

C

ARKANSAS SENATE

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of Senate Bill No. 108

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

Amendment No. ___ to Senate Bill No. 108

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

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

AND

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

AND

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

AND

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

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

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

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

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

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

DRAFT

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

Page 1 of 2

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

By: Joint Budget Committee

By: Representative Bentley

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

MAH058

Secretary

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

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



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

15		
16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2021-2022</u>
18	(01) NURSING STUDENT LOAN PROGRAM	<u>\$50,000</u>

19

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:

26		
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>

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

Hall of the House of Representatives

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of House Bill No. 1219

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

Amendment No. ___ to House Bill No. 1219

Amend House Bill No. 1219 as originally introduced:

Page 13, delete line 11 in its entirety and substitute the following:

"COLLEGE/ANC _____ 1,475,000"

AND

Page 13, line 12, delete "\$1,802,870" and substitute "\$1,827,870"

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)~~ (I) 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)~~ (I) of this section.

(3) Beginning July 1, 2013, and each fiscal year thereafter, the board 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 as determined by the Chief Fiscal Officer of the State to be used in accordance with § 20-10-705;

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KMW061 - 03-17-2021 13:54:08

Page 1 of 2

(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; ; and

(I) Arkansas Northeastern College, an amount not to exceed twenty-five thousand dollars (\$25,000) for deposit into the Arkansas Northeastern College Fund to be expended exclusively for nursing programs.

(4) Funds remaining after the distributions listed in subdivisions (b)(3)(A)—(H) (I) of this section shall be deposited into a bank authorized to do business within this state and placed into the account of the board."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

The Amendment was read _____
By: Joint Budget Committee
By: Senator D. Wallace
KMW/KMW - 03-17-2021 13:54:08
KMW061

Chief Clerk

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

As Engrossed: H3/18/21
A Bill

HOUSE BILL 1219

4
5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF LABOR
10 AND LICENSING - BOARDS AND COMMISSIONS FOR THE FISCAL
11 YEAR ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.
12
13

14 **Subtitle**

15 AN ACT FOR THE DEPARTMENT OF LABOR AND
16 LICENSING - BOARDS AND COMMISSIONS
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. 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	Maximum Annual
No.	Code Title	No. of	Salary Rate
		Employees	Fiscal Year
			2021-2022
(1)	X185C DLL ABSTRACTORS BOARD SEC GENERAL	1	GRADE GS02
	MAX. NO. OF EMPLOYEES	1	

28
29
30
31
32
33
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.

8

9

10	Item Class	Maximum	Maximum Annual
11	No. Code Title	No. of	Salary Rate
12	<u>No. Code Title</u>	<u>Employees</u>	<u>Fiscal Year</u>
			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	<u>NO.</u>	<u>2021-2022</u>
36	(01) REGULAR SALARIES	\$202,421

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>

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

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

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

Hall of the House of Representatives

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of House Bill No. 1220

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

Amendment No. ___ to House Bill No. 1220

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

Insert an additional 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. ARKANSAS CULTURAL INSTITUTIONS FUND TRANSFER. From time to time, the Secretary of the Department of Parks, Heritage, and Tourism may instruct the Chief Fiscal Officer of the State to transfer on his or her books, and those of the State Treasurer and the Auditor of the State, such amounts as determined by the Secretary from the Arkansas Division of Heritage Special Fund Account to a sub-fund within the Arkansas Cultural Institutions Trust Fund to make grants for major capital improvement projects at Arkansas cultural institutions. For any unobligated balances identified by the department, the Secretary may instruct the Chief Fiscal Officer of the State to transfer on his or her books, and those of the State Treasurer and the Auditor of the State, the unobligated sub-fund balances in the Arkansas Cultural Institutions Trust Fund to the Arkansas Division of Heritage Special Fund Account.

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.

DRAFT

The Amendment was read _____
By: Joint Budget Committee
By: Senator J. Dismang
WFP/WFP - 03-15-2021 16:56:09
WFP046

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

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

15 **Subtitle**

16 AN ACT FOR THE DEPARTMENT OF PARKS,
17 HERITAGE, AND TOURISM - DIVISION OF
18 HERITAGE APPROPRIATION FOR THE 2021-2022
19 FISCAL YEAR.
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 No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate 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 Department of Parks, Heritage, and Tourism, to be payable from the Arkansas
 2 Natural and Cultural Resources Grant and Trust Fund, for grants for the
 3 acquisition, management, stewardship, or preservation of state owned lands,
 4 historic sites, buildings, structures, or objects of the Department of Parks,
 5 Heritage, and Tourism - Natural and Cultural Resources Council - State Owned
 6 Lands or Historic Sites for the fiscal year ending June 30, 2022, the
 7 following:

8

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2021-2022</u>
11 (01) GRANTS/AID FOR STATE-OWNED LANDS OR	
12 HISTORIC SITES	<u>\$30,000,000</u>


