

Stricken language will be deleted and underlined language will be added.

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

A Bill

SENATE BILL 390

4
5 By: Senator B. Ballinger
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE ARKANSAS SUPREME COURT
10 - COURT COMMISSION FOR THE FISCAL YEAR ENDING JUNE
11 30, 2022; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT FOR THE ARKANSAS SUPREME COURT -
15 COURT COMMISSION APPROPRIATION FOR THE
16 2021-2022 FISCAL YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - COURT COMMISSION. There is hereby
23 established for the Arkansas Supreme Court - Court Commission for the 2021-
24 2022 fiscal year, the following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate
				Fiscal Year 2021-2022
30	(1) U101U	EXECUTIVE DIRECTOR	1	GRADE SE01
31	(2) G028N	DEPUTY EXECUTIVE DIRECTOR	1	GRADE GS12
32	(3) A105C	FISCAL MANAGER	1	GRADE GS08
33	(4) X187C	INVESTIGATOR	1	GRADE GS07
34	(5) G230C	PARALEGAL	1	GRADE GS06
35	(6) C092C	LEGAL/ADMIN SECRETARY	1	GRADE GS05
36	MAX. NO. OF EMPLOYEES		6	



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SECTION 2. APPROPRIATION - COURT COMMISSION. There is hereby appropriated, to the Arkansas Supreme Court, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Arkansas Supreme Court - Court Commission for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) REGULAR SALARIES	\$392,341
(02) PERSONAL SERVICES MATCHING	122,521
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	96,150
(B) CONF. & TRAVEL	8,875
(C) PROF. FEES	72,740
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) INVESTIGATOR EXPENSES	<u>28,080</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$720,707</u></u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. Uncodified Sections 1 and 2 of Act 98 of 2021 Regular Session are repealed.

~~SECTION 1. REGULAR SALARIES — OPERATIONS. There is hereby established for the Judicial Discipline and Disability Commission for the 2021-2022 fiscal year, the following maximum number of regular employees.~~

Item Class	No. of	Maximum Annual
No. Code Title	Employees	Salary Rate
No. Code Title	Employees	2021-2022
(1) U101U EXECUTIVE DIRECTOR	1	GRADE SE01
(2) G028N JDDC DEPUTY EXEC DIRECTOR	1	GRADE GS12
(3) A105C JDDC FISCAL MANAGER	1	GRADE GS08
(4) X187C INVESTIGATOR	1	GRADE GS07

1 The word "judge" in this subchapter means anyone, whether or not a
2 lawyer, who is an officer of the judicial system performing judicial
3 functions, including an officer such as a referee, special master, court
4 commissioner, or magistrate, whether full-time or part-time.

5
6 ~~16-10-402. Creation.~~

7 ~~(a) There is hereby established a commission to be known as the~~
8 ~~Judicial Discipline and Disability Commission, hereinafter referred to as the~~
9 ~~"commission", consisting of nine (9) members, each of whom shall be residents~~
10 ~~of Arkansas, and shall be appointed as follows:~~

11 ~~(1) Three (3) members shall be judges of the Arkansas Court of~~
12 ~~Appeals, circuit court, or municipal court appointed by the Arkansas Supreme~~
13 ~~Court;~~

14 ~~(2) Three (3) members shall be lawyers admitted to practice in~~
15 ~~Arkansas who are not judges or former or retired judges, one (1) of whom~~
16 ~~shall be appointed by the Attorney General, one (1) by the President of the~~
17 ~~Senate, and one (1) by the Speaker of the House of Representatives; and~~

18 ~~(3) Three (3) members, who are neither lawyers, or judges, or~~
19 ~~former or retired judges, appointed by the Governor.~~

20 ~~(b)(1) A commission member shall serve for a term of six (6) years and~~
21 ~~shall be eligible for reappointment to a second full term.~~

22 ~~(2) A member appointed to a term of less than six (6) years or~~
23 ~~to fill an unexpired term may be reappointed to two (2) full terms.~~

24 ~~(3) The appointing authority for each category of commission~~
25 ~~membership shall also appoint an alternate member for each regular member~~
26 ~~appointed. An alternate member shall be appointed for a term of six (6) years~~
27 ~~and may be reappointed for a second term. An alternate member appointed to~~
28 ~~fill an unexpired term shall be eligible for an appointment for two (2) full~~
29 ~~terms.~~

30 ~~(c) If a commission member or an alternate commission member moves out~~
31 ~~of the jurisdiction, ceases to be eligible for appointment to represent the~~
32 ~~category for which he or she was appointed, or becomes unable to serve for~~
33 ~~any reason, a vacancy shall occur. An appointment to fill a vacancy for the~~
34 ~~duration of its unexpired term shall be made by the appropriate appointing~~
35 ~~authority, effective no later than sixty (60) days from the occurrence of the~~
36 ~~vacancy. If a vacancy is not filled in accordance with this subsection, the~~

1 ~~Chief Justice of the Supreme Court shall, within ten (10) days thereafter,~~
2 ~~appoint, from the category to be represented, a member who shall serve for~~
3 ~~the duration of the unexpired term.~~

4 ~~(d) Commission members shall serve without pay, but may receive~~
5 ~~expense reimbursement in accordance with § 25-16-901 et seq.~~

6
7 ~~16-10-403. Director — Staff.~~

8 ~~(a) The Judicial Discipline and Disability Commission shall employ a~~
9 ~~director and such additional professional and clerical staff as may be~~
10 ~~authorized, from time to time, by appropriation passed by the General~~
11 ~~Assembly.~~

12 ~~(b) Effective July 1, 1994, the Director of the Judicial Discipline~~
13 ~~and Disability Commission shall be an attorney licensed to practice in the~~
14 ~~State of Arkansas.~~

15 ~~(c) The director shall not engage in the practice of law nor serve in~~
16 ~~a judicial capacity during his or her employment.~~

17
18 ~~16-10-404. Duties — Records.~~

19 ~~(a) The Judicial Discipline and Disability Commission shall initiate~~
20 ~~or shall receive information, conduct investigations and hearings, and make~~
21 ~~recommendations to the Supreme Court concerning:~~

22 ~~(1) Allegations of judicial misconduct;~~

23 ~~(2) Allegations of physical or mental disability of judges~~
24 ~~requiring leave or involuntary retirement; and~~

25 ~~(3) Matters of voluntary retirement or leave for disability.~~

26 ~~(b)(1) Investigatory records, files, and reports of the Judicial~~
27 ~~Discipline and Disability Commission are confidential, and no disclosure of~~
28 ~~information, written, recorded, or oral, received or developed by the~~
29 ~~Judicial Discipline and Disability Commission in the course of an~~
30 ~~investigation related to alleged misconduct or disability of a judge shall be~~
31 ~~made except as follows:~~

32 ~~(A) Upon waiver in writing by the judge at any stage of~~
33 ~~the proceedings;~~

34 ~~(B) Upon inquiry by an appointing authority or by a state~~
35 ~~or federal agency conducting investigations on behalf of such authority in~~
36 ~~connection with the selection or appointment of judges;~~

1 ~~(C) In cases in which the subject matter or the fact of~~
2 ~~the filing of charges has become public, if deemed appropriate by the~~
3 ~~Judicial Discipline and Disability Commission, it may issue a statement in~~
4 ~~order to confirm the pendency of the investigation, to clarify the procedural~~
5 ~~aspects of the proceedings, to explain the right of the judge to a fair~~
6 ~~hearing, and to state that the judge denies the allegations;~~

7 ~~(D) Upon inquiry in connection with the assignment or~~
8 ~~recall of a retired judge to judicial duties, by or on behalf of the~~
9 ~~assigning authority;~~

10 ~~(E) Upon the Judicial Discipline and Disability~~
11 ~~Commission's taking final action with respect to a complaint about a judge,~~
12 ~~notice of the final action shall become public information;~~

13 ~~(F) Where the circumstances necessitating the initiation~~
14 ~~of an inquiry include notoriety, or where the conduct in question is a matter~~
15 ~~of public record, information concerning the lack of cause to proceed shall~~
16 ~~be released by the Judicial Discipline and Disability Commission;~~

17 ~~(G) If, during the course of or after an investigation or~~
18 ~~hearing, the Judicial Discipline and Disability Commission reasonably~~
19 ~~believes that there may have been a violation of any rules of professional~~
20 ~~conduct of attorneys at law, the Judicial Discipline and Disability~~
21 ~~Commission may release such information to any committee, commission, agency,~~
22 ~~or body within or outside of the state empowered to investigate, regulate, or~~
23 ~~adjudicate matters incident to the legal profession;~~

24 ~~(H) If, during the course of or after an investigation or~~
25 ~~hearing, the Judicial Discipline and Disability Commission reasonably~~
26 ~~believes that there may have been a violation of a law or rule falling under~~
27 ~~the jurisdiction of the Arkansas Ethics Commission, the Judicial Discipline~~
28 ~~and Disability Commission may release such information to the Arkansas Ethics~~
29 ~~Commission; or~~

30 ~~(I) If, during the course of or after an investigation or~~
31 ~~hearing, the Judicial Discipline and Disability Commission reasonably~~
32 ~~believes that there may have been a violation of criminal law, the Judicial~~
33 ~~Discipline and Disability Commission shall release such information to the~~
34 ~~appropriate prosecuting attorney.~~

35 ~~(2) All proceedings held prior to a determination of probable~~
36 ~~cause and the filing of formal charges shall be confidential. Any hearing~~

1 ~~scheduled after the filing of formal charges shall be open to the press and~~
 2 ~~to the public, except that following the completion of the introduction of~~
 3 ~~all evidence, the Judicial Discipline and Disability Commission may convene~~
 4 ~~to executive session for the purpose of deliberating its final conclusions~~
 5 ~~and recommendations, provided that, upon completion of the executive session,~~
 6 ~~the final action of the Judicial Discipline and Disability Commission shall~~
 7 ~~be announced in an open and public session.~~

8 ~~(3) The Judicial Discipline and Disability Commission is~~
 9 ~~authorized to request the appropriate prosecuting authorities to seek to~~
 10 ~~obtain immunity from criminal prosecution for a reluctant witness using the~~
 11 ~~procedure outlined in § 16-43-601 et seq.~~

12
 13 ~~16-10-405. Rules.~~

14 ~~The Supreme Court shall adopt rules with regard to all matters of~~
 15 ~~Judicial Discipline and Disability Commission operations and all disciplinary~~
 16 ~~and disability proceedings and promulgate rules of procedure.~~

17
 18 ~~16-10-406. Immunity from suit.~~

19 ~~Members of the Judicial Discipline and Disability Commission, referees,~~
 20 ~~commission counsel, and staff shall be absolutely immune from suit for all~~
 21 ~~conduct in the course of their official duties.~~

22
 23 ~~16-10-407. Leave.~~

24 ~~Grounds for leave consist of a temporary physical or mental incapacity~~
 25 ~~which impairs the ability of the judge to substantially perform the duties of~~
 26 ~~his or her judicial office and which exists or is likely to exist for a~~
 27 ~~period of one (1) year or less. Leave cannot be granted to exceed one (1)~~
 28 ~~year.~~

29
 30 ~~16-10-408. Suspension with pay.~~

31 ~~A judge may be suspended by the Supreme Court with pay:~~

32 ~~(1) While a recommendation to the Supreme Court by the Judicial~~
 33 ~~Discipline and Disability Commission for his or her removal or involuntary~~
 34 ~~disability retirement is pending; or~~

35 ~~(2) When articles of impeachment have been voted by the House of~~
 36 ~~Representatives.~~

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~~16-10-409. Mandatory suspension.~~

~~(a)(1) A judge shall be suspended from office with pay by the Supreme Court if:~~

~~(A) An indictment or information charges the judge in any court in the United States with a crime punishable as a felony under the laws of Arkansas or the United States or with any other offense that involves moral turpitude; or~~

~~(B) In any court in the United States he or she pleads guilty or no contest to, or is found guilty of, an offense punishable as a felony under the laws of Arkansas or the United States or any other offense that involves moral turpitude.~~

~~(2)(A) If the judge requests a hearing on a suspension under subdivision (a)(1) of this section, the Supreme Court shall:~~

~~(i) Hold the hearing no later than ten (10) days after the request to determine whether the suspension with pay remains in effect during the pendency of criminal proceedings against the judge; and~~

~~(ii) Notify the requesting judge and the Judicial Discipline and Disability Commission of the date of the hearing.~~

~~(B) In the hearing under this subdivision (a)(2) the Judicial Discipline and Disability Commission shall act as the opposing party of the requesting judge.~~

~~(C) The suspension with pay under subdivision (a)(1)(A) of this section shall be removed and the judge shall be allowed to perform his or her duties as a judge if the judge shows at the hearing by a preponderance of the evidence that:~~

