

AGENDA
Joint Budget Committee

Tuesday, December 7, 2021
Upon adjournment of both chambers
Room A, MAC
Little Rock, Arkansas

Sen. Jonathan Dismang, Chair
Sen. David Wallace, Vice-Chair
Sen. Joyce Elliott
Sen. Larry Teague
Sen. Linda Chesterfield
Sen. Stephanie Flowers
Sen. Missy Irvin
Sen. Bill Sample
Sen. Jane English
Sen. Alan Clark
Sen. Keith Ingram
Sen. Jim Hendren
Sen. Gary Stubblefield
Sen. Jimmy Hickey, Jr
Sen. Bart Hester
Sen. Scott Flippo
Sen. Blake Johnson
Sen. Breanne Davis
Sen. Ricky Hill
Sen. Bob Ballinger
Sen. Mark Johnson
Sen. Greg Leding
Sen. Mathew Pitsch
Sen. Kim Hammer
Sen. Cecile Bledsoe, ex officio
Sen. Jason Rapert, ex officio
Sen. Ronald Caldwell, ex officio
Sen. Terry Rice, ex officio

Rep. Lane Jean, Co-Chair
Rep. Justin Boyd, Vice-Chair
Rep. Fredrick J. Love
Rep. Matthew J. Shepherd
Rep. Jon S. Eubanks
Rep. Stephen Magie
Rep. Joe Jett
Rep. Mike Holcomb
Rep. John Payton
Rep. Monte Hodges
Rep. Les Eaves
Rep. Dwight Tosh
Rep. Kenneth B. Ferguson
Rep. Vivian Flowers

Rep. Jack Fortner
Rep. Frances Cavanaugh
Rep. Jimmy Gazaway
Rep. Bruce Coleman
Rep. Clint Penzo
Rep. Jim Wooten
Rep. Jamie Scott
Rep. Denise Garner
Rep. Lee Johnson
Rep. Joy Springer
Rep. Jeff Wardlaw, ex officio
Rep. Richard Womack, ex officio
Rep. Ron McNair, ex officio
Rep. Brian S. Evans, ex officio

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- A. Call to Order
- B. Call Item 2 – HB1002 by Representative Shepherd and Senator Hickey – Transfer Funds to the Restricted Reserve Fund, General Revenue Allotment Reserve Fund and Economic Development Incentive Quick Action Closing Fund
SB5 - by Senator Hickey and Representative Shepherd - Transfer Funds to the Restricted Reserve Fund, General Revenue Allotment Reserve Fund and Economic Development Incentive Quick Action Closing Fund
- C. Call Item 3 – SB3 – by Senator Dismang and Representative Jean - Department of Finance and Administration – Disbursing Officer Supplemental Appropriation
- D. Other Business
- E. Adjournment

Note: All exhibits for this meeting are available by electronic means and are accessible on the General Assembly's website at www.arkleg.state.ar.us

Notice: Silence your cell phones. Keep your personal conversations to a minimum. Observe restrictions designating areas as 'Members and Staff Only'.

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

Call Item 2

A Bill

HOUSE BILL 1002

5 By: Representative Shepherd
6 By: Senator Hickey
7

For An Act To Be Entitled

9 AN ACT TO TRANSFER FUNDS TO THE RESTRICTED RESERVE
10 FUND EXECUTIVE/LEGISLATIVE 3/5 VOTE SET-ASIDE, THE
11 UNALLOCATED RESTRICTED RESERVE MAJORITY VOTE SET-
12 ASIDE, THE GENERAL REVENUE ALLOTMENT RESERVE FUND AND
13 THE ECONOMIC DEVELOPMENT INCENTIVE QUICK ACTION
14 CLOSING FUND; TO DECLARE AN EMERGENCY; AND FOR OTHER
15 PURPOSES.
16
17

Subtitle

18
19 TO TRANSFER FUNDS TO THE RESTRICTED
20 RESERVE FUND, GENERAL REVENUE ALLOTMENT
21 RESERVE FUND AND ECONOMIC DEVELOPMENT
22 INCENTIVE QUICK ACTION CLOSING FUND; AND
23 TO DECLARE AN EMERGENCY.
24
25