13

14 SECTION 25. APPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -
 15 MAIN STREET PROGRAM. There is hereby appropriated, to the Department of
 16 Parks, Heritage, and Tourism, to be payable from the Natural and Cultural
 17 Resources Historic Preservation Fund, for funds to augment federal funding
 18 and provide programs and grants of the Department of Parks, Heritage, and
 19 Tourism - Natural and Cultural Resources Council - Main Street Program for
 20 the fiscal year ending June 30, 2022, the following:

21

22 ITEM	FISCAL YEAR
23 <u>NO.</u>	<u>2021-2022</u>
24 (01) GRANTS/AID FOR HISTORIC PRESERVATION	
25 PROGRAM & MAIN STREET PROGRAM	<u>\$3,000,000</u>

26

27  SECTION 26. APPROPRIATION - ARKANSAS CULTURAL INSTITUTIONS TRUST FUND
 28 GRANT PROGRAM. There is hereby appropriated, to the Department of Parks,
 29 Heritage, and Tourism, to be payable from the Arkansas Cultural Institutions
 30 Trust Fund, for grants to Arkansas cultural institutions for major capital
 31 improvement projects of the Department of Parks, Heritage, and Tourism -
 32 Arkansas Cultural Institutions Trust Fund Grant Program for the fiscal year
 33 ending June 30, 2022, the following:

34

35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2021-2022</u>

1 (01) GRANTS/AID FOR ARKANSAS CULTURAL
 2 INSTITUTIONS

3 \$8,000,000

4 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 6 PROMOTIONAL AND EDUCATIONAL MATERIALS. The ~~Department~~ Division of Arkansas
 7 Heritage is hereby authorized to purchase from Maintenance and General
 8 Operations appropriations provided by this Act, up to an amount not to exceed
 9 \$40,000 each fiscal year, promotional and educational merchandise, authorized
 10 by the Division Director of the ~~Department~~ Division of Arkansas Heritage, to
 11 inform the public of the ~~Department's~~ Division's programs, to promote the
 12 functions of the ~~Department~~ Division, and to inform the public regarding the
 13 services provided by the ~~Department~~ Division.

14 The provisions of this section shall be in effect only from July 1, 2020
 15 2021 through June 30, ~~2021~~ 2022.

16
 17 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
 19 NATURAL AND CULTURAL RESOURCES COUNCIL. The ~~Director~~ Secretary of the
 20 Department of Parks, Heritage and Tourism ~~Arkansas Heritage~~ shall be the
 21 disbursing officer for the Arkansas Natural and Cultural Resources Council
 22 appropriation and the Main Street Program appropriation provided by this Act.
 23 Further, if grants are made to state agencies from the Arkansas Natural and
 24 Cultural Resources Council appropriation, and the Main Street Program
 25 appropriation provided herein, the corresponding amount of appropriation and
 26 funding of such grant may be transferred to such state agency for use in
 27 classifications of expenditures as determined by conditions of the grant and
 28 the state agency.

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

31
 32 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
 34 SERVICES.

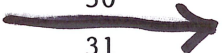
35 (a)(1)(A) The Chief Fiscal Officer of the State may create paying
 36 accounts on his or her books and on the books of the Treasurer of State and

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

Hall of the House of Representatives

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of House Bill No. 1106

AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1106

Amend House Bill No. 1106 as engrossed H3/15/21 (version: 03/15/2021 3:16:53 PM):

Page 14, insert the following SECTIONS immediately following SECTION 36 to read as follows:

" SECTION 37. APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the American Rescue Plan Act of 2021 for the fiscal year ending June 30, 2021, the following:

ITEM NO.	FISCAL YEAR 2020-2021
(01) FEDERAL FUNDS AWARDED DIRECTLY TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	\$1,600,000,000
(02) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	<u>1,600,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$3,200,000,000</u>

SECTION 38. APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the American Rescue Plan Act of 2021 for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
------	-------------

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Page 1 of 4

(01) FEDERAL FUNDS AWARDED DIRECTLY TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	\$1,600,000,000
(02) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	1,600,000,000
TOTAL AMOUNT APPROPRIATED	<u>\$3,200,000,000</u>

SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROCEDURES - APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. (i) All appropriation and expenditures for funding received for the American Rescue Plan Act of 2021 shall be expended using the American Rescue Plan Act of 2021 Appropriation Sections as authorized in this Act.

(ii) Any state agency, constitutional office, or institution shall request a transfer of appropriation, as provided in the American Rescue Plan Act of 2021 Appropriation Sections of this Act, from the Chief Fiscal Officer of the State, stating clearly the amount requested, purpose and any additional information requested by the Chief Fiscal Officer of the State.

(iii) After reviewing a request, the Chief Fiscal Officer of the State may deny, modify or approve the request based on the estimated amount of appropriation needed and currently available, purpose, estimated funding available and preferred spending priority. Upon approval or modification of a request by the Chief Fiscal Officer of the State and after meeting the requirements of subsection (iv) herein, the Department of Finance and Administration shall establish the transfer of appropriation on the books of the Department of Finance and Administration and the State Auditor, in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code 19-4-521 through 19-4-525.

