

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

SENATE BILL 36

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
10 TRANSFORMATION AND SHARED SERVICES - BUILDING
11 AUTHORITY DIVISION FOR THE FISCAL YEAR ENDING JUNE
12 30, 2022; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF
16 TRANSFORMATION AND SHARED SERVICES -
17 BUILDING AUTHORITY DIVISION APPROPRIATION
18 FOR THE 2021-2022 FISCAL YEAR.
19
20
21

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

24 SECTION 1. REGULAR SALARIES - STATE OPERATIONS. There is hereby
25 established for the Department of Transformation and Shared Services -
26 Building Authority Division for the 2021-2022 fiscal year, the following
27 maximum number of regular employees.
28

| Item | Class | | Maximum | Maximum Annual |
|------|-------|-------------------------------|-----------|----------------|
| No. | Code | Title | No. of | Salary Rate |
| | | | Employees | Fiscal Year |
| | | | | 2021-2022 |
| 33 | (1) | U052U TSS ABA DIRECTOR | 1 | GRADE SE02 |
| 34 | (2) | B003N TSS STATE ARCHITECT | 1 | GRADE GS14 |
| 35 | (3) | B002N TSS STATE ENGINEER | 1 | GRADE GS14 |
| 36 | (4) | U080U TSS ABA DEPUTY DIRECTOR | 1 | GRADE GS13 |



| | | | | |
|----|------|---------------------------------------|----------|------------|
| 1 | (5) | B023C ENGINEER, P.E. | 1 | GRADE GS11 |
| 2 | (6) | G036C TSS DIVISION MANAGER | 2 | GRADE GS10 |
| 3 | (7) | R019C BUDGET MANAGER | 1 | GRADE GS09 |
| 4 | (8) | B042C ENGINEER | 1 | GRADE GS09 |
| 5 | (9) | B021C LICENSED ARCHITECT | 2 | GRADE GS09 |
| 6 | (10) | S004C MAINTENANCE MANAGER | 1 | GRADE GS08 |
| 7 | (11) | X047C REAL ESTATE MANAGER | 1 | GRADE GS07 |
| 8 | (12) | B076C RESEARCH PROJECT ANALYST | 1 | GRADE GS06 |
| 9 | (13) | S022C SKILLED TRADES SUPERVISOR | 1 | GRADE GS06 |
| 10 | (14) | S013C TSS BUILDING/PROGRAM SUPERVISOR | 2 | GRADE GS06 |
| 11 | (15) | A088C ASSETS COORDINATOR | 1 | GRADE GS05 |
| 12 | (16) | X129C CONSTRUCTION INSPECTOR | 3 | GRADE GS05 |
| 13 | (17) | B090C ENGINEER TECHNICIAN | 1 | GRADE GS05 |
| 14 | (18) | S031C SKILLED TRADESMAN | 1 | GRADE GS05 |
| 15 | (19) | C056C ADMINISTRATIVE SPECIALIST III | 1 | GRADE GS04 |
| 16 | (20) | R036C HUMAN RESOURCES SPECIALIST | 1 | GRADE GS04 |
| 17 | (21) | X153C REAL ESTATE ANALYST | 3 | GRADE GS04 |
| 18 | (22) | C073C ADMINISTRATIVE SPECIALIST II | <u>1</u> | GRADE GS03 |
| 19 | | MAX. NO. OF EMPLOYEES | 29 | |

20

21 SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby
 22 appropriated, to the Department of Transformation and Shared Services, to be
 23 payable from the Miscellaneous Agencies Fund Account, for personal services
 24 and operating expenses of the Department of Transformation and Shared
 25 Services - Building Authority Division for the fiscal year ending June 30,
 26 2022, the following:

27

| 28 | ITEM | FISCAL YEAR |
|----|---------------------------------|------------------|
| 29 | <u>NO.</u> | <u>2021-2022</u> |
| 30 | (01) REGULAR SALARIES | \$1,597,415 |
| 31 | (02) PERSONAL SERVICES MATCHING | 554,249 |
| 32 | (03) MAINT. & GEN. OPERATION | |
| 33 | (A) OPER. EXPENSE | 45,955 |
| 34 | (B) CONF. & TRAVEL | 6,200 |
| 35 | (C) PROF. FEES | 0 |
| 36 | (D) CAP. OUTLAY | 0 |

