

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 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: S3/21/05
A Bill

SENATE BILL 78

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE
11 DEPARTMENT OF ECONOMIC DEVELOPMENT FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF ECONOMIC
17 DEVELOPMENT APPROPRIATION FOR THE
18 2005-2007 BIENNIUM.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the
25 Department of Economic Development for the 2005-2007 biennium, the following
26 maximum number of regular employees whose salaries shall be governed by the
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
29 Provided, however, that any position to which a specific maximum annual
30 salary is set out herein in dollars, shall be exempt from the provisions of
31 said Uniform Classification and Compensation Act. All persons occupying
32 positions authorized herein are hereby governed by the provisions of the
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
34 or its successor.
35

36 Maximum Annual



1				Maximum	Salary Rate	
2	Item	Class		No. of	Fiscal Years	
3	No.	Code	Title	Employees	2005-2006	2006-2007
4	(1)	9900	ADED DIRECTOR	1	\$113,749	\$116,365
5	(2)	9813	ADED DEPUTY DIRECTOR	1	\$97,446	\$99,817
6	(3)	9910	ADED ENERGY DIR OF ESTABLISH INDUST	1	\$90,710	\$92,980
7	(4)	9817	DIR OF MINORITY BUSINESS PROGRAMS	1	\$90,710	\$92,980
8	(5)	9814	ADED DIRECTOR MARKETING	1	\$90,710	\$92,980
9	(6)	9812	ADED DIRECTOR INDUST FINANCE	1	\$90,710	\$92,980
10	(7)	9811	ADED DEPUTY DIR ECONOMIC DEV PLANNI	1	\$90,710	\$92,980
11	(8)	9810	ADED DIR ECON DEVELOPMENT	1	\$90,710	\$92,980
12	(9)	9793	ED DEPUTY DIRECTOR TRAINING	1	\$90,710	\$92,980
13	(10)	9816	POL C COMPLIANCE ASST COORD	1	\$86,069	\$88,254
14	(11)	9755	ADED ENVIRONMENTAL CONSULTANT	1	\$86,069	\$88,254
15	(12)	9754	ADED ADMR/EVAL/PLAN&MGMT SYSTEM	1	\$68,004	\$69,846
16	(13)	7355	ADED INVESTMENTS MANAGER/ASIA	1	\$68,004	\$69,846
17	(14)	906Z	ADED RESEARCH MANAGER	1	GRADE 25	
18	(15)	977Z	STATE ENERGY DEPUTY DIRECTOR	1	GRADE 25	
19	(16)	R379	STATE ECONOMIC DEVELOPER III	19	GRADE 25	
20	(17)	R080	STATISTICAL ANALYSIS MANAGER	1	GRADE 24	
21	(18)	D100	DP SENIOR PROJECT LEADER	1	GRADE 23	
22	(19)	E051	TRAINING PROJECT MANAGER	3	GRADE 22	
23	(20)	R127	ENERGY CONSERVATION PROGRAM ADMR	2	GRADE 22	
24	(21)	909Z	PROGRAM SUPPORT MANAGER	2	GRADE 22	
25	(22)	A032	AGENCY FISCAL MANAGER	2	GRADE 22	
26	(23)	A008	ACCOUNTING SUPERVISOR II	1	GRADE 21	
27	(24)	N293	DEVELOPMENT SPECIALIST	1	GRADE 21	
28	(25)	D036	SR PROGRAMMER/ANALYST	1	GRADE 21	
29	(26)	E049	INDUSTRIAL COORDINATOR	13	GRADE 21	
30	(27)	R348	COMMUNITY DEVELOPMENT CONSULTANT	5	GRADE 21	
31	(28)	D121	USER SUPPORT ANALYST	2	GRADE 20	
32	(29)	N333	MEDIA SPECIALIST	1	GRADE 20	
33	(30)	R004	STATE ENERGY PROGRAM COORDINATOR	2	GRADE 20	
34	(31)	R266	MANAGEMENT PROJECT ANALYST II	7	GRADE 20	
35	(32)	A038	FINANCIAL ANALYST	1	GRADE 20	
36	(33)	A110	ACCOUNTANT II	1	GRADE 19	

