

**ARKANSAS SENATE**  
84th General Assembly - Regular Session, 2003  
**Amendment Form**

JBC 04/14/03 (11)

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**Subtitle of House Bill No. 1715**

"AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION -  
DISBURSING OFFICER - MISCELLANEOUS GRANTS AND EXPENSES AND VARIOUS  
AGENCY TRANSFERS APPROPRIATION FOR THE 2003-2005 BIENNIUM."

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**Amendment No. 7 to House Bill No. 1715.**

Amend House Bill No. 1715 as engrossed, 04/14/2003:

Insert additional sections immediately following SECTION 78 to read as follows:

" SECTION 79. APPROPRIATION (Sen. Whitaker) - NATURAL DAM COMMUNITY CENTER. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state assistance to the Natural Dam Community Center for repair for an old rock wall, the sum of.....\$5,000.

SECTION 80. APPROPRIATION (Rep. House) GENERAL IMPROVEMENT PROJECTS IN LAWRENCE COUNTY. There is hereby appropriated to the Department of Finance and Administration, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state support to the Town of Alicia, for improvements to the city park, the sum of .....\$15,000.

(B) For state support to the Arkansas Flying School Museum - Walnut Ridge, for facility improvements, the sum of.....\$50,000.

(C) For state support to the Stranger's Home Cemetery Association for various improvements, the sum of .....\$10,000.

SECTION 81. APPROPRIATION (Sen. Broadway) - GENERAL IMPROVEMENT PROJECTS IN SALINE AND PULASKI COUNTIES. There is hereby appropriated to the Department of Finance and Administration, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state support to the Bauxite Community Center in Saline County, the sum of .....\$50,000.

(B) For state support to the Bryant Youth Association in Saline County, the sum of .....\$100,000.

(C) For state support to the Saline County History and Heritage Society, the sum of.....\$10,000.



(D) For state support to Saline County for parks improvements, the sum of .....\$250,000.

(E) For state support to the Roland Community Center in Pulaski County, the sum of . .....\$50,000.

(F) For state support to the Highway 10 Ballpark in Pulaski County, the sum of.....\$25,000.

SECTION 82. APPROPRIATION (Rep. Bond) - CAMP PFEIFFER. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state support to Camp Pfeiffer in Little Rock, Arkansas, the sum of..... \$225,000.

SECTION 83. APPROPRIATION (Rep. House) - SMITHVILLE VOLUNTEER FIRE DEPARTMENT. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state assistance to the Smithville Volunteer Fire Department in Smithville, Arkansas, the sum of .....\$1,000.

SECTION 84. APPROPRIATION (Rep. Scrimshire) - 4H Youth Building in Hot Spring County. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state assistance to the 4H Youth Building in Hot Spring County, the sum of.....\$50,000

SECTION 85. APPROPRIATION (Rep. Seawel) - SHARP COUNTY COURTHOUSE. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state assistance to Sharp County for an addition to the Sharp County Courthouse, the sum of.....\$100,000.

SECTION 86. APPROPRIATION (Rep. Chesterfield). There is hereby appropriated to the Department of Finance and Administration, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state support to the College Station Credit Union, for expanding the Community Outreach Program, the sum of .....\$100,000.

(B) For state support to the Arkansas Baptist College, for facility improvements, the sum of.....\$200,000.

(C) For state support to the We Care organization in Higgins, Arkansas, the sum of .....\$10,000.

SECTION 87. APPROPRIATION (Sen. Horn) - SEVIER AND LITTLE RIVER COUNTIES. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state support to the City of Foreman, Arkansas for various city

projects, the sum of..... \$30,000.

(B) For state support to the Horatio Library in Sevier County, the sum of..... \$10,000.

SECTION 88. APPROPRIATION (Sen. Malone) - DISTRICT COURT COORDINATOR. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the Administration of Justice Fund Account, for payment of professional fees for the District Court Coordinator for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) PROFESSIONAL FEES - DISTRICT COURT COORDINATOR	\$ <u>50,000</u>	\$ <u>50,000</u>

SECTION 89. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISBURSEMENT TO DISTRICT COURT COORDINATOR. The Department of Finance and Administration - Disbursing officer shall disburse the funds appropriated for the District Court Coordinator to the District Judges Association, there to be administered by the Association.

SECTION 90. APPROPRIATION (Sen. Madison) - WASHINGTON COUNTY. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state aid to Washington County for emergency assistance and emergency projects as determined by the Washington County Quorum Court, the sum of.....\$500,000.

SECTION 91. APPROPRIATION (Sen. Hill) - ARKANSAS PROSTATE CANCER FOUNDATION. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For state assistance to the Arkansas Prostate Cancer Foundation, the sum of .....\$500,000.

SECTION 92. APPROPRIATION (Rep. Goss). There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For a grant to the Mississippi County Community College for use by the Cultural Diversity Recruitment Program, the sum of.....\$50,000.

(B) For state support to the Blytheville Community Samaritan Ministries for repairs and improvements, the sum of .....\$10,000.

SECTION 93. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS 2025 COMMISSION. (a) There is hereby created the Arkadelphia 2025 Commission to be composed of the Mayor, City Manager, and Chairman of the City Planning Commission of Arkadelphia, the Superintendent of the Arkadelphia Public School District, the member of the Arkansas House of Representatives representing the Arkadelphia area, the member of the Arkansas

Senate representing the Arkadelphia area, the County Judge of Clark County, the Presidents of Ouachita Baptist University and Henderson State University, the President and Executive Secretary of the Arkadelphia Chamber of Commerce, and at least an equal number of citizens of the Arkadelphia area to be appointed by the members just named. The Commission shall be as broadly based as possible to represent all the diverse interests and to represent every race, gender, income level, and geographic area.