~~(i) The performance of his or her duties as a judge while charges are pending will not impair the public confidence in the independence, integrity, and impartiality of the judiciary; and~~

~~(ii) The charges are not likely to result in a conviction.~~

~~(b) If his or her conviction becomes final, he or she may be removed from office pursuant to § 16-10-410.~~

~~(c)(1) If his or her conviction is reversed and he or she is cleared of the charge, by order of the court, whether without further trial or after further trial and a finding of not guilty, his or her suspension terminates.~~

1 ~~(2) If the judge is suspended under subdivision (a)(1)(A) of~~
2 ~~this section and the charge is subsequently dismissed, the judge's suspension~~
3 ~~terminates.~~

4 ~~(d) Nothing in this section shall prevent the Judicial Discipline and~~
5 ~~Disability Commission from determining that a judge be disciplined or removed~~
6 ~~according to § 16-10-410.~~

7
8 ~~16-10-410. Removal from office.~~

9 ~~(a) The grounds for removal conferred by this subchapter shall be both~~
10 ~~alternative and cumulative to the power of impeachment provided by the~~
11 ~~Arkansas Constitution and removal otherwise provided by law.~~

12 ~~(b) A judge may be removed from office on any of the following~~
13 ~~grounds:~~

14 ~~(1) Conviction of any offense punishable as a felony under the~~
15 ~~laws of Arkansas or the United States;~~

16 ~~(2) Conviction of a criminal act that reflects adversely on the~~
17 ~~judge's honesty, trustworthiness, or fitness as a judge in other respects;~~

18 ~~(3) The commission of conduct involving dishonesty, fraud,~~
19 ~~deceit, or misrepresentation;~~

20 ~~(4) The commission of conduct that is prejudicial to the~~
21 ~~administration of justice;~~

22 ~~(5) Willful violation of the Arkansas Code of Judicial Conduct~~
23 ~~or the Model Rules of Professional Conduct;~~

24 ~~(6) Willful and persistent failure to perform the duties of~~
25 ~~office; or~~

26 ~~(7) Habitual intemperance in the use of alcohol or other drugs.~~

27 ~~(c) In considering recommending removal, the Judicial Discipline and~~
28 ~~Disability Commission may consider the frequency of the offense, the~~
29 ~~motivation of the conduct, the length of time since the conduct in question,~~
30 ~~and similar factors.~~

31 ~~(d) [Repealed.]~~

32
33 ~~16-10-411. Vacancy.~~

34 ~~The granting of leave, suspension, with or without pay, removal, or~~
35 ~~involuntary disability retirement pursuant to this subchapter shall create a~~
36 ~~vacancy in the judicial office.~~

1
2 SECTION 6. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 25-15-
3 104(a)(1)(J), concerning the boards and commissions that have subpoena
4 powers, is repealed.

5 ~~(J) Judicial Discipline and Disability Commission,~~
6 ~~Arkansas Constitution, Amendment 66, and § 16-10-401 et seq.;~~

7
8 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
9 authorized by this act shall be limited to the appropriation for such agency
10 and funds made available by law for the support of such appropriations; and
11 the restrictions of the State Procurement Law, the General Accounting and
12 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
13 Procedures and Restrictions Act, or their successors, and other fiscal
14 control laws of this State, where applicable, and regulations promulgated by
15 the Department of Finance and Administration, as authorized by law, shall be
16 strictly complied with in disbursement of said funds.

17
18 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
19 Assembly that any funds disbursed under the authority of the appropriations
20 contained in this act shall be in compliance with the stated reasons for
21 which this act was adopted, as evidenced by the Agency Requests, Executive
22 Recommendations and Legislative Recommendations contained in the budget
23 manuals prepared by the Department of Finance and Administration, letters, or
24 summarized oral testimony in the official minutes of the Arkansas Legislative
25 Council or Joint Budget Committee which relate to its passage and adoption.

26
27 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
28 Assembly, that the Constitution of the State of Arkansas prohibits the
29 appropriation of funds for more than a one (1) year period; that the
30 effectiveness of this Act on July 1, 2021 is essential to the operation of
31 the agency for which the appropriations in this Act are provided, and that in
32 the event of an extension of the legislative session, the delay in the
33 effective date of this Act beyond July 1, 2021 could work irreparable harm
34 upon the proper administration and provision of essential governmental
35 programs. Therefore, an emergency is hereby declared to exist and this Act
36 being necessary for the immediate preservation of the public peace, health

ARKANSAS SENATE

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of Senate Bill No. 132

AN ACT FOR THE DEPARTMENT OF COMMERCE APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 132

Amend Senate Bill No. 132 as originally introduced:

Page 31, insert an additional SECTION immediately following SECTION 53 to read as follows:

" SECTION 54. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. OFFICE OF SKILLS DEVELOPMENT. (a) It is the intent of the General Assembly that the Office of Skills Development encourage participation by minority-owned businesses, female-owned businesses, and disabled veteran-owned businesses. (b) The office shall adopt a plan that encourages to the greatest extent possible a level of participation by minority-owned businesses, female-owned businesses and disabled veteran-owned businesses, and takes into account the total number of applicants and awarded grants. (c) The office shall provide training programs and other educational activities to encourage minority-owned businesses, female-owned businesses and disabled veteran-owned businesses to compete for grants on an equal basis. (d) The office shall develop and implement the plans and programs under subsections (b) and (c) of this section and to assist prospective grantees in entering into and competing for grants. (e) The office shall monitor the results of minority-owned business, female-owned business and disabled veteran-owned business grant awards and applications and shall include in the report as required in 25-30-109 (c) the results of minority-owned business, female-owned business and disabled veteran-owned business grants and applicants. The report shall reflect separately the minority-owned businesses, female-owned businesses and disabled veteran-owned businesses data. (f) "Minority-owned business" means a business that is owned by:
(1) An individual who is a member of a minority who reports as his or her personal income for Arkansas income tax purposes the income of the business;
(2) A partnership in which a majority of the ownership interest is owned by one (1) or more members of a minority who

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report as their personal income for Arkansas income tax purposes more than fifty percent (50%) of the income of the partnership; or

(3) A corporation organized under the laws of this state in which a majority of the common stock is owned by one (1) or more members of a minority who report as their personal income for Arkansas income tax purposes more than fifty percent (50%) of the distributed earnings of the corporation.

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

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senator L. Chesterfield
MAH/HM - 03-08-2021 14:52:35
MAH059

Secretary

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

A Bill

SENATE BILL 132

4
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 COMMERCE
10 FOR THE FISCAL YEAR ENDING JUNE 30, 2022; AND FOR
11 OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF COMMERCE
15 APPROPRIATION FOR THE 2021-2022 FISCAL
16 YEAR.
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19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Commerce for the 2021-2022 fiscal year, the
24 following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2021-2022
30	(1) SC002	ACOM SECRETARY OF COMMERCE	1	GRADE SE05
31	(2) U063U	ACOM CHIEF INFORMATION OFFICER	1	GRADE SE01
32	(3) N215N	ACOM CHIEF OF STAFF	1	GRADE SE01
33	(4) D012C	DATABASE SPECIALIST	1	GRADE IT08
34	(5) D007C	INFORMATION SYSTEMS MANAGER	2	GRADE IT08
35	(6) D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE IT05
36	(7) D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE IT05



1 (4) Thereupon, the Department of Finance and Administration shall include all
2 information obtained in item (3) above in the budget manuals and/or a
3 statement of non-compliance by the Agency, Board, Commission or Institution.

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

6
7 SECTION 54. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
8 authorized by this act shall be limited to the appropriation for such agency
9 and funds made available by law for the support of such appropriations; and
10 the restrictions of the State Procurement Law, the General Accounting and
11 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
12 Procedures and Restrictions Act, or their successors, and other fiscal
13 control laws of this State, where applicable, and regulations promulgated by
14 the Department of Finance and Administration, as authorized by law, shall be
15 strictly complied with in disbursement of said funds.

16
17 SECTION 55. LEGISLATIVE INTENT. It is the intent of the General
18 Assembly that any funds disbursed under the authority of the appropriations
19 contained in this act shall be in compliance with the stated reasons for
20 which this act was adopted, as evidenced by the Agency Requests, Executive
21 Recommendations and Legislative Recommendations contained in the budget
22 manuals prepared by the Department of Finance and Administration, letters, or
23 summarized oral testimony in the official minutes of the Arkansas Legislative
24 Council or Joint Budget Committee which relate to its passage and adoption.

25
26 SECTION 56. EMERGENCY CLAUSE. It is found and determined by the
27 General Assembly, that the Constitution of the State of Arkansas prohibits
28 the appropriation of funds for more than a one (1) year period; that the
29 effectiveness of this Act on July 1, 2021 is essential to the operation of
30 the agency for which the appropriations in this Act are provided, and that in
31 the event of an extension of the legislative session, the delay in the
32 effective date of this Act beyond July 1, 2021 could work irreparable harm
33 upon the proper administration and provision of essential governmental
34 programs. Therefore, an emergency is hereby declared to exist and this Act
35 being necessary for the immediate preservation of the public peace, health
36 and safety shall be in full force and effect from and after July 1, 2021.

Hall of the House of Representatives

93rd General Assembly - Regular Session, 2021

Amendment Form

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Subtitle of House Bill No. 1219

AN ACT FOR THE DEPARTMENT OF LABOR AND LICENSING - BOARDS AND COMMISSIONS
APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1219

Amend House Bill No. 1219 as originally introduced:

Page 13, delete lines 9 and 10 in their entirety

AND

Page 13, line 11, delete "COLLEGE" and substitute the following:

" (05) UAMS AND NURSING PROGRAM GRANTS"

AND

Page 25, immediately following SECTION 54, insert a new SECTION to read as follows:

" SECTION 55. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 17-24-305(b), concerning licensing fees and the disposition of licensing fees by the State Board of Collection Agencies, is amended to read as follows:

(b)(1) All income from fees imposed under this section shall be distributed in the form of one (1) annual payment that is a percentage of the total funds available up to the maximum authorized under this subsection.

(2) However, if less than one hundred percent (100%) of the total allocation is available for distribution, all allocations listed in subdivisions (b)(3)(A)-(H) and subdivision (b)(4) of this section shall be funded at a prorated percentage consistent with the available funds, not to exceed the maximum amounts listed in subdivisions (b)(3)(A)-(H) and subdivision (b)(4) of this section.

(3) Beginning July 1, 2013, and each fiscal year thereafter continuing until June 30, 2022, the board State Board of Collection Agencies shall remit to:

(A) The Treasurer of State for the Division of Medical Services of the Department of Human Services, an amount not to exceed one hundred fifteen thousand dollars (\$115,000) for deposit into a paying account

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Page 1 of 3

as determined by the Chief Fiscal Officer of the State to be used in accordance with § 20-10-705;

(B) The University of Arkansas for Medical Sciences, an amount not to exceed six hundred thousand dollars (\$600,000) for deposit into a financial institution in accordance with the policies of the University of Arkansas for Medical Sciences to be expended for the College of Pharmacy of the University of Arkansas for Medical Sciences and the College of Nursing of the University of Arkansas for Medical Sciences in accordance with § 6-64-417;

(C) Arkansas State University-Mountain Home, an amount not to exceed two hundred fifty thousand dollars (\$250,000) for deposit into the Arkansas State University-Mountain Home Fund to be expended exclusively for the Arkansas State University-Mountain Home Practical Nursing Program;

(D) The University of Central Arkansas, an amount not to exceed one hundred thousand dollars (\$100,000) for deposit into the University of Central Arkansas Fund to be expended exclusively for the University of Central Arkansas School of Nursing;

(E) Southern Arkansas University, an amount not to exceed one hundred thousand dollars (\$100,000) for deposit into the Southern Arkansas University Fund to be expended exclusively for personal services and operating expenses of the Southern Arkansas University system;

(F) Henderson State University, an amount not to exceed one hundred thousand dollars (\$100,000) for deposit into the Henderson State University Fund;

(G) Arkansas Tech University, an amount not to exceed one hundred thousand dollars (\$100,000) for deposit into the Arkansas Tech University Fund exclusively for nursing programs; and

(H) Northwest Arkansas Community College, an amount not to exceed fifty thousand dollars (\$50,000) for deposit into the Northwest Arkansas Community College Fund exclusively for nursing programs.

(4) Beginning July 1, 2022, and each fiscal year thereafter, the State Board of Collection Agencies shall remit to:

(A) The University of Arkansas for Medical Sciences, an amount not to exceed six hundred thousand dollars (\$600,000) for deposit into a financial institution in accordance with the policies of the University of Arkansas for Medical Sciences to be expended for the College of Pharmacy of the University of Arkansas for Medical Sciences and the College of Nursing of the University of Arkansas for Medical Sciences in accordance with § 6-64-417; and

(B)(i) The state-funded institutions of higher education with a nursing program, other than the University of Arkansas for Medical Sciences, in proportion to the new licenses issued under § 17-87-101 et seq. in the previous calendar year to graduates of each state-funded institution of higher education, the remainder of the amount appropriated for this purpose, not to exceed eight hundred fifty thousand dollars (\$850,000), to be used to support the nursing program in each institution of higher education.