1	(34)	R150	RESEARCH PROJECT ANALYST	2	GRADE 19
2	(35)	R168	GRANTS COORDINATOR II	2	GRADE 19
3	(36)	D128	P C SUPPORT SPECIALIST	1	GRADE 18
4	(37)	N328	INFORMATION OFFICER II	1	GRADE 18
5	(38)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18
6	(39)	R190	PERSONNEL OFFICER II	2	GRADE 17
7	(40)	N290	COMMERCIAL ARTIST II/GRAPHIC ART II	2	GRADE 17
8	(41)	R010	ADMINISTRATIVE ASSISTANT II	8	GRADE 17
9	(42)	R148	RESEARCH ASSISTANT	1	GRADE 15
10	(43)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	3	GRADE 14
11	(44)	K153	SECRETARY II	<u>5</u>	GRADE 13
12			MAX. NO. OF EMPLOYEES	108	

13

14 SECTION 2. *EXTRA HELP – STATE OPERATIONS.* There is hereby authorized, for
 15 the Department of Economic Development – State Operations for the 2005-2007
 16 biennium, the following maximum number of part-time or temporary employees,
 17 to be known as "Extra Help", payable from funds appropriated herein for such
 18 purposes: one (1) temporary or part-time employees, when needed, at rates of
 19 pay not to exceed those provided in the Uniform Classification and
 20 Compensation Act, or its successor, or this act for the appropriate
 21 classification.

22

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

28

29	ITEM	FISCAL YEARS	
30	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
31	(01) REGULAR SALARIES	\$ 2,643,958	\$ 2,718,487
32	(02) EXTRA HELP	10,000	10,000
33	(03) PERSONAL SERVICES MATCHING	714,386	728,176
34	(04) MAINT. & GEN. OPERATION		
35	(A) OPER. EXPENSE	1,397,457	1,397,457
36	(B) CONF. & TRAVEL	18,811	18,811

1	(C) PROF. FEES	2,214,315	2,214,315
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	0	0
4	(05) FAR EAST TRADE/INDUSTRY RECRUITMENT	100,000	100,000
5	(06) LATIN AMERICAN TRADE DEVELOPMENT	<u>150,000</u>	<u>150,000</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 7,248,927</u>	<u>\$ 7,337,246</u>

7

8 SECTION 4. APPROPRIATION - COMMUNITY ASSISTANCE (CDBG) - FEDERAL. There is

9 hereby appropriated, to the Department of Economic Development, to be payable

10 from the federal funds as designated by the Chief Fiscal Officer of the

11 State, for personal services and operating expenses of the Department of

12 Economic Development - Community Assistance - Federal for the biennial period

13 ending June 30, 2007, the following:

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

27

28 SECTION 5. APPROPRIATION - MOTION PICTURE DEVELOPMENT OFFICE. There is

29 hereby appropriated, to the Department of Economic Development, to be payable

30 from the Department of Economic Development Fund Account, for personal

31 services and operating expenses of the Department of Economic Development -

32 Motion Picture Development Office for the biennial period ending June 30,

33 2007, the following:

35	ITEM	FISCAL YEARS	
36	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>

1	(01) REGULAR SALARIES	\$	68,004	\$	69,846
2	(02) PERSONAL SERVICES MATCHING		16,624		16,971
3	(03) MAINT. & GEN. OPERATION				
4	(A) OPER. EXPENSE		6,500		6,500
5	(B) CONF. & TRAVEL		0		0
6	(C) PROF. FEES		5,000		5,000
7	(D) CAP. OUTLAY		0		0
8	(E) DATA PROC.		<u>0</u>		<u>0</u>
9	TOTAL AMOUNT APPROPRIATED	\$	<u>96,128</u>	\$	<u>98,317</u>