(iv) Any request approved as authorized in subsection (iii) herein, including requests that establish a new commitment item or new appropriation shall require prior approval by the Legislative Council during the extended recess, beginning on May 1, 2021, of the 2021 Regular Session or during the interim, or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly.

(v) Any Oversight and/or Steering Committee charged with overseeing disbursement of funds and appropriation from funds received from the American Rescue Plan Act of 2021 Appropriation Sections of this Act shall coordinate with the Department of Finance and Administration as needed to facilitate the approval requirements herein in a timely manner.

(vi) Any appropriation approved in the American Rescue Plan of 2021 by the General Assembly shall only be used for:

1) The purpose and amount of planned expenditures as submitted for approval to the General Assembly and,

2) In the event that expenditures or obligations do not fully expend approved appropriation authority as authorized in this section, the excess

appropriation may not be utilized for any additional expenditures other than the amount and purpose as submitted to and approved by the General Assembly.

(vii) It is the intent of the General Assembly that funds received from the American Rescue Plan of 2021 that are discretionary or are not required to be spent for a different general or specific purpose may first be considered to be utilized to pay off existing debt service. The parameters for the selection of debt service payments may first consider the highest interest rate owed and with priority given to the payment of Big River Steel General Obligations bonds and GARVEE Department of Transportation bonds.

(viii) The Chief Fiscal Officer of the State shall submit a monthly report to the Legislative Council during the extended recess, beginning on May 1, 2021, of the 2021 Regular Session or during the interim, or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly or to a designated subcommittee listing all American Rescue Plan Act of 2021 beginning balance of funds received, each appropriation approved as authorized in subsection (v) herein with the date the appropriation is established, state entity, purpose, amount, funding distributed, and remaining balance.

(ix) Determining the maximum amount of appropriation each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s). Further, the General Assembly has determined that a state agency, constitutional office, or institution may operate more efficiently if some flexibility is provided to the state agency, constitutional office, or institution authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement or approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void."

AND

Appropriately renumber subsequent SECTION numbers of the bill

AND

Page 37, delete SECTION 78 in its entirety and substitute the following:

" SECTION 81. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2021 is essential to the operation of the agency for which the appropriations in this Act are provided; with the exception that Sections 37 and 39 in this Act shall be in full force and effect from and after the date of its passage and approval, and that in the event of an extension of the Legislative Session, the delay in the effective date of this Act beyond July 1, 2021, with the exception that Sections 37 and 39 in this Act shall be in full force and effect from and after the date of

its passage and approval, could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2021; with the exception that Sections 37 and 39 in this Act shall be in full force and effect from and after the date of its passage and approval."

The Amendment was read _____
By: Joint Budget Committee
By: Senator Hickey
JAP/JAP - 03-29-2021 10:41:36
JAP042

Chief Clerk

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

As Engrossed: H3/15/21
A Bill

HOUSE BILL 1106

5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS
9 GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS FOR
10 THE DEPARTMENT OF FINANCE AND ADMINISTRATION -
11 DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE
12 30, 2022; AND FOR OTHER PURPOSES.
13
14

15 **Subtitle**

16 AN ACT FOR THE DEPARTMENT OF FINANCE AND
17 ADMINISTRATION - DISBURSING OFFICER
18 APPROPRIATION FOR THE 2021-2022 FISCAL
19 YEAR.
20
21

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

24 SECTION 1. APPROPRIATION - STATE'S CONTRIBUTIONS. There is hereby
25 appropriated, to the Department of Finance and Administration, to be payable
26 from the Miscellaneous Agencies Fund Account, for disbursements for Arkansas'
27 contribution to various interstate organizations by the Department of Finance
28 and Administration - Disbursing Officer for the fiscal year ending June 30,
29 2022, the following:
30

ITEM	FISCAL YEAR
NO.	2021-2022
(01) ASSOCIATION OF RACING COMMISSIONERS	\$21,000
(02) COUNCIL OF STATE GOVERNMENT	156,000
(03) DELTA REGIONAL AUTHORITY	214,123
(04) FEDERATION OF TAX ADMINISTRATORS	20,000



1 AGENCIES AND INSTITUTIONS \$350,000,000

2

3 SECTION 34. APPROPRIATION - ARKANSAS AGRICULTURAL MARKETING GRANTS.

4 There is hereby appropriated, to the Department of Finance and Administration
5 - Disbursing Officer, to be payable from the Arkansas Agricultural Marketing
6 Grants Fund, for grants to wineries as provided by Arkansas Code 3-5-901 et
7 seq., for the fiscal year ending June 30, 2022, the following:

8

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2021-2022</u>
11 (01) ARKANSAS AGRICULTURAL MARKETING GRANTS	<u>\$1,000,000</u>

