

State of Arkansas
88th General Assembly
Fiscal Session, 2012

A Bill

SENATE BILL 96

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE ARKANSAS AGRICULTURE
DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2013;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE ARKANSAS AGRICULTURE
DEPARTMENT APPROPRIATION FOR THE 2012-2013
FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for the Arkansas Agriculture Department for the 2012-2013 fiscal year, the following maximum number of regular employees.

| Item No. | Class Code | Title | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2012-2013 |
|----------|------------|--------------------------------|--------------------------|--|
| (1) | U048U | ARLPC DIRECTOR | 1 | \$113,849 |
| (2) | U072U | SECRETARY OF AGRICULTURE | 1 | \$113,433 |
| (3) | U057U | DEPUTY DIRECTOR OF AGRICULTURE | 1 | \$106,127 |
| (4) | U023U | DEPUTY DIRECTOR OF AQUACULTURE | 1 | \$105,824 |
| (5) | U003U | STATE FORESTER | 1 | \$105,673 |
| (6) | U044U | PLANT BOARD DIRECTOR | 1 | \$102,906 |
| (7) | N045N | DIRECTOR OF POULTRY DISEASES | 1 | GRADE N909 |



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| (8) | N056N | AGRI COORDINATOR OF LABORATORY | 1 | GRADE N908 |
| (9) | N058N | DEPUTY DIRECTOR OF ARLPC | 1 | GRADE N908 |
| (10) | B004N | STATE VETERINARIAN | 1 | GRADE N908 |
| (11) | B006N | ARLPC BOARD CERTIFIED PATHOLOGIST | 2 | GRADE N907 |
| (12) | N095N | ARKANSAS BUREAU OF STANDARDS DIRECTOR | 1 | GRADE N906 |
| (13) | B010N | VETERINARY VIROLOGIST | 3 | GRADE N904 |
| (14) | B016N | LAND SURVEY STATE SURVEYOR | 1 | GRADE N901 |
| (15) | B001C | DEPUTY STATE FORESTER | 1 | GRADE C130 |
| (16) | B002C | AGRI DIRECTOR OF MARKETING | 1 | GRADE C129 |
| (17) | B010C | AGRI DIVISION MANAGER | 1 | GRADE C127 |
| (18) | A014C | FISCAL DIVISION MANAGER | 1 | GRADE C127 |
| (19) | G017C | PLANT BOARD ASSISTANT DIRECTOR | 1 | GRADE C127 |
| (20) | B014C | ASST STATE FORESTER | 2 | GRADE C126 |
| (21) | R006C | HUMAN RESOURCES ADMINISTRATOR | 1 | GRADE C126 |
| (22) | B022C | DISTRICT FORESTER | 8 | GRADE C124 |
| (23) | B029C | AGRI PLANT BOARD DIVISION MGR | 5 | GRADE C123 |
| (24) | B037C | CHEMIST SUPERVISOR | 3 | GRADE C122 |
| (25) | B034C | MICROBIOLOGIST SUPERVISOR | 5 | GRADE C122 |
| (26) | A050C | AGENCY FISCAL MANAGER | 1 | GRADE C121 |
| (27) | S005C | AVIATION MANAGER | 1 | GRADE C121 |
| (28) | D052C | SOFTWARE SUPPORT ANALYST | 1 | GRADE C121 |
| (29) | B038C | STATE FOREST MANAGER | 1 | GRADE C121 |
| (30) | X058C | AGRI COMMODITY AREA SUPERVISOR | 2 | GRADE C120 |
| (31) | B049C | AGRI PROGRAM MANAGER | 21 | GRADE C120 |
| (32) | D057C | INFORMATION TECHNOLOGY MANAGER | 1 | GRADE C120 |
| (33) | P013C | PUBLIC INFORMATION COORDINATOR | 1 | GRADE C120 |
| (34) | D056C | SYSTEMS COORDINATION ANALYST | 1 | GRADE C120 |
| (35) | B062C | FOREST HEALTH SPECIALIST | 1 | GRADE C119 |
| (36) | D061C | INFO SYSTEMS COORDINATION SPECIALIST | 2 | GRADE C119 |
| (37) | B058C | STAFF FORESTER | 3 | GRADE C119 |
| (38) | B072C | AGRI PROGRAM COORDINATOR | 7 | GRADE C118 |
| (39) | R024C | ASSISTANT PERSONNEL MANAGER | 2 | GRADE C118 |
| (40) | C010C | EXECUTIVE ASSISTANT TO THE DIRECTOR | 3 | GRADE C118 |
| (41) | A074C | FISCAL SUPPORT SUPERVISOR | 1 | GRADE C118 |
| (42) | A073C | PROGRAM/FIELD AUDITOR SUPERVISOR | 1 | GRADE C118 |
| (43) | A082C | ACCOUNTANT II | 1 | GRADE C117 |

