



STATE OF ARKANSAS
**Department of Finance
and Administration**

K.2
OFFICE OF THE SECRETARY
1509 West Seventh Street, Suite 401
Post Office Box 3278
Little Rock, Arkansas 72203-3278
Phone: (501) 682-2242
Fax: (501) 682-1029
www.arkansas.gov/dfa

June 4, 2021

Senator Jonathan Dismang, Co-Chair
Representative Michelle Gray, Co-Chair
Performance Evaluation & Expenditure Review Committee
Arkansas Legislative Council
State Capitol Building
Little Rock, AR 72201

RE: FY22 Appropriation and/or Fund Transfer Request(s)

Dear Co-Chairs:

I am forwarding for appropriate action as required by law, the attached Appropriation and/or Fund Transfer Request(s) that have received my approval as Chief Fiscal Officer of the State.

Sincerely,


Larry W. Walther
Cabinet Secretary

LWW

Attachment(s)



Brian Welch, Executive Director
101 East Capitol, Suite 207
Little Rock, Arkansas 72201
Office: 501-683-1882

TO: Gregg Parish, Executive Director
Public Defender Commission

FROM: Brian Welch, Executive Director, Arkansas Commission for Parent Counsel

DATE: May 10, 2021

SUBJECT: Appropriation Changes

Gregg,

Please accept this memo as request to adjust our appropriation totals within the confines of our appropriated funds. Pursuant to Act 1007 of 2021, Section 13, we are requesting \$60,000.00 be added to Commitment Item 14 "Legal Services / Refunds – Reimbursement" Fund HSC3766, Funds Center X66. The \$60,000.00 total amount would be deducted from the Extra Help appropriation in Commitment Item 01 to account for those funds going to Commitment Item 14.

As we will no longer be adding any new extra help attorneys in the future, I am requesting that we move another \$60,000 from Extra Help to Reimbursements. Our outlay for Extra Help is currently projected for only \$238,568.20 for the year and we have \$310,000 in that line item, leaving an excess of \$71,431.80. This created a need to transfer monies from our Extra Help line item to our contract reimbursement line item where we can better use the funds.

If you need other information or if you have any questions, please feel free to contact me at 501-258-3751 or brian.welch@arkansas.gov. Thank you for all your assistance in this matter.

A handwritten signature in black ink, appearing to read "B. Welch", is positioned above the typed name.

Brian D. Welch II, Executive Director
Arkansas Commission for Parent Counsel
101 E. Capitol Ave., Ste 207
(501) 683-0132 Office (501) 749-9016 Mobile
brian.welch@arkansas.gov




Department of Transformation and Shared Services

Governor Asa Hutchinson
Secretary Amy Fecher
Director Anne Laidlaw

MEMORANDUM

TO: Larry Walther, Director
Department of Finance & Administration

FROM: Anne W. Laidlaw, DBA Director 

DATE: May 21, 2021

SUBJECT: Sustainable Building Revolving Loan Fund – Appropriation Transfer FY22

The purpose of the above referenced appropriation is to provide loans to State Agencies for the Sustainable Building Design Program pursuant to ACA §22-3-1901.

The Sustainable Revolving Loan Fund (RLF) Review Committee and TSS recommended a Sustainable Building Design Loan be awarded to the recipient listed below, which was subsequently approved by the Governor and your office for a revolving loan as follows:

Recipient: *Henderson State University*
Loan Award: \$996,450
Description: *Two (2) HVAC related projects on the HSU campus in Arkadelphia: (1) a complete chiller replacement at Newberry Hall dormitory, and (2) the replacement of rooftop HVAC package units at the Duke Wells Hall gymnasium.*

TSS DBA has entered into a Loan Agreement (attached) for the purpose of transferring funds upon receipt of approved project pay request to the agency for payment of all contractual obligations authorized through the RLF program and loan agreement.

