

1 State of Arkansas As Engrossed: H3/29/23 H4/3/23 H4/5/23

2 94th General Assembly

A Bill

3 Regular Session, 2023

HOUSE BILL 1096

4

5 By: Joint Budget Committee

6

7

For An Act To Be Entitled

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AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS

9

GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS FOR

10

THE DEPARTMENT OF FINANCE AND ADMINISTRATION -

11

DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE

12

30, 2024; AND FOR OTHER PURPOSES.

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Subtitle

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AN ACT FOR THE DEPARTMENT OF FINANCE AND

17

ADMINISTRATION - DISBURSING OFFICER

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APPROPRIATION FOR THE 2023-2024 FISCAL

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YEAR.

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

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SECTION 1. APPROPRIATION - STATE'S CONTRIBUTIONS. There is hereby

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appropriated, to the Department of Finance and Administration, to be payable

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from the Miscellaneous Agencies Fund Account, for disbursements for Arkansas'

27

contribution to various interstate organizations by the Department of Finance

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and Administration - Disbursing Officer for the fiscal year ending June 30,

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2024, the following:

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31 ITEM

FISCAL YEAR

32 NO.

2023-2024

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(01) ASSOCIATION OF RACING COMMISSIONERS

\$21,000

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(02) COUNCIL OF STATE GOVERNMENT

169,000

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(03) DELTA REGIONAL AUTHORITY

225,000

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(04) FEDERATION OF TAX ADMINISTRATORS

20,000



1	(05)	INTERSTATE MINING COMPACT	18,890
2	(06)	LOW LEVEL RADIOACTIVE WASTE COMPACT	5,000
3	(07)	MULTI-STATE TAX COMMISSION	300,000
4	(08)	NATIONAL ASSOCIATION OF ATTORNEYS	
5		GENERAL	52,500
6	(09)	NATIONAL ASSOCIATION OF STATE BUDGET	
7		OFFICERS	24,500
8	(10)	NATIONAL CENTER FOR STATE COURTS	154,500
9	(11)	NATIONAL CONFERENCE OF INSURANCE	
10		LEGISLATORS	20,000
11	(12)	NATIONAL CONFERENCE OF STATE	
12		LEGISLATURES	185,000
13	(13)	NATIONAL CONFERENCE ON UNIFORM STATE	
14		LAWS	50,000
15	(14)	NATIONAL GOVERNORS ASSOCIATION	85,000
16	(15)	SOUTHERN REGIONAL EDUCATION BOARD	224,000
17	(16)	SOUTHERN STATES ENERGY BOARD	32,000
18	(17)	STATE AND LOCAL LEGAL CENTER	6,900
19	(18)	THE ENERGY COUNCIL	<u>38,400</u>
20		TOTAL AMOUNT APPROPRIATED	<u><u>\$1,631,690</u></u>

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22 SECTION 2. APPROPRIATION - MISCELLANEOUS TRANSFERS. There is hereby

23 appropriated, to the Department of Finance and Administration, to be payable

24 from the Miscellaneous State Treasury Funds, for providing constitutional

25 officers and various state agencies with supplemental appropriations by the

26 Department of Finance and Administration - Disbursing Officer for the fiscal

27 year ending June 30, 2024, the following:

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2023-2024</u>
31	(01) REFUND TO EXPENDITURES	\$1,000,000
32	(02) PERSONAL SERVICES EXTRA HELP	3,500,000
33	(03) PERSONAL SERVICES OVERTIME	10,000,000
34	(04) PERSONAL SERVICES STIPENDS	550,000
35	(05) PERSONAL SERVICES-PAYPLAN ADJUSTMENT	<u>88,500,000</u>
36	TOTAL AMOUNT APPROPRIATED	<u><u>\$103,550,000</u></u>

SECTION 3. APPROPRIATION - MISCELLANEOUS GRANTS AND EXPENSES. There is hereby appropriated, to the Department of Finance and Administration, to be payable from the Miscellaneous Agencies Fund Account, for miscellaneous grants and expenses of the Department of Finance and Administration - Disbursing Officer for the fiscal year ending June 30, 2024, the following:

ITEM NO.		FISCAL YEAR 2023-2024
(01)	AGA/VOCATIONAL PROGRAM CERTIFICATION EXPENSES	\$10,000
(02)	AR PUBLIC ADMINISTRATION CONSORTIUM	150,000
(03)	BABY SHARON'S CHILDREN'S CATASTROPHIC ILLNESS GRANT PROGRAM	50,000
(04)	INTERSTATE PLANNING GRANTS	90,000
(05)	INTRASTATE METRO PLANNING GRANTS	90,000
(06)	MID-AMERICA MUSEUM GRANT	50,000
(07)	MUSEUM OF DISCOVERY GRANT	50,000
(08)	PLANNING AND DEVELOPMENT GRANTS	360,000
(09)	PUBLIC DEFENDER REIMBURSEMENT	34,372
(10)	INNOVATION & PRODUCT DEVELOPMENT	229,034
(11)	MORGAN NICK FOUNDATION	<u>400,000</u>
	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,513,406</u></u>

SECTION 4. APPROPRIATION - FIREMEN'S AND POLICE OFFICERS' PENSION AND RELIEF FUND. There is hereby appropriated, to the Department of Finance and Administration, to be payable from the Firemen's and Police Officers' Pension and Relief Fund, for payment of Firemen's and Police Officers' Pension and Relief Fund taxes for municipal fire and police relief and pension funds by the Department of Finance and Administration - Disbursing Officer for the fiscal year ending June 30, 2024, the following:

ITEM NO.		FISCAL YEAR 2023-2024
(01)	PENSION AND RELIEF FUNDS	<u><u>\$68,400,000</u></u>

1 SECTION 5. APPROPRIATION - MISCELLANEOUS FEDERAL PROGRAMS. There is
 2 hereby appropriated, to the Department of Finance and Administration -
 3 Disbursing Officer, to be payable from any unanticipated Miscellaneous
 4 Federal Program Funds received by the State of Arkansas or any of its
 5 agencies which are deposited in the State Treasury, for transfer to state
 6 agencies as provided by law for the fiscal year ending June 30, 2024, the
 7 following:

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2023-2024</u>
11 (01) MISCELLANEOUS FEDERAL GRANTS	\$2,000,000,000
12 (02) MISCELLANEOUS WORKFORCE INVESTMENT	
13 PROGRAMS	<u>100,000,000</u>
14 TOTAL AMOUNT APPROPRIATED	<u>\$2,100,000,000</u>

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 16 SECTION 6. APPROPRIATION - DISASTER ASSISTANCE GRANTS. There is hereby
 17 appropriated, to the Department of Finance and Administration - Disbursing
 18 Officer, to be payable from the Disaster Assistance Fund, for provision of
 19 disaster grants as authorized by the Disaster Relief Act of 1974 and for
 20 complying with the Arkansas Emergency Services Act of 1973 (Arkansas Code 12-
 21 75-101 et seq.) by the Office of Emergency Services for the fiscal year
 22 ending June 30, 2024, the following:

24 ITEM	FISCAL YEAR
25 <u>NO.</u>	<u>2023-2024</u>
26 (01) DISASTER ASSISTANCE GRANTS	<u>\$16,250,000</u>

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 28 SECTION 7. APPROPRIATION - UNEMPLOYMENT COMPENSATION CLAIMS. There is
 29 hereby appropriated, to the Department of Finance and Administration -
 30 Disbursing Officer, to be payable from the Unemployment Compensation Trust
 31 Fund, for paying unemployment compensation claims in accordance with the
 32 Employment Security Amendments for the fiscal year ending June 30, 2024, the
 33 following:

35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2023-2024</u>

1 (01) UNEMPLOYMENT COMPENSATION \$8,000,000

2

3 SECTION 8. APPROPRIATION - MARKETING AND REDISTRIBUTION. There is
4 hereby appropriated, to the Department of Finance and Administration -
5 Disbursing Officer, to be payable from the Property Sales Holding Fund, for
6 state agencies, counties, municipalities or other local governmental units
7 for expending or disbursing the net proceeds from property sold through the
8 Marketing and Redistribution Division of the Department of Transformation and
9 Shared Services for the fiscal year ending June 30, 2024, the following:

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11 ITEM FISCAL YEAR
12 NO. 2023-2024

13 (01) MARKETING AND REDISTRIBUTION PROGRAM \$4,500,000

14

15 SECTION 9. APPROPRIATION - CHILD ABUSE/ RAPE/ DOMESTIC VIOLENCE
16 CONTRACT. There is hereby appropriated, to the Department of Finance and
17 Administration, to be payable from the Miscellaneous Agencies Fund Account,
18 for personal services reimbursement and expenses of the Child Abuse/ Rape/
19 Domestic Violence Section of the University of Arkansas - Medical Sciences by
20 the Department of Finance and Administration - Disbursing Officer for the
21 fiscal year ending June 30, 2024, the following:

22

23 ITEM FISCAL YEAR
24 NO. 2023-2024

25 (01) PERSONAL SERVICES REIMBURSEMENT AND
26 EXPENSES \$363,767

27

28 SECTION 10. APPROPRIATION - CHILD WELFARE RESTRUCTURING. There is
29 hereby appropriated, to the Department of Finance and Administration -
30 Disbursing Officer, to be payable from the Miscellaneous Agencies Fund
31 Account, for payment of contractual services by the Child Abuse/ Rape/
32 Domestic Violence Section of the University of Arkansas - Medical Sciences to
33 assist multi-disciplinary task coordinators throughout the state to review
34 and process child abuse complaints for the fiscal year ending June 30, 2024,
35 the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) CONTRACTUAL SERVICES	<u>\$274,400</u>