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| (44) | X109C | AFC INVESTIGATOR | 3 | GRADE C117 |
| (45) | C015C | ARLPC ADMINISTRATIVE COORDINATOR | 2 | GRADE C117 |
| (46) | X111C | AREA LIVESTOCK INSPECTOR SUPV | 5 | GRADE C117 |
| (47) | B077C | MICROBIOLOGIST | 10 | GRADE C117 |
| (48) | B080C | FORESTER | 36 | GRADE C117 |
| (49) | B081C | CHEMIST | 15 | GRADE C117 |
| (50) | B078C | METROLOGIST | 2 | GRADE C117 |
| (51) | X097C | PLANT BOARD AGRICULTURE SPECIALIST | 34 | GRADE C117 |
| (52) | X132C | AGRI COMMODITY COMPLIANCE INSPECTOR | 4 | GRADE C116 |
| (53) | V014C | BUYER | 3 | GRADE C116 |
| (54) | D076C | COMMUNICATIONS SYSTEMS SUPERVISOR | 1 | GRADE C116 |
| (55) | B088C | COUNTY FOREST RANGER | 61 | GRADE C116 |
| (56) | X118C | PLANT BOARD INSPECTOR SUPERVISOR | 1 | GRADE C116 |
| (57) | A084C | PROGRAM/FIELD AUDIT SPECIALIST | 3 | GRADE C116 |
| (58) | P027C | PUBLIC INFORMATION SPECIALIST | 1 | GRADE C116 |
| (59) | X114C | SR AGRI COMMODITY COMPLIANCE INSP | 3 | GRADE C116 |
| (60) | E046C | TRAINING INSTRUCTOR | 1 | GRADE C116 |
| (61) | C037C | ADMINISTRATIVE ANALYST | 3 | GRADE C115 |
| (62) | X149C | AGRI COMMODITY COMPLIANCE SPECIALIST | 11 | GRADE C115 |
| (63) | X148C | AIRCRAFT PILOT | 3 | GRADE C115 |
| (64) | X146C | ARLPC INSPECTOR/INVESTIGATOR | 8 | GRADE C115 |
| (65) | S036C | AUTO/DIESEL MECHANIC SUPERVISOR | 2 | GRADE C115 |
| (66) | A091C | FISCAL SUPPORT ANALYST | 4 | GRADE C115 |
| (67) | R032C | HUMAN RESOURCES PROGRAM REPRESENTATIVE | 1 | GRADE C115 |
| (68) | V015C | PURCHASING SPECIALIST | 1 | GRADE C115 |
| (69) | X162C | AGRI COMMODITY GRADER II | 22 | GRADE C114 |
| (70) | S040C | CALIBRATION TECHNICIAN | 2 | GRADE C114 |
| (71) | X157C | EIA INSPECTOR | 3 | GRADE C114 |
| (72) | B098C | FOREST RANGER II | 108 | GRADE C114 |
| (73) | B097C | NATURAL RESOURCES PROGRAM SPECIALIST | 3 | GRADE C114 |
| (74) | B096C | SENIOR SEED ANALYST | 5 | GRADE C114 |
| (75) | D081C | TELECOMMUNICATIONS SPECIALIST | 7 | GRADE C114 |
| (76) | X165C | LIVESTOCK INSPECTOR | 28 | GRADE C113 |
| (77) | B101C | NATURAL RESOURCES PROGRAM TECH | 2 | GRADE C113 |
| (78) | X164C | PLANT BOARD INSPECTOR | 24 | GRADE C113 |
| (79) | C057C | ADMINISTRATION SUPPORT SPECIALIST | 1 | GRADE C112 |

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| (80) | C056C | ADMINISTRATIVE SPECIALIST III | 14 | GRADE C112 |
| (81) | S053C | AUTO/DIESEL MECHANIC | 5 | GRADE C112 |
| (82) | A098C | FISCAL SUPPORT SPECIALIST | 2 | GRADE C112 |
| (83) | C054C | LOCAL OFFICE ADMIN SPECIALIST | 10 | GRADE C112 |
| (84) | B104C | SEED ANALYST | 3 | GRADE C112 |
| (85) | B111C | LABORATORY TECHNICIAN | 1 | GRADE C110 |
| (86) | C073C | ADMINISTRATIVE SPECIALIST II | 21 | GRADE C109 |
| (87) | C070C | DUPLICATION ASSISTANT | 1 | GRADE C109 |
| (88) | C087C | ADMINISTRATIVE SPECIALIST I | <u>2</u> | GRADE C106 |
| | | MAX. NO. OF EMPLOYEES | 579 | |