1 (E) DATA PROC. 0
 2 TOTAL AMOUNT APPROPRIATED \$2,203,819

3
 4 SECTION 3. REGULAR SALARIES - BUILDING MAINTENANCE. There is hereby
 5 established for the Department of Transformation and Shared Services -
 6 Building Authority Division for the 2021-2022 fiscal year, the following
 7 maximum number of regular employees.

| Item | Class | Maximum | Maximum Annual |
|------|--|-----------|----------------|
| No. | Code Title | No. of | Salary Rate |
| | | Employees | Fiscal Year |
| | | | 2021-2022 |
| 13 | (1) G036C TSS DIVISION MANAGER | 1 | GRADE GS10 |
| 14 | (2) B042C ENGINEER | 1 | GRADE GS09 |
| 15 | (3) S107C TSS BUILDING OPERATIONS ASST MANAGER | 1 | GRADE GS09 |
| 16 | (4) S106C LICENSED TRADESMAN | 3 | GRADE GS07 |
| 17 | (5) S017C MAINTENANCE COORDINATOR | 6 | GRADE GS07 |
| 18 | (6) C037C ADMINISTRATIVE ANALYST | 1 | GRADE GS06 |
| 19 | (7) S022C SKILLED TRADES SUPERVISOR | 3 | GRADE GS06 |
| 20 | (8) S013C TSS BUILDING/PROGRAM SUPERVISOR | 3 | GRADE GS06 |
| 21 | (9) V014C BUYER | 1 | GRADE GS05 |
| 22 | (10) B090C ENGINEER TECHNICIAN | 1 | GRADE GS05 |
| 23 | (11) S031C SKILLED TRADESMAN | 6 | GRADE GS05 |
| 24 | (12) S037C TSS BUILDING MAINTENANCE SPECIALIST | 9 | GRADE GS05 |
| 25 | (13) A098C FISCAL SUPPORT SPECIALIST | 1 | GRADE GS04 |
| 26 | (14) S046C MAINTENANCE TECHNICIAN | 1 | GRADE GS04 |
| 27 | (15) S065C MAINTENANCE ASSISTANT | <u>2</u> | GRADE GS01 |
| 28 | MAX. NO. OF EMPLOYEES | 40 | |

29
 30 SECTION 4. EXTRA HELP - BUILDING MAINTENANCE. There is hereby
 31 authorized, for the Department of Transformation and Shared Services -
 32 Building Authority Division for the 2021-2022 fiscal year, the following
 33 maximum number of part-time or temporary employees, to be known as "Extra
 34 Help", payable from funds appropriated herein for such purposes: nine (9)
 35 temporary or part-time employees, when needed, at rates of pay not to exceed
 36 those provided in the Uniform Classification and Compensation Act, or its

1 successor, or this act for the appropriate classification.

2
 3 SECTION 5. APPROPRIATION - BUILDING MAINTENANCE. There is hereby
 4 appropriated, to the Department of Transformation and Shared Services, to be
 5 payable from the Building Authority Division Maintenance Fund, for personal
 6 services and operating expenses of the Department of Transformation and
 7 Shared Services - Building Authority Division for the fiscal year ending June
 8 30, 2022, the following:

| 10 ITEM | FISCAL YEAR |
|---|---------------------|
| 11 <u>NO.</u> | <u>2021-2022</u> |
| 12 (01) REGULAR SALARIES | \$1,546,780 |
| 13 (02) EXTRA HELP | 15,000 |
| 14 (03) PERSONAL SERVICES MATCHING | 613,150 |
| 15 (04) OVERTIME | 40,000 |
| 16 (05) MAINT. & GEN. OPERATION | |
| 17 (A) OPER. EXPENSE | 13,659,015 |
| 18 (B) CONF. & TRAVEL | 15,000 |
| 19 (C) PROF. FEES | 50,000 |
| 20 (D) CAP. OUTLAY | 0 |
| 21 (E) DATA PROC. | 0 |
| 22 (06) DEBT SERVICE | 5,002,186 |
| 23 (07) FACILITIES MANAGEMENT CONTINGENCY | 125,000 |
| 24 (08) RENT OF SPACE | <u>121,000</u> |
| 25 TOTAL AMOUNT APPROPRIATED | <u>\$21,187,131</u> |