12

13 SECTION 35. APPROPRIATION - C.A.R.E.S. There is hereby appropriated,
14 to the Department of Finance and Administration - Disbursing Officer, to be
15 payable from various funds, for providing various state agencies,
16 constitutional offices, and institutions with additional appropriation for
17 expenses associated with providing emergency assistance and health care
18 response for those affected by the 2020 coronavirus pandemic, for the fiscal
19 year ending June 30, 2022, the following:

20

21 ITEM	FISCAL YEAR
22 <u>NO.</u>	<u>2021-2022</u>
23 (01) C.A.R.E.S. APPROPRIATION	<u>\$1,250,000,000</u>

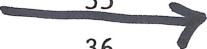
24

25 SECTION 36. APPROPRIATION - CARES REFUND/REIMBURSEMENT. There is
26 hereby appropriated, to the Department of Finance and Administration -
27 Disbursing Officer, to be payable from the federal funds as designated by the
28 Chief Fiscal Officer of the State, for transfers of CARES funding by warrant
29 for reimbursable expenses for the fiscal year ending June 30, 2022, the
30 following:

31

32 ITEM	FISCAL YEAR
33 <u>NO.</u>	<u>2021-2022</u>
34 (01) CARES REFUND/REIMBURSEMENT	<u>\$5,000,000</u>

35



36 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1
2 SECTION 76. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
3 authorized by this act shall be limited to the appropriation for such agency
4 and funds made available by law for the support of such appropriations; and
5 the restrictions of the State Procurement Law, the General Accounting and
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
7 Procedures and Restrictions Act, or their successors, and other fiscal
8 control laws of this State, where applicable, and regulations promulgated by
9 the Department of Finance and Administration, as authorized by law, shall be
10 strictly complied with in disbursement of said funds.

11
12 SECTION 77. LEGISLATIVE INTENT. It is the intent of the General
13 Assembly that any funds disbursed under the authority of the appropriations
14 contained in this act shall be in compliance with the stated reasons for
15 which this act was adopted, as evidenced by the Agency Requests, Executive
16 Recommendations and Legislative Recommendations contained in the budget
17 manuals prepared by the Department of Finance and Administration, letters, or
18 summarized oral testimony in the official minutes of the Arkansas Legislative
19 Council or Joint Budget Committee which relate to its passage and adoption.

20
21 SECTION 78. EMERGENCY CLAUSE. It is found and determined by the
22 General Assembly, that the Constitution of the State of Arkansas prohibits
23 the appropriation of funds for more than a one (1) year period; that the
24 effectiveness of this Act on July 1, 2021 is essential to the operation of
25 the agency for which the appropriations in this Act are provided, and that in
26 the event of an extension of the legislative session, the delay in the
27 effective date of this Act beyond July 1, 2021 could work irreparable harm
28 upon the proper administration and provision of essential governmental
29 programs. Therefore, an emergency is hereby declared to exist and this Act
30 being necessary for the immediate preservation of the public peace, health
31 and safety shall be in full force and effect from and after July 1, 2021.

delete
and
replace →

32
33 /s/ Joint Budget Committee
34
35
36

Hall of the House of Representatives

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of House Bill No. 1106

AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER
APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1106

Amend House Bill No. 1106 as engrossed H3/15/21 (version: 03/15/2021 3:16:53 PM):

Page 14, insert the following SECTIONS immediately following SECTION 36 to read as follows:

" SECTION 37. APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the American Rescue Plan Act of 2021 for the fiscal year ending June 30, 2021, the following:

ITEM NO.	FISCAL YEAR 2020-2021
(01) FEDERAL FUNDS AWARDED DIRECTLY TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	\$1,600,000,000
(02) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	<u>1,600,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$3,200,000,000</u>

SECTION 38. APPROPRIATION - AMERICAN RESCUE PLAN ACT OF 2021. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from various funds, for providing various state agencies, constitutional offices, and institutions with appropriation for any expenses associated with the American Rescue Plan Act of 2021 for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
------	-------------

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Page 1 of 4

NO.	2021-2022
(01) FEDERAL FUNDS AWARDED DIRECTLY TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	\$1,600,000,000
(02) FEDERAL FUNDS AWARDED TO AGENCIES, DEPARTMENTS, INSTITUTIONS, CITIES AND COUNTIES	1,600,000,000
TOTAL AMOUNT APPROPRIATED	<u>\$3,200,000,000</u>

SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROCEDURES - APPROPRIATION – AMERICAN RESCUE PLAN ACT OF 2021. (i) All appropriation and expenditures for funding received for the American Rescue Plan Act of 2021 shall be expended using the American Rescue Plan Act of 2021 Appropriation Sections as authorized in this Act.

(ii) Any state agency, constitutional office, or institution shall request a transfer of appropriation, as provided in the American Rescue Plan Act of 2021 Appropriation Sections of this Act, from the Chief Fiscal Officer of the State, stating clearly the amount requested, purpose and any additional information requested by the Chief Fiscal Officer of the State.