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Agriculture Department for the 2012-2013 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 hundred seventy-two (172) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Department of Agriculture Fund Account, for personal services and operating expenses of the Arkansas Agriculture Department - Operations for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|---------------------------------|------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) REGULAR SALARIES | \$10,063,663 |
| (02) EXTRA HELP | 161,868 |
| (03) PERSONAL SERVICES MATCHING | 3,157,186 |
| (04) OVERTIME | 37,600 |
| (05) UNIFORM ALLOWANCE | 20,000 |
| (06) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 2,626,656 |
| (B) CONF. & TRAVEL | 56,113 |

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|--|----------------------------|
| (C) PROF. FEES | 3,500 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | 0 |
| (07) PAYMENT IN LIEU OF TAXES | 6,148 |
| (08) BOLL WEEVIL PROGRAM | 30,000 |
| (09) BUFFALO GNAT CONTROL PROGRAM | 8,000 |
| (10) FIRE FIGHTING EQUIPMENT | 143,485 |
| (11) GRANTS & AID-MARINE FIRE TRAINING | <u>15,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$16,329,219</u></u> |

SECTION 4. APPROPRIATION - LIVESTOCK AND POULTRY - OPERATIONS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Fund Account, for operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Operations for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR <u>2012-2013</u> |
|------------------------------|---------------------------------|
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$77,131 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$77,131</u></u> |

SECTION 5. APPROPRIATION - LIVESTOCK AND POULTRY - BRUCELLOSIS CONTROL AND ERADICATION PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Commission Disease and Pest Control Fund, for personal services and operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Brucellosis Control and Eradication Program for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR <u>2012-2013</u> |
|-------------|---------------------------------|
|-------------|---------------------------------|

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|------|----------------------------|--------------------|
| (01) | REGULAR SALARIES | \$705,672 |
| (02) | EXTRA HELP | 55,000 |
| (03) | PERSONAL SERVICES MATCHING | 248,207 |
| (04) | MAINT. & GEN. OPERATION | |
| | (A) OPER. EXPENSE | 255,592 |
| | (B) CONF. & TRAVEL | 0 |
| | (C) PROF. FEES | 0 |
| | (D) CAP. OUTLAY | 20,000 |
| | (E) DATA PROC. | 0 |
| (05) | VACCINATION GRANT | 350,000 |
| (06) | BRUCellosIS DEPOPULATION | <u>100,000</u> |
| | TOTAL AMOUNT APPROPRIATED | <u>\$1,734,471</u> |

SECTION 6. APPROPRIATION - LIVESTOCK AND POULTRY - EGG GRADING PROGRAM.
 There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Poultry and Egg Grading Fund, for personal services and operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Egg Grading Program for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR | |
|------------|----------------------------|--------------------|
| <u>NO.</u> | <u>2012-2013</u> | |
| (01) | REGULAR SALARIES | \$1,713,063 |
| (02) | EXTRA HELP | 67,500 |
| (03) | PERSONAL SERVICES MATCHING | 630,159 |
| (04) | OVERTIME | 300,000 |
| (05) | MAINT. & GEN. OPERATION | |
| | (A) OPER. EXPENSE | 230,902 |
| | (B) CONF. & TRAVEL | 18,350 |
| | (C) PROF. FEES | 0 |
| | (D) CAP. OUTLAY | 50,000 |
| | (E) DATA PROC. | 0 |
| (06) | REFUNDS/REIMBURSEMENTS | 887,968 |
| (07) | EGG PROMOTION EXPENSE | <u>64,500</u> |
| | TOTAL AMOUNT APPROPRIATED | <u>\$3,962,442</u> |

SECTION 7. APPROPRIATION - LIVESTOCK AND POULTRY - SWAMP FEVER TESTING PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Special Revenue Fund, for personal services and operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Swamp Fever Testing Program for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|---------------------------------|-------------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) EXTRA HELP | \$14,500 |
| (02) PERSONAL SERVICES MATCHING | 1,132 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 250,000 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 57,500 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$323,132</u></u> |

SECTION 8. APPROPRIATION - LIVESTOCK AND POULTRY - SMALL ANIMAL TESTING PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Special Revenue Fund, for operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Small Animal Testing Program for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|------------------------------|-------------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$300,000 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 50,000 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$350,000</u></u> |

