

State of Arkansas
94th General Assembly
Regular Session, 2023

A Bill

SENATE BILL 85

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF PARKS,
HERITAGE, AND TOURISM - STATE PARKS AND TOURISM
DIVISIONS FOR THE FISCAL YEAR ENDING JUNE 30, 2024;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF PARKS,
HERITAGE, AND TOURISM - STATE PARKS AND
TOURISM DIVISIONS APPROPRIATION FOR THE
2023-2024 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the
Department of Parks, Heritage, and Tourism - State Parks and Tourism
Divisions for the 2023-2024 fiscal year, the following maximum number of
regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual
				Salary Rate Fiscal Year
				2023-2024
(1)	U068U	ADPHT PARKS DIVISION DIRECTOR	1	GRADE SE01
(2)	U067U	ADPHT TOURISM DIVISION DIRECTOR	1	GRADE SE01
(3)	N223N	ADPHT PARKS DIV DEPUTY DIRECTOR	1	GRADE GS14
(4)	S001C	ADPHT PARKS OPERATIONS MGR	1	GRADE GS12



(5)	G037C ADPHT PARKS PLANNING & DEV MGR	1	GRADE GS12
(6)	B015C ENGINEER SUPERVISOR	1	GRADE GS12
(7)	B020C ADPHT REGIONAL PARK SUPERVISOR	5	GRADE GS11
(8)	B023C ENGINEER, P.E.	1	GRADE GS11
(9)	G076C ADMINISTRATIVE SERVICES MANAGER	2	GRADE GS10
(10)	A036C ADPHT REVENUE OPERATIONS MANAGER	1	GRADE GS10
(11)	T116C EMERGENCY SERVICES MANAGER	1	GRADE GS10
(12)	B027C PARK SUPERINTENDENT V	5	GRADE GS10
(13)	G078C ADPHT PRG SVCS ADMINISTRATOR	1	GRADE GS09
(14)	C100C ADPHT RESEARCH PROJECT COORDINATOR	1	GRADE GS09
(15)	B042C ENGINEER	1	GRADE GS09
(16)	B021C LICENSED ARCHITECT	1	GRADE GS09
(17)	G095C LODGE MANAGER	3	GRADE GS09
(18)	B031C PARK SUPERINTENDENT IV	14	GRADE GS09
(19)	T042C ADPHT CHIEF RANGER	1	GRADE GS08
(20)	G105C ADPHT DEVELOPMENT MANAGER	2	GRADE GS08
(21)	C101C ADPHT WELCOME CENTER ADMINISTRATOR	1	GRADE GS08
(22)	B067C ARCHAEOLOGIST	1	GRADE GS08
(23)	B032C CHIEF PARK PLANNER	1	GRADE GS08
(24)	P010C EXHIBITS COORDINATOR	1	GRADE GS08
(25)	S003C FOOD & BEVERAGE DIRECTOR	1	GRADE GS08
(26)	S004C MAINTENANCE MANAGER	3	GRADE GS08
(27)	G079C OUTDOOR REC GRANTS PRGM DIR	1	GRADE GS08
(28)	B048C PARK SUPERINTENDENT III	24	GRADE GS08
(29)	G165C ADPHT SPECIALTY OPERATIONS MANAGER	3	GRADE GS07
(30)	S015C ASST LODGE MANAGER	3	GRADE GS07
(31)	P016C CURATOR	4	GRADE GS07
(32)	S017C MAINTENANCE COORDINATOR	4	GRADE GS07
(33)	P030C MUSEUM EXHIBIT PROGRAM SPECIALIST	2	GRADE GS07
(34)	B075C PARK PLANNER	7	GRADE GS07
(35)	B071C PARK SUPERINTENDENT II	28	GRADE GS07
(36)	P020C PRODUCTION ARTIST	2	GRADE GS07
(37)	P068C RADIO PRODUCER	1	GRADE GS07
(38)	X077C REAL ESTATE OFFICER	1	GRADE GS07
(39)	C003C STADIUM COMMISSION MKTG / EVENT MGR	1	GRADE GS07
(40)	P025C SUPERVISOR OF INTERPRETIVE PROGRAMS	1	GRADE GS07