26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
27

28 SECTION 1. DO NOT CODIFY. TEMPORARY LANGUAGE. Supplemental funding
29 transfer to Restricted Reserve Fund.

30 (a) Notwithstanding any other provisions of law, immediately upon the
31 effective date of this act, as authorized in Acts 2021, No. 1058, § 2(c), and
32 as determined by the Chief Fiscal Officer of the State under Acts 2021, No.
33 1058, § 3(a)(1) and 3(a)(1)(A), reclaimed or recovered fiscal year 2021
34 unexpended general revenue balances shall be transferred on the books of the
35 Chief Fiscal Officer of the State, the Treasurer of State, and the Auditor of
36 State to the Executive/Legislative 3/5 Vote Set-Aside in an amount that, when



1 added to the existing fund balance in the Executive/Legislative 3/5 Vote Set-
 2 Aside as of the date of this transfer, causes the total balance in the
 3 Executive/Legislative 3/5 Vote Set-Aside to equal fifty million dollars
 4 (\$50,000,000).

5 (b) After making the transfer described in subsection (a) of this
 6 section, all remaining funds from the reclaimed or recovered fiscal year 2021
 7 unexpended general revenue balances shall be transferred to the Unallocated
 8 Restricted Reserve Majority Vote Set-Aside, as authorized in Acts 2021, No.
 9 1058, § 2(c), and as determined by the Chief Fiscal Officer of the State
 10 under Acts 2021, No. 1058, § 3(a)(2) and 3(a)(2)(A).

11 (c) The fund transfers in subsections (a) and (b) of this section are
 12 in addition to those funds previously authorized and shall be transferred out
 13 of the Executive/Legislative 3/5 Vote Set-Aside and the Unallocated
 14 Restricted Reserve Majority Vote Set-Aside as provided in Acts 2021, No.
 15 1058.

16
 17 SECTION 2. Arkansas Code § 19-6-486(d), concerning the Long Term
 18 Reserve Fund, is amended to add an additional subdivision to read as follows:

19 (3)(A) The Chief Fiscal Officer of the State may make a one-time
 20 transfer of up to fifty million dollars (\$50,000,000) from the Long Term
 21 Reserve Fund or its successor fund or fund accounts to the General Revenue
 22 Allotment Reserve Fund before March 31, 2022.

23 (B) A transfer under subdivision (d)(3)(A) of this section is not
 24 subject to the procedures established in subsection (e) of this section.

25
 26 SECTION 3. TEMPORARY LANGUAGE. DO NOT CODIFY. ECONOMIC DEVELOPMENT
 27 ONE-TIME FUNDING TRANSFER. (a) Notwithstanding any other provisions of law,
 28 the Chief Fiscal Officer of the State may transfer from time to time as funds
 29 are determined to be available by the Chief Fiscal Officer of the State, on
 30 his or her books and those of the State Treasurer and the Auditor of the
 31 State, a sum not to exceed fifty million dollars (\$50,000,000) from the Long
 32 Term Reserve Fund or its successor fund or fund accounts to the General
 33 Revenue Allotment Reserve Fund.

34 (b) Once the Chief Fiscal Officer of the State determines funding for the
 35 economic development investment incentives is needed, the Chief Fiscal
 36 Officer of the State may transfer on his or her books and those of the State

1 Treasurer and the Auditor of the State an amount not to exceed fifty million
2 dollars (\$50,000,000) from the General Revenue Allotment Reserve Fund to the
3 Economic Development Incentive Quick Action Closing Fund for economic
4 development investment incentives applicable to a qualified manufacturer of
5 steel as defined in A.C.A. § 26-51-1211.

6 The provisions of this section shall be effective from the date of
7 passage and approval and shall expire on March 31, 2022.

8
9 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the
10 General Assembly of the State of Arkansas that, due to unforeseen
11 circumstances, funds provided by the General Assembly for the Restricted
12 Reserve Fund under Acts 2021, No. 1058, and the funds provided to the General
13 Revenue Allotment Reserve Fund and Economic Development Incentive Quick
14 Action Closing Fund are insufficient to provide funding for unanticipated
15 circumstances and possible essential governmental services; that this act
16 will provide the necessary funds to address unanticipated services and
17 various state-funded projects; and that this act is immediately necessary
18 because a delay in the effective date of this act could work irreparable harm
19 upon the proper implementation, administration, or operations of government-
20 funded programs. Therefore, an emergency is declared to exist, and this act
21 being immediately necessary for the preservation of the public peace, health,
22 and safety shall become effective on:

23 (1) The date of its approval by the Governor;

24 (2) If the bill is neither approved nor vetoed by the Governor,
25 the expiration of the period of time during which the Governor may veto the
26 bill; or

27 (3) If the bill is vetoed by the Governor and the veto is
28 overridden, the date the last house overrides the veto.