SECTION 9. APPROPRIATION - LIVESTOCK AND POULTRY - LARGE ANIMALS AND POULTRY. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Special Revenue Fund, for personal services and operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Large Animals and Poultry for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|---|--------------------------|
| (01) REGULAR SALARIES | \$139,021 |
| (02) PERSONAL SERVICES MATCHING | 42,097 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 1,058,077 |
| (B) CONF. & TRAVEL | 25,000 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 120,000 |
| (E) DATA PROC. | 0 |
| (04) CONSTRUCTION, RENOVATION AND EQUIPPING OF NECROPSY ROOM – LIVESTOCK AND POULTRY DIAGNOSTIC LAB | <u>75,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$1,459,195</u> |

SECTION 10. APPROPRIATION - LIVESTOCK AND POULTRY - BRAND REGISTRY. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Special Revenue Fund, for maintenance of the Brand Registry Book by the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|---------------------|--------------------------|
| (01) BRAND REGISTRY | <u>\$6,000</u> |

SECTION 11. APPROPRIATION - LIVESTOCK AND POULTRY - INDEMNITIES - REVOLVING. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Miscellaneous Revolving Fund, for payment

of authorized indemnities by the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|------------------|------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) INDEMNITIES | <u>\$45,000</u> |

SECTION 12. APPROPRIATION - LIVESTOCK AND POULTRY - POULTRY INDEMNITIES - CASH. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Agriculture Department, for payment of poultry indemnities by the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|--------------------------|------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) POULTRY INDEMNITIES | <u>\$10,000</u> |

SECTION 13. APPROPRIATION - LIVESTOCK AND POULTRY - SWINE TESTING PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Commission Swine Testing Fund, for the purpose of funding the Pseudorabies Control and Eradication Program of the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|----------------------------|------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) SWINE TESTING PROGRAM | <u>\$30,000</u> |

SECTION 14. APPROPRIATION - LIVESTOCK AND POULTRY - SHOW PREMIUMS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Miscellaneous Agencies Fund Account, for show premiums, refunds, and reimbursements of the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|--|-------------------------|
| (01) ARSHS RODEO ASSOCIATION | \$20,000 |
| (02) COUNTY LIVESTOCK SHOW PREMIUMS | 360,000 |
| (03) DISTRICT JR LIVESTOCK SHOW PREMIUMS | 28,430 |
| (04) DISTRICT LIVESTOCK SHOW PREMIUMS | 144,000 |
| (05) FOUR STATES LIVESTOCK SHOW PREMIUMS | 24,000 |
| (06) STATE LIVESTOCK SHOW PREMIUMS | 120,000 |
| (07) REFUNDS/REIMBURSE 4H CLUBS | 20,000 |
| (08) REFUNDS/REIMBURSE FFA CLUBS | 20,000 |
| (09) REFUNDS/REIMBURSE MISS AR RODEO | <u>350</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$736,780</u></u> |

SECTION 15. APPROPRIATION - LIVESTOCK AND POULTRY - EQUINE INFECTIOUS ANEMIA. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Equine Infectious Anemia Control Fund, for personal services and operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Equine Infectious Anemia for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|---------------------------------|-------------------------|
| (01) REGULAR SALARIES | \$108,538 |
| (02) PERSONAL SERVICES MATCHING | 40,579 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 200,000 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 100,000 |
| (E) DATA PROC. | 0 |
| (04) EDUCATIONAL GRANTS | <u>30,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$479,117</u></u> |

SECTION 16. APPROPRIATION - LIVESTOCK AND POULTRY - ANIMAL HEALTH. There is hereby appropriated, to the Arkansas Agriculture Department, to be

payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Animal Health for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|---------------------------------|---------------------------|
| (01) REGULAR SALARIES | \$458,321 |
| (02) EXTRA HELP | 52,000 |
| (03) PERSONAL SERVICES MATCHING | 120,281 |
| (04) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 615,161 |
| (B) CONF. & TRAVEL | 20,910 |
| (C) PROF. FEES | 147,500 |
| (D) CAP. OUTLAY | 472,769 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$1,886,942</u></u> |

SECTION 17. APPROPRIATION - GRANTS AND AID. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services, operating expenses and assistance to eligible agricultural producers by the Arkansas Agriculture Department for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|--|---------------------------|
| (01) LIVESTOCK ASSISTANCE GRANTS AND AID | \$4,000,000 |
| (02) AQUACULTURE ADMINISTRATIVE COSTS | 153,082 |
| (03) AQUACULTURE GRANTS | <u>2,908,553</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$7,061,635</u></u> |

SECTION 18. APPROPRIATION - PLANT BOARD - ADMINISTRATION/PEST CONTROL. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for personal services and operating expenses of the Arkansas Agriculture Department - State Plant Board -