(ii) To determine and remit the amount of the disbursements required under subdivision (b)(4)(B)(i) of this section:

(a) By February 1 of each year, the Arkansas State Board of Nursing shall certify to the Division of Higher Education the number of new licenses issued under § 17-87-101 et seq. to graduates of each

of the state-funded institutions of higher education with a nursing program, other than the University of Arkansas for Medical Sciences, in the previous calendar year;

(b) By April 15 of each year, the Division of Higher Education shall:

(1) Calculate the proportion of the number of new licenses issued under § 17-87-101 et seq. in the previous calendar year to graduates of each state-funded institution of higher education with a nursing program in relation to the total number of new licenses issued under § 17-87-101 et seq. for the previous calendar year; and

(2) Certify the proportions calculated under subdivision (b)(4)(B)(ii)(b)(1) of this section to the State Board of Collection Agencies; and

(c) By August 1 of each year, the State Board of Collection Agencies shall disburse to each state-funded institution of higher education with a nursing program the institution of higher education's proportion, as certified by the Division of Higher Education under subdivision (b)(4)(B)(ii)(b)(2) of this section, of the amount specified in subdivision (b)(4)(B)(i) of this section.

~~(4)~~(5) Funds remaining after the distributions listed in subdivisions (b)(3)(A)-(H) and subdivision (b)(4) of this section shall be deposited into a bank authorized to do business within this state and placed into the account of the ~~board~~ State Board of Collection Agencies."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read _____
By: Joint Budget Committee
By: Senator Hester
KMW/KMW - 03-09-2021 10:09:20
KMW050

Chief Clerk

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

A Bill

HOUSE BILL 1219

4
5 By: Joint Budget Committee

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF LABOR
10 AND LICENSING - BOARDS AND COMMISSIONS FOR THE FISCAL
11 YEAR ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.

Subtitle

15 AN ACT FOR THE DEPARTMENT OF LABOR AND
16 LICENSING - BOARDS AND COMMISSIONS
17 APPROPRIATION FOR THE 2021-2022 FISCAL
18 YEAR.

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

23 SECTION 1. REGULAR SALARIES - ARKANSAS ABSTRACTERS' BOARD. There is
24 hereby established for the Department of Labor and Licensing - Arkansas
25 Abstracters' Board for the 2021-2022 fiscal year, the following maximum
26 number of regular employees.

Item Class		Maximum	Maximum Annual
No.	Code Title	No. of	Salary Rate
		Employees	Fiscal Year
			2021-2022
(1)	X185C DLL ABSTRACTORS BOARD SEC GENERAL	1	GRADE GS02
	MAX. NO. OF EMPLOYEES	1	

35 SECTION 2. APPROPRIATION - ARKANSAS ABSTRACTERS' BOARD - OPERATIONS.
36 There is hereby appropriated, to the Department of Labor and Licensing, to be



1	(02)	EXTRA HELP	5,000
2	(03)	PERSONAL SERVICES MATCHING	68,249
3	(04)	MAINT. & GEN. OPERATION	
4		(A) OPER. EXPENSE	56,700
5		(B) CONF. & TRAVEL	4,500
6		(C) PROF. FEES	16,000
7		(D) CAP. OUTLAY	0
8		(E) DATA PROC.	0
9	(05)	DHS/UAMS/ASU MOUNTAIN HOME/UCA/SAU	
10		SYSTEM GRANTS/HSU/ATU/NWA COMMUNITY	
11		COLLEGE	<u>1,450,000</u>
12		TOTAL AMOUNT APPROPRIATED	<u>\$1,802,870</u>

14 SECTION 27. REGULAR SALARIES - STATE BOARD OF LICENSURE FOR
 15 PROFESSIONAL ENGINEERS AND PROFESSIONAL SURVEYORS. There is hereby
 16 established for the Department of Labor and Licensing - State Board of
 17 Licensure for Professional Engineers and Professional Surveyors for the 2021-
 18 2022 fiscal year, the following maximum number of regular employees.

21			Maximum Annual
22	Item Class	Maximum	Salary Rate
23	No. Code Title	No. of	Fiscal Year
		Employees	2021-2022
24	(1) N132N ENG & LAND SURVEYORS EXEC DIRECTOR	1	GRADE GS12
25	(2) X030C REGULATORY BOARD CHIEF INVESTIGATOR	1	GRADE GS08
26	(3) C031C ENG & LAND SURVEYORS ASST EXEC DIR	1	GRADE GS07
27	(4) A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
28	(5) C045C LICENSING COORDINATOR	<u>2</u>	GRADE GS04
29	MAX. NO. OF EMPLOYEES	6	

31 SECTION 28. EXTRA HELP - STATE BOARD OF LICENSURE FOR PROFESSIONAL
 32 ENGINEERS AND PROFESSIONAL SURVEYORS. There is hereby authorized, for the
 33 Department of Labor and Licensing - State Board of Licensure for Professional
 34 Engineers and Professional Surveyors for the 2021-2022 fiscal year, the
 35 following maximum number of part-time or temporary employees, to be known as
 36 "Extra Help", payable from funds appropriated herein for such purposes: one

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
2 PROFESSIONAL BAIL BONDS COMPANY AND PROFESSIONAL BAIL BONDSMAN LICENSING
3 BOARD - FUND TRANSFER. The Professional Bail Bonds Company and Professional
4 Bail Bondsman Licensing Board shall deposit as special revenues sufficient
5 fees and penalties directly into the Bail Bondsman Board fund to provide for
6 personal services and operating expenses for the board. At the end of each
7 fiscal year, the Professional Bail Bondsman Licensing Board shall be allowed
8 to retain a fund balance sufficient to cover the personal services and
9 operating expenses of the board for the following fiscal year. Seventy-five
10 percent (75%) of any funds remaining in excess of this balance shall be
11 transferred to the General Revenue Fund Account in the State Treasury.

12 The provisions of this section shall be in effect only from July 1, 2020
13 2021 through June 30, ~~2021~~ 2022.

14

15 SECTION 54. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
17 BOARD OF BARBER EXAMINERS - APPLICANT PROXIMITY TO EXISTING BARBER COLLEGES.
18 Notwithstanding any other provisions under Arkansas Law, the State Board of
19 Barber Examiners shall not deny any application for the establishment of a
20 new barber college on the basis of geographic proximity to an existing barber
21 college.

22 The provisions of this section shall be in effect only from July 1, 2020
23 2021 through June 30, ~~2021~~ 2022.

24

25 SECTION 55. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
26 authorized by this act shall be limited to the appropriation for such agency
27 and funds made available by law for the support of such appropriations; and
28 the restrictions of the State Procurement Law, the General Accounting and
29 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
30 Procedures and Restrictions Act, or their successors, and other fiscal
31 control laws of this State, where applicable, and regulations promulgated by
32 the Department of Finance and Administration, as authorized by law, shall be
33 strictly complied with in disbursement of said funds.

34

35 SECTION 56. LEGISLATIVE INTENT. It is the intent of the General
36 Assembly that any funds disbursed under the authority of the appropriations

ARKANSAS SENATE
93rd General Assembly - Regular Session, 2021
Amendment Form

DRAFT

Subtitle of Senate Bill No. 55

AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF MEDICAL SERVICES
APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 55

Amend Senate Bill No. 55 as originally introduced:

On pages 10 through 12, delete SECTION 13 in its entirety

AND

Appropriately renumber the SECTIONS of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator J. Dismang

LCW/LCW - 03-09-2021 09:25:34

LCW048

Secretary

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

A Bill

SENATE BILL 55

4
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 HUMAN
10 SERVICES - DIVISION OF MEDICAL SERVICES FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2022; AND FOR OTHER
12 PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES - DIVISION OF MEDICAL SERVICES
17 APPROPRIATION FOR THE 2021-2022 FISCAL
18 YEAR.
19
20
21

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

24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
25 for the Department of Human Services - Division of Medical Services for the
26 2021-2022 fiscal year, the following maximum number of regular employees.
27

Item Class		Maximum	Maximum Annual
No.	Code Title	No. of	Salary Rate
			Fiscal Year
			2021-2022
32	(1) N027N DHS DEPUTY DIRECTOR ADULT SERVICES	1	GRADE SE01
33	(2) L016N REGISTERED PHARMACIST	4	GRADE MP05
34	(3) L009C NURSE MANAGER	1	GRADE MP03
35	(4) L020C NURSING SERVICES UNIT MANAGER	1	GRADE MP02
36	(5) L027C REGISTERED NURSE SUPERVISOR	3	GRADE MP02



1 private care agencies is consistent with the rules and regulations of the
2 Arkansas Department of Health.

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

5
6 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
8 WORKS AND ARKANSAS HEALTH INSURANCE MARKETPLACE RESTRICTIONS. (a) As used in
9 this section, "Arkansas Works" means Arkansas Works established under the
10 Arkansas Works Act of 2016, Arkansas Code § 23-61-1001 et seq.

11 (b)(1) Determining the maximum number of employees, the maximum amount
12 of appropriation, for what purposes an appropriation is authorized, and
13 general revenue funding for a state agency each fiscal year is the
14 prerogative of the General Assembly.

15 (2) The purposes of subdivision (b)(1) of this section are
16 typically accomplished by:

17 (A) Identifying the purpose in the appropriation act;

18 (B) Delineating such maximums in the appropriation act for
19 a state agency; and

20 (C) Delineating the general revenue allocations authorized
21 for each fund and fund account by amendment to the Revenue Stabilization Law,
22 Arkansas Code § 19-5-101 et seq.

23 (3) It is both necessary and appropriate that the General
24 Assembly restrict the use of appropriations authorized in this act.

25 (c)(1) Except as provided in this subsection, the Department of Human
26 Services shall not allocate, budget, expend, or utilize any appropriation
27 authorized by the General Assembly for the purpose of advertisement,
28 promotion, or other activities designed to promote or encourage enrollment in
29 the Arkansas Health Insurance Marketplace or Arkansas Works, including
30 without limitation:

31 (A) Unsolicited communications mailed to potential
32 recipients;

33 (B) Television, radio, or online commercials;

34 (C) Billboard or mobile billboard advertising;

35 (D) Advertisements printed in newspapers, magazines, or
36 other print media; and

- 1 (E) Internet websites and electronic media.
- 2 (2) This subsection does not prohibit the department from:
- 3 (A) Direct communications with:
- 4 (i) Licensed insurance agents; and
- 5 (ii) Persons licensed by the department;
- 6 (B) Solicited communications with potential recipients;
- 7 (C)(i) Responding to an inquiry regarding the coverage for
- 8 which a potential recipient might be eligible, including without limitation
- 9 providing educational materials or information regarding any coverage for
- 10 which the individual might qualify.
- 11 (ii) Educational materials and information
- 12 distributed under subdivision (c)(2)(C)(i) of this section shall contain only
- 13 factual information and shall not contain subjective statements regarding the
- 14 coverage for which the potential recipient might be eligible; and
- 15 (D) Using an Internet website for the exclusive purpose of
- 16 enrolling individuals in the Arkansas Health Insurance Marketplace or
- 17 Arkansas Works.
- 18 (d) The Department of Human Services shall not apply for or accept any
- 19 funds, including without limitation federal funds, for the purpose of
- 20 advertisement, promotion, or other activities designed to promote or
- 21 encourage enrollment in the Arkansas Health Insurance Marketplace or Arkansas
- 22 Works.
- 23 (e)(1) Except as provided in subdivision (e)(2) of this section, the
- 24 Department of Human Services shall not:
- 25 (A)(i) Except as provided in subdivision (e)(1)(A)(ii) of
- 26 this section, allocate, budget, expend, or utilize an appropriation
- 27 authorized by the General Assembly for the purpose of funding activities of
- 28 navigators, guides, certified application counselors, and certified licensed
- 29 producers under the Arkansas Health Insurance Marketplace Navigator, Guide,
- 30 and Certified Application Counselors Act, Arkansas Code § 23-64-601 et seq.
- 31 (ii) Subdivision (e)(1)(A)(i) of this section does
- 32 not apply to regulatory and training responsibilities related to navigators,
- 33 guides, certified application counselors, and certified licensed producers;
- 34 and
- 35 (B) Apply for or accept any funds, including without
- 36 limitation federal funds, for the purpose of funding activities of

1 navigators, guides, certified application counselors, and certified licensed
 2 producers under the Arkansas Health Insurance Marketplace Navigator, Guide,
 3 and Certified Application Counselors Act, Arkansas Code § 23-64-601 et seq.