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

Call Item 2

A Bill

SENATE BILL 5

5 By: Senator Hickey
6 By: Representative Shepherd
7

For An Act To Be Entitled

9 AN ACT TO TRANSFER FUNDS TO THE RESTRICTED RESERVE
10 FUND EXECUTIVE/LEGISLATIVE 3/5 VOTE SET-ASIDE, THE
11 UNALLOCATED RESTRICTED RESERVE MAJORITY VOTE SET-
12 ASIDE, THE GENERAL REVENUE ALLOTMENT RESERVE FUND AND
13 THE ECONOMIC DEVELOPMENT INCENTIVE QUICK ACTION
14 CLOSING FUND; TO DECLARE AN EMERGENCY; AND FOR OTHER
15 PURPOSES.
16
17

Subtitle

18 TO TRANSFER FUNDS TO THE RESTRICTED
19 RESERVE FUND, GENERAL REVENUE ALLOTMENT
20 RESERVE FUND AND ECONOMIC DEVELOPMENT
21 INCENTIVE QUICK ACTION CLOSING FUND; AND
22 TO DECLARE AN EMERGENCY.
23
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
27

28 SECTION 1. DO NOT CODIFY. TEMPORARY LANGUAGE. Supplemental funding
29 transfer to Restricted Reserve Fund.

30 (a) Notwithstanding any other provisions of law, immediately upon the
31 effective date of this act, as authorized in Acts 2021, No. 1058, § 2(c), and
32 as determined by the Chief Fiscal Officer of the State under Acts 2021, No.
33 1058, § 3(a)(1) and 3(a)(1)(A), reclaimed or recovered fiscal year 2021
34 unexpended general revenue balances shall be transferred on the books of the
35 Chief Fiscal Officer of the State, the Treasurer of State, and the Auditor of
36 State to the Executive/Legislative 3/5 Vote Set-Aside in an amount that, when



1 added to the existing fund balance in the Executive/Legislative 3/5 Vote Set-
2 Aside as of the date of this transfer, causes the total balance in the
3 Executive/Legislative 3/5 Vote Set-Aside to equal fifty million dollars
4 (\$50,000,000).

5 (b) After making the transfer described in subsection (a) of this
6 section, all remaining funds from the reclaimed or recovered fiscal year 2021
7 unexpended general revenue balances shall be transferred to the Unallocated
8 Restricted Reserve Majority Vote Set-Aside, as authorized in Acts 2021, No.
9 1058, § 2(c), and as determined by the Chief Fiscal Officer of the State
10 under Acts 2021, No. 1058, § 3(a)(2) and 3(a)(2)(A).

11 (c) The fund transfers in subsections (a) and (b) of this section are
12 in addition to those funds previously authorized and shall be transferred out
13 of the Executive/Legislative 3/5 Vote Set-Aside and the Unallocated
14 Restricted Reserve Majority Vote Set-Aside as provided in Acts 2021, No.
15 1058.

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18 Reserve Fund, is amended to add an additional subdivision to read as follows:

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20 transfer of up to fifty million dollars (\$50,000,000) from the Long Term
21 Reserve Fund or its successor fund or fund accounts to the General Revenue
22 Allotment Reserve Fund before March 31, 2022.

23 (B) A transfer under subdivision (d)(3)(A) of this section is not
24 subject to the procedures established in subsection (e) of this section.

25

26 SECTION 3. TEMPORARY LANGUAGE. DO NOT CODIFY. ECONOMIC DEVELOPMENT
27 ONE-TIME FUNDING TRANSFER. (a) Notwithstanding any other provisions of law,
28 the Chief Fiscal Officer of the State may transfer from time to time as funds
29 are determined to be available by the Chief Fiscal Officer of the State, on
30 his or her books and those of the State Treasurer and the Auditor of the
31 State, a sum not to exceed fifty million dollars (\$50,000,000) from the Long
32 Term Reserve Fund or its successor fund or fund accounts to the General
33 Revenue Allotment Reserve Fund.