Administration/Pest Control for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|---------------------------------|---------------------------|
| (01) REGULAR SALARIES | \$3,923,761 |
| (02) EXTRA HELP | 183,616 |
| (03) PERSONAL SERVICES MATCHING | 1,243,506 |
| (04) OVERTIME | 9,000 |
| (05) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 1,331,613 |
| (B) CONF. & TRAVEL | 83,613 |
| (C) PROF. FEES | 244,510 |
| (D) CAP. OUTLAY | 513,000 |
| (E) DATA PROC. | 0 |
| (06) PEST ERADICATION | <u>1,000,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$8,532,619</u></u> |

SECTION 19. APPROPRIATION - PLANT BOARD - PUBLIC GRAIN WAREHOUSE INSPECTION PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for personal services and operating expenses of the Arkansas Agriculture Department - State Plant Board - Public Grain Warehouse Inspection Program for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|---------------------------------|-------------------------|
| (01) REGULAR SALARIES | \$169,741 |
| (02) PERSONAL SERVICES MATCHING | 52,579 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 67,935 |
| (B) CONF. & TRAVEL | 4,613 |
| (C) PROF. FEES | 1,200 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$296,068</u></u> |

SECTION 20. APPROPRIATION - PLANT BOARD - PESTICIDE SURVEILLANCE.

There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for personal services and operating expenses of the Arkansas Agriculture Department - State Plant Board - Pesticide Surveillance for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|---------------------------------|-------------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) REGULAR SALARIES | \$182,295 |
| (02) PERSONAL SERVICES MATCHING | 55,307 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 52,066 |
| (B) CONF. & TRAVEL | 6,000 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$295,668</u></u> |

SECTION 21. APPROPRIATION - PLANT BOARD - APIARY. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for personal services and operating expenses of the Arkansas Agriculture Department - State Plant Board - Apiary for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|---------------------------------|------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) REGULAR SALARIES | \$110,245 |
| (02) EXTRA HELP | 12,000 |
| (03) PERSONAL SERVICES MATCHING | 36,898 |
| (04) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 53,519 |
| (B) CONF. & TRAVEL | 3,650 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 0 |

| | |
|---------------------------|-------------------------|
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$216,312</u></u> |

SECTION 22. APPROPRIATION - PLANT BOARD - PRODUCT MARKETING PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Agriculture Department - State Plant Board - Product Marketing Program for the fiscal year ending June 30, 2013, the following:

| ITEM <u>NO.</u> | FISCAL YEAR <u>2012-2013</u> |
|-------------------------------------|---------------------------------|
| (01) REGULAR SALARIES | \$43,217 |
| (02) EXTRA HELP | 12,000 |
| (03) PERSONAL SERVICES MATCHING | 14,378 |
| (04) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 147,000 |
| (B) CONF. & TRAVEL | 6,000 |
| (C) PROF. FEES | 150,000 |
| (D) CAP. OUTLAY | 25,000 |
| (E) DATA PROC. | 0 |
| (05) PRODUCT MARKETING GRANTS & AID | 200,000 |
| (06) PROMOTIONAL ITEMS | <u>97,059</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$694,654</u></u> |

SECTION 23. APPROPRIATION - PLANT BOARD - REFUNDS/TRANSFERS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Agriculture Department, for operating expenses, refunds and transfers to the State Treasury by the Arkansas Agriculture Department - State Plant Board for the fiscal year ending June 30, 2013, the following:

| ITEM <u>NO.</u> | FISCAL YEAR <u>2012-2013</u> |
|------------------------------|---------------------------------|
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$500 |

| | |
|-----------------------------|---------------------------|
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | 0 |
| (02) REFUNDS/REIMBURSEMENTS | <u>6,765,100</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$6,765,600</u></u> |

SECTION 24. APPROPRIATION - PLANT BOARD - PESTICIDE/PLANT REGULATORY PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Abandoned Agricultural Pesticide and Plant Regulator Disposal Trust Fund, for operating expenses of the Arkansas Agriculture Department - State Plant Board - Pesticide/Plant Regulatory Program for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|------------------------------|--------------------------|
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$750,000 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$750,000</u></u> |

SECTION 25. APPROPRIATION - PLANT BOARD - U OF A AGRICULTURE SCHOLARSHIPS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the Arkansas Agriculture Department - State Plant Board for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|--|--------------------------|
| (01) GRANT TO THE UNIV OF ARK-DIV. OF AGRICULTURE FOR INTERNSHIPS & SCHOLARSHIPS | <u><u>\$5,000</u></u> |