4 (2) Subdivision (e)(1) of this section does not apply to
 5 certified application counselors at health related institutions, including
 6 without limitation the University of Arkansas for Medical Sciences.

7 (f) An appropriation authorized by the General Assembly shall not be
 8 subject to the provisions allowed through reallocation of resources or
 9 transfer of appropriation authority for the purpose of transferring an
 10 appropriation to any other appropriation authorized for the Department of
 11 Human Services to be allocated, budgeted, expended, or utilized in a manner
 12 prohibited by this section.

13 (g) The provisions of this section are severable, and the invalidity
 14 of any subsection or subdivision of this section shall not affect other
 15 provisions of the section that can be given effect without the invalid
 16 provision.

17 (h) This section expires on June 30, ~~2021~~ 2022.

18
 19 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 21 SEVERABILITY. If any provisions of this act or the application of this act
 22 to any person or circumstance is held invalid, such invalidity shall not
 23 affect other provisions or applications of the act which can be given effect
 24 without the invalid provision or application, and to this end the provisions
 25 of this act are declared to be severable.

26
 27 SECTION 15. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 28 authorized by this act shall be limited to the appropriation for such agency
 29 and funds made available by law for the support of such appropriations; and
 30 the restrictions of the State Procurement Law, the General Accounting and
 31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 32 Procedures and Restrictions Act, or their successors, and other fiscal
 33 control laws of this State, where applicable, and regulations promulgated by
 34 the Department of Finance and Administration, as authorized by law, shall be
 35 strictly complied with in disbursement of said funds.

36

1 SECTION 16. LEGISLATIVE INTENT. It is the intent of the General
2 Assembly that any funds disbursed under the authority of the appropriations
3 contained in this act shall be in compliance with the stated reasons for
4 which this act was adopted, as evidenced by the Agency Requests, Executive
5 Recommendations and Legislative Recommendations contained in the budget
6 manuals prepared by the Department of Finance and Administration, letters, or
7 summarized oral testimony in the official minutes of the Arkansas Legislative
8 Council or Joint Budget Committee which relate to its passage and adoption.
9

10 SECTION 17. EMERGENCY CLAUSE. It is found and determined by the
11 General Assembly, that the Constitution of the State of Arkansas prohibits
12 the appropriation of funds for more than a one (1) year period; that the
13 effectiveness of this Act on July 1, 2021 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the legislative session, the delay in the
16 effective date of this Act beyond July 1, 2021 could work irreparable harm
17 upon the proper administration and provision of essential governmental
18 programs. Therefore, an emergency is hereby declared to exist and this Act
19 being necessary for the immediate preservation of the public peace, health
20 and safety shall be in full force and effect from and after July 1, 2021.
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ARKANSAS SENATE
93rd General Assembly - Regular Session, 2021
Amendment Form

DRAFT

Subtitle of House Bill No. 1181

AN ACT FOR THE DEPARTMENT OF HEALTH APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ____ to House Bill No. 1181

Amend House Bill No. 1181 as engrossed H1/26/21 (version: 1/26/2021 10:37:19 AM):

Page 16, delete SECTION 21 in its entirety

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator J. Dismang

MAH/HM - 03-09-2021 09:50:09

MAH061

Secretary
27

Stricken language will be deleted and underlined language will be added.

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

As Engrossed: H1/26/21

A Bill

HOUSE BILL 1181

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 HEALTH
10 FOR THE FISCAL YEAR ENDING JUNE 30, 2022; AND FOR
11 OTHER PURPOSES.
12
13

Subtitle

15 AN ACT FOR THE DEPARTMENT OF HEALTH
16 APPROPRIATION FOR THE 2021-2022 FISCAL
17 YEAR.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Health for the 2021-2022 fiscal year, the
24 following maximum number of regular employees.
25

Item	Class	No.	Code	Title	Maximum	Maximum Annual
					No. of	Salary Rate
					Employees	Fiscal Year
						2021-2022
30	(1)	SC007		SECRETARY OF HEALTH	<u>1</u>	GRADE SE05
31				MAX. NO. OF EMPLOYEES	1	

32
33 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
34 hereby appropriated, to the Department of Health, to be payable from the
35 paying account as determined by the Chief Fiscal Officer of the State, for
36 personal services and operating expenses of the Department of Health - Shared



1 (2) Provide long acting reversible contraceptives through
2 services provided by the Department of Health local health units.

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

5
6 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BREAST
8 CARE PROGRAM. The Arkansas Department of Health shall annually budget,
9 allocate, and expend for the Breast Care Program as appropriated in the
10 Operations Section in this Act, the sum of at least four million seven
11 hundred fifty-five thousand dollars (\$4,755,000) for Breast Cancer screening,
12 diagnosis, treatment and outreach expenses of the Breast Care Program.

13 The Arkansas Department of Health shall file an annual progress report by
14 each January 1 preceding a session of the General Assembly to the Co-Chairs
15 of the ~~Legislative Women's Caucus~~ House and Senate Public Health Committees.
16 This report shall include amounts budgeted, allocated and expended for the
17 Breast Care Program for testing, diagnosis, treatment and outreach expenses.

18 The provisions of this section shall be in effect only from July 1, 2020
19 2021 through June 30, 2021 2022.

20
21 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
23 WORKS AND ARKANSAS HEALTH INSURANCE MARKETPLACE RESTRICTIONS. (a) As used in
24 this section, "Arkansas Works" means the Arkansas Works established under the
25 Arkansas Works Act of 2016, Arkansas Code § 23-61-1001 et seq.

26 (b)(1) Determining the maximum number of employees, the maximum amount
27 of appropriation, for what purposes an appropriation is authorized, and
28 general revenue funding for a state agency each fiscal year is the
29 prerogative of the General Assembly.

30 (2) The purposes of subdivision (b)(1) of this section are
31 typically accomplished by:

32 (A) Identifying the purpose in the appropriation act;

33 (B) Delineating such maximums in the appropriation act for
34 a state agency; and

35 (C) Delineating the general revenue allocations authorized
36 for each fund and fund account by amendment to the Revenue Stabilization Law,

1 Arkansas Code § 19-5-101 et seq.

2 (3) It is both necessary and appropriate that the General
3 Assembly restrict the use of appropriations authorized in this act.

4 (c)(1) Except as provided in this subsection, the Department of Health
5 shall not allocate, budget, expend, or utilize any appropriation authorized
6 by the General Assembly for the purpose of advertisement, promotion, or other
7 activities designed to promote or encourage enrollment in the Arkansas Health
8 Insurance Marketplace or Arkansas Works, including without limitation:

9 (A) Unsolicited communications mailed to potential
10 recipients;

11 (B) Television, radio, or online commercials;

12 (C) Billboard or mobile billboard advertising;

13 (D) Advertisements printed in newspapers, magazines, or
14 other print media; and

15 (E) Internet websites and electronic media.

16 (2) This subsection does not prohibit the department from:

17 (A) Direct communications with:

18 (i) Licensed insurance agents; and

19 (ii) Persons licensed by the department;

20 (B) Solicited communications with potential recipients;

21 (C)(i) Responding to an inquiry regarding the coverage for
22 which a potential recipient might be eligible, including without limitation
23 providing educational materials or information regarding any coverage for
24 which the individual might qualify.

25 (ii) Educational materials and information
26 distributed under subdivision (c)(2)(C)(i) of this section shall contain only
27 factual information and shall not contain subjective statements regarding the
28 coverage for which the potential recipient might be eligible; and

29 (D) Using an Internet website for the exclusive purpose of
30 enrolling individuals in the Arkansas Health Insurance Marketplace or
31 Arkansas Works.

32 (d) The Department of Health shall not apply for or accept any funds,
33 including without limitation federal funds, for the purpose of advertisement,
34 promotion, or other activities designed to promote or encourage enrollment in
35 the Arkansas Health Insurance Marketplace or Arkansas Works.

36 (e)(1) Except as provided in subdivision (e)(2) of this section, the

ARKANSAS SENATE
93rd General Assembly - Regular Session, 2021
Amendment Form

DRAFT

Subtitle of Senate Bill No. 54

AN ACT FOR THE DEPARTMENT OF COMMERCE - STATE INSURANCE DEPARTMENT
APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 54

Amend Senate Bill No. 54 as originally introduced:

Page 14, delete SECTION 28 in its entirety

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senator J. Dismang
MAH/HM - 03-09-2021 09:33:17
MAH062

Secretary
31

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

A Bill

SENATE BILL 54

4
5 By: Joint Budget Committee

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMERCE
10 - STATE INSURANCE DEPARTMENT FOR THE FISCAL YEAR
11 ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.

Subtitle

15 AN ACT FOR THE DEPARTMENT OF COMMERCE -
16 STATE INSURANCE DEPARTMENT APPROPRIATION
17 FOR THE 2021-2022 FISCAL YEAR.

18
19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

21
22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
23 for the Department of Commerce - State Insurance Department for the 2021-2022
24 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2021-2022
30	(1) U047U	ACOM STATE INSURANCE COMMISSIONER	1	GRADE SE03
31	(2) U042U	ACOM INSURANCE CHIEF DEPUTY COMM	1	GRADE SE02
32	(3) N025N	ACOM INSURANCE DEP COMM INFO SVCS	1	GRADE SE01
33	(4) D028N	REGULATORY HEALTH LINK TECH OFFICER	1	GRADE IT10
34	(5) D010N	ACOM INSURANCE CHIEF TECH OFFICER	1	GRADE IT08
35	(6) D007C	INFORMATION SYSTEMS MANAGER	2	GRADE IT08
36	(7) D034C	DATABASE ADMINISTRATOR	1	GRADE IT07



1
2 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
4 PROVISION. In the event the State Insurance Department is unable to maintain
5 a full roster of examination personnel, and upon approval of the Chief Fiscal
6 Officer of the State, the resulting unused appropriations in Regular
7 Salaries, Extra Help, and Personal Services Matching may be transferred to
8 the Professional Services special line item for the purpose of contracting
9 with qualified individuals or firms for examination assistance.

10 The provisions of this section shall be in effect only from July 1, ~~2020~~
11 2021 through June 30, ~~2021~~ 2022.

12
13 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
15 WORKS AND ARKANSAS HEALTH INSURANCE MARKETPLACE RESTRICTIONS. (a) As used in
16 this section, "Arkansas Works" means Arkansas Works established under the
17 Arkansas Works Act of 2016, Arkansas Code § 23-61-1001 et seq.

18 (b)(1) Determining the maximum number of employees, the maximum amount
19 of appropriation, for what purposes an appropriation is authorized, and
20 general revenue funding for a state agency each fiscal year is the
21 prerogative of the General Assembly.

22 (2) The purposes of subdivision (b)(1) of this section are
23 typically accomplished by:

24 (A) Identifying the purpose in the appropriation act;

25 (B) Delineating such maximums in the appropriation act for
26 a state agency; and

27 (C) Delineating the general revenue allocations authorized
28 for each fund and fund account by amendment to the Revenue Stabilization Law,
29 Arkansas Code § 19-5-101 et seq.

30 (3) It is both necessary and appropriate that the General
31 Assembly restrict the use of appropriations authorized in this act.

32 (c)(1) Except as provided in this subsection, the State Insurance
33 Department shall conduct outreach and education activities that meet the
34 standards of 45 C.F.R. § 155.200(c), as existing on January 1, 2019, to
35 educate consumers about the Arkansas Health Insurance Marketplace and
36 insurance affordability programs to encourage participation, including

1 without limitation the use of navigators, guides, certified application
 2 counselors, and certified licensed producers under the Arkansas Health
 3 Insurance Marketplace Navigator, Guide, and Certified Application Counselors
 4 Act, § 23-64-601 et seq.

5 (2) The department shall not advertise, promote, or engage in
 6 other activities designed to promote or encourage enrollment in the Arkansas
 7 Works Program established by the Arkansas Works Act of 2016, § 23-61-1001 et
 8 seq., including without limitation:

9 (A) Unsolicited communications mailed to potential
 10 recipients;

11 (B) Television, radio, or online commercials;

12 (C) Billboard or mobile billboard advertising;

13 (D) Advertisements in newspapers, magazines, or other
 14 print media; and

15 (E) Advertisements on websites or other electronic media.

16 (3) Subdivision (c)(2) of this section does not prohibit the
 17 department from:

18 (A) Engaging in direct communications with:

19 (i) Licensed insurance agents; and

20 (ii) Persons licensed by the department;

21 (B) Engaging in solicited communications with potential
 22 recipients;

23 (C)(i) Responding to an inquiry regarding the coverage for
 24 which a potential recipient might be eligible, including without limitation
 25 providing educational materials or information regarding any coverage for
 26 which the potential recipient might qualify.

27 (ii) Educational materials and information
 28 distributed under subdivision (c)(3)(C)(i) of this section shall contain only
 29 factual information and shall not contain subjective statements regarding the
 30 coverage for which the potential recipient might be eligible; and

31 (D) Using a website for the exclusive purpose of enrolling
 32 individuals in the program.

