

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: S3/1/01 S3/29/01

A Bill

SENATE BILL 541

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE DEPARTMENT OF ECONOMIC
11 DEVELOPMENT FOR THE BIENNIAL PERIOD ENDING JUNE 30,
12 2003; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE DEPARTMENT OF ECONOMIC
16 DEVELOPMENT APPROPRIATION FOR THE
17 2001-2003 BIENNIUM.
18
19

20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES - ALL DIVISIONS. There is hereby established
24 for the Department of Economic Development for the 2001-2003 biennium, the
25 following maximum number of regular employees whose salaries shall be governed
26 by the provisions of the Uniform Classification and Compensation Act (Arkansas
27 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
28 Provided, however, that any position to which a specific maximum annual salary
29 is set out herein in dollars, shall be exempt from the provisions of said
30 Uniform Classification and Compensation Act. All persons occupying positions
31 authorized herein are hereby governed by the provisions of the Regular
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
33 successor.
34

35
36
Maximum Annual
Maximum Salary Rate

1	Item Class			No. of	Fiscal Years	
	2	No. Code	Title		Empl oyees	2001-2002
3	(1)	9900	AEDC DI RECTOR	1	\$103,761	\$106,458
4	(2)	9813	AEDC DEPUTY DI RECTOR	1	\$88,536	\$90,837
5	(3)	9810	AEDC DIR ECON DEVELOPMENT	1	\$82,293	\$84,432
6	(4)	9812	AEDC DI RECTOR INDUST FINANCE	1	\$82,293	\$84,432
7	(5)	9814	AEDC DI RECTOR MARKETING	1	\$82,293	\$84,432
8	(6)	9811	AEDC DEPUTY DIR ECONOMIC DEVEL PLNG	1	\$82,293	\$84,432
9	(7)	9910	AEDC ENERGY DIR OF ESTABLISH INDUST	1	\$82,293	\$84,432
10	(8)	9817	DIR OF MINORITY BUSINESS PROGRAMS	1	\$82,293	\$84,432
11	(9)	9793	ED DEPUTY DI RECTOR TRAINING	1	\$82,293	\$84,432
12	(10)	9755	AEDC ENVI RONMENTAL CONSULTANT	1	\$78,019	\$80,047
13	(11)	9816	POL C COMPLIANCE ASST COORD	1	\$78,019	\$80,047
14	(12)	7355	AEDC INVESTMENTS MANAGER/ASIA	1	\$61,378	\$62,973
15	(13)	9754	AEDC ADMR/EVAL/PLAN&MGMT SYSTEM	1	\$61,378	\$62,973
16	(14)	906Z	AEDC RESEARCH MANAGER	1		GRADE 25
17	(15)	R379	STATE ECONOMIC DEVELOPER III	19		GRADE 25
18	(16)	977Z	STATE ENERGY DEPUTY DI RECTOR	1		GRADE 25
19	(17)	R080	STATI STICAL ANALYSI S MANAGER	1		GRADE 24
20	(18)	D100	DP SENIOR PROJECT LEADER	1		GRADE 23
21	(19)	A032	AGENCY FI SCAL MANAGER	2		GRADE 22
22	(20)	R127	ENERGY CONSERVATION PROGRAM ADMR	2		GRADE 22
23	(21)	909Z	PROGRAM SUPPORT MANAGER	2		GRADE 22
24	(22)	E051	TRAINING PROJECT MANAGER	3		GRADE 22
25	(23)	A008	ACCOUNTING SUPERVI SOR II	1		GRADE 21
26	(24)	R298	AGENCY PROGRAM COORDI NATOR	1		GRADE 21
27	(25)	R348	COMMUNI TY DEVELOPMENT CONSULTANT	6		GRADE 21
28	(26)	D036	SR PROGRAMMER/ANALYST	1		GRADE 21
29	(27)	A038	FINANCI AL ANALYST	1		GRADE 20
30	(28)	R266	MANAGEMENT PROJECT ANALYST II	7		GRADE 20
31	(29)	N333	MEDI A SPECI ALI ST	1		GRADE 20
32	(30)	R004	STATE ENERGY PROGRAM COORDI NATOR	2		GRADE 20
33	(31)	D121	USER SUPPORT ANALYST	2		GRADE 20
34	(32)	R168	GRANTS COORDI NATOR II	2		GRADE 19
35	(33)	R150	RESEARCH PROJECT ANALYST	2		GRADE 19
36	(34)	A111	ACCOUNTANT	1		GRADE 18