SECTION 11. APPROPRIATION - INFORMATION NETWORK OF ARKANSAS. There is hereby appropriated, to the Department of Finance and Administration, to be payable from the Information Network of Arkansas Fund, for operating expenses of the Information Network of Arkansas and other state government technology initiatives approved by the Information Network of Arkansas Board by the Department of Finance and Administration - Disbursing Officer for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) MAINTENANCE & OPERATIONS	<u>\$1,000,000</u>

SECTION 12. APPROPRIATION - ADMINISTRATION OF JUSTICE FUND. There is hereby appropriated, to the Department of Finance and Administration, to be payable from the State Administration of Justice Fund, for distribution to state programs and agencies and reimbursement/ refunds to state, cities and counties of court costs and filing fees remitted by the cities and counties by the Department of Finance and Administration - Disbursing Officer for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) STATE AGENCIES DISTRIBUTION	\$39,309,767
(02) REFUNDS-STATE/COUNTY/CITY	<u>5,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$44,309,767</u>

SECTION 13. APPROPRIATION - ARKANSAS SHERIFFS' ASSOCIATION. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Arkansas Counties Alcohol and Drug Abuse and Crime Prevention Program Fund, for grants to the Arkansas Sheriffs' Association to be used for the establishment and operation of crime prevention and alcohol and drug abuse programs and for a grant to the

1 Arkansas Sheriffs' Association to study ways to improve the administration of
2 sheriffs' offices and developing and improving educational programs in
3 Arkansas for the fiscal year ending June 30, 2024, the following:

4

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2023-2024</u>
7 (01) ARKANSAS SHERIFF'S ASSOCIATION	<u>\$600,000</u>

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9 SECTION 14. APPROPRIATION - DRUG ENFORCEMENT AND EDUCATION. There is
10 hereby appropriated, to the Department of Finance and Administration -
11 Disbursing Officer, to be payable from the Special State Assets Forfeiture
12 Fund, for the purpose as defined by Arkansas Code § 5-64-505 for the fiscal
13 year ending June 30, 2024, the following:

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15 ITEM	FISCAL YEAR
16 <u>NO.</u>	<u>2023-2024</u>
17 (01) DRUG ENFORCEMENT, EDUCATION, 18 TREATMENT AND RELATED PURPOSES	<u>\$2,000,000</u>

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20 SECTION 15. APPROPRIATION - BABY SHARON ACT GRANTS. There is hereby
21 appropriated, to the Department of Finance and Administration - Disbursing
22 Officer, to be payable from the Baby Sharon's Children's Catastrophic Illness
23 Grant Program Trust Fund, for grants to the Baby Sharon's Children's
24 Catastrophic Illness Grant Program Committee to assist with the medical
25 expenses incurred by families of children with catastrophic illnesses or
26 injuries by awarding grants to the families who are liable for the medical
27 expenses for the fiscal year ending June 30, 2024, the following:

28

29 ITEM	FISCAL YEAR
30 <u>NO.</u>	<u>2023-2024</u>
31 (01) "BABY SHARON ACT" GRANTS	<u>\$2,000,000</u>

32

33 SECTION 16. APPROPRIATION - ORGAN DONATION EDUCATION GRANTS. There is
34 hereby appropriated, to the Department of Finance and Administration -
35 Disbursing Officer, to be payable from the Organ Donation Trust Fund, for
36 grant funds to the Arkansas Regional Organ Recovery Agency, or its successor

1 agency, to be used for educational or informational materials and other
2 related costs to inform and educate the public about organ donations and
3 organ donation awareness for the fiscal year ending June 30, 2024, the
4 following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2023-2024</u>
8 (01) ORGAN DONATION EDUCATION GRANTS	<u>\$200,000</u>

9
10 SECTION 17. APPROPRIATION - STATE EMPLOYEES BLANKET BOND PROGRAM.

11 There is hereby appropriated, to the Department of Finance and Administration
12 - Disbursing Officer, to be payable from the Miscellaneous Revolving Fund,
13 for payment of blanket surety bond premiums for the State of Arkansas for the
14 fiscal year ending June 30, 2024, the following:

16 ITEM	FISCAL YEAR
17 <u>NO.</u>	<u>2023-2024</u>
18 (01) SURETY BOND PREMIUMS STATE EMPLOYEES	<u>\$250,000</u>

19
20 SECTION 18. APPROPRIATION - COUNTY PUBLIC EMPLOYEES BLANKET BOND

21 PROGRAM. There is hereby appropriated, to the Department of Finance and
22 Administration - Disbursing Officer, to be payable from the County Aid Fund,
23 for payment of blanket surety bond premiums for those counties participating
24 in the County Public Employees Blanket Bond Program for the fiscal year
25 ending June 30, 2024, the following:

27 ITEM	FISCAL YEAR
28 <u>NO.</u>	<u>2023-2024</u>
29 (01) SURETY BOND PREMIUMS COUNTY EMPLOYEES	<u>\$500,000</u>

30
31 SECTION 19. APPROPRIATION - MUNICIPAL PUBLIC EMPLOYEES BLANKET BOND

32 PROGRAM. There is hereby appropriated, to the Department of Finance and
33 Administration - Disbursing Officer, to be payable from the Municipal Aid
34 Fund, for payment of blanket surety bond premiums for those municipalities
35 participating in the Municipal Public Employees Blanket Bond Program for the
36 fiscal year ending June 30, 2024, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) SURETY BOND PREMIUMS MUNICIPAL EMPLOYEES	<u>\$500,000</u>

SECTION 20. APPROPRIATION - PUBLIC SCHOOL EMPLOYEES BLANKET BOND PROGRAM. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Division of Elementary and Secondary Education Public School Fund Account, for payment of blanket surety bond premiums for those school districts participating in the Public School Employees Blanket Bond Program for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) SURETY BOND PREMIUMS PUBLIC SCHOOL EMPLOYEES	<u>\$250,000</u>

SECTION 21. APPROPRIATION - FIRE PROTECTION SERVICES - ADDITIONAL FUNDING. There is hereby appropriated, to the Department of Finance and Administration, to be payable from the Fire Protection Premium Tax Fund, for additional funding of Arkansas fire departments as provided in Arkansas Code beginning at 26-57-611 and including 26-57-614 and 14-284-101 et seq. by the Department of Finance and Administration - Disbursing Officer for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) PAYMENTS TO FIRE DEPARTMENTS	<u>\$20,000,000</u>

SECTION 22. APPROPRIATION - WORK FORCE 2000. There is hereby appropriated, to the Department of Finance and Administration, to be payable from the Work Force 2000 Development Fund, for additional support for vocational technical education and institutions of higher education by the Department of Finance and Administration - Disbursing Officer for the fiscal

1 year ending June 30, 2024, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2023-2024</u>
5 (01) TECHNICAL COLLEGES ACCREDITATION	\$30,000,000
6 (02) VO-TECH ACCREDITATION	<u>5,000,000</u>
7 TOTAL AMOUNT APPROPRIATED	<u>\$35,000,000</u>

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9 SECTION 23. APPROPRIATION - JUVENILE DETENTION FACILITIES. There is
 10 hereby appropriated, to the Department of Finance and Administration -
 11 Disbursing Officer, to be payable from the Juvenile Detention Facilities
 12 Operating Fund, for grants for operating expenses of local juvenile detention
 13 facilities for the fiscal year ending June 30, 2024, the following:

14

15 ITEM	FISCAL YEAR
16 <u>NO.</u>	<u>2023-2024</u>
17 (01) JUVENILE DETENTION FACILITIES	
18 OPERATING EXPENSES	<u>\$400,000</u>

19

20 SECTION 24. APPROPRIATION - PURCHASE OF VEHICLES. There is hereby
 21 appropriated, to the Department of Finance and Administration, to be payable
 22 from the Motor Vehicle Acquisition Revolving Fund, for purchase of vehicles
 23 as provided by Arkansas Code 22-8-201 by the Department of Finance and
 24 Administration - Disbursing Officer for the fiscal year ending June 30, 2024,
 25 the following:

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27 ITEM	FISCAL YEAR
28 <u>NO.</u>	<u>2023-2024</u>
29 (01) PURCHASE OF VEHICLES	<u>\$15,000,000</u>

30

31 SECTION 25. APPROPRIATION - ARKANSAS CHILDREN'S HOSPITAL. There is
 32 hereby appropriated, to the Department of Finance and Administration, to be
 33 payable from the Miscellaneous Agencies Fund Account, for miscellaneous
 34 grants to Children's Hospital by the Department of Finance and Administration
 35 - Disbursing Officer for the fiscal year ending June 30, 2024, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2023-2024</u>
3	(01) CHILDREN'S HOSPITAL BURN CENTER	\$1,000,000
4	(02) CHILDREN'S HOSPITAL INTENSIVE CARE	1,233,600
5	(03) CHILDREN'S HOSPITAL PAYMENTS	700,000
6	(04) CHILDREN'S HOSPITAL REPRODUCTIVE	
7	HEALTH MONITORING	<u>600,000</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$3,533,600</u></u>