SECTION 26. APPROPRIATION - PLANT BOARD - ASU AGRICULTURE SCHOLARSHIPS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the Arkansas Agriculture Department - State Plant Board for the fiscal year ending June 30, 2013, the following:

| ITEM <u>NO.</u> | FISCAL YEAR <u>2012-2013</u> |
|---|---------------------------------|
| (01) GRANT TO THE ARK ST UNIV COLLEGE OF AGRICULTURE FOR INTERNSHIPS & SCHOLARSHIPS | <u>\$5,000</u> |

SECTION 27. APPROPRIATION - PLANT BOARD - AR TECH AGRICULTURE SCHOLARSHIPS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the Arkansas Agriculture Department - State Plant Board for the fiscal year ending June 30, 2013, the following:

| ITEM <u>NO.</u> | FISCAL YEAR <u>2012-2013</u> |
|---|---------------------------------|
| (01) GRANT TO THE ARK TECH UNIV AGRICULTURE DEPT FOR INTERNSHIPS & SCHOLARSHIPS | <u>\$5,000</u> |

SECTION 28. APPROPRIATION - PLANT BOARD - SAU AGRICULTURE SCHOLARSHIPS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the Arkansas Agriculture Department - State Plant Board for the fiscal year ending June 30, 2013, the following:

| ITEM <u>NO.</u> | FISCAL YEAR <u>2012-2013</u> |
|--------------------|---------------------------------|
|--------------------|---------------------------------|

(01) GRANT TO THE SAU AGRICULTURE DEPT FOR
 INTERNSHIPS & SCHOLARSHIPS \$5,000

SECTION 29. APPROPRIATION - FORESTRY - OPERATIONS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the State Forestry Fund, for personal services and operating expenses of the Arkansas Agriculture Department - State Forestry Commission - Operations for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|---------------------------------|--------------------------|
| (01) REGULAR SALARIES | \$5,538,559 |
| (02) EXTRA HELP | 80,000 |
| (03) PERSONAL SERVICES MATCHING | 1,858,607 |
| (04) OVERTIME | 0 |
| (05) UNIFORM ALLOWANCE | 0 |
| (06) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 1,420,482 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | 0 |
| (07) PAYMENT IN LIEU OF TAXES | 0 |
| (08) FEDERAL INITIATIVE PROGRAM | <u>138,512</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$9,036,160</u> |

SECTION 30. APPROPRIATION - FORESTRY - RURAL COMMUNITY FIRE PROTECTION - FEDERAL. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services, operating expenses and federal matching grants to purchase fire fighting equipment by the Arkansas Agriculture Department - State Forestry Commission - Rural Community Fire Protection for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|-------------|--------------------------|
|-------------|--------------------------|

| | |
|-----------------------------------|---------------------------|
| (01) REGULAR SALARIES | \$82,347 |
| (02) EXTRA HELP | 16,260 |
| (03) PERSONAL SERVICES MATCHING | 27,321 |
| (04) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 356,893 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 129,744 |
| (D) CAP. OUTLAY | 1,000,000 |
| (E) DATA PROC. | 0 |
| (05) RURAL COMMUNITY MATCH GRANTS | <u>545,361</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$2,157,926</u></u> |

SECTION 31. APPROPRIATION - FORESTRY - URBAN FORESTRY SERVICES - FEDERAL. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the State Forestry Fund, for personal services, operating expenses and urban forestry matching grants of the Arkansas Agriculture Department - State Forestry Commission - Urban Forestry Services - Federal Reimbursement for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|------------------------------|-------------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$68,000 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 5,000 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | 0 |
| (02) URBAN FORESTRY MATCHING | |
| GRANTS | <u>127,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$200,000</u></u> |

SECTION 32. APPROPRIATION - FORESTRY - RURAL FIRE PROTECTION SERVICE LOANS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Rural Fire Protection Revolving Fund, for loans to communities for fire protection by the Arkansas Agriculture Department -

State Forestry Commission - Rural Fire Protection Service Loans for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|----------------------------------|--------------------------|
| (01) RURAL FIRE PROTECTION LOANS | <u>\$1,210,000</u> |

SECTION 33. APPROPRIATION - FORESTRY - STATE FORESTRY TRUST PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the State Forestry Trust Fund, for management and operating expenses, fire control, communications, contracting for assistance, and other services of the Arkansas Agriculture Department - State Forestry Commission - State Forestry Trust Program for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|-------------------------------|--------------------------|
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$200,000 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 100,000 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | 0 |
| (02) FIRE CONTROL/COMMUNICATE | 1,000,000 |
| (03) MANAGEMENT & OPERATIONS | <u>300,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$1,600,000</u> |