26
 27 SECTION 6. REGULAR SALARIES - JUSTICE BUILDING OPERATIONS. There is
 28 hereby established for the Department of Transformation and Shared Services -
 29 Building Authority Division for the 2021-2022 fiscal year, the following
 30 maximum number of regular employees.

| 32 | 33 | 34 | 35 | Maximum Annual |
|----|------|-------|-------------------------|----------------|
| 36 | Item | Class | Maximum | Salary Rate |
| 37 | No. | Code | Title | Fiscal Year |
| 38 | No. | Code | Title | 2021-2022 |
| 39 | (1) | S017C | MAINTENANCE COORDINATOR | GRADE GS07 |

1 (2) S037C TSS BUILDING MAINTENANCE SPECIALIST 2 GRADE GS05
 2 MAX. NO. OF EMPLOYEES 3

3

4 SECTION 7. APPROPRIATION - JUSTICE BUILDING OPERATIONS. There is
 5 hereby appropriated, to the Department of Transformation and Shared Services,
 6 to be payable from the Building Authority Division Maintenance Fund, for
 7 personal services and operating expenses of the Department of Transformation
 8 and Shared Services - Building Authority Division for the fiscal year ending
 9 June 30, 2022, the following:

10

| 11 ITEM | FISCAL YEAR |
|------------------------------------|-------------------------|
| 12 <u>NO.</u> | <u>2021-2022</u> |
| 13 (01) REGULAR SALARIES | \$114,661 |
| 14 (02) PERSONAL SERVICES MATCHING | 44,785 |
| 15 (03) MAINT. & GEN. OPERATION | |
| 16 (A) OPER. EXPENSE | 569,453 |
| 17 (B) CONF. & TRAVEL | 0 |
| 18 (C) PROF. FEES | 15,000 |
| 19 (D) CAP. OUTLAY | 0 |
| 20 (E) DATA PROC. | <u>0</u> |
| 21 TOTAL AMOUNT APPROPRIATED | <u><u>\$743,899</u></u> |

22

23 SECTION 8. APPROPRIATION - JUSTICE BUILDING MAINTENANCE. There is
 24 hereby appropriated, to the Department of Transformation and Shared Services,
 25 to be payable from the Justice Building Fund, for maintenance of the Justice
 26 Building by the Department of Transformation and Shared Services - Building
 27 Authority Division for the fiscal year ending June 30, 2022, the following:

28

| 29 ITEM | FISCAL YEAR |
|-----------------------------|-------------------------|
| 30 <u>NO.</u> | <u>2021-2022</u> |
| 31 (01) SPECIAL MAINTENANCE | <u><u>\$404,293</u></u> |

32

33 SECTION 9. APPROPRIATION - CRITICAL MAINTENANCE. There is hereby
 34 appropriated, to the Department of Transformation and Shared Services, to be
 35 payable from the Building Authority Division Maintenance Fund, for critical
 36 maintenance of various state buildings by the Department of Transformation

1 and Shared Services - Building Authority Division for the fiscal year ending
 2 June 30, 2022, the following:

3

| 4 ITEM | FISCAL YEAR |
|----------------------------|--------------------|
| 5 <u>NO.</u> | <u>2021-2022</u> |
| 6 (01) SPECIAL MAINTENANCE | <u>\$5,000,000</u> |

7

8 SECTION 10. APPROPRIATION - ACQUISITION AND MAINTENANCE. There is
 9 hereby appropriated, to the Department of Transformation and Shared Services,
 10 to be payable from the Building Authority Division Real Estate Fund, for the
 11 acquisition and maintenance of facilities and land by the Department of
 12 Transformation and Shared Services - Building Authority Division for the
 13 fiscal year ending June 30, 2022, the following:

14

| 15 ITEM | FISCAL YEAR |
|--|--------------------|
| 16 <u>NO.</u> | <u>2021-2022</u> |
| 17 (01) MAINT. & GEN. OPERATION | |
| 18 (A) OPER. EXPENSE | \$300,000 |
| 19 (B) CONF. & TRAVEL | 0 |
| 20 (C) PROF. FEES | 1,506,650 |
| 21 (D) CAP. OUTLAY | 0 |
| 22 (E) DATA PROC. | 0 |
| 23 (02) CONSTRUCTION/ACQUISITION/MAINTENANCE | <u>2,500,000</u> |
| 24 TOTAL AMOUNT APPROPRIATED | <u>\$4,306,650</u> |