9

10 SECTION 26. APPROPRIATION - DFA - DISBURSING - MISCELLANEOUS - CASH -
 11 TRANSFERS. There is hereby appropriated, to the Department of Finance and
 12 Administration - Disbursing Officer, to be payable from the cash fund
 13 deposited in the State Treasury as determined by the Chief Fiscal Officer of
 14 the State, for disbursement of cash funds collected on behalf of state
 15 agencies for transfer to those agencies as necessary for the fiscal year
 16 ending June 30, 2024, the following:

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18	ITEM	FISCAL YEAR
19	<u>NO.</u>	<u>2023-2024</u>
20	(01) VARIOUS EXPENSES	<u><u>\$5,050,000</u></u>

21

22 SECTION 27. APPROPRIATION - VARIOUS STATE AGENCIES - CASH. There is
 23 hereby appropriated, to the Department of Finance and Administration -
 24 Disbursing Officer, to be payable from various state agency cash funds, for
 25 providing various state agencies with appropriations for cash funds for the
 26 fiscal year ending June 30, 2024, the following:

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28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2023-2024</u>
30	(01) CASH APPROPRIATION-VARIOUS AGENCIES	\$750,000,000
31	(02) PAYPLAN ADJUSTMENT-VARIOUS AGENCIES	<u>10,000,000</u>
32	TOTAL AMOUNT APPROPRIATED	<u><u>\$760,000,000</u></u>

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34 SECTION 28. APPROPRIATION - PUBLIC LEGAL AID. There is hereby
 35 appropriated, to the Department of Finance and Administration - Disbursing
 36 Officer, to be payable from the Public Legal Aid Fund, for providing grants

1 to Legal Aid of Arkansas and the Center for Arkansas Legal Services for
 2 providing financial support for public legal aid organizations for the fiscal
 3 year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) GRANTS AND AID-LEGAL AID OF ARKANSAS AND THE CENTER FOR ARKANSAS LEGAL SERVICES	<u>\$855,432</u>

11 SECTION 29. APPROPRIATION - PROSTATE CANCER. There is hereby
 12 appropriated, to the Department of Finance and Administration - Disbursing
 13 Officer, to be payable from the Miscellaneous Agencies Fund Account, for
 14 grants to the Arkansas Prostate Cancer Foundation for cancer detection and
 15 research for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) AR PROSTATE CANCER FOUNDATION GRANT-CANCER DETECTION AND RESEARCH	<u>\$197,750</u>

22 SECTION 30. APPROPRIATION - MULTI-JURISDICTIONAL DRUG CRIME TASK FORCE.
 23 There is hereby appropriated, to the Department of Finance and Administration
 24 - Disbursing Officer, to be payable from the State Drug Crime Enforcement and
 25 Prosecution Grant Fund, for State Drug Crime Enforcement and Prosecution
 26 grant awards, operating and administrative expenses of the Multi-
 27 Jurisdictional Drug Crime Task Force for the fiscal year ending June 30,
 28 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) STATE DRUG CRIME ENFORCEMENT AND PROSECUTION GRANT AWARDS	\$5,000,000
(02) OPERATING AND ADMINISTRATIVE EXPENSES	<u>500,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$5,500,000</u>

1 SECTION 31. APPROPRIATION - MULTI-JURISDICTIONAL DRUG CRIME TASK FORCE
 2 - STATE. There is hereby appropriated, to the Department of Finance and
 3 Administration - Disbursing Officer, to be payable from the Miscellaneous
 4 Agencies Fund, for State Drug Crime Enforcement and Prosecution grant awards
 5 of the Multi-Jurisdictional Drug Crime Task Force for the fiscal year ending
 6 June 30, 2024, the following:

8 ITEM	FISCAL YEAR
9 <u>NO.</u>	<u>2023-2024</u>
10 (01) STATE DRUG CRIME ENFORCEMENT AND	
11 PROSECUTION GRANT AWARDS	<u>\$2,500,000</u>

12
 13 SECTION 32. APPROPRIATION - VARIOUS STATE AGENCIES MEDICAL MARIJUANA
 14 IMPLEMENTATION AND REGULATION. There is hereby appropriated, to the
 15 Department of Finance and Administration - Disbursing Officer, to be payable
 16 from various state and federal balances, for providing various state agencies
 17 with appropriations to cover anticipated and unanticipated expenses resulting
 18 from the implementation and regulation of medical marijuana for the fiscal
 19 year ending June 30, 2024, the following:

21 ITEM	FISCAL YEAR
22 <u>NO.</u>	<u>2023-2024</u>
23 (01) MEDICAL MARIJUANA IMPLEMENTATION AND	
24 REGULATION-VARIOUS AGENCIES	<u>\$5,000,000</u>

25
 26 SECTION 33. APPROPRIATION - VARIOUS TEMPORARY APPROPRIATION FOR STATE
 27 AGENCIES AND INSTITUTIONS. There is hereby appropriated, to the Department
 28 of Finance and Administration - Disbursing Officer, to be payable from the
 29 Miscellaneous State Treasury Funds, for providing various state agencies and
 30 institutions with additional appropriation for the fiscal year ending June
 31 30, 2024, the following:

33 ITEM	FISCAL YEAR
34 <u>NO.</u>	<u>2023-2024</u>
35 (01) ADDITIONAL APPROPRIATION - VARIOUS	
36 AGENCIES AND INSTITUTIONS	<u>\$750,000,000</u>

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SECTION 34. APPROPRIATION - ARKANSAS AGRICULTURAL MARKETING GRANTS.

There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the Arkansas Agricultural Marketing Grants Fund, for grants to wineries as provided by Arkansas Code 3-5-901 et seq., for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) ARKANSAS AGRICULTURAL MARKETING GRANTS	<u>\$1,000,000</u>

SECTION 35. APPROPRIATION - C.A.R.E.S. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with additional appropriation for expenses associated with providing emergency assistance and health care response for those affected by the 2020 coronavirus pandemic, for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) C.A.R.E.S. APPROPRIATION	<u>\$10,000,000</u>

SECTION 36. APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the American Rescue Plan Act of 2021 for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) FEDERAL FUNDS AWARDED DIRECTLY TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	\$4,000,000,000
(02) FEDERAL FUNDS AWARDED TO AGENCIES,	

1 DEPARTMENTS, INSTITUTIONS, CITIES
 2 AND COUNTIES 1,200,000,000
 3 TOTAL AMOUNT APPROPRIATED \$5,200,000,000
 4

5 SECTION 37. APPROPRIATION - INFRASTRUCTURE INVESTMENT & JOBS ACT OF
 6 2021. There is hereby appropriated, to the Department of Finance and
 7 Administration - Disbursing Officer, to be payable from various funds, for
 8 providing various state agencies, constitutional offices, and institutions
 9 with appropriation for any expenses associated with the Infrastructure
 10 Investment & Jobs Act of 2021 for the fiscal year ending June 30, 2024, the
 11 following:

13 ITEM	FISCAL YEAR
14 <u>NO.</u>	<u>2023-2024</u>
15 (01) FEDERAL FUNDS AWARDED TO 16 AGENCIES, DEPARTMENTS, INSTITUTIONS, 17 CITIES AND COUNTIES	<u>\$3,500,000,000</u>

18
 19 SECTION 38. APPROPRIATION - ARKANSAS ECONOMIC DEVELOPMENT DISTRICT
 20 GRANTS. There is hereby appropriated, to the Department of Finance and
 21 Administration - Disbursing Officer, to be payable from the cash fund
 22 deposited in the State Treasury as determined by the Chief Fiscal Officer of
 23 the State, for equal disbursement of grants to each Arkansas Economic
 24 Development District for the fiscal year ending June 30, 2024, the following:

26 ITEM	FISCAL YEAR
27 <u>NO.</u>	<u>2023-2024</u>
28 (01) ARKANSAS ECONOMIC DEVELOPMENT 29 DISTRICT GRANT DISBURSEMENTS	<u>\$240,000</u>

30
 31 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 33 PROCEDURES - APPROPRIATION – INFRASTRUCTURE INVESTMENT & JOBS ACT OF 2021.
 34 (i) All appropriation and expenditures for funding received for the
 35 Infrastructure Investment & Jobs Act of 2021 shall be expended using the
 36 Infrastructure Investment & Jobs Act of 2021 appropriation sections as

1 authorized in this Act.

2 (ii) Any state agency, constitutional office, or institution shall request
3 a transfer of appropriation, as provided in the Infrastructure Investment &
4 Jobs Act of 2021 appropriation sections of this Act, from the Chief Fiscal
5 Officer of the State, stating clearly the amount requested, purpose and any
6 additional information requested by the Chief Fiscal Officer of the State.

7 (iii) After reviewing a request, the Chief Fiscal Officer of the State may
8 deny, modify or approve the request based on the estimated amount of
9 appropriation needed and currently available, purpose, estimated funding
10 available and preferred spending priority. Upon approval or modification of a
11 request by the Chief Fiscal Officer of the State and after meeting the
12 requirements of subsection (iv) herein, the Department of Finance and
13 Administration shall establish the transfer of appropriation on the books of
14 the Department of Finance and Administration and the State Auditor, in
15 compliance with the applicable classifications of appropriations as
16 enumerated in Arkansas Code 19-4-521 through 19-4-525.

17 (iv) Any request approved as authorized in subsection (iii) herein,
18 including requests that establish a new commitment item or new appropriation
19 shall require prior approval by the Legislative Council or the Joint Budget
20 Committee during a regular session, fiscal session, or extraordinary session
21 of the General Assembly.

