairmen.*

18
 19 *SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE*
 20 *NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MULTI-USE*
 21 *FACILITIES. The Arkansas Department of Economic Development (ADED) shall*
 22 *structure its annual update to the Five Year Consolidated Plan and the new*
 23 *Five Year Consolidated Plan to reflect the legislative intent for a priority*
 24 *to be placed on the use of Community Development Block Grant (CDBG) funds for*
 25 *Multi-use facilities that will offer combined facilities for programs commonly*
 26 *offered in separate facilities such as senior centers, public health centers,*
 27 *childcare centers and community centers. ADED shall report the methodology*
 28 *for complying with this priority to the CDBG subcommittee of Legislative*
 29 *Council.*

30
 31 *SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE*
 32 *NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PUBLIC*
 33 *PARTICIPATION. Arkansas Department of Economic Development (ADED) shall make*
 34 *additional efforts to increase non-traditional public participation in its*
 35 *annual update to the Five Year Consolidated Plan and the new Five Year*
 36 *Consolidated Plan. These efforts shall be in addition to current public*

1 notification methods. Notification should be considered through direct mail out
2 to mayors and county judges, contacts with planning and development districts,
3 contact with the Department of Rural Services, submissions to grant
4 notification publications, and publication on ADED's web page. ADED is
5 encouraged to develop additional innovative public awareness strategies.
6

7 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
9 PROVISION - INDUSTRY TRAINING PROGRAM. During either fiscal year of the ~~1997-~~
10 ~~99~~ 1999-2001 biennium any savings accomplished in line item (02) of Section ~~16~~
11 11 of this Act, Extra Help, may be transferred to line item (05) of Section ~~16~~
12 11 of this Act, Maintenance and General Operation after prior review by the
13 ~~Arkansas~~ Legislative Council or Joint Budget Committee.
14

15 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RURAL
17 DEVELOPMENT. From the funds appropriated for COMMUNITY DEVELOPMENT GRANTS in
18 this Act for Community Assistance-Federal, the Arkansas Economic Development
19 Commission (AEDC) shall allocate \$500,000 per fiscal year to the Rural
20 Development Set-Aside from the Economic Development Set-Aside, as defined in
21 AEDC's Consolidated Plan filed with the federal Department of Housing and
22 Urban Development. Funds allocated to the Rural Development Set-Aside are to
23 be used exclusively for grants to rural communities as defined in the
24 Consolidated Plan.
25

26 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
27 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
28 COORDINATION. The Arkansas Department of Economic Development will designate
29 an existing position to serve as a coordinator for the dissemination of
30 information concerning water and wastewater funding programs available from
31 state and federal agencies participating in the Water/Wastewater Advisory
32 Committee.
33

34 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
35 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT REVIEW.
36 The Arkansas Economic Development Commission (AEDC) shall review all

1 applications for grant funds from the Rural Development Set-Aside and shall
2 certify to the Office of Rural Advocacy Commission those applications eligible
3 for grant funds under AEDC and federal guidelines. The Office of Rural
4 Advocacy alone shall decide which grant applications will be funded, and AEDC
5 shall disburse grant funds from the Rural Development Set-Aside to those
6 applicants receiving final approval by the Office of Rural Advocacy
7 Commission. AEDC and the Office of Rural Advocacy shall promulgate rules and
8 regulations governing the application for and disbursement of grant funds from
9 the Rural Development Set-Aside, and an annual report of the disposition of
10 these grant funds shall be made to the Legislative Joint Auditing Committee.

11
12 SECTION 40. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
13 by this act shall be limited to the appropriation for such agency and funds
14 made available by law for the support of such appropriations; and the
15 restrictions of the State Purchasing Law, the General Accounting and Budgetary
16 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
17 and Restrictions Act, or their successors, and other fiscal control laws of
18 this State, where applicable, and regulations promulgated by the Department of
19 Finance and Administration, as authorized by law, shall be strictly complied
20 with in disbursement of said funds.

21
22 SECTION 41. LEGISLATIVE INTENT. It is the intent of the General Assembly
23 that any funds disbursed under the authority of the appropriations contained
24 in this act shall be in compliance with the stated reasons for which this act
25 was adopted, as evidenced by the Agency Requests, Executive Recommendations
26 and Legislative Recommendations contained in the budget manuals prepared by
27 the Department of Finance and Administration, letters, or summarized oral
28 testimony in the official minutes of the Arkansas Legislative Council or Joint
29 Budget Committee which relate to its passage and adoption.

30
31 SECTION 42. CODE. All provisions of this Act of a general and permanent
32 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
33 Code Revision Commission shall incorporate the same in the Code.

34
35 SECTION 43. SEVERABILITY. If any provision of this act or the application
36 thereof to any person or circumstance is held invalid, such invalidity shall

1 not affect other provisions or applications of the act which can be given
2 effect without the invalid provision or application, and to this end the
3 provisions of this act are declared to be severable.

4
5 SECTION 44. GENERAL REPEALER. All laws and parts of laws in conflict with
6 this act are hereby repealed.

7
8 SECTION 45. EMERGENCY CLAUSE. It is hereby found and determined by the
9 Eighty-second General Assembly, that the Constitution of the State of Arkansas
10 prohibits the appropriation of funds for more than a two (2) year period; that
11 the effectiveness of this Act on July 1, 1999 is essential to the operation of
12 the agency for which the appropriations in this Act are provided, and that in
13 the event of an extension of the Regular Session, the delay in the effective
14 date of this Act beyond July 1, 1999 could work irreparable harm upon the
15 proper administration and provision of essential governmental programs.
16 Therefore, an emergency is hereby declared to exist and this Act being
17 necessary for the immediate preservation of the public peace, health and
18 safety shall be in full force and effect from and after July 1, 1999.

19
20 /s/ Russ
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