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

# A Bill

SENATE BILL 390

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  
13

## Subtitle

15 AN ACT FOR THE ARKANSAS SUPREME COURT -  
16 COURT COMMISSION APPROPRIATION FOR THE  
17 2021-2022 FISCAL YEAR.  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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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
NO.	2021-2022
(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 Uncodified Sections 1 and 2 of Act 98 of 2021 Regular Session are repealed.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.~~

<del>Item Class</del>	<del>No. of</del>	<del>Maximum Annual Salary Rate</del>
<del>No. Code Title</del>	<del>Employees</del>	<del>2021 2022</del>
<del>(1) U101U EXECUTIVE DIRECTOR</del>	<del>1</del>	<del>GRADE SE01</del>
<del>(2) G028N JDDC DEPUTY EXEC DIRECTOR</del>	<del>1</del>	<del>GRADE GS12</del>
<del>(3) A105C JDDC FISCAL MANAGER</del>	<del>1</del>	<del>GRADE GS08</del>
<del>(4) X187C INVESTICATOR</del>	<del>1</del>	<del>GRADE CS07</del>



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.~~

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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

1 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

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Subtitle of Senate Bill No. 132

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

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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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MAH059 - 03-08-2021 14:52:35

Page 1 of 2

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  
4

# A Bill

SENATE BILL 132

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

15 AN ACT FOR THE DEPARTMENT OF COMMERCE  
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 Commerce for the 2021-2022 fiscal year, the  
24 following maximum number of regular employees.  
25

Item No.	Class Code	Title	Maximum	Maximum Annual
			No. of Employees	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.



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.

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.

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.

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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

DRAFT

KMW050 - 03-09-2021 10:09:20

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  
4

# A Bill

HOUSE BILL 1219

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 LABOR  
10 AND LICENSING - BOARDS AND COMMISSIONS FOR THE FISCAL  
11 YEAR ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE DEPARTMENT OF LABOR AND  
15 LICENSING - BOARDS AND COMMISSIONS  
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. 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.  
27

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

34  
35 SECTION 2. APPROPRIATION - ARKANSAS ABSTRACTERS' BOARD - OPERATIONS.  
36 There is hereby appropriated, to the Department of Labor and Licensing, to be



1	(06) CONSTRUCTION INDUSTRY TRAINING GRANTS	<u>100,000</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$1,909,778</u>

3  
 4 SECTION 24. REGULAR SALARIES - STATE BOARD OF COLLECTION AGENCIES.  
 5 There is hereby established for the Department of Labor and Licensing - State  
 6 Board of Collection Agencies for the 2021-2022 fiscal year, the following  
 7 maximum number of regular employees.

10	Item Class	Maximum	Maximum Annual
11	No. Code Title	No. of	Salary Rate
12		Employees	Fiscal Year
			2021-2022
13	(1) X001N BD OF COLLECTION EXEC DIR	1	GRADE GS12
14	(2) X130C BD OF COLLECTION FIELD INVESTIGATOR	1	GRADE GS05
15	(3) C022C BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
16	(4) C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
17	MAX. NO. OF EMPLOYEES	4	

18  
 19 SECTION 25. EXTRA HELP - STATE BOARD OF COLLECTION AGENCIES. There is  
 20 hereby authorized, for the Department of Labor and Licensing - State Board of  
 21 Collection Agencies for the 2021-2022 fiscal year, the following maximum  
 22 number of part-time or temporary employees, to be known as "Extra Help",  
 23 payable from funds appropriated herein for such purposes: one (1) temporary  
 24 or part-time employees, when needed, at rates of pay not to exceed those  
 25 provided in the Uniform Classification and Compensation Act, or its  
 26 successor, or this act for the appropriate classification.

27  
 28 SECTION 26. APPROPRIATION - STATE BOARD OF COLLECTION AGENCIES -  
 29 OPERATIONS. There is hereby appropriated, to the Department of Labor and  
 30 Licensing, to be payable from cash funds as defined by Arkansas Code  
 31 19-4-801, for personal services and operating expenses of the Department of  
 32 Labor and Licensing - State Board of Collection Agencies - Operations for the  
 33 fiscal year ending June 30, 2022, the following:

34	ITEM	FISCAL YEAR
35	NO.	2021-2022
36	(01) REGULAR SALARIES	\$202,421

21A

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>

13

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.