(iii) After reviewing a request, the Chief Fiscal Officer of the State may deny, modify or approve the request based on the estimated amount of appropriation needed and currently available, purpose, estimated funding available and preferred spending priority. Upon approval or modification of a request by the Chief Fiscal Officer of the State and after meeting the requirements of subsection (v) herein, the Department of Finance and Administration shall establish the transfer of appropriation on the books of the Department of Finance and Administration and the State Auditor, in compliance with the applicable classifications of appropriations as enumerated in Arkansas Code 19-4-521 through 19-4-525.

(iv)(a) Any member of the General Assembly may submit a request for appropriation from the American Rescue Plan Act of 2021 appropriation authorized in this Act for consideration by the Legislative Council during the extended recess, beginning on May 1, 2021, of the 2021 Regular Session or during the interim, or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly or to a designated subcommittee.

(b) The request authorized in this subsection shall include the purpose, amount and state agency, department or institution to disburse the funds.

(c) Once a request is approved as set out in subsection (v) herein the Legislative Council or Joint Budget Chairs shall notify the Chief Fiscal Officer who shall transfer on his or her books and those of the State Treasurer and the Auditor of the State appropriation from the American Rescue Plan Act of 2021 appropriation authorized in this Act to the state agency, department or institution approved to disburse the funds in the amount and for the purpose approved as authorized in this subsection.

(v) Any request approved as authorized in subsection (iii) and (iv) herein, including requests that establish a new commitment item or new appropriation

shall require prior approval by the Legislative Council during the extended recess, beginning on May 1, 2021, of the 2021 Regular Session or during the interim, or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly.

(vi) Any Oversight and/or Steering Committee charged with overseeing disbursement of funds and appropriation from funds received from the American Rescue Plan Act of 2021 Appropriation Sections of this Act shall coordinate with the Department of Finance and Administration as needed to facilitate the approval requirements herein in a timely manner.

(vii) Any appropriation approved in the American Rescue Plan of 2021 by the General Assembly shall only be used for:

(1) The purpose and amount of planned expenditures as submitted for approval to the General Assembly and,

(2) In the event that expenditures or obligations do not fully expend approved appropriation authority as authorized in this section, the excess appropriation may not be utilized for any additional expenditures other than the amount and purpose as submitted to and approved by the General Assembly.

(viii) It is the intent of the General Assembly that funds received from the American Rescue Plan of 2021 that are discretionary or are not required to be spent for a different general or specific purpose may first be considered to be utilized to pay off existing debt service. The parameters for the selection of debt service payments may first consider the highest interest rate owed and with priority given to the payment of Big River Steel General Obligations bonds and GARVEE Department of Transportation bonds.

(ix) The Chief Fiscal Officer of the State shall submit a monthly report to the Legislative Council during the extended recess, beginning on May 1, 2021, of the 2021 Regular Session or during the interim, or the Joint Budget Committee during a regular session, fiscal session, or extraordinary session of the General Assembly or to a designated subcommittee listing all American Rescue Plan Act of 2021 beginning balance of funds received, each appropriation approved as authorized in subsection (vi) herein with the date the appropriation is established, state entity, purpose, amount, funding distributed, and remaining balance.

(x) Determining the maximum amount of appropriation each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s). Further, the General Assembly has determined that a state agency, constitutional office, or institution may operate more efficiently if some flexibility is provided to the state agency, constitutional office, or institution authorizing broad powers under this section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement or approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void."

AND

Appropriately renumber subsequent SECTION numbers of the bill

AND

Page 37, delete SECTION 78 in its entirety and substitute the following:

" SECTION 81. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2021 is essential to the operation of the agency for which the appropriations in this Act are provided; with the exception that Sections 37 and 39 in this Act shall be in full force and effect from and after the date of its passage and approval, and that in the event of an extension of the Legislative Session, the delay in the effective date of this Act beyond July 1, 2021, with the exception that Sections 37 and 39 in this Act shall be in full force and effect from and after the date of its passage and approval, could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2021; with the exception that Sections 37 and 39 in this Act shall be in full force and effect from and after the date of its passage and approval."