33 (d) The department shall not apply for or accept any funds, including
 34 without limitation federal funds, for the purpose of advertisement,
 35 promotion, or other activities designed to promote or encourage enrollment in
 36 the Arkansas Health Insurance Marketplace or the program.

1 (e)(1) Biannually, the department shall report to the Legislative
 2 Council regarding the use of navigators, guides, certified application
 3 counselors, and certified licensed producers under the Arkansas Health
 4 Insurance Marketplace Navigator, Guide, and Certified Application Counselors
 5 Act, § 23-64-601 et seq.

6 (2) The report shall include without limitation:

7 (A) The number of navigators, guides, certified
 8 application counselors, and certified licensed producers;

9 (B) The number of recipients assisted by the navigators,
 10 guides, certified application counselors, and certified licensed producers to
 11 obtain coverage; and

12 (C) The number of recipients assisted by the navigators,
 13 guides, certified application counselors, and certified licensed producers to
 14 obtain coverage and who obtained coverage through the program.

15 (f) This section expires on June 30, ~~2021~~ 2022.

16
 17 SECTION 29. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 18 authorized by this act shall be limited to the appropriation for such agency
 19 and funds made available by law for the support of such appropriations; and
 20 the restrictions of the State Procurement Law, the General Accounting and
 21 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 22 Procedures and Restrictions Act, or their successors, and other fiscal
 23 control laws of this State, where applicable, and regulations promulgated by
 24 the Department of Finance and Administration, as authorized by law, shall be
 25 strictly complied with in disbursement of said funds.

26
 27 SECTION 30. LEGISLATIVE INTENT. It is the intent of the General
 28 Assembly that any funds disbursed under the authority of the appropriations
 29 contained in this act shall be in compliance with the stated reasons for
 30 which this act was adopted, as evidenced by the Agency Requests, Executive
 31 Recommendations and Legislative Recommendations contained in the budget
 32 manuals prepared by the Department of Finance and Administration, letters, or
 33 summarized oral testimony in the official minutes of the Arkansas Legislative
 34 Council or Joint Budget Committee which relate to its passage and adoption.

35
 36 SECTION 31. EMERGENCY CLAUSE. It is found and determined by the

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

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ARKANSAS SENATE
93rd General Assembly - Regular Session, 2021
Amendment Form

DRAFT

Subtitle of Senate Bill No. 110

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF HIGHER EDUCATION
APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 110

Amend Senate Bill No. 110 as engrossed S3/8/21 (version: 03/08/2021 2:14:42 PM):

Pages 23-26, delete SECTION 47 in its entirety

AND

Appropriately renumber subsequent SECTION numbers of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator J. Dismang

KMW/KMW - 03-09-2021 10:21:31

KMW056

Secretary
37

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

As Engrossed: S3/4/21 S3/8/21

A Bill

SENATE BILL 110

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 EDUCATION - DIVISION OF HIGHER EDUCATION FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2022; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION -
16 DIVISION OF HIGHER EDUCATION
17 APPROPRIATION FOR THE 2021-2022 FISCAL
18 YEAR.
19
20
21

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

24 SECTION 1. REGULAR SALARIES - GENERAL OPERATIONS. There is hereby
25 established for the Department of Education - Division of Higher Education
26 for the 2021-2022 fiscal year, the following maximum number of regular
27 employees.
28

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual
				Salary Rate Fiscal Year
				2021-2022
33	(1)	U024U DHE DIRECTOR	1	GRADE SE05
34	(2)	D022N IT SENIOR PROJECT MANAGER	1	GRADE IT09
35	(3)	D007C INFORMATION SYSTEMS MANAGER	1	GRADE IT08
36	(4)	D028C SENIOR SOFTWARE SUPPORT SPECIALIST	1	GRADE IT07



1 Critical Needs Minority Teacher Scholarships and shall certify to the Chief
2 Fiscal Officer of the State and the State Treasurer such amount as is
3 required to be transferred from the Higher Education Grants Fund Account.
4 Upon receiving such certification, the Chief Fiscal Officer of the State and
5 the State Treasurer shall cause to be transferred the necessary funds and
6 appropriation to the fund account of the University of Arkansas at Pine Bluff
7 for implementation of this program. The University of Arkansas at Pine Bluff
8 may use up to twenty percent (20%) of the funds and appropriation for
9 administration of the program.

10 The provisions of this section shall be in effect only from July 1, ~~2020~~
11 2021 through June 30, ~~2021~~ 2022.

12
13 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
15 ADMINISTRATIVE FEES. The Department of Education - Division of Higher
16 Education is authorized to recover non-refundable administrative fees related
17 to the institutional certification and exemption process for out-of-state,
18 non-public, and for-profit colleges and universities. These fees include a
19 notification fee, an application processing fee, and travel expenses for the
20 certification review teams.

21 The provisions of this section shall be in effect only from July 1, ~~2020~~
22 2021 through June 30, ~~2021~~ 2022.

23
24 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE
26 WORKFORCE INITIATIVE ACT FUNDING. The Chief Fiscal Officer of the State may
27 transfer, on his or her books and those of the State Treasurer and the
28 Auditor of the State, funding up to the amount authorized in the Workforce
29 Initiative Act of 2015 appropriation section in this Act, from the Division
30 of Higher Education Fund Account to the Workforce Initiative Act of 2015 Fund
31 in order to finance the distribution of grants identified under §6-60-107.

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 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -

1 ARKANSAS WORKS AND ARKANSAS HEALTH INSURANCE MARKETPLACE RESTRICTIONS. (a)
2 As used in this section, "Arkansas Works Program" means the Arkansas Works
3 Program established under the Identical Acts 2016 (2nd Ex. Sess.), Nos. 1 and
4 2, Arkansas Code § 23-61-1001 et seq.

5 (b)(1) Determining the maximum number of employees, the maximum amount
6 of appropriation, for what purposes an appropriation is authorized, and
7 general revenue funding for a publicly supported institution of higher
8 education each fiscal year is the prerogative of the General Assembly.

9 (2) The purposes of subdivision (b)(1) of this section are
10 typically accomplished by:

11 (A) Identifying the purpose in the appropriation act;

12 (B) Delineating such maximums in the appropriation act for
13 a publicly supported institution of higher education; and

14 (C) Delineating the general revenue allocations authorized
15 for each fund and fund account by amendment to the Revenue Stabilization Law,
16 Arkansas Code § 19-5-101 et seq.

17 (3) It is both necessary and appropriate that the General
18 Assembly restrict the use of appropriations authorized in the acts of
19 publicly supported institutions of higher education.

20 (c)(1) Except as provided in this subsection, the publicly supported
21 institutions of higher education shall not allocate, budget, expend, or
22 utilize any appropriation authorized by the General Assembly for the purpose
23 of advertisement, promotion, or other activities designed to promote or
24 encourage enrollment in the Arkansas Health Insurance Marketplace or the
25 Arkansas Works Program, including without limitation:

26 (A) Unsolicited communications mailed to potential
27 recipients;

28 (B) Television, radio, or online commercials;

29 (C) Billboard or mobile billboard advertising;

30 (D) Advertisements printed in newspapers, magazines, or
31 other print media; and

32 (E) Internet websites and electronic media.

33 (2) This subsection does not prohibit the publicly supported
34 institutions of higher education from:

35 (A) Direct communications with licensed insurance agents;

36 (B) Solicited communications with potential recipients;

1 (C)(i) Responding to an inquiry regarding the coverage for
2 which a potential recipient might be eligible, including without limitation
3 providing educational materials or information regarding any coverage for
4 which the individual might qualify.

5 (ii) Educational materials and information
6 distributed under subdivision (c)(2)(C)(i) of this section shall contain only
7 factual information and shall not contain subjective statements regarding the
8 coverage for which the potential recipient might be eligible; and

9 (D) Using an Internet website for the exclusive purpose of
10 enrolling individuals in the Arkansas Health Insurance Marketplace or the
11 Arkansas Works Program.

12 (d) The publicly supported institutions of higher education shall not
13 apply for or accept any funds, including without limitation federal funds,
14 for the purpose of advertisement, promotion, or other activities designed to
15 promote or encourage enrollment in the Arkansas Health Insurance Marketplace
16 or the Arkansas Works Program.

17 (e)(1) Except as provided in subdivision (e)(2) of this section, the
18 publicly supported institutions of higher education shall not:

19 (A)(i) Except as provided in subdivision (e)(1)(A)(ii) of
20 this section, allocate, budget, expend, or utilize an appropriation
21 authorized by the General Assembly for the purpose of funding activities of
22 navigators, guides, certified application counselors, and certified licensed
23 producers under the Arkansas Health Insurance Marketplace Navigator, Guide,
24 and Certified Application Counselors Act, Arkansas Code § 23-64-601 et seq.

25 (ii) Subdivision (e)(1)(A)(i) of this section does
26 not apply to regulatory and training responsibilities related to navigators,
27 guides, certified application counselors, and certified licensed producers;
28 and

29 (B) Apply for or accept any funds, including without
30 limitation federal funds, for the purpose of funding activities of
31 navigators, guides, certified application counselors, and certified licensed
32 producers under the Arkansas Health Insurance Marketplace Navigator, Guide,
33 and Certified Application Counselors Act, Arkansas Code § 23-64-601 et seq.

34 (2) Subdivision (e)(1) of this section does not apply to
35 certified application counselors at health related institutions, including
36 without limitation the University of Arkansas for Medical Sciences.

1 (f) An appropriation authorized by the General Assembly shall not be
2 subject to the provisions allowed through reallocation of resources or
3 transfer of appropriation authority for the purpose of transferring an
4 appropriation to any other appropriation authorized for publicly supported
5 institutions of higher education to be allocated, budgeted, expended, or
6 utilized in a manner prohibited by this section.

7 (g) The provisions of this section are severable, and the invalidity
8 of any subsection or subdivision of this section shall not affect other
9 provisions of the section that can be given effect without the invalid
10 provision.

11 (h) This section expires on June 30, ~~2021~~ 2022.

12
13 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHE -
15 ARKANSAS WORKFORCE CHALLENGE SCHOLARSHIP FUNDS. The Department of Education -
16 Division of Higher Education may transfer Arkansas Workforce Challenge
17 Scholarship funds to:

18 (1)(A) An Arkansas Academic Challenge Scholarship account in an
19 amount necessary to fund scholarship awards for nontraditional students for
20 the 2017-2018 academic year that were not funded due to the limitation on the
21 scholarship award amount for nontraditional students under § 6-85-
22 212(e)(2)(A) as it existed before the effective date of this act.

23 (B) The department may distribute scholarship awards to
24 nontraditional students for the 2017-2018 academic year from funds
25 transferred under subdivision (1)(A) of this section; and

26 (2)(A) The Office of the Arkansas Lottery in an amount not to
27 exceed the amount required to fund scholarship awards to be distributed under
28 § 6-85-201 et seq. for the 2018-2019 or 2019-2020 academic years without
29 having to draw upon the Scholarship Shortfall Reserve Trust Account under §
30 23-115-802.

31 (B) If the transfer under subdivision (2)(A) of this
32 section exhausts the department's Arkansas Workforce Challenge Scholarship
33 funds and there remain insufficient funds for distribution as scholarship
34 awards under § 6-85-201 et seq. for the 2018-2019 or 2019-2020 academic years
35 without having to draw upon the trust account, then the trust account may be
36 drawn upon as provided under § 23-115-802.

Hall of the House of Representatives

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of House Bill No. 1220

AN ACT FOR THE DEPARTMENT OF PARKS, HERITAGE, AND TOURISM - DIVISION OF HERITAGE
APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1220

Amend House Bill No. 1220 as engrossed H3/3/21 (version: 3/3/2021 2:16:14 PM):

Page 6, delete lines 23 through 26 in their entirety and substitute the following:

"(06) GRANTS/AID-OUACHITA RIVER COMMISSION	20,000
(07) DAH-MUSEUM/FACILITY CONSTRUCTION	600,000
(08) SPECIAL MAINTENANCE	688,471
(09) BLACK HISTORY COMMISSION	13,930
TOTAL AMOUNT APPROPRIATED	<u>\$5,679,900"</u>

AND

Page 19, line 31, insert a new SECTION immediately following Section 29 to read as follows:

" SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. OUACHITA RIVER COMMISSION. The Department of Parks, Heritage, and Tourism - Division of Heritage shall budget, allocate, and expend twenty thousand dollars (\$20,000) in grants to the Ouachita River Commission from the Grants/Aid-Ouachita River Commission line item in the Conservation Tax - Amendment 75 appropriation section, to be used exclusively as determined by the Ouachita River Commission.

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

AND

Appropriately renumber subsequent SECTIONS of the bill.