25

26 SECTION 11. APPROPRIATION - JUSTICE BUILDING CONSTRUCTION - CASH.
 27 There is hereby appropriated, to the Department of Transformation and Shared
 28 Services, to be payable from cash funds as defined by Arkansas Code 19-4-801,
 29 for operating expenses of the Department of Transformation and Shared
 30 Services - Building Authority Division for the fiscal year ending June 30,
 31 2022, the following:

32

| 32 ITEM | FISCAL YEAR |
|----------------------|---------------------|
| 33 <u>NO.</u> | <u>2021-2022</u> |
| 34 (01) CONSTRUCTION | <u>\$15,290,000</u> |

35

36 SECTION 12. APPROPRIATION - SUSTAINABLE BUILDING DESIGN PROGRAM. There

1 is hereby appropriated, to the Department of Transformation and Shared
 2 Services, to be payable from the Sustainable Building Design Revolving Loan
 3 Fund, for transfers or loans to state agencies, boards or commissions for
 4 construction, renovation, maintenance and operating expenses for the
 5 Department of Transformation and Shared Services - Building Authority
 6 Division - Sustainable Building Design Program for the fiscal year ending
 7 June 30, 2022, the following:

8

| 9 ITEM | FISCAL YEAR |
|---------------|---------------------|
| 10 <u>NO.</u> | <u>2021-2022</u> |
| 11 (01) LOANS | <u>\$10,739,371</u> |

12

13 SECTION 13. APPROPRIATION - CASH. There is hereby appropriated, to the
 14 Department of Transformation and Shared Services, to be payable from the cash
 15 fund deposited in the State Treasury as determined by the Chief Fiscal
 16 Officer of the State, for building improvements by the Department of
 17 Transformation and Shared Services - Building Authority Division for the
 18 fiscal year ending June 30, 2022, the following:

19

| 20 ITEM | FISCAL YEAR |
|-------------------------------|--------------------|
| 21 <u>NO.</u> | <u>2021-2022</u> |
| 22 (01) BUILDING IMPROVEMENTS | <u>\$2,865,890</u> |

23

24 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 26 OF FUNDS - JUSTICE BUILDING OPERATIONS ACTUAL EXPENDITURES. Building
 27 Authority Division may from time to time as may be necessary and in such
 28 amounts as may be necessary and with the approval of the Chief Fiscal Officer
 29 of the State, request a transfer of funds from the State Central Services
 30 Fund to the Arkansas Building Authority Maintenance Fund for operation of the
 31 Justice Building for actual expenditures, in an amount not to exceed the
 32 dollar amount appropriated in the Justice Building Operation Section. Upon
 33 his approval, the Chief Fiscal Officer of the State shall then initiate the
 34 necessary transfer documents to reflect the transfer upon the fiscal records
 35 of the State Auditor, the State Treasurer, the Chief Fiscal Officer of the
 36 State and Building Authority Division.

1 The provisions of this section shall be in effect only from July 1, ~~2020~~
2 2021 through June 30, ~~2021~~ 2022.

3
4 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
6 OF FUNDS. Building Authority Division is hereby authorized, after seeking
7 the approval of the Chief Fiscal Officer of the State and the Arkansas
8 Legislative Council or Joint Budget Committee to request transfer from the
9 appropriation made in the Building Maintenance Section for Building
10 Maintenance to the Acquisition and Maintenance appropriation in the
11 Acquisition and Maintenance Section and to receive from another state agency
12 that seeks like approvals its authority, appropriation and the transfer of
13 funds to be deposited into the Building Authority Division Real Estate Fund
14 to become part of the Acquisition and Maintenance appropriation, and to be
15 used for any purposes as set forth by law for said Real Estate Fund.