The Amendment was read
By: Joint Budget Committee
By: Representative Dotson
JAP/JAP - 03-29-2021 10:52:56
JAP043

Chief Clerk

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

As Engrossed: H3/15/21
A Bill

HOUSE BILL 1106

5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS
9 GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS FOR
10 THE DEPARTMENT OF FINANCE AND ADMINISTRATION -
11 DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE
12 30, 2022; AND FOR OTHER PURPOSES.
13
14

15 **Subtitle**

16 AN ACT FOR THE DEPARTMENT OF FINANCE AND
17 ADMINISTRATION - DISBURSING OFFICER
18 APPROPRIATION FOR THE 2021-2022 FISCAL
19 YEAR.
20
21

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

24 SECTION 1. APPROPRIATION - STATE'S CONTRIBUTIONS. There is hereby
25 appropriated, to the Department of Finance and Administration, to be payable
26 from the Miscellaneous Agencies Fund Account, for disbursements for Arkansas'
27 contribution to various interstate organizations by the Department of Finance
28 and Administration - Disbursing Officer for the fiscal year ending June 30,
29 2022, the following:
30

31 ITEM	FISCAL YEAR
32 NO.	2021-2022
33 (01) ASSOCIATION OF RACING COMMISSIONERS	\$21,000
34 (02) COUNCIL OF STATE GOVERNMENT	156,000
35 (03) DELTA REGIONAL AUTHORITY	214,123
36 (04) FEDERATION OF TAX ADMINISTRATORS	20,000



1 AGENCIES AND INSTITUTIONS \$350,000,000

3 SECTION 34. APPROPRIATION - ARKANSAS AGRICULTURAL MARKETING GRANTS.

4 There is hereby appropriated, to the Department of Finance and Administration
5 - Disbursing Officer, to be payable from the Arkansas Agricultural Marketing
6 Grants Fund, for grants to wineries as provided by Arkansas Code 3-5-901 et
7 seq., for the fiscal year ending June 30, 2022, the following:

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2021-2022</u>
11 (01) ARKANSAS AGRICULTURAL MARKETING GRANTS	<u>\$1,000,000</u>

13 SECTION 35. APPROPRIATION - C.A.R.E.S. There is hereby appropriated,
14 to the Department of Finance and Administration - Disbursing Officer, to be
15 payable from various funds, for providing various state agencies,
16 constitutional offices, and institutions with additional appropriation for
17 expenses associated with providing emergency assistance and health care
18 response for those affected by the 2020 coronavirus pandemic, for the fiscal
19 year ending June 30, 2022, the following:

21 ITEM	FISCAL YEAR
22 <u>NO.</u>	<u>2021-2022</u>
23 (01) C.A.R.E.S. APPROPRIATION	<u>\$1,250,000,000</u>

25 SECTION 36. APPROPRIATION - CARES REFUND/REIMBURSEMENT. There is
26 hereby appropriated, to the Department of Finance and Administration -
27 Disbursing Officer, to be payable from the federal funds as designated by the
28 Chief Fiscal Officer of the State, for transfers of CARES funding by warrant
29 for reimbursable expenses for the fiscal year ending June 30, 2022, the
30 following:

32 ITEM	FISCAL YEAR
33 <u>NO.</u>	<u>2021-2022</u>
34 (01) CARES REFUND/REIMBURSEMENT	<u>\$5,000,000</u>

35 →
36 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1
2 SECTION 76. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
3 authorized by this act shall be limited to the appropriation for such agency
4 and funds made available by law for the support of such appropriations; and
5 the restrictions of the State Procurement Law, the General Accounting and
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
7 Procedures and Restrictions Act, or their successors, and other fiscal
8 control laws of this State, where applicable, and regulations promulgated by
9 the Department of Finance and Administration, as authorized by law, shall be
10 strictly complied with in disbursement of said funds.

11
12 SECTION 77. LEGISLATIVE INTENT. It is the intent of the General
13 Assembly that any funds disbursed under the authority of the appropriations
14 contained in this act shall be in compliance with the stated reasons for
15 which this act was adopted, as evidenced by the Agency Requests, Executive
16 Recommendations and Legislative Recommendations contained in the budget
17 manuals prepared by the Department of Finance and Administration, letters, or
18 summarized oral testimony in the official minutes of the Arkansas Legislative
19 Council or Joint Budget Committee which relate to its passage and adoption.

20
21 SECTION 78. EMERGENCY CLAUSE. It is found and determined by the
22 General Assembly, that the Constitution of the State of Arkansas prohibits
23 the appropriation of funds for more than a one (1) year period; that the
24 effectiveness of this Act on July 1, 2021 is essential to the operation of
25 the agency for which the appropriations in this Act are provided, and that in
26 the event of an extension of the legislative session, the delay in the
27 effective date of this Act beyond July 1, 2021 could work irreparable harm
28 upon the proper administration and provision of essential governmental
29 programs. Therefore, an emergency is hereby declared to exist and this Act
30 being necessary for the immediate preservation of the public peace, health
31 and safety shall be in full force and effect from and after July 1, 2021.

Delete
and
replace →

32
33 /s/ Joint Budget Committee
34
35
36

ARKANSAS SENATE

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of Senate Bill No. 108

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

Amendment No. ___ to Senate Bill No. 108

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

Page 22, insert an additional SECTION immediately following SECTION 47 to read as follows:

" SECTION 48. APPROPRIATION - FULL INDEPENDENT PRACTICE CREDENTIALING COMMITTEE. There is hereby appropriated, to the Department of Health, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses and the payment of mileage and per diem of the Department of Health - Full Independent Practice Credentialing Committee, for the fiscal year ending June 30, 2022, the sum of.....\$350,000."