Therefore, DBA requests the following appropriation and funding transfer be permitted for:

Fiscal Year: FY2022
Fund: MBD0100 – Sustainable Building Design Revolving Loan Fund
Fund Center: T82 – Building Design Revolving Loan Program
Amount: \$996,450
Agency: Henderson State University
Loan #: 100-21-01RLF

Requested by:



Anne W. Laidlaw, DBA Director

DY 5/25/21

**SUSTAINABLE BUILDING DESIGN REVOLVING LOAN FUND
AGREEMENT**

No. 100-21-01 RLF Date of Issue May 31, 2021 \$ 996,450.00

That on this 31st day of May, 2021, Henderson State University, a state agency, hereby acknowledges itself to owe and for value received hereby promises to reimburse and remit to pay to the **Department of Transformation and Shared Services - Division of Building Authority**, the sum of: Nine Hundred Ninety Six Thousand Four Hundred Fifty Dollars (\$996,450.00), payable on a bi-annual basis as set forth below. Furthermore, an origination fee of \$2,500.00 is hereby remitted to Division of Building Authority (DBA) payable as set forth below.

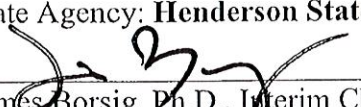
The State Agency agrees to submit proper documentation acceptable to DBA prior to any loan disbursement by DBA. The loan shall be disbursed in installments, no more frequently than monthly, following documentation presented by the State Agency to DBA of requests for disbursement to pay the costs associated with the renovation. Each request for disbursement shall be made on a form of voucher approved by DBA and DFA, supported by actual bills, statements or invoices to be paid with the Loan Installment. Under no circumstances shall the total of all installments disbursed by DBA to the State Agency exceed the amount of the Loan. Furthermore, State Agencies by their signature below hereby certify that it will not make additional requests from general revenue for funding to be used for repayment of the project loan.

State Agencies shall adhere to all state and federal rules, regulations and laws and shall receive all requisite and necessary approvals prior to the start of any work for the renovation.

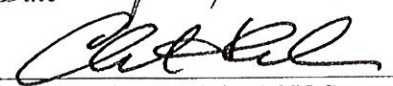
The DBA Director shall withhold all or any part of the apportionment due the Agency if it defaults in making payment as scheduled and apply the same as reimbursement of the amount issued. This Agreement is made pursuant to Arkansas Code Annotated §22-3-1901 et seq. Notification of any defaults shall be made by DBA to the Department of Finance and Administration and to the Governor.

The origination fee shall be \$2,500.00 and shall be due within 30 days of DBA approval. The principal payments shall begin on the 1st day of January, 2022. The years for reimbursement shall be 10 with the final payment ending on the 1st day of July, 2031. Nothing shall prohibit an agency from prepayment prior to the final payment ending date.

IN WITNESS WHEREOF the heads of the State Agency have caused this Agreement to be executed in the name and on behalf of their respective state agencies and hereby affirm that they have the authority to enter into this Agreement.

State Agency: **Henderson State University**

James Borsig, Ph.D., Interim Chancellor

Date 4/27/2021


Dr. Charles Welch, ASU System President
04/27/2021

TSS - **Division of Building Authority**

Anne Laidlaw, DBA Director

Date 4/29/21

BUILDING AUTHORITY

2021 APR 29 AM 7:53

RECEIVED

**TSS - DIVISION BUILDING AUTHORITY
 REVOLVING LOAN FUND
 PAYMENT SCHEDULE
 Henderson State University**

May 31th, 2021
 Loan # 100-21-01 RLF

Pymt #	Period	Principal Pymt	Interest Pymt	Total Pymt	Balance
Orig Fee	May 31, 2021	\$ 2,500.00			\$ 2,500.00
	Biannual		0%		\$ 996,450.00
1	January 1, 2022	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 946,450.00
2	July 1, 2022	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 896,450.00
3	January 1, 2023	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 846,450.00
4	July 1, 2023	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 796,450.00
5	January 1, 2024	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 746,450.00
6	July 1, 2024	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 696,450.00
7	January 1, 2025	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 646,450.00
8	July 1, 2025	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 596,450.00
9	January 1, 2026	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 546,450.00
10	July 1, 2026	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 496,450.00
11	January 1, 2027	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 446,450.00
12	July 1, 2027	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 396,450.00
13	January 1, 2028	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 346,450.00
14	July 1, 2028	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 296,450.00
15	January 1, 2029	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 246,450.00
16	July 1, 2029	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 196,450.00
17	January 1, 2030	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 146,450.00
19	July 1, 2030	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 96,450.00
20	January 1, 2031	\$ 50,000.00	\$ -	\$ 50,000.00	\$ 46,450.00
21	July 1, 2031	\$ 46,450.00	\$ -	\$ 46,450.00	\$ -