DRAFT

WFP045 - 03-09-2021 10:16:50

Page 1 of 2

The Amendment was read _____
By: Joint Budget Committee
By: Representative Shepherd
WFP/WFP - 03-09-2021 10:16:50
WFP045

Chief Clerk

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

As Engrossed: H3/3/21

A Bill

HOUSE BILL 1220

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 PARKS,
10 HERITAGE, AND TOURISM - DIVISION OF HERITAGE FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2022; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF PARKS,
16 HERITAGE, AND TOURISM - DIVISION OF
17 HERITAGE APPROPRIATION FOR THE 2021-2022
18 FISCAL YEAR.
19
20
21

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

24 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
25 established for the Department of Parks, Heritage, and Tourism for the 2021-
26 2022 fiscal year, the following maximum number of regular employees.
27

				Maximum Annual
		Maximum		Salary Rate
Item	Class	No. of		Fiscal Year
No.	Code	Title	Employees	2021-2022
32	(1)	SC012 SECRETARY OF PARKS, HERITAGE & TOURISM	1	GRADE SE05
33	(2)	U016U ADPHT DIR PARKS RECREATION & TRAVEL	1	GRADE SE03
34	(3)	U018U ADPHT HERITAGE DIVISION DIRECTOR	1	GRADE SE02
35	(4)	N213N ADPHT CHIEF FISCAL OFFICER	1	GRADE SE01
36	(5)	U020U ADPHT HERITAGE DIVISION ASSISTANT DIR	1	GRADE SE01



1 TOTAL AMOUNT APPROPRIATED \$6,259,539

2

3 SECTION 6. APPROPRIATION - CONSERVATION TAX - AMENDMENT 75. There is
 4 hereby appropriated, to the Department of Parks, Heritage, and Tourism, to be
 5 payable from the Arkansas Division of Heritage Special Fund Account, for
 6 personal services, operating expenses, grants and aid, construction, and
 7 special maintenance of the Department of Parks, Heritage, and Tourism -
 8 Division of Heritage - Conservation Tax - Amendment 75 for the fiscal year
 9 ending June 30, 2022, the following:

10

11 ITEM	FISCAL YEAR
12 <u>NO.</u>	<u>2021-2022</u>
13 (01) REGULAR SALARIES	\$850,292
14 (02) EXTRA HELP	421,640
15 (03) PERSONAL SERVICES MATCHING	315,125
16 (04) MAINT. & GEN. OPERATION	
17 (A) OPER. EXPENSE	1,458,170
18 (B) CONF. & TRAVEL	73,431
19 (C) PROF. FEES	25,000
20 (D) CAP. OUTLAY	100,000
21 (E) DATA PROC.	0
22 (05) GRANTS/AID-HERITAGE PROGRAMS	1,113,841
23 (06) DAH-MUSEUM/FACILITY CONSTRUCTION	600,000
24 (07) SPECIAL MAINTENANCE	688,471
25 (08) BLACK HISTORY COMMISSION	<u>13,930</u>
26 TOTAL AMOUNT APPROPRIATED	<u>\$5,659,900</u>

27

28 SECTION 7. APPROPRIATION - DELTA CULTURAL CENTER - CASH IN TREASURY.
 29 There is hereby appropriated, to the Department of Parks, Heritage, and
 30 Tourism, to be payable from the cash fund deposited in the State Treasury as
 31 determined by the Chief Fiscal Officer of the State, for operating expenses
 32 and cost of goods sold for resale of the Department of Parks, Heritage, and
 33 Tourism - Delta Cultural Center - Cash in Treasury for the fiscal year ending
 34 June 30, 2022, the following:

35

36 ITEM FISCAL YEAR

1 authority under this section to transfer positions is intended for use for
2 the time period prior to Fiscal Year ~~2022~~ 2023 to allow cabinet-level
3 departments to establish a centralized Regular Salaries - Shared Services
4 section, with the recommendation that the position transfer authority granted
5 under this section be discontinued after that time.

6 (2) The Bureau of Legislative Research shall bring the
7 recommendation in subdivision (c)(1) of this section to the attention of the
8 chairs conducting the ~~2021~~ 2022 ~~Regular~~ Fiscal Session pre-session budget
9 hearings, the chairs of the Special Language Subcommittee, and the members of
10 the Special Language Subcommittee during pre-session budget hearings.

11 (d) Determining the maximum number of employees and the maximum amount
12 of appropriation and general revenue funding for a cabinet-level department
13 each fiscal year is the prerogative of the General Assembly and is usually
14 accomplished by delineating the maximums in the appropriation act or acts and
15 establishing authorized positions and the general revenue allocations
16 authorized for each fund and fund account by amendment to the Revenue
17 Stabilization Law. Further, the General Assembly has determined that the
18 cabinet-level departments created under Acts 2019, No. 910, may operate more
19 efficiently if some flexibility is provided as authorized under this section.
20 Therefore, it is both necessary and appropriate that the General Assembly
21 maintain oversight by requiring prior approval of the Legislative Council or,
22 if the General Assembly is in session, the Joint Budget Committee, as
23 provided by this section. The requirement of approval by the Legislative
24 Council or Joint Budget Committee is not a severable part of this section.
25 If the requirement of approval by the Legislative Council or Joint Budget
26 Committee is ruled unconstitutional by a court of competent jurisdiction,
27 this entire section is void.

28 (e) The provisions of this section shall be in effect from the date of
29 passage through June 30, ~~2021~~ 2022.

30
31 SECTION 30. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
32 authorized by this act shall be limited to the appropriation for such agency
33 and funds made available by law for the support of such appropriations; and
34 the restrictions of the State Procurement Law, the General Accounting and
35 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
36 Procedures and Restrictions Act, or their successors, and other fiscal

1 control laws of this State, where applicable, and regulations promulgated by
2 the Department of Finance and Administration, as authorized by law, shall be
3 strictly complied with in disbursement of said funds.
4

5 SECTION 31. LEGISLATIVE INTENT. It is the intent of the General
6 Assembly that any funds disbursed under the authority of the appropriations
7 contained in this act shall be in compliance with the stated reasons for
8 which this act was adopted, as evidenced by the Agency Requests, Executive
9 Recommendations and Legislative Recommendations contained in the budget
10 manuals prepared by the Department of Finance and Administration, letters, or
11 summarized oral testimony in the official minutes of the Arkansas Legislative
12 Council or Joint Budget Committee which relate to its passage and adoption.
13

14 SECTION 32. EMERGENCY CLAUSE. It is found and determined by the
15 General Assembly, that the Constitution of the State of Arkansas prohibits
16 the appropriation of funds for more than a one (1) year period; that the
17 effectiveness of this Act on July 1, 2021 is essential to the operation of
18 the agency for which the appropriations in this Act are provided, and that in
19 the event of an extension of the legislative session, the delay in the
20 effective date of this Act beyond July 1, 2021 could work irreparable harm
21 upon the proper administration and provision of essential governmental
22 programs. Therefore, an emergency is hereby declared to exist and this Act
23 being necessary for the immediate preservation of the public peace, health
24 and safety shall be in full force and effect from and after July 1, 2021.
25

26 /s/ Joint Budget Committee
27
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Stricken language will be deleted and underlined language will be added.

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

As Engrossed: H3/9/21

A Bill

HOUSE BILL 1567

5 By: Representative Jett
6 By: Senators B. Johnson, J. Dismang
7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
11 INSPECTOR GENERAL - INDEPENDENT TAX APPEALS
12 COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2022;
13 AND FOR OTHER PURPOSES.
14
15

Subtitle

16
17 AN ACT FOR THE DEPARTMENT OF INSPECTOR
18 GENERAL - INDEPENDENT TAX APPEALS
19 COMMISSION APPROPRIATION FOR THE 2021-
20 2022 FISCAL YEAR.
21
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. REGULAR SALARIES - INDEPENDENT TAX APPEALS COMMISSION.
26 There is hereby established for the Department of Inspector General -
27 Independent Tax Appeals Commission for the 2021-2022 fiscal year, the
28 following maximum number of regular employees.
29

			Maximum	Maximum Annual
			No. of	Salary Rate
Item	Class		Employees	Fiscal Year
No.	Code	Title		2021-2022
34	(1)	N247N TAX APPEALS COMMISSIONER	3	GRADE SE04
35	(1.1)	D022N IT SENIOR PROJECT MANAGER	1	GRADE IT09
36	(1.2)	D057C INFORMATION TECHNOLOGY MANAGER	1	GRADE IT05



1	(2)	G310C	TAX APPEALS STAFF ATTORNEY	1	GRADE GS13
2	(3)	A143C	TAX APPEALS ACCOUNTANT	1	GRADE GS13
3	(4)	C118C	COMMISSIONER ASSISTANT	3	GRADE GS10
4	(5)	A054C	TAX AUDITOR II	1	GRADE GS09
5	(6)	G311C	TAX APPEALS COMMISSION LAW CLERK	2	GRADE GS07
6	(7)	C119C	OFFICE MANAGER	1	GRADE GS05
7	(8)	T087C	SECURITY OFFICER	<u>2</u>	GRADE GS03
8			MAX. NO. OF EMPLOYEES	16	

SECTION 2. APPROPRIATION - INDEPENDENT TAX APPEALS COMMISSION. There is hereby appropriated, to the Department of Inspector General, to be payable from the State Central Services Fund, for personal services and operating expenses of the Department of Inspector General - Independent Tax Appeals Commission for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
NO.	2021-2022
(01) REGULAR SALARIES	\$1,285,903
(02) PERSONAL SERVICES MATCHING	360,054
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	500,000
(B) CONF. & TRAVEL	125,000
(C) PROF. FEES	500,000
(D) CAP. OUTLAY	300,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$3,070,957</u>

SECTION 3. 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.

ARKANSAS SENATE

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of Senate Bill No. 447

AN ACT FOR THE UNIVERSITY OF ARKANSAS - DIVISION OF AGRICULTURE APPROPRIATION FOR
THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 447

Amend Senate Bill No. 447 as originally introduced:

Page 1, delete SECTION 2 in its entirety and insert the following:

" SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PINE TREE RESEARCH STATION.

(a) The Board of Trustees of the University of Arkansas shall not sell the property commonly known as the Pine Tree Research Station, located in St. Francis County, Arkansas, which was acquired by the Board of Trustees of the University of Arkansas from the United States of America acting through the Forest Service in 1978, to a private entity or individual.

(b) The Board of Trustees of the University of Arkansas may sell the property commonly known as the Pine Tree Research Station, located in St. Francis County, Arkansas, which was acquired by the Board of Trustees of the University of Arkansas from the United States of America acting through the Forest Service in 1978, to:

(1) A non-profit corporation organized with the primary mission to keep the land open to the public and available for public use; and

(2) Organized and operated for a minimum of five (5) years.

(c) The property commonly known as the Pine Tree Research Station, located in St. Francis County, Arkansas, which was acquired by the Board of Trustees of the University of Arkansas from the United States of America acting through the Forest Service in 1978, shall remain open to the public

DRAFT

HAR105 - 03-09-2021 11:42:27

Page 1 of 2

for public use, including without limitation:

- (1) Public fishing;
- (2) Public hunting;
- (3) Biking;
- (4) Bird watching; and
- (5) Hiking.

(d) All property commonly known as the Pine Tree Research Station, located in St. Francis County, Arkansas, which was acquired by the Board of Trustees of the University of Arkansas from the United States of America acting through the Forest Service in 1978, in row crop cultivation in the year 2020 is exempt from subsection (c) of this section.

The provisions of this section shall be in effect upon passage and approval through June 30, 2022."

The Amendment was read the first time, rules suspended and read the second time and _____
By: Joint Budget Committee
By: Senator Caldwell
HAR/HAR - 03-09-2021 11:42:27
HAR105

Secretary

Stricken language will be deleted and underlined language will be added.

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

A Bill

SENATE BILL 447

4
5 By: Senator Caldwell
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE UNIVERSITY OF ARKANSAS
10 - DIVISION OF AGRICULTURE FOR THE FISCAL YEAR ENDING
11 JUNE 30, 2022; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT FOR THE UNIVERSITY OF ARKANSAS -
15 DIVISION OF AGRICULTURE APPROPRIATION FOR
16 THE 2021-2022 FISCAL YEAR.
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. APPROPRIATION - NORTHEAST RICE RESEARCH AND EDUCATION
23 CENTER. There is hereby appropriated, to the University of Arkansas, to be
24 payable from the cash funds as defined by Arkansas Code 19-4-801, for
25 personal services and operating expenses of the Northeast Rice Research and
26 Education Center of the University of Arkansas - Division of Agriculture for
27 the fiscal year ending June 30, 2022, the sum of.....\$16,500,000.
28

29 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PINE TREE
31 RESEARCH STATION. The Board of Trustees of the University of Arkansas shall
32 not sell the property commonly known as the Pine Tree Research Station,
33 located in St. Francis County, Arkansas, which was acquired by the Board of
34 Trustees of the University of Arkansas from the United States of America,
35 acting through the Forest Service in 1978.
36



1 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
2 authorized by this act shall be limited to the appropriation for such agency
3 and funds made available by law for the support of such appropriations; and
4 the restrictions of the State Procurement Law, the General Accounting and
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
6 Procedures and Restrictions Act, or their successors, and other fiscal
7 control laws of this State, where applicable, and regulations promulgated by
8 the Department of Finance and Administration, as authorized by law, shall be
9 strictly complied with in disbursement of said funds.