1	(35)	N328	INFORMATION OFFICER II	1	GRADE 18
2	(36)	D128	P C SUPPORT SPECIALIST	1	GRADE 18
3	(37)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18
4	(38)	R010	ADMINISTRATIVE ASSISTANT II	9	GRADE 17
5	(39)	N290	COMMERCIAL ARTIST II/GRAPHIC ART II	2	GRADE 17
6	(40)	V030	INVENTORY CONTROL MANAGER	1	GRADE 17
7	(41)	R190	PERSONNEL OFFICER II	2	GRADE 17
8	(42)	R148	RESEARCH ASSISTANT	1	GRADE 15
9	(43)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	4	GRADE 14
10	(44)	K153	SECRETARY II	<u>12</u>	GRADE 13
11			MAX. NO. OF EMPLOYEES	106	

12

13 SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for
 14 the Department of Economic Development - State Operations, for the 2001-2003
 15 biennium, the following maximum number of part-time or temporary employees, to
 16 be known as "Extra Help", payable from funds appropriated herein for such
 17 purposes: one (1) temporary or part-time employees, when needed, at rates of
 18 pay not to exceed those provided in the Uniform Classification and
 19 Compensation Act, or its successor, or this act for the appropriate
 20 classification.

21

22 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,
 23 to the Department of Economic Development, to be payable from the Department
 24 of Economic Development Fund Account, for personal services and operating
 25 expenses of the Department of Economic Development for the biennial period
 26 ending June 30, 2003, the following:

27

28

29	ITEM		FISCAL YEARS	
30	<u>NO.</u>		<u>2001-2002</u>	<u>2002-2003</u>
31	(01)	REGULAR SALARIES	\$ 2,366,499	\$ 2,428,023
32	(02)	EXTRA HELP	10,000	10,000
33	(03)	PERSONAL SERV MATCHING	626,886	638,889
34	(04)	MAINT. & GEN. OPERATION		
35	(A)	OPER. EXPENSE	1,144,398	1,144,398
36	(B)	CONF. & TRAVEL	278,290	278,290

1	(C) PROF. FEES	1,391,825	1,391,825
2	(D) CAP. OUTLAY	55,000	55,000
3	(E) DATA PROC.	0	0
4	(05) EUROPEAN TRADE	178,823	178,823
5	(06) FAR EAST TRADE/INDUSTRY RECRUITMENT	200,000	200,000
6	(07) LATIN AMERICAN TRADE DEV	<u>150,000</u>	<u>150,000</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 6,401,721</u>	<u>\$ 6,475,248</u>

8
 9 SECTION 4. APPROPRIATION - COMMUNITY ASSISTANCE DIVISION - STATE. There is
 10 hereby appropriated, to the Department of Economic Development - Community
 11 Assistance Division - State, to be payable from the Department of Economic
 12 Development Fund Account, for personal services and operating expenses of the
 13 Department of Economic Development - Community Assistance Division - State for
 14 the biennial period ending June 30, 2003, the following:

16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
18	(01) REGULAR SALARIES	\$ 172,836	\$ 177,331
19	(02) PERSONAL SERV MATCHING	50,695	51,549
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE	28,511	28,511
22	(B) CONF. & TRAVEL	15,578	15,578
23	(C) PROF. FEES	0	0
24	(D) CAP. OUTLAY	0	0
25	(E) DATA PROC.	<u>0</u>	<u>0</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 267,620</u>	<u>\$ 272,969</u>

27
 28 SECTION 5. APPROPRIATION - COMMUNITY ASSISTANCE (CDBG) - FEDERAL. There is
 29 hereby appropriated, to the Department of Economic Development - Community
 30 Assistance - Federal, to be payable from the federal funds as designated by
 31 the Chief Fiscal Officer of the State, for personal services and operating
 32 expenses of the Department of Economic Development - Community Assistance -
 33 Federal for the biennial period ending June 30, 2003, the following:

35	ITEM	FISCAL YEARS	
36	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>

1	(01)	REGULAR SALARIES	\$	239,609	\$	245,840
2	(02)	PERSONAL SERV MATCHING		66,371		67,557
3	(03)	MAINT. & GEN. OPERATION				
4	(A)	OPER. EXPENSE		65,270		65,270
5	(B)	CONF. & TRAVEL		23,000		23,000
6	(C)	PROF. FEES		30,000		30,000
7	(D)	CAP. OUTLAY		0		0
8	(E)	DATA PROC.		0		0
9	(04)	GRANTS/AIDS - CDBG		<u>37,000,000</u>		<u>37,000,000</u>
10		TOTAL AMOUNT APPROPRIATED	\$	<u>37,424,250</u>	\$	<u>37,431,667</u>

11

12 SECTION 6. APPROPRIATION - MOTION PICTURE DEVELOPMENT OFFICE. There is
 13 hereby appropriated, to the Department of Economic Development - Motion
 14 Picture Development Office, to be payable from the Department of Economic
 15 Development Fund Account, for personal services and operating expenses of the
 16 Department of Economic Development - Motion Picture Development Office for the
 17 biennial period ending June 30, 2003, the following:

18

19	ITEM	FISCAL YEARS	
20	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
21	(01) REGULAR SALARIES	\$ 61,378	\$ 62,973
22	(02) PERSONAL SERV MATCHING	14,650	14,953
23	(03) MAINT. & GEN. OPERATION		
24	(A) OPER. EXPENSE	13,400	13,400
25	(B) CONF. & TRAVEL	5,000	5,000
26	(C) PROF. FEES	10,000	10,000
27	(D) CAP. OUTLAY	0	0
28	(E) DATA PROC.	<u>0</u>	<u>0</u>
29	TOTAL AMOUNT APPROPRIATED	\$ <u>104,428</u>	\$ <u>106,326</u>

30

31 SECTION 7. APPROPRIATION - ESTABLISHED INDUSTRIES DIVISION - STATE. There
 32 is hereby appropriated, to the Department of Economic Development -
 33 Established Industries Division - State, to be payable from the Department of
 34 Economic Development Fund Account, for personal services and operating
 35 expenses of the Department of Economic Development - Established Industries
 36 Division - State, for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 364,203	\$ 373,672
(02) PERSONAL SERV MATCHING	95,988	97,824
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	47,550	47,550
(B) CONF. & TRAVEL	11,450	11,450
(C) PROF. FEES	42,000	42,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) COMPUTER COST	<u>6,737</u>	<u>6,737</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 567,928</u>	<u>\$ 579,233</u>

13

14 SECTION 8. APPROPRIATION - STATE ENERGY PLAN - FEDERAL. There is hereby
 15 appropriated, to the Department of Economic Development - State Energy Plan -
 16 Federal, to be payable from the federal funds as designated by the Chief
 17 Fiscal Officer of the State, for personal services and operating expenses of
 18 the Department of Economic Development - State Energy Plan - Federal for the
 19 biennial period ending June 30, 2003, the following:

20

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 267,358	\$ 274,310
(02) PERSONAL SERV MATCHING	80,545	81,870
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	164,284	164,284
(B) CONF. & TRAVEL	45,350	45,350
(C) PROF. FEES	396,500	396,500
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) GRANTS/AIDS	<u>200,000</u>	<u>200,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,154,037</u>	<u>\$ 1,162,314</u>

33

34 SECTION 9. APPROPRIATION - BUSINESS DEVELOPMENT - STATE. There is hereby
 35 appropriated, to the Department of Economic Development - Business Development
 36 - State, to be payable from the Department of Economic Development Fund

1 Account, for personal services and operating expenses of the Department of
 2 Economic Development – Business Development – State, for the biennial period
 3 ending June 30, 2003, the following:

ITEM		FISCAL YEARS	
NO.		2001-2002	2002-2003
(01)	REGULAR SALARIES	\$ 235,657	\$ 241,783
(02)	PERSONAL SERV MATCHING	59,659	60,855
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	20,500	20,500
(B)	CONF. & TRAVEL	5,100	5,100
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	<u>0</u>	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 320,916</u>	<u>\$ 328,238</u>

16
 17 SECTION 10. EXTRA HELP - INDUSTRY TRAINING. There is hereby authorized,
 18 for the Department of Economic Development – Industry Training for the 2001-
 19 2003 biennium, the following maximum number of part-time or temporary
 20 employees, to be known as "Extra Help", payable from funds appropriated herein
 21 for such purposes: sixty-four (64) temporary or part-time employees, when
 22 needed, at rates of pay not to exceed those provided in the Uniform
 23 Classification and Compensation Act, or its successor, or this act for the
 24 appropriate classification.