22 (v) Any Oversight and/or Steering Committee charged with overseeing
23 disbursement of funds and appropriation from funds received from the
24 Infrastructure Investment & Jobs Act of 2021 appropriation sections of this
25 Act shall coordinate with the Department of Finance and Administration as
26 needed to facilitate the approval requirements herein in a timely manner.

27 (vi) Any appropriation approved in the Infrastructure Investment & Jobs Act
28 of 2021 by the General Assembly shall only be used for:

29 1) The purpose and amount of planned expenditures as submitted for
30 approval to the General Assembly and,

31 2) In the event that expenditures or obligations do not fully expend
32 approved appropriation authority as authorized in this section, the excess
33 appropriation may not be utilized for any additional expenditures other than
34 the amount and purpose as submitted to and approved by the General Assembly.

35 (vii) The Chief Fiscal Officer of the State shall submit a monthly report
36 to the Legislative Council or the Joint Budget Committee during a regular

1 session, fiscal session, or extraordinary session of the General Assembly or
2 to a designated subcommittee listing all Infrastructure Investment & Jobs Act
3 of 2021 beginning balance of funds received, each appropriation approved as
4 authorized in subsection (v) herein with the date the appropriation is
5 established, state entity, purpose, amount, funding distributed, and
6 remaining balance.

7 (viii) Determining the maximum amount of appropriation each fiscal year is
8 the prerogative of the General Assembly. This is usually accomplished by
9 delineating such maximums in the appropriation act(s). Further, the General
10 Assembly has determined that a state agency, constitutional office, or
11 institution may operate more efficiently if some flexibility is provided to
12 the state agency, constitutional office, or institution authorizing broad
13 powers under this section. Therefore, it is both necessary and appropriate
14 that the General Assembly maintain oversight by requiring prior approval of
15 the Legislative Council or Joint Budget Committee as provided by this
16 section. The requirement of approval by the Legislative Council or Joint
17 Budget Committee is not a severable part of this section. If the requirement
18 for approval by the Legislative Council or Joint Budget Committee is ruled
19 unconstitutional by a court of competent jurisdiction, this entire section is
20 void.

21

22 SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
24 PROCEDURES - APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. (i) All
25 appropriation and expenditures for funding received for the American Rescue
26 Plan Act of 2021 shall be expended using the American Rescue Plan Act of 2021
27 Appropriation Sections as authorized in this Act.

28 (ii) Any state agency, constitutional office, or institution shall request
29 a transfer of appropriation, as provided in the American Rescue Plan Act of
30 2021 Appropriation Sections of this Act, from the Chief Fiscal Officer of the
31 State, stating clearly the amount requested, purpose and any additional
32 information requested by the Chief Fiscal Officer of the State.

33 (iii) After reviewing a request, the Chief Fiscal Officer of the State may
34 deny, modify or approve the request based on the estimated amount of
35 appropriation needed and currently available, purpose, estimated funding
36 available and preferred spending priority. Upon approval or modification of a

1 request by the Chief Fiscal Officer of the State and after meeting the
2 requirements of subsection (iv) herein, the Department of Finance and
3 Administration shall establish the transfer of appropriation on the books of
4 the Department of Finance and Administration and the State Auditor, in
5 compliance with the applicable classifications of appropriations as
6 enumerated in Arkansas Code 19-4-521 through 19-4-525.

7 (iv) Any request approved as authorized in subsection (iii) herein,
8 including requests that establish a new commitment item or new appropriation
9 shall require prior approval by the Legislative Council during the extended
10 recess, beginning on May 1, 2021, of the 2021 Regular Session or during the
11 interim, or the Joint Budget Committee during a regular session, fiscal
12 session, or extraordinary session of the General Assembly.

13 (v) Any Oversight and/or Steering Committee charged with overseeing
14 disbursement of funds and appropriation from funds received from the American
15 Rescue Plan Act of 2021 Appropriation Sections of this Act shall coordinate
16 with the Department of Finance and Administration as needed to facilitate the
17 approval requirements herein in a timely manner.

18 (vi) Any appropriation approved in the American Rescue Plan of 2021 by the
19 General Assembly shall only be used for:

20 (1) The purpose and amount of planned expenditures as submitted for
21 approval to the General Assembly and,

22 (2) In the event that expenditures or obligations do not fully expend
23 approved appropriation authority as authorized in this section, the excess
24 appropriation may not be utilized for any additional expenditures other than
25 the amount and purpose as submitted to and approved by the General Assembly.

26 (vii) It is the intent of the General Assembly that funds received from the
27 American Rescue Plan of 2021 that are discretionary or are not required to be
28 spent for a different general or specific purpose may be considered to be
29 utilized to pay off existing debt service. The parameters for the selection
30 of debt service payments may consider the highest interest rate owed and with
31 priority given to the payment of Big River Steel General Obligations bonds
32 and GARVEE Department of Transportation bonds.

33 (viii) The Chief Fiscal Officer of the State shall submit a monthly report
34 to the Legislative Council during the extended recess, beginning on May 1,
35 2021, of the 2021 Regular Session or during the interim, or the Joint Budget
36 Committee during a regular session, fiscal session, or extraordinary session

1 of the General Assembly or to a designated subcommittee listing all American
2 Rescue Plan Act of 2021 beginning balance of funds received, each
3 appropriation approved as authorized in subsection (v) herein with the date
4 the appropriation is established, state entity, purpose, amount, funding
5 distributed, and remaining balance.

6 (ix) Determining the maximum amount of appropriation each fiscal year is
7 the prerogative of the General Assembly. This is usually accomplished by
8 delineating such maximums in the appropriation act(s). Further, the General
9 Assembly has determined that a state agency, constitutional office, or
10 institution may operate more efficiently if some flexibility is provided to
11 the state agency, constitutional office, or institution authorizing broad
12 powers under this section. Therefore, it is both necessary and appropriate
13 that the General Assembly maintain oversight by requiring prior approval of
14 the Legislative Council or Joint Budget Committee as provided by this
15 section. The requirement of approval by the Legislative Council or Joint
16 Budget Committee is not a severable part of this section. If the requirement
17 or approval by the Legislative Council or Joint Budget Committee is ruled
18 unconstitutional by a court of competent jurisdiction, this entire section is
19 void.

20

21 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
23 PROCEDURES - APPROPRIATION - C.A.R.E.S.. (i) In the event that sufficient
24 appropriation is not provided by the General Assembly, any state agency,
25 constitutional office, or institution may request a transfer of
26 appropriation, as provided in the C.A.R.E.S. Appropriation Section of this
27 Act, from the Chief Fiscal Officer of the State, stating clearly the amount
28 requested, purpose and any additional information requested by the Chief
29 Fiscal Officer of the State.

30 (ii) After reviewing a request, the Chief Fiscal Officer of the State may deny,
31 modify or approve the request based on the estimated amount of appropriation
32 needed and currently available, purpose, estimated funding available and
33 preferred spending priority. Upon approval or modification of a request by the
34 Chief Fiscal Officer of the State and after meeting the requirements of
35 subsection (iii) herein, the Department of Finance and Administration shall
36 establish the transfer of appropriation on the books of the Department of

1 Finance and Administration and the State Auditor, in compliance with the
2 applicable classifications of appropriations as enumerated in Arkansas Code 19-
3 4-521 through 19-4-525.

4 (iii) Any request approved as authorized in subsection (ii) herein, including
5 requests that establish a new commitment item or new appropriation shall
6 require prior approval by the Arkansas Legislative Council or if meeting in
7 Regular or Fiscal Session the Joint Budget Committee.

8 (iv) Determining the maximum amount of appropriation each fiscal year is the
9 prerogative of the General Assembly. This is usually accomplished by delineating
10 such maximums in the appropriation act(s). Further, the General Assembly has
11 determined that a state agency, constitutional office, or institution may
12 operate more efficiently if some flexibility is provided to the state agency,
13 constitutional office, or institution authorizing broad powers under this
14 section. Therefore, it is both necessary and appropriate that the General
15 Assembly maintain oversight by requiring prior approval of the Legislative
16 Council or Joint Budget Committee as provided by this section. The requirement
17 of approval by the Legislative Council or Joint Budget Committee is not a
18 severable part of this section. If the requirement or approval by the
19 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
20 court of competent jurisdiction, this entire section is void.

21 The provisions of this section shall be in effect from the date of passage
22 through June 30, ~~2023~~ 2024.

23
24 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

35 The provisions of this section shall be in effect only from July 1, ~~2022~~
36 2023 through June 30, ~~2023~~ 2024.

1
2 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
4 PROVISION - MARKETING AND REDISTRIBUTION. The Department of Finance and
5 Administration shall, upon transfer to the agencies or institutions fund or
6 fund account of the proceeds derived from disposal of property by the
7 Marketing and Redistribution division for the benefit of various agencies,
8 transfer appropriation, as provided in the Marketing and Redistribution
9 Section, hereof in such amount as funds are deposited into the Property Sales
10 Holding Fund and transferred therefrom for the benefit of such agencies.

11 The provisions of this section shall be in effect only from July 1, ~~2022~~
12 2023 through June 30, ~~2023~~ 2024.

13
14 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
16 RESTRICTIONS - MISCELLANEOUS TRANSFERS. Nothing in this Act is to be
17 construed as an authority to transfer a like amount of current general
18 revenues to fund appropriations provided for in the Miscellaneous Transfers
19 Section of this Act.