10

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

17

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

29

30 SECTION 7. APPROPRIATION - STATE ENERGY PLAN - FEDERAL. There is hereby
 31 appropriated, to the Department of Economic Development, to be payable from
 32 the federal funds as designated by the Chief Fiscal Officer of the State, for
 33 personal services and operating expenses of the Department of Economic
 34 Development - State Energy Plan - Federal for the biennial period ending June
 35 30, 2007, the following:

36

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

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

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

SECTION 9. EXTRA HELP - INDUSTRY TRAINING. There is hereby authorized, for the Department of Economic Development - Industry Training for the 2005-2007 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated

1 herein for such purposes: ten (10) temporary or part-time employees, when
 2 needed, at rates of pay not to exceed those provided in the Uniform
 3 Classification and Compensation Act, or its successor, or this act for the
 4 appropriate classification.

5
 6 SECTION 10. APPROPRIATION - INDUSTRY TRAINING. There is hereby
 7 appropriated, to the Department of Economic Development, to be payable from
 8 the Department of Economic Development Fund Account, for personal services
 9 and operating expenses of the Department of Economic Development - Industry
 10 Training for the biennial period ending June 30, 2007, the following:

11

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

25
 26 SECTION 11. APPROPRIATION - STATE MATCHING GRANTS. There is hereby
 27 appropriated, to the Department of Economic Development, to be payable from
 28 the Department of Economic Development Fund Account, for state matching of
 29 federal grants to the Arkansas Economic Development Commission of the
 30 Department of Economic Development for the biennial period ending June 30,
 31 2007, the following:

32

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

36

1 SECTION 12. APPROPRIATIONS - INCENTIVE PLANS - CASH. There is hereby
 2 appropriated, to the Department of Economic Development, to be payable from
 3 cash funds as defined by Arkansas Code 19-4-801 of the Department of Economic
 4 Development, for expenses of assisting industries in the negotiation of
 5 financial incentive plans of the Arkansas Economic Development Commission of
 6 the Department of Economic Development for the biennial period ending June
 7 30, 2007, the following:

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

13 SECTION 13. APPROPRIATIONS - CENTURY TUBE SCHOLARSHIP PROGRAM. There is
 14 hereby appropriated, to the Department of Economic Development, to be payable
 15 from cash funds as defined by Arkansas Code 19-4-801 of the Department of
 16 Economic Development, for a scholarship for American students to study in
 17 Japan from funds received from the Century Tube Company for the Arkansas
 18 Economic Development Commission of the Department of Economic Development for
 19 the biennial period ending June 30, 2007, the following:

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

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

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

1
2 *SECTION 15. APPROPRIATIONS - QUALITY MANAGEMENT TASK FORCE. There is*
3 *hereby appropriated, to the Department of Economic Development, to be payable*
4 *from cash funds as defined by Arkansas Code 19-4-801 of the Department of*
5 *Economic Development, for the Quality Management Task Force expenses of the*
6 *Arkansas Economic Development Commission of the Department of Economic*
7 *Development for the biennial period ending June 30, 2007, the following:*

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

12
13 *SECTION 16. APPROPRIATIONS - PETROLEUM VIOLATION ESCROW - CASH. There is*
14 *hereby appropriated, to the Department of Economic Development, to be payable*
15 *from cash funds as defined by Arkansas Code 19-4-801 of the Department of*
16 *Economic Development, for the Department of Economic Development for*
17 *operating expenses and grants to approved projects from funds received from*
18 *settlements with petroleum companies and other miscellaneous cash funds of*
19 *the Department of Economic Development for the biennial period ending June*
20 *30, 2007, the following:*

<i>ITEM</i>	<i>FISCAL YEARS</i>	
<u><i>NO.</i></u>	<u><i>2005-2006</i></u>	<u><i>2006-2007</i></u>
<i>(01) MAINT. & GEN. OPERATION</i>		
<i>(A) OPER. EXPENSE</i>	<i>\$ 0</i>	<i>\$ 0</i>
<i>(B) CONF. & TRAVEL</i>	<i>0</i>	<i>0</i>
<i>(C) PROF. FEES</i>	<i>75,000</i>	<i>75,000</i>
<i>(D) CAP. OUTLAY</i>	<i>0</i>	<i>0</i>
<i>(E) DATA PROC.</i>	<i>0</i>	<i>0</i>
<i>(02) ENERGY CONSERVATION GRANTS AND AID</i>	<u><i>609,904</i></u>	<u><i>609,904</i></u>
<i>TOTAL AMOUNT APPROPRIATED</i>	<u><i>\$ 684,904</i></u>	<u><i>\$ 684,904</i></u>