25
 26 SECTION 11. APPROPRIATION - INDUSTRY TRAINING. There is hereby
 27 appropriated, to the Department of Economic Development – Industry Training,
 28 to be payable from the Department of Economic Development Fund Account, for
 29 personal services and operating expenses of the Department of Economic
 30 Development – Industry Training for the biennial period ending June 30, 2003,
 31 the following:

ITEM		FISCAL YEARS	
NO.		2001-2002	2002-2003
(01)	REGULAR SALARIES	\$ 289,455	\$ 296,980
(02)	EXTRA HELP	40,000	40,000

1	(03) PERSONAL SERV MATCHING	82,049	83,513
2	(04) OVERTIME	1,000	1,000
3	(05) MAINT. & GEN. OPERATION		
4	(A) OPER. EXPENSE	230,500	230,500
5	(B) CONF. & TRAVEL	9,493	9,493
6	(C) PROF. FEES	0	0
7	(D) CAP. OUTLAY	0	0
8	(E) DATA PROC.	0	0
9	(06) INDUSTRY TRAINING PROGRAM	<u>1,179,375</u>	<u>1,179,375</u>
10	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,831,872</u>	<u>\$ 1,840,861</u>

11

12 SECTION 12. APPROPRIATION - STATE MATCHING GRANTS. There is hereby
 13 appropriated, to the Department of Economic Development, to be payable from
 14 the Department of Economic Development Fund Account, for state matching of
 15 federal grants to the Arkansas Economic Development Commission of the
 16 Department of Economic Development for the biennial period ending June 30,
 17 2003, the following:

18

19	ITEM	FISCAL YEARS	
20	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
21	(01) STATE MATCHING GRANTS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

22

23 SECTION 13. APPROPRIATIONS - INCENTIVE PLANS - CASH. There is hereby
 24 appropriated, to the Department of Economic Development, to be payable from
 25 cash funds as defined by Arkansas Code 19-4-801 of the Department of Economic
 26 Development, for expenses of assisting industries in the negotiation of
 27 financial incentive plans of the Arkansas Economic Development Commission of
 28 the Department of Economic Development for the biennial period ending June 30,
 29 2003, the following:

30

31	ITEM	FISCAL YEARS	
32	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
33	(01) FINANCIAL INCENTIVE PLANS - EXPENSES	<u>\$ 15,000</u>	<u>\$ 15,000</u>

34

35 SECTION 14. APPROPRIATIONS - CENTURY TUBE SCHOLARSHIP PROGRAM. There is
 36 hereby appropriated, to the Department of Economic Development, to be payable

1 from cash funds as defined by Arkansas Code 19-4-801 of the Department of
 2 Economic Development, for a scholarship for American students to study in
 3 Japan from funds received from the Century Tube Company for the Arkansas
 4 Economic Development Commission of the Department of Economic Development for
 5 the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) CENTURY TUBE SCHOLARSHIP PROGRAM		
EDUCATIONAL EXPENSES	\$ <u>30,000</u>	\$ <u>30,000</u>

12 SECTION 15. APPROPRIATIONS - TRADE AND INTERNATIONAL INVESTMENT DIVISION.
 13 There is hereby appropriated, to the Department of Economic Development, to be
 14 payable from cash funds as defined by Arkansas Code 19-4-801 of the Department
 15 of Economic Development, for marketing expenses of the Arkansas Economic
 16 Development Commission of the Department of Economic Development for the
 17 biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) TRADE AND INTERNATIONAL INVESTMENT		
MARKETING EXPENSES	\$ <u>47,860</u>	\$ <u>47,860</u>

24 SECTION 16. APPROPRIATIONS - E. I. DIVISION - QUALITY MANAGEMENT TASK FORCE.
 25 There is hereby appropriated, to the Department of Economic Development, to be
 26 payable from cash funds as defined by Arkansas Code 19-4-801 of the Department
 27 of Economic Development, for the Quality Management Task Force expenses of the
 28 Arkansas Economic Development Commission of the Department of Economic
 29 Development for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) Q M TASK FORCE EXPENSES	\$ <u>52,427</u>	\$ <u>52,427</u>