20 The provisions of this section shall be in effect only from July 1, ~~2022~~
21 2023 through June 30, ~~2023~~ 2024.

22
23 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
25 RESTRICTIONS - TRANSFER PROVISIONS. The Department of Finance and
26 Administration shall transfer appropriation as provided in the Refund to
27 Expenditures line item of the Miscellaneous Transfers Section, hereof in such
28 amounts as funds are deposited into the State Treasury or financial
29 institutions for proceeds received from insurance policies for casualty
30 losses, overpayment of obligations, overpayment of salaries, over-allocation
31 of federal assistance, maturity or redemption of investments, and subrogation
32 payments received for workers' compensation claims paid, for the benefit of
33 various state agencies. Provided, however, that the Chief Fiscal Officer of
34 the State is hereby authorized to promulgate such rules, regulations,
35 procedures, and guidelines as he or she may deem necessary and proper in
36 order to carry out the provisions of this Act.

1 The provisions of this section shall be in effect only from July 1, ~~2022~~
2 2023 through June 30, ~~2023~~ 2024.

3
4 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
6 PROCEDURES - PERSONAL SERVICES OVERTIME. In the event that there is not
7 sufficient appropriation provided for by the General Assembly for overtime
8 compensation pursuant to Arkansas Code § 19-4-1612 and related personal
9 services matching for any state agency for the period ending June 30, ~~2023~~
10 2024, said agency shall request a transfer from appropriations provided for
11 Overtime in the Miscellaneous Transfers Section, herein, from the Chief
12 Fiscal Officer of the State, stating clearly the amount required. Upon
13 approval of the Chief Fiscal Officer of the State, and after seeking prior
14 review by the Arkansas Legislative Council or Joint Budget Committee, the
15 State Auditor shall be notified as to the amount and the purposes for which
16 said appropriation is to be made. The appropriation shall be established
17 upon the books of the Department of Finance and Administration and the State
18 Auditor. Provided, further, that if desired, said appropriation shall be
19 supplemental to those regularly appropriated for such purposes by the General
20 Assembly for that agency.

21 The provisions of this section shall be in effect only from July 1, ~~2022~~
22 2023 through June 30, ~~2023~~ 2024.

23
24 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
26 CLASSIFICATION AND USE OF APPROPRIATIONS - REFUND TO EXPENDITURES. The
27 appropriations authorized for Refund to Expenditures in the Miscellaneous
28 Transfers Section, hereof which are transferred to the various agencies as
29 authorized by the RESTRICTIONS - MISCELLANEOUS TRANSFERS and the RESTRICTIONS
30 - TRANSFER POSITIONS Sections hereof are to be used for the same purposes and
31 shall be expended under the same provisions as cited in Arkansas Code §§ 19-
32 4-501 through 19-4-527, the same being the General Accounting and Budgetary
33 Procedures Law of Arkansas, or its successor.

34 The provisions of this section shall be in effect only from July 1, ~~2022~~
35 2023 through June 30, ~~2023~~ 2024.

36

1 SECTION 48. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title 11,
2 Chapter 10, Subchapter 5, is amended to add an additional section and to
3 codify special language in appropriation acts to read as follows:

4 11-10-545. Benefits paid to former employee of state agency.

5 (a) At the end of each calendar quarter, the Division of Workforce
6 Services shall certify to a state agency the unemployment compensation
7 benefit payments made to a former state agency employee who claimed and
8 qualified for unemployment compensation benefits under the Division of
9 Workforce Services Law.

10 (b) Upon satisfaction by the Chief Fiscal Officer of the State that
11 the payments to a former state agency employee were made in accordance with
12 the Division of Workforce Services Law, the Chief Fiscal Officer of the State
13 shall disburse funds appropriated for unemployment compensation claims to
14 reimburse the division for benefits paid in the previous calendar quarter.

15
16 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
18 PROCEDURES - CASH FUNDS. In the event that the appropriation is not provided
19 by the General Assembly for Cash Fund expenditures for any state agency,
20 pursuant to Arkansas Code § 19-4-801 et seq., said agency shall request a
21 transfer of appropriation from the Chief Fiscal Officer of the State, stating
22 clearly the amount required. Upon approval of the Chief Fiscal Officer of
23 the State, and after seeking prior review by the Arkansas Legislative Council
24 or Joint Budget Committee, said cash fund appropriations shall be established
25 upon the books of the Department of Finance and Administration, provided
26 further, that upon request of the state agency and with the approval of the
27 Chief Fiscal Officer of the State, the requested appropriations may be
28 established upon the books of the Department of Finance and Administration in
29 compliance with the applicable classifications of appropriations as
30 enumerated in Arkansas Code §§ 19-4-521 through 19-4-527.

31 The provisions of this section shall be in effect only from July 1, ~~2022~~
32 2023 through June 30, ~~2023~~ 2024.

33
34 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
36 MISCELLANEOUS FEDERAL PROGRAMS. The appropriations provided in the Various

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

8 The provisions of this section shall be in effect only from July 1, ~~2022~~
9 2023 through June 30, ~~2023~~ 2024.

10

11 SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SALARIES.
13 No provisions as provided in the Various State Agencies - Cash Section herein
14 shall be interpreted as the authority to create or establish new positions in
15 addition to the positions established in the agency's Appropriation Act. In
16 addition, salaries paid from appropriations transferred herein shall be
17 subject to the provision of the Regular Salaries Procedures and Restrictions
18 Act.

19 The provisions of this section shall be in effect only from July 1, ~~2022~~
20 2023 through June 30, ~~2023~~ 2024.

21

22 SECTION 52. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 19-7-
23 502, concerning the procedure related to the availability of unanticipated
24 federal funds, is amended to add an additional subsection to read as follows:

25 (e) Each even-numbered year the Chief Fiscal Officer of the State
26 shall file with the Legislative Council or, if the General Assembly is in
27 session, the Joint Budget Committee, a cumulative report summarizing all
28 appropriations transferred and all additional positions authorized in
29 relation to unanticipated federal funds subject to this subchapter, including
30 without limitation miscellaneous federal grants and miscellaneous workforce
31 investment programs, during the preceding two (2) fiscal years.

32

33 SECTION 53. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
35 PROCEDURES - PERSONAL SERVICES AND REGULAR SALARIES. In the event that the
36 Chief Fiscal Officer of the State determines that the General Assembly has

1 not provided sufficient appropriation for the payment of Personal Services
2 for any office of an elected Constitutional Officer, including the Bureau of
3 Legislative Research, Division of Legislative Audit or the Judicial
4 Department, any state agency, office, board, commission, institution or
5 institution of higher education due to the enactment of this Act or any other
6 Act approved by the General Assembly which raises the compensation level or
7 required benefit matching costs of state employees, the agency, office,
8 board, commission, institution of higher education or other institution may
9 request a transfer from the appropriation provided herein from the Chief
10 Fiscal Officer of the State. Such request shall clearly state the amount
11 required, the fund or fund account from which the employees are currently
12 being paid, and such other information as may be required by the Chief Fiscal
13 Officer of the State that he or she deems necessary to make a decision
14 regarding the request. Upon the approval of the Chief Fiscal Officer of the
15 State, and upon review by the Performance Evaluation and Expenditure Review
16 Subcommittee of the Arkansas Legislative Council or Joint Budget Committee or
17 upon processing the request for elected Constitutional Officers and their
18 employees by the Chief Fiscal Officer of the State, the State Auditor shall
19 be notified as to the amount and the purposes for which said appropriation is
20 to be made. In the event that appropriation for the payment of Personal
21 Services is not sufficient for the last payroll of the fiscal year, the Chief
22 Fiscal Officer of the State may approve any transfers on an emergency basis
23 and provide a report to the Performance Evaluation and Expenditure Review
24 Subcommittee of the Arkansas Legislative Council or Joint Budget Committee.
25 The appropriation shall then be added to the proper account on the books of
26 the Department of Finance and Administration and the State Auditor payable
27 from the fund or fund account from which the employees of the state agency,
28 office, board, commission, institution of higher education or other
29 institution are authorized to be paid by law. Such appropriation transfers
30 shall be limited to Regular Salaries or Personal Services Matching or both.

31 The provisions of this section shall be in effect only from July 1, ~~2022~~
32 2023 through June 30, ~~2023~~ 2024.

33

34 SECTION 54. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
36 TRANSFER - PERFORMANCE FUND. Funding of compensation increases provided by

1 the General Assembly in the fiscal year ending June 30, ~~2023~~ 2024, and
2 funding for the appropriation transfers authorized by the TRANSFER PROCEDURES
3 - PERSONAL SERVICES AND REGULAR SALARIES Section of this Act for those state
4 agencies, offices, boards, commissions, institutions and state institutions
5 of higher education which are supported in whole or in part from general
6 revenues shall, if required, be provided for by a transfer from the
7 Performance Fund to the proper fund or fund account and in such amounts as
8 may be determined by the Chief Fiscal Officer of the State and upon review by
9 the Performance Evaluation and Expenditure Review Subcommittee of the
10 Arkansas Legislative Council or Joint Budget Committee. The state agencies,
11 offices, boards, commissions, institutions and state institutions of higher
12 education shall, in addition to the funds provided in this section for
13 Personal Services from the Performance Fund, make available any funding
14 generated from its salary savings for such purposes as provided for herein,
15 from the funds or fund accounts as prescribed by law.