(41)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
(42)	P034C ADPHT CONSULTANT	2	GRADE GS06
(43)	P041C COMMERCIAL GRAPHIC ARTIST	1	GRADE GS06
(44)	A074C FISCAL SUPPORT SUPERVISOR	1	GRADE GS06
(45)	P049C GRAPHIC ARTIST	1	GRADE GS06
(46)	P040C HISTORICAL RESEARCHER	1	GRADE GS06
(47)	G206C LODGE SALES DIRECTOR	6	GRADE GS06
(48)	S033C MAINTENANCE SUPERVISOR	9	GRADE GS06
(49)	P047C MUSEUM REGISTRAR	1	GRADE GS06
(50)	P028C PARK INTERPRETER II	13	GRADE GS06
(51)	G205C PARK PROGRAM SPECIALIST	4	GRADE GS06
(52)	T056C PARK RANGER II	20	GRADE GS06
(53)	B085C PARK SUPERINTENDENT I	12	GRADE GS06
(54)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
(55)	S014C RESTAURANT MANAGER	5	GRADE GS06
(56)	S022C SKILLED TRADES SUPERVISOR	7	GRADE GS06
(57)	C096C ADPHT OFFICE MANAGER III	7	GRADE GS05
(58)	C027C ADPHT WELCOME CENTER MANAGER II	7	GRADE GS05
(59)	S048C ASST RESTAURANT MANAGER	5	GRADE GS05
(60)	X129C CONSTRUCTION INSPECTOR	3	GRADE GS05
(61)	B090C ENGINEER TECHNICIAN	1	GRADE GS05
(62)	A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
(63)	C047C FRONT DESK SUPERVISOR	3	GRADE GS05
(64)	S049C LODGE HOUSEKEEPING SUPERVISOR	4	GRADE GS05
(65)	P035C PARK INTERPRETER	31	GRADE GS05
(66)	T063C PARK RANGER	4	GRADE GS05
(67)	S031C SKILLED TRADESMAN	15	GRADE GS05
(68)	C008C STADIUM COMMISSION OFFICE MANAGER	1	GRADE GS05
(69)	C056C ADMINISTRATIVE SPECIALIST III	9	GRADE GS04
(70)	S104C ADPHT HOUSEKEEPER SUPERVISOR	11	GRADE GS04
(71)	C039C ADPHT OFFICE MANAGER II	42	GRADE GS04
(72)	C091C ADPHT WELCOME CENTER MANAGER I	7	GRADE GS04
(73)	T079C FACILITY MANAGER II	16	GRADE GS04
(74)	A098C FISCAL SUPPORT SPECIALIST	1	GRADE GS04
(75)	A102C FISCAL SUPPORT TECHNICIAN	9	GRADE GS04
(76)	S044C FOOD PREPARATION MANAGER	1	GRADE GS04

(77)	S052C HEAVY EQUIPMENT SPECIALIST	3	GRADE GS04
(78)	R036C HUMAN RESOURCES SPECIALIST	3	GRADE GS04
(79)	S047C LANDSCAPE SUPERVISOR	2	GRADE GS04
(80)	S046C MAINTENANCE TECHNICIAN	57	GRADE GS04
(81)	C043C RECORDS MANAGEMENT ANALYST	1	GRADE GS04
(82)	C073C ADMINISTRATIVE SPECIALIST II	15	GRADE GS03
(83)	S103C ADPHT HOUSEKEEPER	12	GRADE GS03
(84)	C067C ADPHT WELCOME CENTER ASSISTANT MGR	13	GRADE GS03
(85)	P054C ASST LODGE SALES DIRECTOR	3	GRADE GS03
(86)	S058C EQUIPMENT MECHANIC	1	GRADE GS03
(87)	T085C FACILITY MANAGER I	30	GRADE GS03
(88)	S056C FOOD PREPARATION SUPERVISOR	1	GRADE GS03
(89)	S057C LANDSCAPE SPECIALIST	6	GRADE GS03
(90)	S059C LODGE COOK	18	GRADE GS03
(91)	S050C MAINTENANCE SPECIALIST	51	GRADE GS03
(92)	P056C MUSEUM PROGRAM ASSISTANT II	3	GRADE GS03
(93)	S054C PRINTER	1	GRADE GS03
(94)	C068C RETAIL SPECIALIST	5	GRADE GS03
(95)	T087C SECURITY OFFICER	1	GRADE GS03
(96)	C086C DESK CLERK	25	GRADE GS02
(97)	S068C FOOD PREPARATION COORDINATOR	2	GRADE GS02
(98)	S085C FOOD PREPARATION SPECIALIST	1	GRADE GS02
(99)	S066C LANDSCAPE TECHNICIAN	4	GRADE GS02
(100)	P064C MUSEUM PROGRAM ASSISTANT I	4	GRADE GS02
(101)	P055C SPECIAL EVENTS SUPERVISOR	2	GRADE GS02
(102)	P061C TRAVEL CONSULTANT	19	GRADE GS02
(103)	S089C FOOD PREPARATION TECHNICIAN	1	GRADE GS01
(104)	S065C MAINTENANCE ASSISTANT	36	GRADE GS01
(105)	S090C WAITRESS/WAITER	<u>12</u>	GRADE GS01
	MAX. NO. OF EMPLOYEES	731	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions for the 2023-2024 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: eight hundred one (801) temporary or part-time

employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Parks and Tourism Fund Account, for personal services and operating expenses of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - State Operations for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$12,816,962
(02) EXTRA HELP	2,500
(03) PERSONAL SERVICES MATCHING	5,385,492
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	0
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) TOURISM/MUSEUM GRANTS	30,000
(06) CONFERENCE-DAC	<u>100</u>
TOTAL AMOUNT APPROPRIATED	<u>\$18,235,054</u>

SECTION 4. APPROPRIATION - RETIREMENT AND RELOCATION PROMOTION PROGRAM. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Tourism Development Trust Fund, for operating and advertising expenses of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Retirement and Relocation Promotion Program for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) MAINT. & GEN. OPERATION	

(A) OPER. EXPENSE	\$60,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	10,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) ADVERTISING EXPENSE	<u>898,619</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$968,619</u></u>

SECTION 5. APPROPRIATION - CONSERVATION TAX OPERATIONS. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Department of Parks, Heritage, and Tourism Fund Account, from proceeds derived from the Conservation Tax levied by Amendment 75 of the Constitution of the State of Arkansas, for personal services and operating expenses of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Conservation Tax Operations for the fiscal year ending June 30, 2024, the following:

ITEM <u>NO.</u>	FISCAL YEAR <u>2023-2024</u>
(01) REGULAR SALARIES	\$6,988,368
(02) EXTRA HELP	2,134,077
(03) PERSONAL SERVICES MATCHING	3,072,283
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	12,394,284
(B) CONF. & TRAVEL	0
(C) PROF. FEES	613,894
(D) CAP. OUTLAY	3,500,000
(E) DATA PROC.	0
(05) CONSTRUCTION	32,874,272
(06) SPECIAL MAINTENANCE	<u>4,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$65,577,178</u></u>

SECTION 6. REGULAR SALARIES - KEEP ARKANSAS BEAUTIFUL - CONSERVATION TAX OPERATIONS. There is hereby established for the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Keep Arkansas Beautiful - Conservation Tax Operations for the 2023-2024 fiscal year, the

following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
(1)	G167C	KEEP ARKANSAS BEAUTIFUL DIRECTOR	1	GRADE GS09
(2)	G176C	VOLUNTEER PROGRAM MANAGER	1	GRADE GS07
(3)	C073C	ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE GS03
		MAX. NO. OF EMPLOYEES	3	

SECTION 7. EXTRA HELP - KEEP ARKANSAS BEAUTIFUL - CONSERVATION TAX OPERATIONS. There is hereby authorized, for the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Keep Arkansas Beautiful - Conservation Tax Operations for the 2023-2024 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: one (1) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 8. APPROPRIATION - KEEP ARKANSAS BEAUTIFUL - CONSERVATION TAX OPERATIONS. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Keep Arkansas Beautiful Fund Account, from proceeds derived from the Conservation Tax levied by Amendment 75 of the Constitution of the State of Arkansas, for personal services and operating expenses of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Keep Arkansas Beautiful - Conservation Tax Operations for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$127,342
(02) EXTRA HELP	6,000
(03) PERSONAL SERVICES MATCHING	51,249
(04) MAINT. & GEN. OPERATION	