32
33 *SECTION 17. APPROPRIATION - INDUSTRIAL COORDINATOR PROGRAM. There is*
34 *hereby appropriated, to the Department of Economic Development, to be payable*
35 *from the Department of Economic Development Fund Account, for personal*
36 *services and operating expenses of the Department of Economic Development -*

1 Industrial Coordinator Program for the biennial period ending June 30, 2007,
2 the following:

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

15
16 SECTION 18. APPROPRIATION - SUPER PROJECTS. There is hereby appropriated,
17 to the Department of Economic Development, to be payable from the Economic
18 Development Superprojects Project Fund, for Super Projects of the Department
19 of Economic Development for the biennial period ending June 30, 2007, the
20 following:

22 ITEM	FISCAL YEARS	
	2005-2006	2006-2007
23 NO.		
24 (01) SUPER PROJECTS	<u>\$ 200,000,000</u>	<u>\$ 200,000,000</u>

25
26 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
28 FORWARD. The unexpended balances of appropriation provided for the
29 expenditures of federal funds as provided for ~~the Community Development~~
30 ~~Program in Section 4 of this Act~~ on June 30, ~~2004~~ 2006, shall be carried
31 forward and made available for expenditures for the ~~Community Development~~
32 ~~Block Grant Program same purpose~~ for the fiscal year ending June 30, ~~2005~~
33 2007.

34 The provisions of this section shall be in effect only from July 1, ~~2003~~
35 2005 through June 30, ~~2005~~ 2007.

36

1 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
3 FORWARD. At the close of the fiscal year ending June 30, ~~2004~~ 2006, any
4 unexpended appropriation provided for the Century Tube Scholarship *Program*,
5 ~~not to exceed \$30,000, within the appropriation for the Administration and~~
6 ~~Support Program~~ shall be carried forward and made available for the same
7 purposes for the fiscal year ending June 30, ~~2005~~ 2007. The provisions of
8 this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30,
9 ~~2005~~ 2007.

10
11 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDUSTRY
13 TRAINING PROGRAM EXPENSES. In addition to training expenses, funds made
14 available to support the appropriation for INDUSTRY TRAINING PROGRAM ~~EXPENSES~~
15 ~~within the appropriation for the Business Development Program~~ herein shall
16 may be used to acquire capital equipment necessary to enhance the
17 capabilities of the Arkansas Industry Training Programs and for expenses
18 necessary to assist in carrying on the Existing Worker Training Program.
19 When not in use in an AITP managed course of training, the equipment
20 purchased under this provision shall be stored at a location to be determined
21 by the Executive Director, ADED. The provisions of this section shall be in
22 effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

23
24 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOREIGN
26 OFFICE OPERATIONS. The Arkansas Department of Economic Development is hereby
27 authorized to enter into contractual arrangements with private and/or public
28 companies, corporations or organizations for the purpose of operating foreign
29 offices. At such time as any of the foreign offices are being operated under
30 such a contractual arrangement, no Overseas Program personnel as authorized
31 by Arkansas Code 15-4-211 shall be employed concurrently with a contractual
32 arrangement with a company, corporation or organization. Arkansas Code 15-4-
33 211 shall not be deemed restrictive in its language so as to preclude the use
34 of standard Professional Services Contracts for the operation of the foreign
35 offices and/or payment of such contracts from the special line items as
36 established by legislative appropriation for the operation of said foreign

1 offices. The provisions of this section shall be in effect only from July 1,
2 ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