34 SECTION 17. APPROPRIATION - ARKANSAS QUALITY AWARD PROGRAM. There is hereby
 35 appropriated, to the Department of Economic Development, to be payable from
 36 the Department of Economic Development Fund Account, for payment of expenses

1 associated with the Arkansas Quality Award Program of the Department of
 2 Economic Development for the biennial period ending June 30, 2003, the
 3 following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) ARKANSAS QUALITY AWARD PROGRAM		
EXPENSES	\$ 25,000	\$ 25,000

10 SECTION 18. APPROPRIATIONS - ESTABLISHED INDUSTRIES DIVISION - PETROLEUM
 11 VIOLATION ESCROW - CASH. There is hereby appropriated, to the Department of
 12 Economic Development - Established Industries Division, to be payable from
 13 cash funds as defined by Arkansas Code 19-4-801 for the Department of Economic
 14 Development for operating expenses and grants to approved projects from funds
 15 received from settlements with petroleum companies of the Department of
 16 Economic Development - Established Industries Division, for the biennial
 17 period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	55,000	55,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	65,000	65,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(02) GRANTS/AIDS	1,132,498	1,132,498
TOTAL AMOUNT APPROPRIATED	\$ 1,252,498	\$ 1,252,498

30 SECTION 19. APPROPRIATION - GEOTHERMAL EDUCATION WORKSHOPS. There is hereby
 31 appropriated, to the Department of Economic Development - Geothermal Education
 32 Workshops, to be payable from the federal funds as designated by the Chief
 33 Fiscal Officer of the State, for operating expenses of the Department of
 34 Economic Development - Geothermal Education Workshops, for the biennial period
 35 ending June 30, 2003, the following:

36

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	14,000	14,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	7,000	7,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 21,000</u>	<u>\$ 21,000</u>

SECTION 20. APPROPRIATION - INDUSTRIAL TECHNOLOGY PROGRAM - FEDERAL. There is hereby appropriated, to the Department of Economic Development - Industrial Technology Program - Federal, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Department of Economic Development - Industrial Technology Program - Federal for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	0	0
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	50,000	50,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 50,000</u>	<u>\$ 50,000</u>

SECTION 21. 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 ~~1999-2001~~ 2001-2003 biennium, the Director determines that market conditions warrant, the Arkansas Economic Development Commission is hereby authorized to transfer appropriation, after receiving the approval of the Chief Fiscal Officer of the State and prior review by the Legislative Council or Joint Budget Committee, between 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.

1 The provisions of this section shall be in effect only from July 1, 2001
2 through June 30, 2003.

3
4 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
6 PROVISION. If at any time during the ~~1999-2001~~ 2001-2003 biennium, savings
7 are accomplished in the appropriation provided for "European Trade", "Far East
8 Trade/Industrial Recruitment", "Latin American Trade", and "Regular Salaries"
9 in Section 3 of this Act, such appropriation savings may be transferred to the
10 appropriations made for "Maintenance and General Operations" in Section 3 of
11 this Act after prior review by the Legislative Council or Joint Budget
12 Committee. In addition, if at any time during the ~~1999-2001~~ 2001-2003
13 biennium, savings are accomplished in the appropriation provided for
14 "Maintenance and General Operations" in Section 3 of this Act, such
15 appropriation savings may be transferred to the appropriation for "European
16 Trade" and "Far East Trade/Industrial Recruitment" and "Latin American Trade"
17 in Section 3 of this Act, after prior review by the Legislative Council or
18 Joint Budget Committee. The provisions of this section shall be in effect only
19 from July 1, 2001 through June 30, 2003.

20
21 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
23 FORWARD. The unexpended balances of appropriation provided for the
24 expenditures of federal funds as provided for in Section 5 of this Act on June
25 30, ~~2000~~ 2002, shall be carried forward and made available for expenditures
26 for the same purpose for the fiscal year ending June 30, ~~2001~~ 2003. The
27 provisions of this section shall be in effect only from July 1, 2001 through
28 June 30, 2003.