SECTION 34. APPROPRIATION - FORESTRY - SOUTHERN PINE BEETLE PREVENTION. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses and grants by the Arkansas Agriculture Department - State Forestry Commission - Southern Pine Beetle Prevention for the fiscal year ending June 30, 2013, the following:

| ITEM NO. | FISCAL YEAR 2012-2013 |
|-------------|--------------------------|
|-------------|--------------------------|

| | |
|--|---------------------------|
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$240,000 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | 0 |
| (02) SOUTHERN PINE BEETLE GRANTS AND AID | <u>1,500,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$1,740,000</u></u> |

SECTION 35. APPROPRIATION - FORESTRY - FOREST LAND ENHANCEMENT PROGRAM.
 There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for grants for the Forest Land Enhancement Program of the Arkansas Agriculture Department - State Forestry Commission for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|---|-------------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) FOREST LAND ENHANCEMENT GRANTS AND AID | <u><u>\$275,000</u></u> |

SECTION 36. APPROPRIATION - FORESTRY - WILD LAND FIRE ASSISTANCE.
 There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Agriculture Department - State Forestry Commission - Wild Land Fire Assistance for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|---|-------------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) WILD LAND FIRE ASSISTANCE GRANTS AND AID | <u><u>\$178,800</u></u> |

SECTION 37. APPROPRIATION - FORESTRY - FOREST HEALTH PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the

State, for management of invasive weed species by the Arkansas Agriculture Department - State Forestry Commission - Forest Health Program for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|---|------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) FOREST HEALTH PROGRAM GRANTS AND AID | <u>\$209,521</u> |

SECTION 38. APPROPRIATION - FORESTRY - FOREST LEGACY. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Agriculture Department - State Forestry Commission - Forest Legacy for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|------------------------------|--------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$50,000 |
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 4,192,000 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$4,242,000</u> |

SECTION 39. APPROPRIATION - FORESTRY - SILVICULTURAL NON-POINT PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Agriculture Department - State Forestry Commission - Silvicultural Non-Point Program for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|------------------------------|------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | \$100,000 |

| | |
|---------------------------|-------------------------|
| (B) CONF. & TRAVEL | 0 |
| (C) PROF. FEES | 0 |
| (D) CAP. OUTLAY | 20,000 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$120,000</u></u> |

SECTION 40. APPROPRIATION - DIVISION OF LAND SURVEY. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Department of Agriculture Fund Account, for personal services and operating expenses of the Arkansas Agriculture Department - Division of Land Survey for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|---------------------------------|-------------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) REGULAR SALARIES | \$212,223 |
| (02) PERSONAL SERVICES MATCHING | 61,130 |
| (03) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 61,986 |
| (B) CONF. & TRAVEL | 4,350 |
| (C) PROF. FEES | 97,000 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | <u>0</u> |
| TOTAL AMOUNT APPROPRIATED | <u><u>\$436,689</u></u> |

SECTION 41. APPROPRIATION - ALTERNATIVE FUELS DEVELOPMENT GRANTS - SPECIAL REVENUE. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Arkansas Alternative Fuels Development Fund, for Alternative Fuels Development incentive grants by the Arkansas Agriculture Department for the fiscal year ending June 30, 2013, the following:

| ITEM | FISCAL YEAR |
|---|-------------------------|
| <u>NO.</u> | <u>2012-2013</u> |
| (01) ALTERNATIVE FUELS DEVELOPMENT GRANTS | <u><u>\$877,045</u></u> |

SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BUFFALO GNAT CONTROL PROGRAM. The Appropriation authorized for the Buffalo Gnat Control Program in Item (09) of Section 3 of this Act, shall be expended only for the control of buffalo gnats in the Arkansas counties of Miller, LaFayette, Little River and parts of Hempstead.

The provisions of this section shall be in effect only from July 1, ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXPENSE REIMBURSEMENT. Funds appropriated in Item (07), (08) and (09) of Section 14 of this act shall be used to reimburse members of high school 4H clubs, high school FFA clubs and Miss Arkansas Rodeo for expenses incurred while representing the State of Arkansas at national conferences and events outside the State. The State 4H Association and the State FFA Association shall receive funds appropriated for expense reimbursement of student members but shall be limited to \$50,000 each, or so much thereof that is available. Reimbursement of expenses for Miss Arkansas Rodeo shall be limited to \$350 per year.