16 The provisions of this section shall be in effect only from July 1, ~~2022~~
17 2023 through June 30, ~~2023~~ 2024.

18
19 SECTION 55. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PUBLIC
21 DEFENDER. The appropriation provided in the Public Defender Reimbursement
22 line item of the Miscellaneous Grants and Expenses Section herein shall be
23 expended only for the purpose of reimbursing the Public Defender of Pulaski
24 County to provide defense for the mentally ill.

25 The provisions of this section shall be in effect only from July 1, ~~2022~~
26 2023 through June 30, ~~2023~~ 2024.

27
28 SECTION 56. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHERIFFS'
30 ASSOCIATION. A lump sum monthly installment of at least one-twelfth (1/12)
31 of the annual allocation provided for in the Arkansas Sheriffs' Association
32 Section of this Act, or so much thereof as may be made available, shall be
33 provided to the Arkansas Sheriffs' Association to be used exclusively for the
34 establishment and operation of crime prevention and alcohol and drug abuse
35 programs and for a grant to the Arkansas Sheriffs' Association to study ways
36 to improve the administration of sheriffs' offices and developing and

1 improving education programs designed for sheriffs' offices in Arkansas.

2 The provisions of this section shall be in effect only from July 1, ~~2022~~
3 2023 through June 30, ~~2023~~ 2024.

4
5 SECTION 57. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

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

14 (1) the Administrative Office of the Courts to fund the State Central
15 Services Fund for Trial Court Administrators,

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

18 (3) Administrative Office of the Courts to fund State Central Services
19 Fund for Court Reporters.

20 (b) The total funds remaining in the State Administration of Justice Fund
21 after the monthly distribution is made under subdivision (a) of this section
22 shall be distributed to the remaining state programs and state agencies
23 listed in the ALLOCATION RESTRICTIONS Section of this Act but not listed in
24 subdivision (a) of this section shall be funded in the percentage of the
25 total funds available in the Administration of Justice Fund; that is if less
26 than 100% of the total monthly allocation is available for distribution,
27 monthly allocations for the remaining agencies will be funded at an equal
28 percentage consistent with the remaining available funds, provided that any
29 of the allocations listed in the ALLOCATION RESTRICTIONS Section that have
30 been fully pledged prior to January 1, 2001 to the repayment of a bond issue
31 or bond issues shall not be reduced below the amount listed in the ALLOCATION
32 RESTRICTIONS Section of this Act. Any shortage from one month will be
33 adjusted in future months' payments as funds become available.

34 The provisions of this section shall be in effect only from July 1, ~~2022~~
35 2023 through June 30, ~~2023~~ 2024.

36

1 SECTION 58. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 3 ALLOCATION RESTRICTIONS. There is hereby allocated to state programs and
 4 agencies, as set out herein, the following allocations of funds appropriated
 5 for State Agencies Distribution Item in the Administration of Justice Fund
 6 Section, to the Department of Finance and Administration - Disbursing
 7 Officer, there to be used as provided by law.

8		Maximum Allocation
9	Item	Fiscal Years
10	No.	2022-2023 <u>2023-2024</u>
11	(1) Board of Trustees of the University of	
12	Arkansas for the purpose and as regulated	
13	by §§ 6-64-604 through 6-64-606	\$2,687,619
14	(2) Drug Abuse Prevention and Treatment	
15	Fund for use in the Drug Abuse Prevention	
16	and Treatment Program of the Bureau of	
17	Alcohol and Drug Abuse Prevention	342,000
18	(3) Highway Safety Special Fund for programs	
19	of the Arkansas Highway Safety Program	
20	within DHS	1,324,795
21	(4) Division of Arkansas State Police for	
22	the State Police Retirement Fund	1,499,256
23	(5) Division of Arkansas State Police Fund	400,000
24	(6) Crime Victims/Reparations Revolving Fund	
25	for the purpose and as regulated by	
26	Arkansas Code Annotated § 16-90-701 et seq.	2,089,723
27	(7) Prosecutor Coordinator's Office for	
28	deposit in the Law Enforcement and	
29	Prosecutor Drug Enforcement Training Fund	70,660
30	(8) Crime Information System Fund	98,064
31	(9) Justice Building Construction Fund	990,000
32	(10) District Court Judge and the	
33	District Court Clerk Education Fund	100,000
34	(11) Arkansas Judicial Retirement System Fund	902,797
35	(12) State Central Services Fund for the	
36	benefit of the Public Defender Commission	6,908,027

1	(13) State Central Services Fund for	
2	Administrative Office of the Courts - Court	
3	Reporters	6,075,374
4	(14) Justice Building Fund	83,528
5	(15) Arkansas Counties Alcohol and Drug	
6	Abuse and Crime Prevention Fund	50,000
7	(16) State Central Services Fund for	
8	Administrative Office of the Courts -	
9	Trial Court Administrators	8,312,527
10	(17) Drug Abuse Prevention and Treatment	
11	Fund for use in the Drug Abuse Prevention	
12	and Treatment program of the Bureau of	
13	Alcohol and Drug Abuse Prevention	312,000
14	(18) State Central Services Fund for the	
15	Benefit of the Administrative Office	
16	of the Courts Div. of Dependency-Neglect	
17	Representation	4,284,838
18	(19) Miscellaneous Agencies Fund Account for	
19	the benefit of the State Crime Laboratory	576,988
20	(20) District Judges Association for the	
21	District Court Coordinator	67,028
22	(21) Public Legal Aid Fund	855,432
23	(22) Administrative Office of the Courts -	
24	County Reimbursements for Jurors	850,000
25	(23) Administrative Office of the Courts -	
26	Drug Court Coordinator to reimburse the	
27	State Central Services Fund	66,320
28	(24) State Central Services Fund for Court	
29	Security by Administrative Office of the	
30	Courts	<u>362,791</u>
31	TOTAL AMOUNT ALLOCATED	<u>\$39,309,767</u>

32 The provisions of this section shall be in effect only from July 1, ~~2022~~
33 2023 through June 30, ~~2023~~ 2024.

34

35 SECTION 59. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. YEARLY

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

12 The provisions of this section shall be in effect only from July 1, ~~2022~~
13 2023 through June 30, ~~2023~~ 2024.

14

15 SECTION 60. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 24-11-
16 203, concerning the Arkansas Fire and Police Pension Review Board, is amended
17 to add an additional subsection to codify special language in appropriation
18 acts to read as follows:

19 (k)(1) On or before June 15 of each fiscal year, the Arkansas Fire and
20 Police Pension Review Board shall certify to the Chief Fiscal Officer of the
21 State the amount of funding it recommends for disbursement in the ensuing
22 fiscal year to underfunded municipal fire and police relief and pension plans
23 as defined in § 24-11-217.

24 (2) After receiving the certification required under subdivision
25 (k)(1) of this section, the Chief Fiscal Officer of the State shall
26 immediately transfer on his or her books and the books of the Treasurer of
27 State the lesser of the total amount recommended by the Arkansas Fire and
28 Police Pension Review Board or the amount appropriated by the General
29 Assembly for the ensuing fiscal year from the Revenue Holding Fund Account to
30 the Firemen's and Police Officers' Pension and Relief Fund for distribution
31 to the recommended underfunded plans.

32

33 SECTION 61. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 24-11-
34 217, concerning allocations to underfunded policemen's pension and relief
35 funds and underfunded firemen's pension and relief funds, is amended to add
36 an additional subsection to codify special language in appropriation acts to

1 read as follows:

2 (f) Funds distributed to underfunded local pension programs through
3 appropriation by the General Assembly for the purpose of payment of Firemen's
4 and Police Officers' Pension and Relief Fund taxes for municipal fire and
5 police relief and pension funds shall not be used to enhance benefits of the
6 recipients.

7
8 SECTION 62. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. WORK
10 FORCE 2000 DISTRIBUTION. After the amount to be made available to a
11 technical college, technical institute or comprehensive lifelong learning
12 center has been determined, as provided by law, the Chief Fiscal Officer of
13 the State shall process the documents necessary so that the funds may be
14 transferred from the Work Force 2000 Development Fund to the State Treasury
15 fund or fund account from which the technical college, technical institute,
16 or comprehensive lifelong learning center draws its general revenue support.
17 The Chief Fiscal Officer of the State shall also cause an equal amount of the
18 appropriation provided for Technical Colleges Accreditation and Vo-Tech
19 Accreditation in the Work Force 2000 Section of this Act to be transferred to
20 the institutions' appropriate line item appropriation or allocation, there to
21 be supplemental and in addition to those appropriations or allocations
22 provided by the General Assembly for personal services and operating expenses
23 of the institution from the State Treasury Fund or fund account.