(A) OPER. EXPENSE	88,937
(B) CONF. & TRAVEL	5,000
(C) PROF. FEES	125,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) KAB GRANTS	20,000
(06) ADVERTISING EXPENSE	<u>600,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$1,023,528</u></u>

SECTION 9. APPROPRIATION - MUSEUM OF NATURAL RESOURCES - SPECIAL REVENUE FUND OPERATIONS. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Arkansas Museum of Natural Resources Fund, for personal services of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Museum of Natural Resources - Special Revenue Fund Operations for the fiscal year ending June 30, 2024, the following:

ITEM <u>NO.</u>	FISCAL YEAR <u>2023-2024</u>
(01) REGULAR SALARIES	\$76,932
(02) PERSONAL SERVICES MATCHING	<u>32,416</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$109,348</u></u>

SECTION 10. APPROPRIATION - TOURISM PROMOTION - SPECIAL REVENUE FUND OPERATIONS. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Tourism Development Trust Fund, for personal services and operating expenses of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Tourism Promotion - Special Revenue Fund Operations for the fiscal year ending June 30, 2024, the following:

ITEM <u>NO.</u>	FISCAL YEAR <u>2023-2024</u>
(01) REGULAR SALARIES	\$283,615
(02) EXTRA HELP	27,502
(03) PERSONAL SERVICES MATCHING	119,001

(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	3,160,988
(B) CONF. & TRAVEL	40,362
(C) PROF. FEES	2,241,000
(D) CAP. OUTLAY	125,000
(E) DATA PROC.	0
(05) TOURIST PROMOTION	2,922,000
(06) ADVERTISING EXPENSE	19,327,135
(07) SMALL FESTIVAL EXPENSES, ADVERTISING & GRANTS	<u>150,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$28,396,603</u>

SECTION 11. APPROPRIATION - OUTDOOR RECREATION GRANTS PROGRAM. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Parks and Tourism Outdoor Recreation Grants Fund, for personal services, operating expenses, and outdoor recreation grants of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Outdoor Recreation Grants Program for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULAR SALARIES	\$166,707
(02) EXTRA HELP	25,210
(03) PERSONAL SERVICES MATCHING	70,149
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	37,020
(B) CONF. & TRAVEL	5,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) OUTDOOR RECREATION GRANTS	<u>9,716,374</u>
TOTAL AMOUNT APPROPRIATED	<u>\$10,020,460</u>

SECTION 12. APPROPRIATION - SCORP PROGRAM - FEDERAL FUND OPERATIONS. There is hereby appropriated, to the Department of Parks, Heritage, and

Tourism, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses and outdoor recreation grants of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Statewide Comprehensive Outdoor Recreation Plan for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$34,232
(B) CONF. & TRAVEL	6,100
(C) PROF. FEES	100,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) OUTDOOR RECREATION GRANTS	<u>8,308,402</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$8,448,734</u></u>

SECTION 13. APPROPRIATION - PARKS - CASH FUND OPERATIONS. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Parks - Cash Fund Operations for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$8,535,479
(02) EXTRA HELP	5,312,662
(03) PERSONAL SERVICES MATCHING	3,953,851
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	10,427,053
(B) CONF. & TRAVEL	34,000
(C) PROF. FEES	2,000,000
(D) CAP. OUTLAY	500,000
(E) DATA PROC.	0

(05) CONSTRUCTION	500,000
(06) RESALE (COGS)	5,058,961
(07) DEBT SERVICE	1,500,000
(08) CONTRACTUAL SERVICES	<u>486,177</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$38,308,183</u></u>

SECTION 14. APPROPRIATION - WAR MEMORIAL STADIUM. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the Miscellaneous Agencies Fund Account, for personal services, operating expenses, major maintenance, renovation of facilities and scoreboards, and repairs of War Memorial Stadium of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions for the fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2023-2024</u>
(01) REGULAR SALARIES	\$304,119
(02) PERSONAL SERVICES MATCHING	114,933
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	12,198
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$431,250</u></u>