The provisions of this section shall be in effect only from July 1, ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER. The Executive Director of the Livestock and Poultry Commission, with prior approval of the Arkansas Legislative Council or the Joint Budget Committee, the approval of the Chief Fiscal Officer of the State, and for the reimbursing of documented expenditures designated by law to be made from the transferred special revenue, may transfer funds among the Livestock and Poultry Equine Infectious Anemia Control Fund, Livestock and Poultry Commission Disease and Pest Control Fund, Livestock and Poultry Special Revenue Fund, Livestock and Poultry Commission Swine Testing Fund, and the Poultry and Egg Grading Fund or from these funds to the Livestock and Poultry Fund Account. The purpose of these transfers shall only be for accurate allocation of incurred costs between the funds. Requests for fund transfer will at least include the total amount to be transferred, to and from which

funds, the nature, purpose, and time period of the expenditures being reimbursed, and any other information requested by the Legislative Council or the Joint Budget Committee.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Arkansas Agriculture Department - Livestock and Poultry Commission may operate more efficiently if some flexibility is provided to the Arkansas Agriculture Department - Livestock and Poultry Commission 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 of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION - PEST ERADICATION. If the State Plant Board determines that the demands of pest eradication efforts require additional personnel expenses, with the approval of the Chief Fiscal Officer of the State and approval by the Legislative Council or Joint Budget Committee, appropriations may be transferred from the Pest Eradication Program special line item to the line items for Regular Salaries, Extra Help, Overtime, and Personal Services Matching.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and

the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the State Plant Board may operate more efficiently if some flexibility is provided to the State Plant Board 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 of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA HELP PROVISION. No employee of the Arkansas Forestry Commission who is employed as "Extra Help" may receive an amount to exceed 3/4 of the maximum annual salary for a comparable position as authorized by Arkansas Code 21-5-201 et seq. during any fiscal year, nor may such employee be employed for a period of time to exceed nine (9) months in any single fiscal year. Provided, however, that no employee of the Arkansas Forestry Commission who is employed as "Extra Help" may receive an amount to exceed seventy five percent (75%) of the maximum annual salary for a comparable position as authorized by Arkansas Code 21-5-201 et seq. during any fiscal year, nor shall such employee be employed for a period of time to exceed fourteen hundred (1400) hours in any single fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. If the State Forestry Commission determines that temporary firefighters, dispatchers, or pilots are required to meet the demands of a wildfire season, and upon approval of the Chief Fiscal Officer of the State,

appropriations may be transferred from either Extra Help or Professional Fees and Services to the proper character code for the employment of such personnel.

If the State Forestry Commission determines that the deployment of air tankers for fighting wildfires requires additional Professional Fees and Services, and upon the approval of the Chief Fiscal Officer of the State, excess appropriation in Regular Salaries or Personal Services Matching may be transferred to Professional Fees and Services in Section 3 and 30.

If the State Forestry Commission determines that the most effective way for it to cooperate in the growing and distribution of forest planting stock is by contracting work with private vendors and/or hiring temporary employees for seasonal work, the Commission is hereby authorized, upon approval by the Chief Fiscal Officer of the State, to transfer the necessary appropriation authorized for Extra Help and Maintenance and General Operation in Section 3 and 30.

The provisions of this section shall be in effect only from July 1, ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO EXPENDITURE. The Arkansas Forestry Commission is authorized to charge fees to federal agencies and other states to reimburse the Commission for expenditures made on behalf of these governmental units. These fees shall be deposited into the State Forestry Fund in the State Treasury as a refund to expenditure.

The provisions of this section shall be in effect only from July 1, ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ALLOCATION RESTRICTIONS. The Secretary of the Arkansas Department of Agriculture shall at no time designate general revenue allocations to the State Plant Board, the Arkansas Livestock and Poultry Commission and the Arkansas Forestry Commission at a level less than the revenue distribution provided in the Official Forecast of state general revenue in effect for each of those agencies.

The provisions of this section shall be in effect only from July 1, ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING REQUIREMENTS. The Arkansas Forestry Commission shall present the following data each month to the Chief Fiscal Officer of the State and the Arkansas Legislative Council or Joint Budget Committee. This report shall be due by the 10th day of the month following the reporting period. The first reporting period shall be July 2012.

- a) All fund transfers completed by the Arkansas Forestry Commission from any funding source including federal funds, and shall include a justification for the completion of the fund transfers.
- b) All expenditures incurred by the Arkansas Forestry Commission from any funding source including federal funds, and shall include a justification for the expenditure of the funds.
- c) All revenue receipts of the Arkansas Forestry Commission including but not limited to federal funds, general revenue, severance tax, acreage tax, timber sales and seedlings sales.
- d) All Arkansas Forestry Commission activities including but not limited to, firefighting activities, fire prevention, and emergency response as it relates to the Commission's statutory mission provided in Arkansas Code 15-31-101.

The provisions of this section shall be in effect only from July 1, 2012 through June 30, 2013.

SECTION 51. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 52. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 53. 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, 2012 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2012 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, 2012.

APPROVED: 03/02/2012