34 (b) Once the Chief Fiscal Officer of the State determines funding for the
35 economic development investment incentives is needed, the Chief Fiscal
36 Officer of the State may transfer on his or her books and those of the State

1 Treasurer and the Auditor of the State an amount not to exceed fifty million
2 dollars (\$50,000,000) from the General Revenue Allotment Reserve Fund to the
3 Economic Development Incentive Quick Action Closing Fund for economic
4 development investment incentives applicable to a qualified manufacturer of
5 steel as defined in A.C.A. § 26-51-1211.

6 The provisions of this section shall be effective from the date of
7 passage and approval and shall expire on March 31, 2022.

8
9 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the
10 General Assembly of the State of Arkansas that, due to unforeseen
11 circumstances, funds provided by the General Assembly for the Restricted
12 Reserve Fund under Acts 2021, No. 1058, and the funds provided to the General
13 Revenue Allotment Reserve Fund and Economic Development Incentive Quick
14 Action Closing Fund are insufficient to provide funding for unanticipated
15 circumstances and possible essential governmental services; that this act
16 will provide the necessary funds to address unanticipated services and
17 various state-funded projects; and that this act is immediately necessary
18 because a delay in the effective date of this act could work irreparable harm
19 upon the proper implementation, administration, or operations of government-
20 funded programs. Therefore, an emergency is declared to exist, and this act
21 being immediately necessary for the preservation of the public peace, health,
22 and safety shall become effective on:

23 (1) The date of its approval by the Governor;

24 (2) If the bill is neither approved nor vetoed by the Governor,
25 the expiration of the period of time during which the Governor may veto the
26 bill; or

27 (3) If the bill is vetoed by the Governor and the veto is
28 overridden, the date the last house overrides the veto.

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

Call Item 3

A Bill

SENATE BILL 3

5 By: Senator J. Dismang
6 By: Representative Jean
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR AMERICAN RESCUE
10 PLAN APPROPRIATION FOR THE DEPARTMENT OF FINANCE AND
11 ADMINISTRATION - DISBURSING OFFICER WHICH SHALL BE
12 SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
13 APPROPRIATED BY ACT 997 OF 2021; AND FOR OTHER
14 PURPOSES.

Subtitle

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18 AN ACT FOR THE DEPARTMENT OF FINANCE AND
19 ADMINISTRATION - DISBURSING OFFICER
20 SUPPLEMENTAL APPROPRIATION.
21
22

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

25 SECTION 1. APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. There is
26 hereby appropriated, to the Department of Finance and Administration -
27 Disbursing Officer, to be payable from various funds, for providing various
28 state agencies, constitutional offices, and institutions with appropriation
29 for any expenses associated with the American Rescue Plan Act of 2021 which
30 shall be supplemental and in addition to those funds appropriated in Section
31 38 of Act 997 of 2021, the following:
32

ITEM	FISCAL YEAR
NO.	2021-2022

35 (01) FEDERAL FUNDS AWARDED DIRECTLY TO
36 AGENCIES, DEPARTMENTS, INSTITUTIONS,



1	CITIES AND COUNTIES	<u>\$3,000,000,000</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$3,000,000,000</u>

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 funds provided by the General Assembly for the operations of

25 the Department of Finance and Administration - Disbursing Officer are, due to

26 unforeseen circumstances, insufficient for the Department of Finance and

27 Administration - Disbursing Officer to continue to provide essential

28 governmental services; that the provisions of this act will provide the

29 necessary monies for the Department of Finance and Administration -

30 Disbursing Officer to continue such services; and that a delay in the

31 effective date of this Act could work irreparable harm upon the proper

32 administration and provision of essential governmental programs. Therefore,

33 an emergency is hereby declared to exist and this Act being necessary for the

34 immediate preservation of the public peace, health and safety shall be in

35 full force and effect from and after the date of its passage and approval.

36 If the bill is neither approved nor vetoed by the Governor, it shall

1 become effective on the expiration of the period of time during which the
2 Governor may veto the bill. If the bill is vetoed by the Governor and the
3 veto is overridden, it shall become effective on the date the last house
4 overrides the veto.

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