29
30 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
32 PROVISION. After receiving approval from the Chief Fiscal Officer of the
33 State and prior review by the Legislative Council or Joint Budget Committee,
34 the Director of the Arkansas Economic Development Commission is authorized to
35 transfer appropriation from any line item appropriation authorized in Section
36 5 of this Act to any other line item authorized in Section 5 of this Act and

1 any line item appropriation authorized in Section 4 of this Act to any other
2 line item authorized in Section 4 of this Act. The provisions of this section
3 shall be in effect only from July 1, 2001 through June 30, 2003.
4

5 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
7 FLEXIBILITY RESTRICTIONS. The flexibility provided to the Arkansas Economic
8 Development Commission by Section ~~24~~ 23 and Section ~~22~~ 24 of this Act shall be
9 used only when necessary to carry out the Community Development Block Grant
10 Program. The provisions of this section shall be in effect only from July 1,
11 2001 through June 30, 2003.
12

13 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POOL
15 POSITIONS. There is hereby established a pool of thirteen (13) positions
16 entitled State Economic Developer III to be assigned to the Arkansas Economic
17 Development Commission which will be used to reclassify personnel from State
18 Economic Developer I and/or State Economic Developer II. To obtain a position
19 from the pool, the Arkansas Economic Development Commission must seek a review
20 by the Legislative Council or Joint Budget Committee, obtain approval from the
21 Office of Personnel Management and must surrender the position being
22 reclassified to the pool. This will ensure that the total positions available
23 to be filled does not exceed the number authorized in the Agency's
24 appropriation Act. The provisions of this section shall be in effect only from
25 July 1, 2001 through June 30, 2003.
26

27 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
29 FORWARD. At the close of the fiscal year ending June 30, ~~2000~~ 2002, any
30 unexpended appropriation provided for the Century Tube Scholarship Program
31 shall be carried forward and made available for the same purposes for the
32 fiscal year ending June 30, ~~2004~~ 2003. The provisions of this section shall
33 be in effect only from July 1, 2001 through June 30, 2003.
34

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

1 EQUIPMENT. In addition to training expenses, funds made available to support
2 the appropriation for INDUSTRY TRAINING PROGRAM EXPENSES herein shall be used
3 to acquire capital equipment necessary to enhance the quick-start capabilities
4 of the Arkansas Industry Training Programs. When not in use in an AITP
5 managed course of training, the equipment shall be stored at a location to be
6 determined by the Executive Director, AEDC. The provisions of this section
7 shall be in effect only from July 1, 2001 through June 30, 2003.

8
9 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN
11 OFFICE OPERATIONS. The Arkansas Economic Development Office is hereby
12 authorized to enter into contractual arrangements with private and/or public
13 companies, corporations or organizations for the purpose of operating foreign
14 offices. Payment for such contractual arrangements for operations may be made
15 from the special line items established by legislative appropriation for the
16 operation of foreign offices. At such time as any of the foreign offices are
17 being operated under such a contractual arrangement, no Overseas Program
18 personnel as authorized by Arkansas Code 15-4-211 shall be employed
19 concurrently with a contractual arrangement with a company, corporation or
20 organization. Arkansas Code 15-4-211 shall not be deemed restrictive in its
21 language so as to preclude the use of standard Professional Services Contracts
22 for the operation of the foreign offices and/or payment of such contracts from
23 the special line items as established by legislative appropriation for the
24 operation of said foreign offices. The provisions of this section shall be in
25 effect only from July 1, 2001 through June 30, 2003.

26
27 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
29 PROVISION - INDUSTRY TRAINING. If during either year of the ~~1999-2001~~ 2001-
30 2003 fiscal biennium, the Industry Training Division effects savings in Item
31 (06), INDUSTRY TRAINING PROGRAM EXPENSES, of Section 11 of this Act, such
32 savings may be transferred to item (02), Extra Help or item (05), Maintenance
33 and General Operations, of Section 11 of this Act, after obtaining approval of
34 the Chief Fiscal Officer of the State and after prior review by the
35 Legislative Council or Joint Budget Committee. In addition, if any savings are
36 effected in either year of the ~~1999-2001~~ 2001-2003 fiscal biennium in item

1 (05), Maintenance and General Operations, of Section 11 of this Act, such
2 savings may be transferred to item (06), Industry Training Program Expenses,
3 of Section 11 of this Act, after obtaining approval of the Chief Fiscal
4 Officer of the State and after prior review by the Legislative Council or
5 Joint Budget Committee. The provisions of this section shall be in effect only
6 from July 1, 2001 through June 30, 2003.