3
4 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MULTI-USE
6 FACILITIES. The Arkansas Department of Economic Development (ADED) shall
7 structure its annual update to the Five Year Consolidated Plan and the new
8 Five Year Consolidated Plan to reflect the legislative intent for a priority
9 to be placed on the use of Community Development Block Grant (CDBG) funds for
10 Multi-use facilities that will offer combined facilities for programs
11 commonly offered in separate facilities such as senior centers, public health
12 centers, childcare centers and community centers. ADED shall report the
13 methodology for complying with this priority to the ~~CDBG subcommittee of~~
14 Legislative Council. The provisions of this section shall be in effect only
15 from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

16
17 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PUBLIC
19 PARTICIPATION. Arkansas Department of Economic Development (ADED) shall make
20 additional efforts to increase non-traditional public participation in its
21 annual update to the Five Year Consolidated Plan and the new Five Year
22 Consolidated Plan. These efforts shall be in addition to current public
23 notification methods. Notification should be considered through direct mail-
24 out to mayors and county judges, contacts with planning and development
25 districts, contact with the Department of Rural Services, submissions to
26 grant notification publications, and publication on ADED's web page. ADED is
27 encouraged to develop additional innovative public awareness strategies.
28 The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005
29 through June 30, ~~2005~~ 2007.

30
31 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. RURAL
33 DEVELOPMENT. From the funds appropriated for COMMUNITY DEVELOPMENT GRANTS
34 within the Community Development Program in this Act for Community
35 Assistance-Federal, the Arkansas Department of Economic Development (ADED)
36 shall allocate \$500,000 per fiscal year to the Rural Development Set-Aside

1 from the Economic Development Set-Aside, as defined in ADED's Consolidated
2 Plan filed with the federal Department of Housing and Urban Development.
3 Funds allocated to the Rural Development Set-Aside are to be used exclusively
4 for grants to rural communities as defined in the Consolidated Plan. The
5 provisions of this section shall be in effect only from July 1, ~~2003~~ 2005
6 through June 30, ~~2005~~ 2007.

7
8 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANT
10 REVIEW. The Arkansas Department of Economic Development (ADED) shall review
11 all applications for grant funds from the Rural Development Set-Aside and
12 shall certify to the Department of Rural Services those applications eligible
13 for grant funds under ADED and federal guidelines. The Department of Rural
14 Services alone shall decide which grant applications will be funded, and ADED
15 shall disburse grant funds from the Rural Development Set-Aside to those
16 applicants receiving final approval by the Department of Rural Services. ADED
17 and the Department of Rural Services shall promulgate rules and regulations
18 governing the application for and disbursement of grant funds from the Rural
19 Development Set-Aside, and an annual report of the disposition of these grant
20 funds shall be made to the Legislative Joint Auditing Committee. The
21 provisions of this section shall be in effect only from July 1, ~~2003~~ 2005
22 through June 30, ~~2005~~ 2007.

23
24 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
25 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
26 PROVISION - FOREIGN OFFICES. If at any time during the 2005-2007 biennium,
27 the Director determines that market conditions warrant, the Arkansas Economic
28 Development Commission is hereby authorized to transfer appropriation, after
29 receiving the approval of the Chief Fiscal Officer of the State and prior
30 review by the Legislative Council or Joint Budget Committee, between either
31 of the two Foreign Offices (Far East Trade/Industrial Recruitment and Latin
32 American Trade Development) in Section 3 of this Act for the purpose of
33 responding to changes in the world markets. The provisions of this section
34 shall be in effect only from July 1, 2005 through June 30, 2007.