16 Determining the maximum number of employees and the maximum amount of
17 appropriation and general revenue funding for a state agency each fiscal year
18 is the prerogative of the General Assembly. This is usually accomplished by
19 delineating such maximums in the appropriation act(s) for a state agency and
20 the general revenue allocations authorized for each fund and fund account by
21 amendment to the Revenue Stabilization law. Further, the General Assembly
22 has determined that Building Authority Division may operate more efficiently
23 if some flexibility is provided to Building Authority Division authorizing
24 broad powers under this section. Therefore, it is both necessary and
25 appropriate that the General Assembly maintain oversight by requiring prior
26 approval of the Legislative Council or Joint Budget Committee as provided by
27 this section. The requirement of approval by the Legislative Council or
28 Joint Budget Committee is not a severable part of this section. If the
29 requirement of approval by the Legislative Council or Joint Budget Committee
30 is ruled unconstitutional by a court of competent jurisdiction, this entire
31 section is void.

32 The provisions of this section shall be in effect only from July 1, ~~2020~~
33 2021 through June 30, ~~2021~~ 2022.

34
35 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BUILDING

1 AUTHORITY DIVISION CONTINGENCY APPROPRIATION TRANSFER AUTHORITY. Building
2 Authority Division may transfer appropriation and funds as needed from the
3 Facilities Management Contingency Appropriation in the Building Maintenance
4 Section of this Act to any appropriation authorized for Building Authority
5 Division.

6 The provisions of this section shall be in effect only from July 1, ~~2020~~
7 2021 through June 30, ~~2021~~ 2022.

8

9 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
11 TO FACILITIES MANAGEMENT CONTINGENCY APPROPRIATION AUTHORITY. (a) In order to
12 provide a more cost effective method to address the emerging infrastructure
13 needs of Arkansas State Government, appropriations and funds transferred to
14 the Facilities Management Contingency Appropriation are to be used in the
15 event that the Building Authority Division executes one or more building
16 contracts or maintenance agreements with State Agencies, and the
17 appropriations or funds otherwise provided for the Building Authority
18 Division are not sufficient to address those needs, and it is more cost
19 effective for Building Authority Division to execute these services. Any
20 State Agency may transfer or deposit funds and appropriations to Building
21 Authority Division - Facilities Management Contingency Appropriation
22 authorized in the Building Maintenance Section of this Act to execute one or
23 more building contracts or maintenance agreements with said State Agencies.
24 Building Authority Division shall provide justification to the Chief Fiscal
25 Officer of the State for the need of such appropriations and funds transfers
26 and seek and receive approval of the Chief Fiscal Officer of the State.
27 Building Authority Division shall then seek and receive the approval of the
28 Arkansas Legislative Council or Joint Budget Committee. The requirement of
29 approval by the Arkansas Legislative Council or Joint Budget Committee is not
30 a severable part of the section. If the requirement of approval by the
31 Arkansas Legislative Council or Joint Budget Committee is ruled
32 unconstitutional by a court of competent jurisdiction, this entire section is
33 void.

34 (b) The Chief Fiscal Officer of the State shall make the necessary
35 adjustments on his or her books and the books of the Auditor of the State for
36 the transfer or deposit of the funds and appropriations from each State

1 Agency to the appropriation authorized in the Building Maintenance Section of
2 this Act and to the various Building Authority Division accounts to be used
3 exclusively by Building Authority Division for the fiscal year.

4 The provisions of this section shall be in effect only from July 1, ~~2020~~
5 2021 through June 30, ~~2021~~ 2022.

6
7 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

27 Provided further, that all state agencies, boards or commissions shall
28 have prior approval by the Building Authority Division as authorized for the
29 Sustainable Building Design Program in accordance with established Rules and
30 Regulations.

31 The provisions of this section shall be in effect only from July 1, ~~2020~~
32 2021 through June 30, ~~2021~~ 2022.

33
34 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

36 SUSTAINABLE BUILDING DESIGN PROGRAM - REVOLVING LOAN FUND. The Sustainable

1 Building Design Program Appropriation is intended to provide additional
 2 appropriation authority for the Sustainable Building Design Program. Funding
 3 for the program may be made available by the Chief Fiscal Officer of the
 4 State, in the form of a loan, from a transfer from the Sustainable Building
 5 Design Revolving Loan Fund after the required review by the Arkansas
 6 Legislative Council or Joint Budget Committee, approval by the Chief Fiscal
 7 Officer of the State and approval through rules and regulations established
 8 and administered by Building Authority Division. Moneys made available for
 9 the repayment of a loan shall be deposited to the credit of the Sustainable
 10 Building Design Revolving Loan Fund as a "Refund to Expenditure" for the year
 11 in which the deposit is made. In the event that the funds for the repayment
 12 of a loan are held in depositories other than the State Treasury, the
 13 administrative head of the affected state agency shall issue a check drawn
 14 against the funds, which shall be deposited in the Sustainable Building
 15 Design Revolving Loan Fund.