24 The provisions of this section shall be in effect only from July 1, ~~2022~~
25 2023 through June 30, ~~2023~~ 2024.

26
27 SECTION 63. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUVENILE
29 DETENTION FACILITIES - ALLOCATION. There is hereby allocated to the local
30 juvenile detention facilities, as set out herein, the following amounts as
31 appropriated to the Department of Finance and Administration – Disbursing
32 Officer for grants for operating expenses of local juvenile detention
33 facilities for the fiscal year ending June 30, ~~2023~~ 2024:

	Maximum Allocation
	Fiscal Years
	2022-2023 <u>2023-2024</u>
36 No. Juvenile Detention Facility	

1	(01) Arkansas County Juvenile Detention Center	31,167
2	(02) Benton County Juvenile Detention Center	22,082
3	(03) Craighead County Juvenile Detention Center	31,167
4	(04) Crittenden County Juvenile Detention Center	31,167
5	(05) Faulkner County Juvenile Detention Center	20,783
6	(06) Garland County Juvenile Detention Center	28,574
7	(07) Independence County Juvenile Detention Center	31,167
8	(08) Jefferson County Juvenile Detention Center	31,167
9	(09) Miller County Juvenile Detention Center	31,167
10	(10) Mississippi County Juvenile Detention Center	16,891
11	(11) Pulaski County Juvenile Detention Center	31,167
12	(12) Sebastian County Juvenile Detention Center	31,167
13	(13) Washington County Juvenile Detention Center	31,167
14	(14) Yell County Juvenile Detention Center	<u>31,167</u>
15	Total Amount Allocated	<u>\$ 400,000</u>

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

22 The provisions of this section shall be in effect only from July 1, ~~2022~~
 23 2023 through June 30, ~~2023~~ 2024.

24
 25 SECTION 64. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 27 OF FUNDS FOR THE PROGRAM - CA/R/DV - UAMS. The Department of Human Services
 28 may provide funding in an amount not to exceed \$300,000 for each fiscal year
 29 for expansion of services by the Child Abuse/Rape/Domestic Violence Section
 30 of the University of Arkansas – Medical Sciences. The Secretary of the
 31 Department of Human Services shall certify the amount of available funds for
 32 this purpose for each year. The Chief Fiscal Officer of the State shall
 33 transfer the amount of certified funds available from an account designated
 34 by the Secretary of the Department of Human Services to the Miscellaneous
 35 Agencies Fund Account to expand services provided by the Child
 36 Abuse/Rape/Domestic Violence Section of the University of Arkansas – Medical

1 Sciences.

2 The provisions of this section shall be in effect only from July 1, ~~2022~~
3 2023 through June 30, ~~2023~~ 2024.

4

5 SECTION 65. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

7 ARKADELPHIA 2025 COMMISSION. (a) There is hereby created the Arkadelphia
8 2025 Commission to be composed of the Mayor, City Manager, and Chairman of
9 the City Planning Commission of Arkadelphia, the Superintendent of the
10 Arkadelphia Public School District, the member of the Arkansas House of
11 Representatives representing the Arkadelphia area, the member of the Arkansas
12 Senate representing the Arkadelphia area, the County Judge of Clark County,
13 the Presidents of Ouachita Baptist University and Henderson State University,
14 the President and Executive Secretary of the Arkadelphia Chamber of Commerce,
15 and at least an equal number of citizens of the Arkadelphia area to be
16 appointed by the members just named. The Commission shall be as broadly
17 based as possible to represent all the diverse interests and to represent
18 every race, gender, income level, and geographic area.

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

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

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

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

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

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

30 (6) Adopt bylaws and establish goals; and

31 (7) Perform all other powers and functions necessary to fulfill its
32 duties.

33 (c) The Commission shall be subject to audit by the Division of Legislative
34 Audit.

35 The provisions of this section shall be in effect only from July 1, ~~2022~~
36 2023 through June 30, ~~2023~~ 2024.

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SECTION 66. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE'S CONTRIBUTIONS. The Secretary of the Department of Finance and Administration is authorized to transfer Appropriation and Funding between State's Contributions line items authorized in the State's Contributions Section. Any unexpended balances in funds provided for State's Contributions in this Act remaining June 30, ~~2022~~ 2023, shall be carried forward during the fiscal year ending June 30, ~~2023~~ 2024.

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

SECTION 67. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROCEDURES - PERSONAL SERVICES STIPENDS. If there is not sufficient appropriation, from funds deposited in the State Treasury or Cash Accounts of an agency, for personal services, or personal services matching for any state agency for the period ending June 30, ~~2023~~ 2024, for State agencies that process payroll through the Arkansas Administrative Statewide Information System for federal and state tax reporting as necessary to comply with the payment of stipends under United States Internal Revenue Code (IRC), 2001-Code-Vol, Sec 3401 and Treasury Regulations §31.3401(c)-1(a) and §1.1402(c)-2(b), and others which govern the reporting of income and payment of withholding and matching taxes for personal services, the agency shall request a transfer from appropriation provided for Personal Services and Personal Services Matching in the appropriation for Various State Agencies - U.S. IRC and Treasury Regulations herein, from the Chief Fiscal Officer of the State, stating clearly the amounts required for each item. Upon approval of the Chief Fiscal Officer of the State, the State Auditor shall be notified as to the amount and the purposes for which the appropriation is to be made and such appropriation as needed shall be established upon the books of the Department of Finance and Administration and the State Auditor. Provided, however, that in the event the total amount of transfer requested in any fiscal year exceeds Ten Thousand Dollars (\$10,000), the Chief Fiscal Officer of the State shall seek prior review by the Arkansas Legislative Council or Joint Budget Committee before the transfer shall be made.

1 The provisions of this section shall be in effect only from July 1, ~~2022~~
2 2023 through June 30, ~~2023~~ 2024.

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4 SECTION 68. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POSITION
6 ESTABLISHMENT. The Chief Fiscal Officer of the State shall have the authority
7 to establish such positions as necessary for State agencies to process
8 payroll through the Arkansas Administrative Statewide Information System for
9 federal and state tax reporting purposes as necessary to comply with the
10 United States Internal Revenue Code (IRC), 2001-Code-Vol, Sec 3401 and
11 Treasury Regulations §31.3401(c)-1(a) and §1.1402(c)-2(b), and others which
12 govern the reporting of income and payment of withholding and matching taxes
13 for personal services. The positions established shall not be considered as
14 part of the total number of authorized positions for an agency and shall only
15 be considered as placeholders for payments to individuals who are board or
16 commission members or elected officials of the State that do not otherwise
17 receive salaries or wages as defined in Arkansas Code § 19-4-521 for their
18 personal services. Further, none of the positions established under this
19 section shall imply eligibility for state retirement or state health
20 insurance benefits. The establishment of such positions shall not exceed 250
21 positions in any fiscal year.

22 The provisions of this section shall be in effect only from July 1, ~~2022~~
23 2023 through June 30, ~~2023~~ 2024.

24
25 SECTION 69. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
27 AUTHORIZED - ARKANSAS CHILDREN'S HOSPITAL. The Arkansas Children's Hospital
28 may request the Chief Fiscal Officer of the State to transfer funds made
29 available for the following by this Act sums not to exceed \$1,000,000 for the
30 Arkansas Children's Hospital Burn Center, \$700,000 for the Children's
31 Hospital Payments, \$600,000 for the Reproductive Health Monitoring, and
32 \$233,600 for the Intensive Care Nursery each fiscal year from the
33 Miscellaneous Agencies Fund Account to the Department of Human Services
34 Grants Fund Account. The transferred funds shall be used to match federal
35 funds used for supplemental Medicaid payments to Arkansas Children's
36 Hospital.

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

7 The provisions of this section shall be in effect only from July 1, ~~2022~~
8 2023 through June 30, ~~2023~~ 2024.

9
10 SECTION 70. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
12 INNOVATION AND PROJECT DEVELOPMENT FUND TRANSFERS. The Department of
13 Transformation & Shared Services - Division of Information Systems is a cost
14 recovery agency subject to the requirements of the United States Office of
15 Management and Budget Circular A-87 Cost Principles for State, Local and
16 Indian Tribal Government (A-87) and Cost Principles for Developing Cost
17 Allocation Plans and Indirect Cost Rates for Agreements with the Federal
18 Government Implementation Guide for the Office of Management and Budget
19 Circular A-87 (ASMBC-10). To comply with these federal rules, it is necessary
20 to establish an Innovation and Project Development appropriation and general
21 revenue fund account within the Department of Finance and Administration -
22 Disbursing Officer for the Department of Transformation & Shared Services -
23 Division of Information Systems. This fund shall be used for state enterprise
24 innovation projects that would enhance the technology operations of the State
25 that cannot be cost allocated to federal programs. The Department of
26 Transformation & Shared Services - Division of Information Systems will
27 maintain documentation for projects billed for these purposes. Fund transfers
28 may be made from the General Revenue Fund Account, upon the approval of the
29 Chief Fiscal Officer of the State and prior review of the Arkansas
30 Legislative Council or Joint Budget Committee, to reimburse the Department of
31 Transformation & Shared Services - Division of Information Systems for the
32 amounts billed.

33 The provisions of this section shall be in effect only from July 1, ~~2022~~
34 2023 through June 30, ~~2023~~ 2024.

35
36 SECTION 71. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 26-51-

1 205, concerning the state income tax on corporations and the Work Force 2000
2 Development Fund, is amended to codify special language in appropriation acts
3 and to add an additional subsection to read as follows:

4 (e)(1)(A) After the amounts to be made available to the various
5 technical institutes or comprehensive lifelong learning centers have been
6 determined under subdivisions (d)(2)(A) and (d)(2)(B) of this section, such
7 documents as may be necessary shall be processed so that funds may be
8 transferred from the Work Force 2000 Development Fund to the State Treasury
9 fund or fund account from which the technical institute or comprehensive
10 lifelong learning center draws its general revenue support.