7
8 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CDBG
10 REVIEW PROCESS. The Community Development Block Grant (CDBG) Program
11 administered by the Arkansas Department of Economic Development will be
12 reviewed quarterly by the CDBG subcommittee of Legislative Council. The
13 subcommittee will consist of Legislative Council members and other legislative
14 members designated by the Legislative Council chairmen. The provisions of this
15 section shall be in effect only from July 1, 2001 through June 30, 2003.

16
17 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MULTI-USE
19 FACILITIES. The Arkansas Department of Economic Development (ADED) shall
20 structure its annual update to the Five Year Consolidated Plan and the new
21 Five Year Consolidated Plan to reflect the legislative intent for a priority
22 to be placed on the use of Community Development Block Grant (CDBG) funds for
23 Multi-use facilities that will offer combined facilities for programs commonly
24 offered in separate facilities such as senior centers, public health centers,
25 childcare centers and community centers. ADED shall report the methodology
26 for complying with this priority to the CDBG subcommittee of Legislative
27 Council. The provisions of this section shall be in effect only from July 1,
28 2001 through June 30, 2003.

29
30 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PUBLIC
32 PARTICIPATION. Arkansas Department of Economic Development (ADED) shall make
33 additional efforts to increase non-traditional public participation in its
34 annual update to the Five Year Consolidated Plan and the new Five Year
35 Consolidated Plan. These efforts shall be in addition to current public
36 notification methods. Notification should be considered through direct mail out

1 to mayors and county judges, contacts with planning and development districts,
2 contact with the Department of Rural Services, submissions to grant
3 notification publications, and publication on ADED's web page. ADED is
4 encouraged to develop additional innovative public awareness strategies.
5 The provisions of this section shall be in effect only from July 1, 2001
6 through June 30, 2003.

7
8 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
10 PROVISION - INDUSTRY TRAINING PROGRAM. During either fiscal year of the
11 ~~1999-2001~~ 2001-2003 biennium any savings accomplished in line item (02) of
12 Section 11 of this Act, Extra Help, may be transferred to line item (05) of
13 Section 11 of this Act, Maintenance and General Operation after prior review
14 by the Legislative Council or Joint Budget Committee. The provisions of this
15 section shall be in effect only from July 1, 2001 through June 30, 2003.

16
17 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RURAL
19 DEVELOPMENT. From the funds appropriated for COMMUNITY DEVELOPMENT GRANTS in
20 this Act for Community Assistance-Federal, the Arkansas Economic Development
21 Commission (AEDC) shall allocate \$500,000 per fiscal year to the Rural
22 Development Set-Aside from the Economic Development Set-Aside, as defined in
23 AEDC's Consolidated Plan filed with the federal Department of Housing and
24 Urban Development. Funds allocated to the Rural Development Set-Aside are to
25 be used exclusively for grants to rural communities as defined in the
26 Consolidated Plan. The provisions of this section shall be in effect only from
27 July 1, 2001 through June 30, 2003.

28
29 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
31 COORDINATION. The Arkansas Department of Economic Development will designate
32 an existing position to serve as a coordinator for the dissemination of
33 information concerning water and wastewater funding programs available from
34 state and federal agencies participating in the Water/Wastewater Advisory
35 Committee. The provisions of this section shall be in effect only from July 1,
36 2001 through June 30, 2003.

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SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT REVIEW. The Arkansas Economic Development Commission (AEDC) shall review all applications for grant funds from the Rural Development Set-Aside and shall certify to the ~~Office of Rural Advocacy Commission~~ Department of Rural Services those applications eligible for grant funds under AEDC and federal guidelines. The ~~Office of Rural Advocacy~~ Department of Rural Services alone shall decide which grant applications will be funded, and AEDC shall disburse grant funds from the Rural Development Set-Aside to those applicants receiving final approval by the ~~Office of Rural Advocacy Commission~~ Department of Rural Services. AEDC and the ~~Office of Rural Advocacy~~ Department of Rural Services shall promulgate rules and regulations governing the application for and disbursement of grant funds from the Rural Development Set-Aside, and an annual report of the disposition of these grant funds shall be made to the Legislative Joint Auditing Committee. The provisions of this section shall be in effect only from July 1, 2001 through June 30, 2003.