19

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

30

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**

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**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  
4

# A Bill

SENATE BILL 55

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  
14

## Subtitle

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
		Employees	Fiscal Year
			2021-2022
32	(1) NO27N 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

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

**DRAFT**

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**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

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

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

14 **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

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2021-2022
(1)	SC007 SECRETARY OF HEALTH	1	GRADE SE05
	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

1 Department of Health shall not:

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

8 (ii) Subdivision (e)(1)(A)(i) of this section does  
9 not apply to regulatory and training responsibilities related to navigators,  
10 guides, certified application counselors, and certified licensed producers;  
11 and

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

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

20 (f) An appropriation authorized by the General Assembly shall not be  
21 subject to the provisions allowed through reallocation of resources or  
22 transfer of appropriation authority for the purpose of transferring an  
23 appropriation to any other appropriation authorized for the Department of  
24 Health to be allocated, budgeted, expended, or utilized in a manner  
25 prohibited by this section.

26 (g) The provisions of this section are severable, and the invalidity  
27 of any subsection or subdivision of this section shall not affect other  
28 provisions of the section that can be given effect without the invalid  
29 provision.

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

31

32 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED  
34 SERVICES. (a)(1)(A) The Chief Fiscal Officer of the State may create paying  
35 accounts on his or her books and on the books of the Treasurer of State and  
36 the Auditor of State for the payment of personal services and operating

**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

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

# A Bill

SENATE BILL 54

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 - STATE INSURANCE DEPARTMENT FOR THE FISCAL YEAR  
11 ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE DEPARTMENT OF COMMERCE -  
15 STATE INSURANCE DEPARTMENT APPROPRIATION  
16 FOR 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. 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.  
25

			Maximum Annual
		Maximum	Salary Rate
		No. of	Fiscal Year
Item	Class	Employees	2021-2022
No.	Code Title		
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

**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

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	Class	Maximum	Maximum Annual
No.	Code Title	No. of	Salary Rate
		Employees	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

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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

Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				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 NO.	2021-2022
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

# ARKANSAS SENATE

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

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Subtitle of Senate Bill No. 447

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

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Amendment No. \_\_\_ to Senate Bill No. 447

Amend Senate Bill No. 447 as originally introduced:

Page 1, delete SECTIONS 1 and 2 in their entirety and insert the following:

" SECTION 1. APPROPRIATION - DIVISION OF AGRICULTURE. There is hereby appropriated, to the University of Arkansas, to be payable from the cash funds as defined by Arkansas Code 19-4-801, for construction, renovation, maintenance, equipment, personal services and operating expenses of the University of Arkansas - Division of Agriculture for the fiscal year ending June 30, 2022, the sum of.....\$16,500,000.

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:

DRAFT

HAR105 - 03-12-2021 11:45:35

Page 1 of 2

(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 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

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HAR105

\_\_\_\_\_  
Secretary

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  
13

## Subtitle

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.

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

**DRAFT**

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**Subtitle of Senate Bill No. 108**

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

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**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  
4

As Engrossed: S3/8/21  
**A Bill**

SENATE BILL 108

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

14 **Subtitle**

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

31 ITEM	FISCAL YEAR
32 NO.	2021-2022
33 (01) MAINT. & GEN. OPERATION	
34 (A) OPER. EXPENSE	\$2,999
35 (B) CONF. & TRAVEL	0
36 (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>\$3,282,385</u>

8

9 SECTION 24. APPROPRIATION - ARKANSAS STATE BOARD OF NURSING - SCHOLAR

10 LOANS. There is hereby appropriated, to the Department of Health - Arkansas

11 State Board of Nursing, to be payable from the cash fund deposited in the

12 State Treasury as determined by the Chief Fiscal Officer of the State, for

13 the Nursing Student Loan Program to make student loans for the fiscal year

14 ending June 30, 2022, the following:

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

15

20 SECTION 25. APPROPRIATION - ARKANSAS STATE BOARD OF NURSING - NURSING

21 EDUCATION WORKSHOPS. There is hereby appropriated, to the Department of

22 Health, to be payable from the cash fund deposited in the State Treasury as

23 determined by the Chief Fiscal Officer of the State, for operating expenses

24 of the Department of Health - Arkansas State Board of Nursing - Nursing

25 Education Workshops for the fiscal year ending June 30, 2022, the following:

27	ITEM	FISCAL YEAR
28	<u>NO.</u>	<u>2021-2022</u>
29	(01) MAINT. & GEN. OPERATION	
30	(A) OPER. EXPENSE	\$14,325
31	(B) CONF. & TRAVEL	0
32	(C) PROF. FEES	2,000
33	(D) CAP. OUTLAY	0
34	(E) DATA PROC.	<u>0</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$16,325</u>

36

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