SECTION 15. EXTRA HELP - WAR MEMORIAL STADIUM - CASH FUND OPERATIONS. There is hereby authorized, for the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - War Memorial Stadium - Cash Fund Operations for the 2023-2024 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: one hundred fifty (150) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 16. APPROPRIATION - WAR MEMORIAL STADIUM - CASH FUND OPERATIONS. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - War Memorial Stadium - Cash Fund Operations for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$81,548
(02) EXTRA HELP	144,000
(03) PERSONAL SERVICES MATCHING	46,201
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	921,088
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) RESALE (COGS)	213,000
(06) REFUNDS/REIMBURSEMENTS	<u>100,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$1,505,837</u>

SECTION 17. APPROPRIATION - DELTA HERITAGE TRAIL CONSTRUCTION PROGRAM. There is hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of Parks, Heritage, and Tourism - State Parks and Tourism Divisions - Delta Heritage Trail Construction Program for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) CONSTRUCTION	<u>\$40,482,208</u>

SECTION 18. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 25-43-1304, concerning the creation and leadership of the State Parks Division of the Department of Parks, Heritage, and Tourism, is amended to codify special language in appropriation acts and to add additional subsections to read as follows:

(d)(1) Before July 1 of each fiscal year, the division shall request that the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee, review the division's plan for the upcoming year regarding the amounts to be disbursed for each state park or other entity from the funds appropriated to the division for state operations.

(2) The division's request under subdivision (d)(1) of this section shall also list:

(A) The amounts to be distributed for each entity for the upcoming fiscal year compared to both the current fiscal year's anticipated expenditures and the previous fiscal year's actual expenditures; and

(B) Any additional detail as may be requested by the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee.

(e) The division shall prepare a semiannual status report for the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee, that compares the six-month and fiscal year actual expenditures to intended disbursements that the Legislative Council or, if the General Assembly was in session, the Joint Budget Committee, reviewed under subsection (d) of this section.

SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL MAINTENANCE. The funds appropriated in the Conservation Tax Operations appropriation section of this act for the Division of Arkansas State Parks Special Maintenance shall be expended, after receiving prior approval by the Arkansas Legislative Council or Joint Budget Committee, for a special maintenance program for the Park System. The funds provided will be used for repair and upkeep of parks and museum facilities that have been deferred due to lack of funds in the individual budgets of the parks and museums.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year

is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Division of Arkansas State Parks may operate more efficiently if some flexibility is provided to the Department of Parks, Heritage and Tourism authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section or the Special Maintenance line item. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section and the Special Maintenance line item in the Conservation Tax Operations appropriation section is void.

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

SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CASH PRIZES - STATE PARKS. The Division of Arkansas State Parks is hereby authorized to award merchandise, gift certificates and cash prizes to contestants in various special events authorized by the Division Director of the Division of Arkansas State Parks. Such prizes may be awarded to the 1st, 2nd and 3rd prize winners and shall be payable from the maintenance and operation line item of the Parks - Cash Fund Operations appropriation section. The cash prizes, in aggregate, for all contests, shall not exceed \$10,000 per fiscal year.

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

SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MISSISSIPPI RIVER DOMESTIC - INTERNATIONAL MARKETING PLAN. Of the funds appropriated to the Division of Arkansas Tourism - Great River Road for

operating expenses in the State Operations appropriation section of this act, up to \$15,000 each year is authorized to be utilized for the implementation of the Mississippi River Domestic - International Marketing Plan.

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

SECTION 22. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 25-43-1309, concerning the purchase of uniforms of the Department of Parks, Heritage, and Tourism, is amended to codify special language in appropriation acts and to add additional subsections to read as follows:

25-43-1309. Purchase of uniforms.

(a) The Department of Parks, Heritage, and Tourism, including any of its divisions, may use funds appropriated for maintenance and general operations to purchase:

- (1) Uniforms for parks personnel;
- (2) Uniforms for Division of Arkansas Heritage personnel;
- (3) Uniforms for Division of Tourism personnel; and
- (4) Uniforms to be used by employees of the department who are staffing sports shows, travel shows, or other special promotional programs or special theme costumes.