SECTION 38. REGULAR SALARIES - INDUSTRIAL COORDINATOR PROGRAM. *There is hereby established for the Arkansas Department of Economic Development for the 2001-03 biennium, 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. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. 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.*

Item	Class	No.	Code	Title	No. of Employees	Maximum Annual Salary Rate	
						2001-2002	2002-2003
(1)	E049	13		Industrial Coordinator	GRADE 21		

1
 2 SECTION 39. APPROPRIATION - INDUSTRIAL COORDINATOR PROGRAM. There is hereby
 3 appropriated, to the Arkansas Department of Economic Development, to be
 4 payable from the Department of Economic Development Fund, for personal
 5 services and operating expenses of the Arkansas Department of Economic
 6 Development - Industrial Coordinator Program for the biennial period ending
 7 June 30, 2003, the following:

8
 9

10 ITEM	FISCAL YEARS	
11 NO.	2001-2002	2002-2003
12 (01) REGULAR SALARIES	\$535,629	\$549,557
13 (02) PERSONAL SERV MATCHING	143,655	146,402
14 (03) MAINT. & GEN. OPERATION		
15 (A) OPER. EXPENSE	105,900	105,900
16 (B) CONF. & TRAVEL	11,700	11,700
17 (C) PROF. FEES	0	0
18 (D) CAP. OUTLAY	0	0
19 (E) DATA PROC.	<u>0</u>	<u>0</u>
20 TOTAL AMOUNT APPROPRIATED	<u>\$796,884</u>	<u>\$813,559</u>

21
 22 SECTION 40. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 23 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all
 24 appropriations as provided in this Act, the agency disbursing officer shall
 25 monitor the level of fund balances in relation to expenditures on a monthly
 26 basis. If any proposed expenditures would cause a fund balance to decline to
 27 less than fifty percent (50%) of the balance available on July 1, 2001, the
 28 disbursing officer shall immediately notify the executive head of the agency.
 29 Prior to any obligations being made under these circumstances, the agency head
 30 shall file written documentation with the Chief Fiscal Officer of the State
 31 requesting approval of the expenditures. Such documentation shall provide
 32 sufficient financial data to justify the expenditures and shall include the
 33 following:
 34 1) a plan that clearly indicates the specific fiscal impact of such
 35 expenditures on the fund balance.
 36 2) information clearly indicating and explaining what programs would be cut or

1 any other measures to be taken by the agency to restore the fund balance.
2 3) the extent to which any of the planned expenditures are for one-time costs
3 or one-time purchase of capitalized items.
4 4) a statement certifying that the expenditure of fund balances will not
5 jeopardize the financial health of the agency, nor result in a permanent
6 depletion of the fund balance.
7 (B) The Chief Fiscal Officer of the State shall review the request and
8 approve or disapprove all or any part of the request , after having sought
9 prior review by the Legislative Council.

10
11 SECTION 41. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
12 by this act shall be limited to the appropriation for such agency and funds
13 made available by law for the support of such appropriations; and the
14 restrictions of the State Purchasing Law, the General Accounting and Budgetary
15 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
16 and Restrictions Act, or their successors, and other fiscal control laws of
17 this State, where applicable, and regulations promulgated by the Department of
18 Finance and Administration, as authorized by law, shall be strictly complied
19 with in disbursement of said funds.

20
21 SECTION 42. LEGISLATIVE INTENT. It is the intent of the General Assembly
22 that any funds disbursed under the authority of the appropriations contained
23 in this act shall be in compliance with the stated reasons for which this act
24 was adopted, as evidenced by the Agency Requests, Executive Recommendations
25 and Legislative Recommendations contained in the budget manuals prepared by
26 the Department of Finance and Administration, letters, or summarized oral
27 testimony in the official minutes of the Arkansas Legislative Council or Joint
28 Budget Committee which relate to its passage and adoption.

29
30 SECTION 43. EMERGENCY CLAUSE. It is found and determined by the General
31 Assembly, that the Constitution of the State of Arkansas prohibits the
32 appropriation of funds for more than a two (2) year period; that the
33 effectiveness of this Act on July 1, 2001 is essential to the operation of the
34 agency for which the appropriations in this Act are provided, and that in the
35 event of an extension of the Regular Session, the delay in the effective date
36 of this Act beyond July 1, 2001 could work irreparable harm upon the proper

1 administration and provision of essential governmental programs. Therefore, an
2 emergency is hereby declared to exist and this Act being necessary for the
3 immediate preservation of the public peace, health and safety shall be in full
4 force and effect from and after July 1, 2001.

5 */s/ Joint Budget Committee*

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