16 The provisions of this section shall be in effect only from July 1, ~~2020~~
 17 2021 through June 30, ~~2021~~ 2022.

18
 19 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 21 TRANSFER - ~~GENERAL IMPROVEMENT FUNDS~~ DEVELOPMENT AND ENHANCEMENT FUNDS. The
 22 Chief Fiscal Officer of the State may transfer from time to time on his or
 23 her books and those of the State Treasurer and the Auditor of the State
 24 funding which is made available from ~~General Improvement Funds~~ Development
 25 and Enhancement Funds allocated and distributed to Building Authority
 26 Division in an amount not to exceed three million dollars (\$3,000,000) from
 27 the ~~General Improvement Fund~~ Development and Enhancement Fund or its
 28 successor fund or fund accounts to the Sustainable Building Design Revolving
 29 Loan Fund to provide funds for the appropriation provided herein or for
 30 appropriation authority as may be provided by law to provide loans to
 31 agencies for the Sustainable Building Design Program.

32 The provisions of this section shall be in effect only from July 1, ~~2020~~
 33 2021 through June 30, ~~2021~~ 2022.

34
 35 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING

1 TRANSFER - FEDERAL FUNDS. From time to time, the Chief Fiscal Officer of the
2 State may transfer on his or her books and those of the State Treasurer and
3 the Auditor of the State the sum not to exceed twelve million dollars
4 (\$12,000,000) from Federal Funds as determined by the Chief Fiscal Officer of
5 the State to the Sustainable Building Design Revolving Loan Fund to provide
6 funds for the appropriations herein.

7 The provisions of this section shall be in effect only from July 1, ~~2020~~
8 2021 through June 30, ~~2021~~ 2022.

9
10 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
12 TRANSFER - CASH FUND ACCOUNT. Building Authority Division is authorized to
13 transfer any unspent funds remaining in any cash fund account established for
14 the management of a state owned facility managed by, but not owned by,
15 Building Authority Division to the Building Authority Maintenance Fund to
16 support the facility's Maintenance and Operations appropriations.

17 The provisions of this section shall be in effect only from July 1, ~~2020~~
18 2021 through June 30, ~~2021~~ 2022.

19
20 SECTION 23. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
21 authorized by this act shall be limited to the appropriation for such agency
22 and funds made available by law for the support of such appropriations; and
23 the restrictions of the State Procurement Law, the General Accounting and
24 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
25 Procedures and Restrictions Act, or their successors, and other fiscal
26 control laws of this State, where applicable, and regulations promulgated by
27 the Department of Finance and Administration, as authorized by law, shall be
28 strictly complied with in disbursement of said funds.

29
30 SECTION 24. LEGISLATIVE INTENT. It is the intent of the General
31 Assembly that any funds disbursed under the authority of the appropriations
32 contained in this act shall be in compliance with the stated reasons for
33 which this act was adopted, as evidenced by the Agency Requests, Executive
34 Recommendations and Legislative Recommendations contained in the budget
35 manuals prepared by the Department of Finance and Administration, letters, or
36 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

2
3 SECTION 25. EMERGENCY CLAUSE. It is found and determined by the
4 General Assembly, that the Constitution of the State of Arkansas prohibits
5 the appropriation of funds for more than a one (1) year period; that the
6 effectiveness of this Act on July 1, 2021 is essential to the operation of
7 the agency for which the appropriations in this Act are provided, and that in
8 the event of an extension of the legislative session, the delay in the
9 effective date of this Act beyond July 1, 2021 could work irreparable harm
10 upon the proper administration and provision of essential governmental
11 programs. Therefore, an emergency is hereby declared to exist and this Act
12 being necessary for the immediate preservation of the public peace, health
13 and safety shall be in full force and effect from and after July 1, 2021.