

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

# A Bill

SENATE BILL 3

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS  
10 AGRICULTURE DEPARTMENT; AND FOR OTHER PURPOSES.  
11

## Subtitle

12  
13 AN ACT FOR THE ARKANSAS AGRICULTURE  
14 DEPARTMENT REAPPROPRIATION.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the  
21 Arkansas Agriculture Department, to be payable from the General Improvement  
22 Fund or its successor fund or fund accounts, for the Arkansas Agriculture  
23 Department the following:

24 (A) Effective July 1, 2012, the balance of the appropriation provided  
25 in Item (A) Section 2 of Act 58 of 2011, for grants for operating and program  
26 expenses for annual festivals, in a sum not to exceed.....\$45,000.

27 (B) Effective July 1, 2012, the balance of the appropriation provided  
28 in Item (A) Section 2 of Act 650 of 2011, for the Arkansas Livestock and  
29 Poultry Commission for a grant for Camp Couchdale for improvements to  
30 facilities, maintenance, sewer system connection, facility renovation, roof  
31 replacement, equipment including but not limited to Heating, Ventilation and  
32 Air Conditioning Units, road-resurfacing and construction of buildings which  
33 are used to support statewide Future Farmers of America activities, in a sum  
34 not to exceed.....\$100,000.

35 (C) Effective July 1, 2012, the balance of the appropriation provided  
36 in Item (A) Section 1 of Act 650 of 2011, for the Arkansas Livestock and



1 Poultry Commission for grants for the purpose of meeting debt service  
2 requirements and/or debt service retirement of Arkansas 4-H Foundations, 4-H  
3 Centers and 4-H Affiliated Organizations, and for any necessary renovations,  
4 upgrades, or repair to facilities, in a sum not to exceed.....\$100,000.

5 (D) Effective July 1, 2012, the balance of the appropriation provided  
6 in Item (A) Section 1 of Act 538 of 2011, for the Arkansas Livestock and  
7 Poultry Commission for grants for construction and renovation of County and  
8 District Fairs, in a sum not to exceed.....\$847,200.

9 (E) Effective July 1, 2012, the balance of the appropriation provided  
10 in Item (B) Section 1 of Act 538 of 2011, for the Arkansas Forestry  
11 Commission for various maintenance, renovation, equipping, professional  
12 services contracts for air tankers, construction, acquisition, improvement,  
13 upgrade, and repair of real property and facilities, in a sum not to  
14 exceed.....\$1,000,000.

15 (F) Effective July 1, 2012, the balance of the appropriation provided  
16 in Item (C) Section 1 of Act 538 of 2011, for the Arkansas Livestock and  
17 Poultry Commission for show premiums, refunds, and reimbursements for the  
18 ARSHS Rodeo Association, 4-H Clubs, and/or FFA Clubs, in a sum not to  
19 exceed.....\$180,000.

20 (G) Effective July 1, 2012, the balance of the appropriation provided  
21 in Item (D) Section 1 of Act 538 of 2011, for Alternative Fuels Development  
22 Grants, in a sum not to exceed.....\$10,000,000.

23 (H) Effective July 1, 2012, the balance of the appropriation provided  
24 in Item (A) Section 7 of Act 58 of 2011, for Dairy Stabilization Program  
25 Payments, milk production and quality incentives, grants and aid, and  
26 maintenance and operating expenses, in a sum not to exceed.....\$116,106.

27 (I) Effective July 1, 2012, the balance of the appropriation provided  
28 in Item (B) Section 6 of Act 58 of 2011, for the Forestry Commission for a  
29 Professional Services Contract for Air Tankers to fight wildfires, in a sum  
30 not to exceed.....\$260,573.

31 (J) Effective July 1, 2012, the balance of the appropriation provided  
32 in Item (A) Section 42 of Act 1076 of 2011, for the State Plant Board for the  
33 purpose of providing a grant or low interest loan to pay for the debts  
34 associated with the Arkansas Boll Weevil Suppression Eradication Act, in a  
35 sum not to exceed.....\$13,800,000.

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1 SECTION 2. REAPPROPRIATION - NECROPSY ROOM IMPROVEMENTS. There is  
2 hereby appropriated, to the Arkansas Agriculture Department, to be payable  
3 from the Livestock and Poultry Special Revenue Fund, for the Arkansas  
4 Agriculture Department the following:

5 (A) Effective July 1, 2012, the balance of the appropriation provided  
6 in Item (A) Section 1 of Act 58 and in Act 1076 of 2011, for construction,  
7 renovation and equipping of the Necropsy Room at the Livestock and Poultry  
8 Diagnostic Lab, in a sum not to exceed.....\$69,563.

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10 SECTION 3. REAPPROPRIATION - POISON SPRINGS STATE FOREST/REPLACEMENT OF  
11 SEEDLING STORAGE. There is hereby appropriated, to the Arkansas Agriculture  
12 Department, to be payable from the Arkansas Natural and Cultural Resources  
13 Grant and Trust Fund, for the Arkansas Agriculture Department - Forestry  
14 Commission the following:

15 (A) Effective July 1, 2012, the balance of the appropriation provided  
16 in Sections 30 & 34 of Act 692 of 2011, for the acquisition, management,  
17 stewardship or preservation of state owned lands, historic sites, buildings,  
18 structures or objects, in a sum not to exceed.....\$356,134.

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20 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
21 obligations otherwise incurred in relation to the project or projects  
22 described herein in excess of the State Treasury funds actually available  
23 therefor as provided by law. Provided, however, that institutions and  
24 agencies listed herein shall have the authority to accept and use grants and  
25 donations including Federal funds, and to use its unobligated cash income or  
26 funds, or both available to it, for the purpose of supplementing the State  
27 Treasury funds for financing the entire costs of the project or projects  
28 enumerated herein. Provided further, that the appropriations and funds  
29 otherwise provided by the General Assembly for Maintenance and General  
30 Operations of the agency or institutions receiving appropriation herein shall  
31 not be used for any of the purposes as appropriated in this act.

32 (B) The restrictions of any applicable provisions of the State  
33 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
34 Revenue Stabilization Law and any other applicable fiscal control laws of  
35 this State and regulations promulgated by the Department of Finance and  
36 Administration, as authorized by law, shall be strictly complied with in

1 disbursement of any funds provided by this act unless specifically provided  
2 otherwise by law.

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4 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
5 Assembly that any funds disbursed under the authority of the appropriations  
6 contained in this act shall be in compliance with the stated reasons for  
7 which this act was adopted, as evidenced by the Agency Requests, Executive  
8 Recommendations and Legislative Recommendations contained in the budget  
9 manuals prepared by the Department of Finance and Administration, letters, or  
10 summarized oral testimony in the official minutes of the Arkansas Legislative  
11 Council or Joint Budget Committee which relate to its passage and adoption.  
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13 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
14 Assembly, that the Constitution of the State of Arkansas prohibits the  
15 appropriation of funds for more than a one (1) year period; that the  
16 effectiveness of this Act on July 1, 2012 is essential to the operation of  
17 the agency for which the appropriations in this Act are provided, and that in  
18 the event of an extension of the legislative session, the delay in the  
19 effective date of this Act beyond July 1, 2012 could work irreparable harm  
20 upon the proper administration and provision of essential governmental  
21 programs. Therefore, an emergency is hereby declared to exist and this Act  
22 being necessary for the immediate preservation of the public peace, health  
23 and safety shall be in full force and effect from and after July 1, 2012.  
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