(b) Any clothing purchased under subsection (a) of this section shall:

- (1) Remain the property of the department; and
- (2) Be surrendered to the department upon either the department's request or the termination of employment of the individual to whom the clothing was issued.

SECTION 23. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 15-11-406 is amended to codify special language in appropriation acts to read as follows:

15-11-406. Grants from Department of Parks, Heritage, and Tourism.

(a)(1) Upon approval of the State Parks, Recreation, and Travel Commission, the Department of Parks, Heritage, and Tourism ~~is authorized to~~ may make grants from funds specifically appropriated for such purposes to regional tourist promotion agencies, to assist such regional tourist promotion agencies in the financing of promotional and advertising programs, and to encourage and stimulate tourist travel and vacation business within

the natural planning region.

~~(b)(2)~~ However, before any such Before a grant under subdivision (a)(1) of this section may be made:

~~(1)(A)(i)~~ The regional tourist promotion agency shall have made application to the commission or the department for such a grant and shall have set forth therein the promotion and advertising program and project proposed to be undertaken for the purpose of encouraging and stimulating the tourist travel and vacation business within the natural planning region.

~~(B)(ii)~~ The application shall further state, under oath or affirmation, the amount of funds held by or committed or subscribed to the regional tourist promotion agency for application to the purposes described in this section and the amount of the grant for which application is made; and

~~(2)(A)(B)(i)~~ If after review of the application the commission is satisfied that the program of the regional tourist promotion agency appears to be in accord with the purposes of this subchapter, the commission shall authorize the making of a matching grant to the regional tourist promotion agency equal to the funds of the regional tourist promotion agency allocated by the regional tourist promotion agency to the program described in the application.

~~(B)(ii)~~ However, the state grant shall not exceed an amount equal to the total amount apportioned to the natural planning region as outlined in this subchapter.

(b)(1) Funds appropriated to the department for tourism or museum grants may be used to make grants to cities and counties for the purpose of feasibility studies for tourism attractions.

(2) A grant made under subdivision (b)(1) of this section shall:
(A) Be on a one-to-one dollar matching basis; and
(B) Not exceed fifteen thousand dollars (\$15,000) in state funds per grant.

(3) The department may promulgate rules to administer the grant program under subsection (b) of this section.

(4) After awarding a grant under this subsection, the secretary shall notify members of the General Assembly who represent the district in which the grantee is located.

SECTION 24. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 15-11-205, concerning the powers and duties of the Secretary of the Department of Parks, Heritage, and Tourism, is amended to codify special language in appropriation acts and to add an additional subsection to read as follows:

(d)(1) The department may enter into contracts with department employees for the provision of golf lessons at the department’s golf courses if the:

(A) Lessons occur outside of the employee’s normal working hours;

(B) Employee is a Class A member or apprentice of the Professional Golfers’ Association of America or the Ladies Professional Golf Association; and

(C) Director of the Division of State Parks has approved the contract as being in accordance with department standards and procedures for concession and operating contracts.

(2) Compensation to employees under subdivision (d)(1) of this section does not count toward determining retirement system benefits.

SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SMALL FESTIVAL FUNDING. The General Assembly acknowledges the economic benefits of festivals which attract visitors and stimulate the growth of tourism and businesses statewide.

Notwithstanding any other provision of law or rules and regulations promulgated by the Department of Parks, Heritage and Tourism to the contrary, the Department of Parks, Heritage and Tourism shall dedicate, commit and budget annually one hundred fifty thousand dollars (\$150,000) from the 2% tourism tax credited to the Tourism Development Trust Fund for expense, advertising, marketing or grants for small festivals in Arkansas communities of less than 10,500 people. Any funds not granted out in a fiscal year shall be available for other tourism promotion efforts.

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

SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA HELP. The Department of Parks, Heritage and Tourism may utilize their authorized extra-help positions and contract labor event staff up to a maximum of one thousand eight hundred (1,800) hours during seasonal events at War Memorial Stadium. The rates of pay may not exceed those provided in the Uniform Classification Act, or its successor, for the appropriate classification.

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

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

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

SECTION 29. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2023 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2023 could work irreparable harm

upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2023.

APPROVED: 3/21/23