10
11 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
12 Assembly that any funds disbursed under the authority of the appropriations
13 contained in this act shall be in compliance with the stated reasons for
14 which this act was adopted, as evidenced by the Agency Requests, Executive
15 Recommendations and Legislative Recommendations contained in the budget
16 manuals prepared by the Department of Finance and Administration, letters, or
17 summarized oral testimony in the official minutes of the Arkansas Legislative
18 Council or Joint Budget Committee which relate to its passage and adoption.

19
20 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
21 Assembly, that the Constitution of the State of Arkansas prohibits the
22 appropriation of funds for more than a two (2) year period; that the
23 effectiveness of this Act on July 1, 2021 is essential to the operation of
24 the agency for which the appropriations in this Act are provided; with the
25 exception that Section 2 in this Act shall be in full force and effect from
26 and after the date of its passage and approval, and that in the event of an
27 extension of the Regular Session, the delay in the effective date of this Act
28 beyond July 1, 2021, with the exception that Section 2 in this Act shall be
29 in full force and effect from and after the date of its passage and approval,
30 could work irreparable harm upon the proper administration and provision of
31 essential governmental programs. Therefore, an emergency is hereby declared
32 to exist and this Act being necessary for the immediate preservation of the
33 public peace, health and safety shall be in full force and effect from and
34 after July 1, 2021; with the exception that Section 2 in this Act shall be in
35 full force and effect from and after the date of its passage and approval.

36

ARKANSAS SENATE
93rd General Assembly - Regular Session, 2021
Amendment Form

DRAFT

Subtitle of Senate Bill No. 132

AN ACT FOR THE DEPARTMENT OF COMMERCE APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 132

Amend Senate Bill No. 132 as originally introduced:

Page 3, delete SECTION 4 in its entirety

AND

Page 4, line 6, delete "\$471,871" and substitute "\$522,665"

AND

Page 4, delete line 7 in its entirety

AND

Page 4, line 8, delete "146,117" and substitute "160,339"

AND

Page 4, line 16, delete "\$2,389,367" and substitute "\$2,447,460"

AND

Appropriately renumber the ITEM NO.s in SECTION 5

AND

Page 5, line 13, delete "\$48,487" and substitute "\$53,335"

AND

Page 5, line 14, delete "16,537" and substitute "19,537"

AND

DRAFT

MAH060 - 03-09-2021 09:22:45

Page 1 of 2

Page 5, line 23, delete "\$884,524" and substitute "\$892,372"

AND

Appropriately renumber the SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senator J. English

MAH/HM - 03-09-2021 09:22:45

MAH060

Secretary

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

A Bill

SENATE BILL 132

4
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 COMMERCE
10 FOR THE FISCAL YEAR ENDING JUNE 30, 2022; AND FOR
11 OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF COMMERCE
15 APPROPRIATION FOR THE 2021-2022 FISCAL
16 YEAR.
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Commerce for the 2021-2022 fiscal year, the
24 following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2021-2022
30	(1) SC002	ACOM SECRETARY OF COMMERCE	1	GRADE SE05
31	(2) U063U	ACOM CHIEF INFORMATION OFFICER	1	GRADE SE01
32	(3) N215N	ACOM CHIEF OF STAFF	1	GRADE SE01
33	(4) D012C	DATABASE SPECIALIST	1	GRADE IT08
34	(5) D007C	INFORMATION SYSTEMS MANAGER	2	GRADE IT08
35	(6) D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE IT05
36	(7) D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE IT05



1	(D) CAP. OUTLAY	0
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$3,435,963</u>

4
5
6
7
8
9

SECTION 3. REGULAR SALARIES - OFFICE OF SKILLS DEVELOPMENT. There is hereby established for the Department of Commerce - Office of Skills Development for the 2021-2022 fiscal year, the following maximum number of regular employees.

10			Maximum Annual
11			Salary Rate
12	Item Class	Maximum	Fiscal Year
13	No. Code Title	No. of	2021-2022
		Employees	
14	(1) U065U ACOM DEPUTY DIRECTOR	1	GRADE SE01
15	(2) G010C ACOM DIVISION MANAGER	1	GRADE GS12
16	(3) E074C ACOM PROGRAM COORDINATOR	4	GRADE GS10
17	(4) E073C APPRENTICESHIP EXPANSION COORDINATOR	1	GRADE GS10
18	(5) E075C ACOM PROGRAM ADVISOR	2	GRADE GS09
19	(6) A060C SENIOR AUDITOR	1	GRADE GS08
20	(7) A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
21	(8) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
22	MAX. NO. OF EMPLOYEES	12	

23

SECTION 4. EXTRA HELP - OFFICE OF SKILLS DEVELOPMENT. There is hereby authorized, for the Department of Commerce - Office of Skills Development for the 2021-2022 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: sixteen (16) 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.

32

SECTION 5. APPROPRIATION - OFFICE OF SKILLS DEVELOPMENT ADMINISTRATION - OPERATIONS. There is hereby appropriated, to the Department of Commerce, to be payable from the Skills Development Fund, for personal services, operating expenses, and expenses of the Apprenticeship Program by the

36

1 Department of Commerce - Office of Skills Development Administration -
 2 Operations for the fiscal year ending June 30, 2022, the following:

4 ITEM	FISCAL YEAR
5 NO.	2021-2022
6 (01) REGULAR SALARIES	\$471,871
7 (02) EXTRA HELP	6,923
8 (03) PERSONAL SERVICES MATCHING	146,117
9 (04) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	143,000
11 (B) CONF. & TRAVEL	10,000
12 (C) PROF. FEES	0
13 (D) CAP. OUTLAY	0
14 (E) DATA PROC.	0
15 (05) APPRENTICESHIP PROGRAM	<u>1,611,456</u>
16 TOTAL AMOUNT APPROPRIATED	<u>\$2,389,367</u>

17
 18 SECTION 6. APPROPRIATION - OFFICE OF SKILLS DEVELOPMENT. There is
 19 hereby appropriated, to the Department of Commerce, to be payable from the
 20 Skills Development Fund, for personal services, operating expenses, and
 21 grants by of the Department of Commerce - Office of Skills Development for
 22 the fiscal year ending June 30, 2022, the following:

24 ITEM	FISCAL YEAR
25 NO.	2021-2022
26 (01) REGULAR SALARIES	\$189,846
27 (02) PERSONAL SERVICES MATCHING	59,807
28 (03) MAINT. & GEN. OPERATION	
29 (A) OPER. EXPENSE	165,000
30 (B) CONF. & TRAVEL	10,000
31 (C) PROF. FEES	0
32 (D) CAP. OUTLAY	0
33 (E) DATA PROC.	0
34 (04) WORKFORCE DEVELOPMENT GRANTS	4,500,000
35 (05) INDUSTRY TRAINING PROGRAM	15,000,000
36 (06) WORKFORCE IMPROVEMENT GRANTS	3,500,000

1	(07) INDUSTRY CERTIFICATION TESTING	<u>100,000</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$23,524,653</u>

3

4 SECTION 7. APPROPRIATION - CONSTRUCTION INDUSTRY CRAFT TRAINING
 5 PROGRAM. There is hereby appropriated, to the Department of Commerce, to be
 6 payable from the Arkansas Construction Industry Craft Training Trust Fund,
 7 for personal services, operating expenses, and grants by the Department of
 8 Commerce - Construction Industry Craft Training Program for the fiscal year
 9 ending June 30, 2022, the following:

10

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2021-2022</u>
13	(01) REGULAR SALARIES	\$48,487
14	(02) PERSONAL SERVICES MATCHING	16,537
15	(03) MAINT. & GEN. OPERATION	
16	(A) OPER. EXPENSE	12,000
17	(B) CONF. & TRAVEL	7,500
18	(C) PROF. FEES	0
19	(D) CAP. OUTLAY	0
20	(E) DATA PROC.	0
21	(04) GRANTS TO CONSTRUCTION INDUSTRY CRAFT	
22	TRAINING PROGRAM	<u>800,000</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$884,524</u>

24

25 SECTION 8. APPROPRIATION - ARKANSAS WINE PRODUCERS COUNCIL. There is
 26 hereby appropriated, to the Department of Commerce, to be payable from the
 27 Miscellaneous Agencies Fund Account, for miscellaneous grants and expenses of
 28 the Department of Commerce - Arkansas Wine Producers Council for the fiscal
 29 year ending June 30, 2022, the following:

30

31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2021-2022</u>
33	(01) ARKANSAS WINE PRODUCERS COUNCIL	<u>\$5,000</u>

34

35 SECTION 9. APPROPRIATION - ARKANSAS WINE CENTER. There is hereby
 36 appropriated, to the Department of Commerce, to be payable from the Tourism

ARKANSAS SENATE
93rd General Assembly - Regular Session, 2021
Amendment Form

DRAFT

Subtitle of Senate Bill No. 108

AN ACT FOR THE DEPARTMENT OF HEALTH - LICENSING AND REGULATION BOARDS
APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 108

Amend Senate Bill No. 108 as engrossed S3/8/21 (version: 3/8/2021 2:18:11 PM):

Page 12, line 18, delete "\$50,000" and substitute "\$100,000"

AND

Page 24, line 9, delete "fifty" and substitute "one hundred"

AND

Page 24, line 10, delete "(\$50,000)" and substitute "(\$100,000)"

AND

Page 24, insert an additional SECTION immediately following SECTION 51 to read as follows:

" SECTION 52. SPECIAL LANGUAGE. CODE AMENDMENT. Arkansas Code § 6-81-1405 is amended to read as follows:

6-81-1405. Amount of loans - Maximum.

(a) The Arkansas State Board of Nursing may make a loan to any applicant in an amount calculated to pay the applicant's tuition, maintenance, and other education expenses while he or she is enrolled in a program of nursing education as described in this subchapter.

(b) The total of the loans made to any one (1) student under this subchapter shall not exceed ~~twenty~~ forty thousand dollars ~~(\$20,000)~~ (\$40,000)."

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

DRAFT

MAH058 - 03-10-2021 11:08:52

Page 1 of 2

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Representative Bentley

MAH/HM - 03-10-2021 11:08:52

MAH058

Secretary

Stricken language will be deleted and underlined language will be added.

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

As Engrossed: S3/8/21
A Bill

SENATE BILL 108

4
5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF HEALTH -
10 LICENSING AND REGULATION BOARDS FOR THE FISCAL YEAR
11 ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.
12

13 **Subtitle**

14 AN ACT FOR THE DEPARTMENT OF HEALTH -
15 LICENSING AND REGULATION BOARDS
16 APPROPRIATION FOR THE 2021-2022 FISCAL
17 YEAR.
18

19
20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. APPROPRIATION - OPERATIONS - ARKANSAS STATE BOARD OF
24 ACUPUNCTURE AND RELATED TECHNIQUES. There is hereby appropriated, to the
25 Department of Health, to be payable from the cash fund deposited in the State
26 Treasury as determined by the Chief Fiscal Officer of the State, for
27 operating expenses of the Department of Health - Arkansas State Board of
28 Acupuncture and Related Techniques for the fiscal year ending June 30, 2022,
29 the following:
30

ITEM	FISCAL YEAR
NO.	2021-2022
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$2,999
(B) CONF. & TRAVEL	0
(C) PROF. FEES	8,001



1	(A) OPER. EXPENSE	1,047,914
2	(B) CONF. & TRAVEL	36,448
3	(C) PROF. FEES	2,000
4	(D) CAP. OUTLAY	30,000
5	(E) DATA PROC.	0
6	(05) REFUNDS/REIMBURSEMENTS	<u>1,000</u>
7	TOTAL AMOUNT APPROPRIATED	<u><u>\$3,282,385</u></u>

8

9

SECTION 24. APPROPRIATION - ARKANSAS STATE BOARD OF NURSING - SCHOLAR LOANS. There is hereby appropriated, to the Department of Health - Arkansas State Board of Nursing, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for the Nursing Student Loan Program to make student loans for the fiscal year ending June 30, 2022, the following:

15

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2021-2022</u>
18	(01) NURSING STUDENT LOAN PROGRAM	<u><u>\$50,000</u></u>

19

20

SECTION 25. APPROPRIATION - ARKANSAS STATE BOARD OF NURSING - NURSING EDUCATION WORKSHOPS. There is hereby appropriated, to the Department of Health, 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 Health - Arkansas State Board of Nursing - Nursing Education Workshops for the fiscal year ending June 30, 2022, the following:

26

27	ITEM	FISCAL YEAR
28	<u>NO.</u>	<u>2021-2022</u>
29	(01) MAINT. & GEN. OPERATION	

30

31

32

33

34

35

36

(A) OPER. EXPENSE	\$14,325
(B) CONF. & TRAVEL	0
(C) PROF. FEES	2,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$16,325</u></u>

1 continued availability of skilled and highly trained medical professionals
2 for the benefit of the public.