(b) The Commission shall have the following powers and duties:

(1) Determine the immediate needs of Arkadelphia and its surrounding area;

(2) Determine the long-range needs and opportunities of the Arkadelphia area;

(3) Seek and expend funds from all sources, both public and private;

(4) Coordinate the activities of the various federal, state, and local agencies as well as the private sector in providing for the economic, social, and physical needs of the area;

(5) To serve as the lead agency in the rebuilding and revitalization of the Arkadelphia area;

(6) Adopt bylaws and establish goals; and

(7) Perform all other powers and functions necessary to fulfill its duties.

(c) The Commission shall be subject to audit by the Division of Legislative Audit.

SECTION 94. Arkansas Code § 3-5-904 is amended to read as follows:  
3-5-904. Eligibility.

~~(a) Only those wineries actively involved in the sale of wine as an Arkansas bonded winery for five years or have a federal license and are licensed by the State of Arkansas as of January 1, 2003 shall be eligible to receive grants under the provisions of this subchapter. located in this state which use not less than seventy five percent (75%) of Arkansas grown and produced grapes, fruits, berries, or vegetables for producing wine shall be eligible to receive grants under the provisions of this subchapter.~~

~~(b) However, in any year in which there are losses in production of Arkansas grown grapes, fruits, berries, or vegetables used in the production of wine resulting from droughts, flood, tornadoes, extreme weather conditions, or other natural causes, the percentage of Arkansas grown and produced grapes, fruits, berries, or vegetables used in producing wine, as required in this subchapter, shall be reduced in the proportion of the losses in production of such products as determined and set forth in a disaster relief order issued by the Director of the Department of Finance and Administration prepared under the same procedures as set forth in §§ 3-5-405 and 3-5-801—3-5-807.~~

SECTION 95. Arkansas Code § 3-5-906 is repealed.  
~~3-5-906. Records.~~

~~(a) Any winery seeking grant payments under the provisions of this subchapter shall keep records to establish the quantities of grapes, fruits, berries, or vegetables grown in this state purchased or produced by the winery and used in the making of wine.~~

~~(b) The records shall include weight receipts for grapes, fruits, berries, or vegetables used in wine making, together with proof of purchase of the~~

~~grapes, fruits, berries, or vegetables from Arkansas producers, or proof of production of the grapes, fruits, berries, or vegetables in production facilities belonging to the winery, a copy of which shall accompany a request for grant payments under this subchapter. Proof of purchase shall consist of a copy of a sales and weight receipt indicating the Arkansas grower's name and address from whom purchased or indicating the weight of the products produced from production facilities belonging to the winery. All weights shall be made upon scales inspected and certified by the Arkansas Bureau of Standards.~~

SECTION 96. Arkansas Code § 3-5-907 is amended to read as follows:  
3-5-907. Payments - Amount.

(a) Grant payments as authorized in this subchapter shall be made by the Director of the Department of Finance and Administration from moneys appropriated by the General Assembly for such purpose at each biennial session of the General Assembly.

~~(b) Such grant payments shall be at the rate per pound of such grapes, fruits, berries, or vegetables as authorized in subsection (c) of this section purchased by wineries or produced in vineyards, orchards, or other growing facilities in this state belonging to the winery for production of wines in this state. However, the aggregate amount of grant payments in any fiscal year shall not exceed, nor shall the state be liable to make grant payments in amounts greater than, the amount of funds provided therefor by the General Assembly during each fiscal year.~~

~~(c) The grant payment provided for in this subchapter shall be computed at a rate of cents per pound of grapes, fruits, berries, or vegetables purchased or produced by the winery and used in the production of wine in this state as may be determined by the Director of the Department of Finance and Administration after estimating the total weight of such products anticipated to be eligible for grant payments during the fiscal year and dividing that amount into the total funds estimated to be available during the fiscal year for such grant payments as authorized by enactments of the General Assembly.~~

~~(d) In estimating total weights of such products estimated to be eligible for grant payments during any fiscal year, the Director of the Department of Finance and Administration shall require each winery eligible to receive grants under the provisions of this subchapter to furnish estimates of such products to be furnished and shall calculate total production of each winery using a three-year moving average based on state records and federal records available to the Department of Finance and Administration for the previous fiscal years to be used in establishing the eligibility of the wineries for a pro rata part of the grant funds to be available under the provisions of this subchapter and to assure that each winery receives a fair share of the grant funds in the event the purchases of the winery shall exceed the percentage factor allocated to such winery for eligibility to receive grant funds.~~

(b) Grant funds awarded shall be distributed equally to each winery at a base amount not to exceed twenty-five thousand dollars (\$25,000), with any remaining balance of the grant to be divided among each grantee according to the same ratio as the wine taxes paid in the previous calendar year by the grantee, as determined by the Chief Fiscal Officer of the State.

(c) Applications for grants shall be submitted to the Chief Fiscal Officer on or by the 15th of June.

SECTION 97. Arkansas Code § 3-5-908 is amended to read as follows:  
3-5-908. Agricultural Marketing Grants Fund.

There is established on the books of the Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State an Arkansas Agricultural Marketing Grants Fund, into which shall be paid such moneys as may be provided by law to be used exclusively for making payments of grants to eligible Arkansas wineries ~~with respect to the purchase of grapes, fruits, berries, or vegetables produced in this state and purchased for use in this state for the production of wine.~~

And appropriately renumber the subsequent sections of the bill.

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

By: Joint Budget Committee

MAH/MAH - 041420031603

MAH491

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Secretary