

1 State of Arkansas  
2 88th General Assembly  
3 Fiscal Session, 2012  
4

# A Bill

HOUSE BILL 1004

5 By: Representatives D. Hutchinson, Benedict  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR TRANSFERS FOR  
9 EXPENSES FOR THE ARKANSAS AGRICULTURE DEPARTMENT  
10 - ARKANSAS FORESTRY COMMISSION FOR THE FISCAL  
11 YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES  
12

## Subtitle

13 AN ACT FOR THE ARKANSAS AGRICULTURE  
14 DEPARTMENT - ARKANSAS FORESTRY COMMISSION  
15 APPROPRIATION FOR THE 2011-2012 FISCAL  
16 YEAR.  
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18  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. APPROPRIATION. There is hereby appropriated, to the  
24 Arkansas Agriculture Department – Arkansas Forestry Commission, to be payable  
25 from the State Forestry Fund, for refunds and reimbursements to the Federal  
26 Government by the Arkansas Agriculture Department - Arkansas Forestry  
27 Commission for the fiscal year ending June 30, 2012, the following:  
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29 ITEM	FISCAL YEAR
30 <u>NO.</u>	<u>2011-2012</u>
31 (01) REFUNDS/REIMBURSEMENTS	<u>\$1,200,000</u>

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33 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
35 TRANSFER. In the event it is determined a repayment of funds to the Federal  
36 Government is needed, the Chief Fiscal Officer of the State shall immediately



1 transfer on his or her books and those of the State Treasurer and the Auditor  
 2 of the State a sum to provide repayment of loans, penalties and interest if  
 3 incurred to the Federal Government equal to the amount needed but not to  
 4 exceed one million two hundred thousand dollars (\$1,200,000) from the  
 5 Executive Discretionary Division of the 88th Session Projects Account of the  
 6 General Improvement Fund to the State Forestry Fund for Refunds and  
 7 Reimbursements.

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 9 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
 11 TRANSFER. Immediately upon the passage and approval of this Act, the Chief  
 12 Fiscal Officer of the State shall transfer on his or her books and those of  
 13 the State Treasurer and the Auditor of the State the sum of five hundred  
 14 seventy thousand dollars (\$570,000) from the Executive Discretionary Division  
 15 of the 88th Session Projects Account of the General Improvement Fund to the  
 16 State Forestry Fund for Restoration of Firefighting Positions.

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 18 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 20 POSITIONS RESTORED. The fund transfer authorized in Section 3 herein shall  
 21 be used to fund the following fifteen (15) positions for the Arkansas  
 22 Forestry Commission for firefighting:

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2011-2012
28	(1) D081C	TELECOMMUNICATIONS SPECIALIST	1	GRADE C114
29	(2) B098C	FOREST RANGER II	14	GRADE C114
30		MAX. NO. OF EMPLOYEES	15	

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 32 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 33 authorized by this act shall be limited to the appropriation for such agency  
 34 and funds made available by law for the support of such appropriations; and  
 35 the restrictions of the State Procurement Law, the General Accounting and  
 36 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal  
 2 control laws of this State, where applicable, and regulations promulgated by  
 3 the Department of Finance and Administration, as authorized by law, shall be  
 4 strictly complied with in disbursement of said funds.

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 6 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
 7 Assembly that any funds disbursed under the authority of the appropriations  
 8 contained in this act shall be in compliance with the stated reasons for  
 9 which this act was adopted, as evidenced by the Agency Requests, Executive  
 10 Recommendations and Legislative Recommendations contained in the budget  
 11 manuals prepared by the Department of Finance and Administration, letters, or  
 12 summarized oral testimony in the official minutes of the Arkansas Legislative  
 13 Council or Joint Budget Committee which relate to its passage and adoption.

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 15 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
 16 Assembly, that the Constitution of the State of Arkansas prohibits the  
 17 appropriation of funds for more than a one (1) year period; that the  
 18 effectiveness of this Act on the date of its passage and approval is  
 19 essential to the operation of the agency for which the appropriations in this  
 20 Act are provided, and that in the event of an extension of the legislative  
 21 session, the delay in the effective date of this Act beyond the date of its  
 22 passage and approval could work irreparable harm upon the proper  
 23 administration and provision of essential governmental programs. Therefore,  
 24 an emergency is hereby declared to exist and this Act being necessary for the  
 25 immediate preservation of the public peace, health and safety shall be in  
 26 full force and effect from and after the date of its passage and approval.