AND

Page 25, insert an additional SECTION immediately following SECTION 53 to read as follows:

" SECTION 54. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code Title 17, Chapter 87, Subchapter 3, is amended to add additional sections to read as follows:

17-87-315. Fees and disposition of fees related to Full Independent Practice Credentialing Committee.

(a) The Full Independent Practice Credentialing Committee shall establish fees relating to application, certification, endorsement, certification for prescriptive authority, certification renewal, and other reasonable services as determined by the committee.

(b) The committee may promulgate rules as necessary to administer the fees, rates, or charges for application, certification, endorsement, certification for prescriptive authority, certification renewal, and other reasonable services.

DRAFT

MAH053 - 03-29-2021 12:37:57

Page 1 of 2

(c)(1) Revenue collected under § 17-87-314 shall be deposited into the State Treasury as cash funds to be known as the Full Independent Practice Credentialing Committee Fund to be used as set out in § 17-87-314.

(2) The cash fund established in this section shall be maintained and administered by the committee and shall be used for the payment of personal services, operating expenses and for the payment of mileage and per diem of committee members for attendance at meetings, briefings and hearings.

SECTION 55. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 25-16-903, concerning stipend authorization of sixty dollars (\$60) for state boards, is amended to add an additional subdivision to read as follows:

(70) The Full Independent Practice Credentialing Committee.

AND

Appropriately renumber the SECTION numbers of the bill.

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

By: Senator K. Hammer

MAH/HM - 03-29-2021 12:37:57

MAH053

Secretary

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 the Uniform Classification and Compensation Act, or its successor, or this
2 act for the appropriate classification.

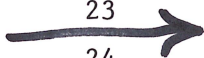
3

4 SECTION 47. APPROPRIATION - OPERATIONS - ARKANSAS SOCIAL WORK LICENSING
5 BOARD. There is hereby appropriated, to the Department of Health, to be
6 payable from the Social Work Licensing Fund, for personal services and
7 operating expenses of the Department of Health - Arkansas Social Work
8 Licensing Board for the fiscal year ending June 30, 2022, the following:

9

10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2021-2022</u>
12 (01) REGULAR SALARIES	\$101,054
13 (02) EXTRA HELP	6,000
14 (03) PERSONAL SERVICES MATCHING	33,065
15 (04) MAINT. & GEN. OPERATION	
16 (A) OPER. EXPENSE	42,000
17 (B) CONF. & TRAVEL	6,000
18 (C) PROF. FEES	7,000
19 (D) CAP. OUTLAY	0
20 (E) DATA PROC.	0
21 (05) REFUNDS/REIMBURSEMENTS	<u>500</u>
22 TOTAL AMOUNT APPROPRIATED	<u><u>\$195,619</u></u>

23



24 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
26 STATE BOARD OF CHIROPRACTIC EXAMINERS - INVESTIGATIVE SERVICES FOR CONSUMER
27 COMPLAINTS. Ten thousand dollars (\$10,000) of the available appropriation in
28 the Professional Fees Line item of this act shall be made available to the
29 board for the purpose of contracting an independent or private investigator
30 for investigative services regarding complaints submitted by consumers.

31 The provisions of this section shall be in effect only from July 1, ~~2020~~
32 2021 through June 30, ~~2021~~ 2022.

33

34 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
36 STATE DENTAL EXAMINERS BOARD, ARKANSAS STATE MEDICAL BOARD, STATE BOARD OF

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

4 The provisions of this section shall be in effect only from July 1, 2020
5 2021 through June 30, ~~2021~~ 2022.

6
7 → SECTION 54. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
8 authorized by this act shall be limited to the appropriation for such agency
9 and funds made available by law for the support of such appropriations; and
10 the restrictions of the State Procurement Law, the General Accounting and
11 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
12 Procedures and Restrictions Act, or their successors, and other fiscal
13 control laws of this State, where applicable, and regulations promulgated by
14 the Department of Finance and Administration, as authorized by law, shall be
15 strictly complied with in disbursement of said funds.
16

17 SECTION 55. LEGISLATIVE INTENT. It is the intent of the General
18 Assembly that any funds disbursed under the authority of the appropriations
19 contained in this act shall be in compliance with the stated reasons for
20 which this act was adopted, as evidenced by the Agency Requests, Executive
21 Recommendations and Legislative Recommendations contained in the budget
22 manuals prepared by the Department of Finance and Administration, letters, or
23 summarized oral testimony in the official minutes of the Arkansas Legislative
24 Council or Joint Budget Committee which relate to its passage and adoption.
25

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

Hall of the House of Representatives

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of House Bill No. 1081

AN ACT FOR THE STATE BOARD OF ELECTION COMMISSIONERS APPROPRIATION FOR THE 2021-
2022 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1081

Amend House Bill No. 1081 as originally introduced:

Page 2, immediately following section 4 insert new sections to read as follows:

"SECTION 5. APPROPRIATION – COUNTY ELECTION EXPENSES. There is hereby appropriated, to the State Board of Election Commissioners, to be payable from the Miscellaneous Agencies Fund Account, for covering the cost of county election expenses of the State Board of Election Commissioners for the fiscal year ending June 30, 2022, the sum of.....\$7,000,000.

SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER OF FUNDS FOR COUNTY ELECTION EXPENSES. (a) In the event that the State Board of Election Commissioners determines that a county refuses to pay expenses for an election, the Director of the State Board of Elections Commission, after first receiving an affirmative vote of a majority of the State Board of Elections Commission Commissioners, may contact the Chief Fiscal Officer of the State for his or her approval to have General Revenue Turnback Funds that were designated to be distributed to that County be instead transferred as available to the Miscellaneous Agencies Fund to be used exclusively for the COUNTY ELECTION EXPENSES appropriation authorized in this Act, in the amount determined necessary to fund the election and or to provide reimbursements of expenses incurred by the Commission in the amount necessary to fund the

DRAFT

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Page 1 of 3

election.

(b) Upon approval of this request the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum necessary to transfer the approved election expense or election expense reimbursement amount as authorized in subsection (a) herein from the County Aid Fund to the Miscellaneous Agencies Fund Account to provide funds for the County Election Expenses appropriation provided for in this act. The transfers may be made on a monthly basis as County Aid Funds for that County are available and at no time shall a transfer exceed the cost of the election.

(c) The State Board of Election Commissioners shall maintain receipts and documentation of expenditures to guarantee that funds transferred from General Revenue Turnback do not exceed actual election expenditures, which may be audit by Arkansas Legislative Audit. The State Board of Election Commissions shall provide the Chief Fiscal Officer with a monthly summary of incurred and anticipated costs to assist the Chief Fiscal Officer with the amount to be transferred.

(d)(1) The State Board of Election Commissioners shall report to the Arkansas Legislative Council or Joint Budget Committee if meeting in a legislative session, once it is determined that transfers from the counties turnback general revenue has been approved at their next scheduled Arkansas Legislative Council or Joint Budget Committee meeting and shall report monthly until all transfers have terminated.

(2) The report shall include but not be limited to the amount transferred to date, the estimated total transfer amount, the county and county contact information not paying for the election and any other information as requested.

(e) 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.

The Amendment was read _____
By: Joint Budget Committee
By: Senator M. Johnson
HGK/HGK - 03-08-2021 13:50:45
HGK015

Chief Clerk

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

A Bill

HOUSE BILL 1081

4
5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE STATE BOARD OF
10 ELECTION COMMISSIONERS FOR THE FISCAL YEAR ENDING
11 JUNE 30, 2022; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE STATE BOARD OF ELECTION
15 COMMISSIONERS APPROPRIATION FOR THE 2021-
16 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 State Board of Election Commissioners for the 2021-2022 fiscal year,
24 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) N131N	SBEC DIRECTOR	1	GRADE GS12
31	(2) G047C	ATTORNEY SPECIALIST	1	GRADE GS11
32	(3) A116C	BUSINESS OPERATIONS MANAGER	1	GRADE GS08
33	(4) G119C	SBEC EDUCATIONAL SERVICES MANAGER	1	GRADE GS08
34	(5) C037C	ADMINISTRATIVE ANALYST	1	GRADE GS06
35	(6) G162C	SBEC ELECTION COORDINATOR	2	GRADE GS06
36		MAX. NO. OF EMPLOYEES	7	

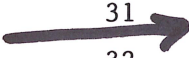


SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the State Board of Election Commissioners, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the State Board of Election Commissioners for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR 2021-2022
(01) REGULAR SALARIES	\$400,122
(02) PERSONAL SERVICES MATCHING	129,267
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	107,810
(B) CONF. & TRAVEL	5,000
(C) PROF. FEES	5,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
TOTAL AMOUNT APPROPRIATED	<u>\$647,199</u>

SECTION 3. APPROPRIATION - ELECTION EXPENSES. There is hereby appropriated, to the State Board of Election Commissioners, to be payable from the Miscellaneous Agencies Fund Account, for covering the cost of election expenses of the State Board of Election Commissioners for the fiscal year ending June 30, 2022, the sum of.....\$6,340,000.

SECTION 4. APPROPRIATION - NONPARTISAN GENERAL ELECTION. There is hereby appropriated, to the State Board of Election Commissioners, to be payable from the Nonpartisan Filing Fee Fund, for covering the costs of election expenses by the State Board of Election Commissioners for the fiscal year ending June 30, 2022, the sum of.....\$1,600,000.



SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD - ELECTION EXPENSES. At the close of the fiscal year ending June 30, ~~2021~~ 2022, any unexpended balance of monies provided for Election Expenses, shall be transferred forward and made available for the same purpose for the