35
36 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE

1 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
2 PROVISION. If at any time during the 2005-2007 biennium, savings are
3 accomplished in the appropriation provided for "Far East Trade/Industry
4 Recruitment", "Latin American Trade", and "Regular Salaries" in Section 3 of
5 this Act, such appropriation savings may be transferred to the appropriations
6 made for "Maintenance and General Operations" in Section 3 of this Act after
7 prior review by the Legislative Council or Joint Budget Committee. In
8 addition, if at any time during the 2005-2007 biennium, savings are
9 accomplished in the appropriation provided for "Maintenance and General
10 Operations" in Section 3 of this Act, such appropriation savings may be
11 transferred to the appropriation for "Far East Trade/Industry Recruitment"
12 and "Latin American Trade" in Section 3 of this Act, after prior review by
13 the Legislative Council or Joint Budget Committee. The provisions of this
14 section shall be in effect only from July 1, 2005 through June 30, 2007.
15

16 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
17 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
18 PROVISION. After receiving approval from the Chief Fiscal Officer of the
19 State and prior review by the Legislative Council or Joint Budget Committee,
20 the Director of the Arkansas Economic Development Commission is authorized to
21 transfer appropriation from any line item appropriation authorized in Section
22 4 of this Act to any other line item authorized in Section 4 of this Act. The
23 provisions of this section shall be in effect only from July 1, 2005 through
24 June 30, 2007.
25
26

27 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
28 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FLEXIBILITY
29 RESTRICTIONS. The carry forward and transfer flexibility provided to the
30 Arkansas Economic Development Commission within this Act relating to the
31 appropriation in Section 4 shall be used only when necessary to carry out the
32 Community Development Block Grant Program. The provisions of this section
33 shall be in effect only from July 1, 2005 through June 30, 2007.
34

35 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
36 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

1 PROVISION - INDUSTRY TRAINING. If during either year of the 2005-2007 fiscal
2 biennium, the Industry Training Division effects savings in Item (05),
3 INDUSTRY TRAINING PROGRAM, of Section 10 of this Act, such savings may be
4 transferred to item (02), Extra Help or item (04), Maintenance and General
5 Operations, of Section 10 of this Act, after obtaining approval of the Chief
6 Fiscal Officer of the State and after prior review by the Legislative Council
7 or Joint Budget Committee. In addition, if any savings are effected in either
8 year of the 2005-2007 fiscal biennium in item (04), Maintenance and General
9 Operations, of Section 10 of this Act, such savings may be transferred to
10 item (05), Industry Training Program, of Section 10 of this Act, after
11 obtaining approval of the Chief Fiscal Officer of the State and after prior
12 review by the Legislative Council or Joint Budget Committee. The provisions
13 of this section shall be in effect only from July 1, 2005 through June 30,
14 2007.

15
16 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
17 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
18 PROVISION - INDUSTRY TRAINING PROGRAM. During either fiscal year of the
19 2005-2007 biennium any savings accomplished in line item (02) of Section 10
20 of this Act, Extra Help, may be transferred to line item (04) of Section 10
21 of this Act, Maintenance and General Operation after prior review by the
22 Legislative Council or Joint Budget Committee. The provisions of this section
23 shall be in effect only from July 1, 2005 through June 30, 2007.

24
25 SECTION 33. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
26 by this act shall be limited to the appropriation for such agency and funds
27 made available by law for the support of such appropriations; and the
28 restrictions of the State Procurement Law, the General Accounting and
29 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
30 Procedures and Restrictions Act, or their successors, and other fiscal
31 control laws of this State, where applicable, and regulations promulgated by
32 the Department of Finance and Administration, as authorized by law, shall be
33 strictly complied with in disbursement of said funds.

34
35 SECTION 34. LEGISLATIVE INTENT. It is the intent of the General Assembly
36 that any funds disbursed under the authority of the appropriations contained

1 in this act shall be in compliance with the stated reasons for which this act
2 was adopted, as evidenced by the Agency Requests, Executive Recommendations
3 and Legislative Recommendations contained in the budget manuals prepared by
4 the Department of Finance and Administration, letters, or summarized oral
5 testimony in the official minutes of the Arkansas Legislative Council or
6 Joint Budget Committee which relate to its passage and adoption.

7
8 SECTION 35. EMERGENCY CLAUSE. It is found and determined by the General
9 Assembly, that the Constitution of the State of Arkansas prohibits the
10 appropriation of funds for more than a two (2) year period; that the
11 effectiveness of this Act on July 1, 2005 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, 2005 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, 2005.

19
20 /s/ Joint Budget Committee
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