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

5

6 SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
8 STATE BOARD OF NURSING - FUNDING TRANSFER. The Arkansas State Board of
9 Nursing may request a fund transfer in an amount not to exceed fifty thousand
10 dollars (\$50,000) each fiscal year from the State Board of Nursing Fund to
11 the cash in State Treasury fund as determined by the Chief Fiscal Officer of
12 the State to provide funds for the Student Loan Program appropriation
13 provided herein. Upon approval of the Chief Fiscal Officer of the State, the
14 amount requested shall be transferred on his or her books and those of the
15 State Treasurer and the Auditor of State.

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

18

19 SECTION 52. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BOARD OF
21 EXAMINERS IN SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY - INVESTIGATOR. The
22 Board of Examiners in Speech-Language Pathology and Audiology shall contract
23 with an outside investigator, as needed, to perform investigations and
24 conduct inspections of alleged wrongdoing. The duties of the investigator
25 hired shall include, but not be limited to, investigation and inspection of
26 all complaints as determined by the Board, to determine whether or not any
27 persons have

28 (1) Practiced their profession in such a way as to endanger the general
29 health and welfare of the public; or

30 (2) Otherwise violated the practice act or rules and regulations of the
31 Speech-Language Pathology and Audiology Board.

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

1 SPINAL CORD COMMISSION - LINE ITEM TRANSFER. Any savings made in the State
2 Appropriation may, after receiving advice and approval of the Department of
3 Finance and Administration, be transferred to the Spinal Treatment Program.

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

16
17 SECTION 55. LEGISLATIVE INTENT. It is the intent of the General
18 Assembly that any funds disbursed under the authority of the appropriations
19 contained in this act shall be in compliance with the stated reasons for
20 which this act was adopted, as evidenced by the Agency Requests, Executive
21 Recommendations and Legislative Recommendations contained in the budget
22 manuals prepared by the Department of Finance and Administration, letters, or
23 summarized oral testimony in the official minutes of the Arkansas Legislative
24 Council or Joint Budget Committee which relate to its passage and adoption.

25
26 SECTION 56. EMERGENCY CLAUSE. It is found and determined by the
27 General Assembly, that the Constitution of the State of Arkansas prohibits
28 the appropriation of funds for more than a one (1) year period; that the
29 effectiveness of this Act on July 1, 2021 is essential to the operation of
30 the agency for which the appropriations in this Act are provided, and that in
31 the event of an extension of the legislative session, the delay in the
32 effective date of this Act beyond July 1, 2021 could work irreparable harm
33 upon the proper administration and provision of essential governmental
34 programs. Therefore, an emergency is hereby declared to exist and this Act
35 being necessary for the immediate preservation of the public peace, health
36 and safety shall be in full force and effect from and after July 1, 2021.

ARKANSAS SENATE
93rd General Assembly - Regular Session, 2021
Amendment Form

DRAFT

Subtitle of Senate Bill No. 164

AN ACT FOR THE DEPARTMENT OF AGRICULTURE APPROPRIATION FOR THE 2021-2022 FISCAL
YEAR.

Amendment No. ___ to Senate Bill No. 164

Amend Senate Bill No. 164 as engrossed S3/8/21 (version: 03/08/2021 02:23:55 PM):

Page 21, immediately following SECTION 35, insert the following:

" SECTION 36. APPROPRIATION - FERAL HOG ERADICATION. There is hereby appropriated, to the Department of Agriculture, to be payable from the Feral Hog Eradication Fund, for expenses associated with the eradication efforts to eliminate feral hogs by the Department of Agriculture for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR <u>2021-2022</u>
(01) FERAL HOG ERADICATION	\$3,000,000"

AND

Appropriately renumber the subsequent SECTIONS of the bill.

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Joint Budget Committee

By: Senator K. Hammer

KCS/KCS - 03-09-2021 15:08:09

KCS045

Secretary

Stricken language will be deleted and underlined language will be added.

1 State of Arkansas As Engrossed: S1/28/21 S2/24/21 S3/8/21
2 93rd General Assembly **A Bill**
3 Regular Session, 2021

SENATE BILL 164

4
5 By: Joint Budget Committee
6

7 **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 AGRICULTURE FOR THE FISCAL YEAR ENDING JUNE 30, 2022;
11 AND FOR OTHER PURPOSES.
12

13 **Subtitle**

14 AN ACT FOR THE DEPARTMENT OF AGRICULTURE
15 APPROPRIATION FOR THE 2021-2022 FISCAL
16 YEAR.
17

18
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
22 established for the Department of Agriculture for the 2021-2022 fiscal year,
23 the following maximum number of regular employees.
24

25				Maximum	Maximum Annual
26				No. of	Salary Rate
27	Item	Class		No. of	Fiscal Year
28	No.	Code	Title	Employees	2021-2022
29	(1)	SC001	SECRETARY OF AGRICULTURE	1	GRADE SE05
30	(2)	U072U	SECRETARY OF AGRICULTURE	1	GRADE SE02
31	(3)	U057U	DEPUTY DIRECTOR OF AGRICULTURE	1	GRADE SE01
32	(4)	L104C	AGRI LABORATORY COORDINATOR	1	GRADE MP04
33	(5)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE IT08
34	(6)	D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE IT05
35	(7)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE IT05
36	(8)	D061C	INFORMATION SYS COORDINATION SPEC	1	GRADE IT05



1 *operating expenses of the Department of Agriculture - State Meat Inspection*
 2 *Program for the fiscal year ending June 30, 2022, the following:*

4 <i>ITEM</i>	<i>FISCAL YEAR</i>
5 <u><i>NO.</i></u>	<u><i>2021-2022</i></u>
6 (01) <i>REGULAR SALARIES</i>	<i>\$315,156</i>
7 (02) <i>PERSONAL SERVICES MATCHING</i>	<i>88,243</i>
8 (03) <i>MAINT. & GEN. OPERATION</i>	
9 (A) <i>OPER. EXPENSE</i>	<i>340,000</i>
10 (B) <i>CONF. & TRAVEL</i>	<i>0</i>
11 (C) <i>PROF. FEES</i>	<i>0</i>
12 (D) <i>CAP. OUTLAY</i>	<i>0</i>
13 (E) <i>DATA PROC.</i>	<u><i>0</i></u>
14 <i>TOTAL AMOUNT APPROPRIATED</i>	<u><u><i>\$743,399</i></u></u>

15
 16 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
 18 SERVICES.

19 (a)(1)(A) The Chief Fiscal Officer of the State may create paying
 20 accounts on his or her books and on the books of the Treasurer of the State
 21 and Auditor of State for the payment of all personal services and operating
 22 expenses of the Department of Agriculture.

23 (B) Upon prior approval of the Arkansas Legislative Council, or if
 24 meeting in Legislative Session the Joint Budget Committee, the Chief Fiscal
 25 Officer of the state shall direct the transfer of funds and appropriations to
 26 the Shared Services Paying Account appropriation section of this act and the
 27 transfer of positions to the Regular Salaries - Shared Services appropriation
 28 section of this act on the books of the Treasurer of State, the Auditor of
 29 State, and the Chief Fiscal Officer of the State.

30 (2) The transfer authority provided in subdivision (a)(1) of this
 31 section for efficiencies and to eliminate duplication of services are limited
 32 only to those services that are provided for multiple divisions of a
 33 department, including without limitation to administration, human resources,
 34 procurement, communications, fleet operations, and information services.

35 (3) The transfer authority provided to the department in subdivision
 36 (a)(1) of this section may be used to make transfers only within the

1 department's appropriation act or between other appropriation acts authorized
2 for the department.

3 (b)(1) Each department utilizing the Shared Services Paying Account
4 section or Regular Salaries – Shared Services section of this act shall
5 submit a report to be included in the Budget Manuals for hearings, conducted
6 by the General Assembly, listing all shared services transfers of positions,
7 funds, and appropriation under this section, which shall be submitted as
8 instructed by the Department of Finance and Administration - Office of Budget
9 for uniformity.

10 (2) A report submitted under subdivision (b)(1) of this section
11 shall include the following:

12 (A) The position number, authorized position title, class
13 code, grade, business area, and name of the division, section, or unit for
14 the position being transferred to the Regular Salaries – Shared Services
15 section of this act; and

16 (B) The fund center, appropriation, appropriation amount,
17 commitment item or items, business area, and name of the division, section,
18 or unit for the fund or appropriation being transferred to the Shared
19 Services Paying Account.

20 (c)(1) It is the intent of the Ninety-Second General Assembly that the
21 authority under this section to transfer positions is intended for use for the
22 time period prior to Fiscal Year 2022 2023 to allow cabinet-level departments
23 to establish a centralized Regular Salaries - Shared Services section, with
24 the recommendation that the position transfer authority granted under this
25 section be discontinued after that time.

26 (2) The Bureau of Legislative Research shall bring the
27 recommendation in subdivision (c)(1) of this section to the attention of the
28 chairs conducting the 2021 2022 Regular Fiscal Session pre-session budget
29 hearings, the chairs of the Special Language Subcommittee, and the members of
30 the Special Language Subcommittee during pre-session budget hearings.

31 (d) Determining the maximum number of employees and the maximum amount
32 of appropriation and general revenue funding for a cabinet-level department
33 each fiscal year is the prerogative of the General Assembly and is usually
34 accomplished by delineating the maximums in the appropriation act or acts and
35 establishing authorized positions and the general revenue allocations
36 authorized for each fund and fund account by amendment to the Revenue

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

A Bill

SENATE BILL 448

4
5 By: Senator K. Hammer
6

For An Act To Be Entitled

7
8 AN ACT TO MAKE AN APPROPRIATION FOR OPERATING
9 EXPENSES FOR THE ARKANSAS DEPARTMENT OF
10 TRANSPORTATION FOR THE FISCAL YEAR ENDING JUNE 30,
11 2022; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT FOR THE ARKANSAS DEPARTMENT OF
15 TRANSPORTATION APPROPRIATION FOR THE
16 2021-2022 FISCAL YEAR.
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. APPROPRIATION - OPERATIONS. There is hereby appropriated,
23 to the Arkansas Department of Transportation, to be payable from the State
24 Highway and Transportation Department Fund, for construction, reconstruction,
25 maintenance, betterments, replacement, and operation of roads, bridges,
26 ferries, and all other facilities of the Arkansas Department of
27 Transportation for the fiscal year ending June 30, 2022, the following:
28

29 ITEM	FISCAL YEAR
30 NO.	2021-2022
31 (01) MAINT. & GEN. OPERATION	
32 (A) OPER. EXPENSE	\$0
33 (B) CONF. & TRAVEL	0
34 (C) PROF. FEES	0
35 (D) CAP. OUTLAY	15,000,000
36 (E) DATA PROC.	<u>0</u>



1
2 TOTAL AMOUNT APPROPRIATED \$15,000,000
3

4 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
5 authorized by this act shall be limited to the appropriation for such agency
6 and funds made available by law for the support of such appropriations; and
7 the restrictions of the State Procurement Law, the General Accounting and
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
9 Procedures and Restrictions Act, or their successors, and other fiscal
10 control laws of this State, where applicable, and regulations promulgated by
11 the Department of Finance and Administration, as authorized by law, shall be
12 strictly complied with in disbursement of said funds.
13

14 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
15 Assembly that any funds disbursed under the authority of the appropriations
16 contained in this act shall be in compliance with the stated reasons for
17 which this act was adopted, as evidenced by the Agency Requests, Executive
18 Recommendations and Legislative Recommendations contained in the budget
19 manuals prepared by the Department of Finance and Administration, letters, or
20 summarized oral testimony in the official minutes of the Arkansas Legislative
21 Council or Joint Budget Committee which relate to its passage and adoption.
22

23 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
24 Assembly, that the Constitution of the State of Arkansas prohibits the
25 appropriation of funds for more than a one (1) year period; that the
26 effectiveness of this Act on July 1, 2021 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the legislative session, the delay in the
29 effective date of this Act beyond July 1, 2021 could work irreparable harm
30 upon the proper administration and provision of essential governmental
31 programs. Therefore, an emergency is hereby declared to exist and this Act
32 being necessary for the immediate preservation of the public peace, health
33 and safety shall be in full force and effect from and after July 1, 2021.
34
35
36