11 (B) The amount of the funds transferred under subdivision
12 (e)(1)(A) of this section shall not exceed six and three hundred nine
13 thousandths percent (6.309%) of the total funds available from the Work Force
14 2000 Development Fund during each fiscal year.

15 (2) If a technical college, community college, or educational
16 institution that receives support from the Work Force 2000 Development Fund
17 as determined by law transfers from the Arkansas Technical College and
18 Community College System for which Work Force 2000 Development Fund moneys
19 are determined by law, then the actual amount of support from the Work Force
20 2000 Development Fund in the preceding fiscal year for the transferring
21 educational institution shall be made available regardless of any other
22 provision of law that sets out maximum levels of support from such fund.

23 (3)(A) The funds distributed under subdivision (d)(2)(C) of this
24 section in excess of those amounts collected and distributed before June 30,
25 2014, shall be deposited into the Skills Development Fund to be used only for
26 personal services, grants, operation, support, and improvement of
27 occupational, vocational, technical, and workforce development programs by
28 the Office of Skills Development of the Department of Commerce.

29 (B) The distributions of funds under subdivision (d)(2)(C)
30 of this section in excess of those amounts collected and distributed before
31 June 30, 2014, shall not apply to proceeds allocated to schools, colleges,
32 and educational institutions under subdivisions (d)(2)(A) and (d)(2)(B) of
33 this section.

34
35 SECTION 72. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

1 PROCEDURES – PERSONAL SERVICES EXTRA HELP. In the event that there is not
2 sufficient appropriation provided for by the General Assembly for payment of
3 personal services related to Extra Help for any state agency for the period
4 ending June 30, ~~2023~~ 2024, said agency may request a transfer from
5 appropriations provided for Personal Services Extra Help in the Miscellaneous
6 Transfers Section herein, from the Chief Fiscal Officer of the State, stating
7 clearly the amount required. Upon approval of the Chief Fiscal Officer of
8 the State, and after seeking prior review by the Arkansas Legislative Council
9 or Joint Budget Committee, the State Auditor shall be notified as to the
10 amount and the purposes for which said appropriation is to be made. The
11 appropriation shall then be established upon the books of the Department of
12 Finance and Administration and the State Auditor. Provided further, that if
13 desired, said appropriation shall be supplemental to those regularly
14 appropriated for such purposes by the General Assembly for the agency.

15 The provisions of this section shall be in effect only from July 1, ~~2022~~
16 2023 through June 30, ~~2023~~ 2024.

17
18 SECTION 73. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

20 INTRASTATE METRO PLANNING GRANTS. As referenced in Section 9 of Act 637 of
21 1995, the authorized funding for Intrastate Metro Planning Grants that are
22 evenly distributed among planning and development districts under the
23 Miscellaneous Grants and Expenses Section of this Act shall include the West
24 Central Arkansas Economic Development District.

25 The provisions of this section shall be in effect only from July 1, ~~2022~~
26 2023 through June 30, ~~2023~~ 2024.

27
28 SECTION 74. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND

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

36 The provisions of this section shall be in effect only from July 1, ~~2022~~

1 2023 through June 30, ~~2023~~ 2024.

2

3 SECTION 75. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
5 PROCEDURES - MEDICAL MARIJUANA IMPLEMENTATION AND REGULATION. In the event
6 that sufficient appropriation is not provided by the General Assembly for
7 expenditures resulting from the implementation and regulation of the Arkansas
8 Medical Marijuana Amendment of 2016 for any state agency, pursuant to
9 Arkansas Code § 19-4-701 et seq., said agency shall request a transfer of
10 appropriation from the Chief Fiscal Officer of the State, stating clearly the
11 amount required. Upon approval of the Chief Fiscal Officer of the State said
12 appropriations shall be established upon the books of the Department of
13 Finance and Administration in compliance with the applicable classifications
14 of appropriations as enumerated in Arkansas Code §§ 19-4-521 through 19-4-
15 527.

16 The provisions of this section shall be in effect only from July 1, ~~2022~~
17 2023 through June 30, ~~2023~~ 2024.

18

19 SECTION 76. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
21 TRANSFER AUTHORITY. From time to time, the Chief Fiscal Officer of the State
22 may transfer from his or her books and those of the Treasurer of State and
23 the Auditor of State from the Medical Marijuana Implementation and Operations
24 Fund to various state agencies' funds the amounts necessary to fund the
25 expenses for the implementation, administration, and/or enforcement of the
26 Arkansas Medical Marijuana Amendment of 2016.

27 The provisions of this section shall be in effect only from July 1, ~~2022~~
28 2023 through June 30, ~~2023~~ 2024.

29

30 SECTION 77. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BLANKET
32 BOND PROGRAM. The Secretary of the Department of Finance and Administration
33 is authorized to transfer Appropriation between the Blanket Surety Bond
34 Program appropriations authorized for State Employees (Appropriation 2DM),
35 County Employees (Appropriation 2DN), Municipal Employees (Appropriation 2DP)
36 and Public School Employees (Appropriation 2DQ).

1 The provisions of this section shall be in effect only from July 1, ~~2022~~
2 2023 through June 30, ~~2023~~ 2024.

3
4 SECTION 78. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
6 PROCEDURES - VARIOUS TEMPORARY APPROPRIATION FOR STATE AGENCIES AND
7 INSTITUTIONS. (i) In the event that sufficient appropriation is not provided
8 by the General Assembly for any state agency or institution, an agency or
9 institution may request a transfer of appropriation, as provided in the
10 Various Temporary Appropriation for State Agencies and Institutions
11 Appropriation Section of this Act, from the Chief Fiscal Officer of the
12 State, stating clearly the amount requested, purpose and any additional
13 information requested by the Chief Fiscal Officer of the State.

14 (ii) After reviewing a request the Chief Fiscal Officer of the State may
15 deny, modify or approve the agencies or institutions request based on the
16 estimated amount of appropriation needed and currently available, purpose,
17 estimated funding available and preferred spending priority. Upon approval
18 or modification of a request by the Chief Fiscal Officer of the State and
19 after meeting the requirements of subsection (iii) herein, the Department of
20 Finance and Administration shall establish the transfer of appropriation on
21 the books of the Department of Finance and Administration and the State
22 Auditor, in compliance with the applicable classifications of appropriations
23 as enumerated in Arkansas Code 19-4-521 through 19-4-525.

24 (iii) Any request approved as authorized in subsection (ii) herein,
25 including requests that establish a new commitment item or new appropriation
26 shall require prior approval by the Arkansas Legislative Council or if
27 meeting in Regular or Fiscal Session the Joint Budget Committee.

28 (iv) Any appropriation approved as authorized in this Section shall not be
29 carried forward to the next fiscal year and shall be identified as a change
30 level increase by the state agency or institution, if requested.

31 (v) Determining the maximum amount of appropriation for a state agency or
32 institution each fiscal year is the prerogative of the General Assembly.
33 This is usually accomplished by delineating such maximums in the
34 appropriation act(s) for a state agency or institution. Further, the General
35 Assembly has determined that a state agency or institution may operate more
36 efficiently if some flexibility is provided to the state agency or

1 institution authorizing broad powers under this section. Therefore, it is
2 both necessary and appropriate that the General Assembly maintain oversight
3 by requiring prior approval of the Legislative Council or Joint Budget
4 Committee as provided by this section. The requirement of approval by the
5 Legislative Council or Joint Budget Committee is not a severable part of this
6 section. If the requirement or approval by the Legislative Council or Joint
7 Budget Committee is ruled unconstitutional by a court of competent
8 jurisdiction, this entire section is void.

9 The provisions of this section shall be in effect only from July 1, ~~2022~~
10 2023 through June 30, ~~2023~~ 2024.

11
12 SECTION 79. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
13 authorized by this act shall be limited to the appropriation for such agency
14 and funds made available by law for the support of such appropriations; and
15 the restrictions of the State Procurement Law, the General Accounting and
16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
17 Procedures and Restrictions Act, or their successors, and other fiscal
18 control laws of this State, where applicable, and regulations promulgated by
19 the Department of Finance and Administration, as authorized by law, shall be
20 strictly complied with in disbursement of said funds.

21
22 SECTION 80. LEGISLATIVE INTENT. It is the intent of the General
23 Assembly that any funds disbursed under the authority of the appropriations
24 contained in this act shall be in compliance with the stated reasons for
25 which this act was adopted, as evidenced by the Agency Requests, Executive
26 Recommendations and Legislative Recommendations contained in the budget
27 manuals prepared by the Department of Finance and Administration, letters, or
28 summarized oral testimony in the official minutes of the Arkansas Legislative
29 Council or Joint Budget Committee which relate to its passage and adoption.

30
31 SECTION 81. EMERGENCY CLAUSE. It is found and determined by the
32 General Assembly, that the Constitution of the State of Arkansas prohibits
33 the appropriation of funds for more than a one (1) year period; that the
34 effectiveness of this Act on July 1, 2023 is essential to the operation of
35 the agency for which the appropriations in this Act are provided, and that in
36 the event of an extension of the legislative session, the delay in the

1 effective date of this Act beyond July 1, 2023 could work irreparable harm
2 upon the proper administration and provision of essential governmental
3 programs. Therefore, an emergency is hereby declared to exist and this Act
4 being necessary for the immediate preservation of the public peace, health
5 and safety shall be in full force and effect from and after July 1, 2023.

6
7 */s/Joint Budget Committee*

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10 **APPROVED: 4/13/23**
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