

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

# A Bill

SENATE BILL 96

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
10 AGRICULTURE DEPARTMENT FOR THE FISCAL YEAR ENDING  
11 JUNE 30, 2013; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE ARKANSAS AGRICULTURE  
15 DEPARTMENT APPROPRIATION FOR THE 2012-2013  
16 FISCAL YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
23 for the Arkansas Agriculture Department for the 2012-2013 fiscal year, the  
24 following maximum number of regular employees.  
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26				Maximum Annual
27				Salary Rate
28	Item	Class	Maximum	Fiscal Year
29	No.	Code	No. of	2012-2013
	No.	Code	Employees	
30	(1)	U048U	1	\$113,849
31	(2)	U072U	1	\$113,433
32	(3)	U057U	1	\$106,127
33	(4)	U023U	1	\$105,824
34	(5)	U003U	1	\$105,673
35	(6)	U044U	1	\$102,906
36	(7)	N045N	1	GRADE N909



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

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

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

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12 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas  
 13 Agriculture Department for the 2012-2013 fiscal year, the following maximum  
 14 number of part-time or temporary employees, to be known as "Extra Help",  
 15 payable from funds appropriated herein for such purposes: one hundred  
 16 seventy-two (172) temporary or part-time employees, when needed, at rates of  
 17 pay not to exceed those provided in the Uniform Classification and  
 18 Compensation Act, or its successor, or this act for the appropriate  
 19 classification.

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21 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 22 to the Arkansas Agriculture Department, to be payable from the Department of  
 23 Agriculture Fund Account, for personal services and operating expenses of the  
 24 Arkansas Agriculture Department - Operations for the fiscal year ending June  
 25 30, 2013, the following:

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

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

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

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

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

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

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

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14 SECTION 6. APPROPRIATION - LIVESTOCK AND POULTRY - EGG GRADING PROGRAM.

15 There is hereby appropriated, to the Arkansas Agriculture Department, to be  
 16 payable from the Poultry and Egg Grading Fund, for personal services and  
 17 operating expenses of the Arkansas Agriculture Department - Livestock and  
 18 Poultry Commission - Egg Grading Program for the fiscal year ending June 30,  
 19 2013, the following:

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

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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	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(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><u>\$1,459,195</u></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	FISCAL YEAR
<u>NO.</u>	<u>2012-2013</u>
(01) BRAND REGISTRY	<u><u>\$6,000</u></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

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

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

9 SECTION 12. APPROPRIATION - LIVESTOCK AND POULTRY - POULTRY INDEMNITIES  
 10 - CASH. There is hereby appropriated, to the Arkansas Agriculture  
 11 Department, to be payable from cash funds as defined by Arkansas Code  
 12 19-4-801 of the Arkansas Agriculture Department, for payment of poultry  
 13 indemnities by the Arkansas Agriculture Department - Livestock and Poultry  
 14 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>

20 SECTION 13. APPROPRIATION - LIVESTOCK AND POULTRY - SWINE TESTING  
 21 PROGRAM. There is hereby appropriated, to the Arkansas Agriculture  
 22 Department, to be payable from the Livestock and Poultry Commission Swine  
 23 Testing Fund, for the purpose of funding the Pseudorabies Control and  
 24 Eradication Program of the Arkansas Agriculture Department - Livestock and  
 25 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>

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

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

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

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

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

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

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

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

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

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19 SECTION 19. APPROPRIATION - PLANT BOARD - PUBLIC GRAIN WAREHOUSE

20 INSPECTION PROGRAM. There is hereby appropriated, to the Arkansas  
 21 Agriculture Department, to be payable from the Plant Board Fund, for personal  
 22 services and operating expenses of the Arkansas Agriculture Department -  
 23 State Plant Board - Public Grain Warehouse Inspection Program for the fiscal  
 24 year ending June 30, 2013, the following:

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

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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

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

3

4 SECTION 22. APPROPRIATION - PLANT BOARD - PRODUCT MARKETING PROGRAM.

5 There is hereby appropriated, to the Arkansas Agriculture Department, to be

6 payable from the federal funds as designated by the Chief Fiscal Officer of

7 the State, for personal services and operating expenses of the Arkansas

8 Agriculture Department - State Plant Board - Product Marketing Program for

9 the fiscal year ending June 30, 2013, the following:

10	ITEM	FISCAL YEAR
11		
12	<u>NO.</u>	<u>2012-2013</u>
13	(01) REGULAR SALARIES	\$43,217
14	(02) EXTRA HELP	12,000
15	(03) PERSONAL SERVICES MATCHING	14,378
16	(04) MAINT. & GEN. OPERATION	
17	(A) OPER. EXPENSE	147,000
18	(B) CONF. & TRAVEL	6,000
19	(C) PROF. FEES	150,000
20	(D) CAP. OUTLAY	25,000
21	(E) DATA PROC.	0
22	(05) PRODUCT MARKETING GRANTS & AID	200,000
23	(06) PROMOTIONAL ITEMS	<u>97,059</u>
24	TOTAL AMOUNT APPROPRIATED	<u><u>\$694,654</u></u>

25

26 SECTION 23. APPROPRIATION - PLANT BOARD - REFUNDS/TRANSFERS. There is

27 hereby appropriated, to the Arkansas Agriculture Department, to be payable

28 from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas

29 Agriculture Department, for operating expenses, refunds and transfers to the

30 State Treasury by the Arkansas Agriculture Department - State Plant Board for

31 the fiscal year ending June 30, 2013, the following:

32	ITEM	FISCAL YEAR
33		
34	<u>NO.</u>	<u>2012-2013</u>
35	(01) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	\$500

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

7

8 SECTION 24. APPROPRIATION - PLANT BOARD - PESTICIDE/PLANT REGULATORY

9 PROGRAM. There is hereby appropriated, to the Arkansas Agriculture

10 Department, to be payable from the Abandoned Agricultural Pesticide and Plant

11 Regulator Disposal Trust Fund, for operating expenses of the Arkansas

12 Agriculture Department - State Plant Board - Pesticide/Plant Regulatory

13 Program for the fiscal year ending June 30, 2013, the following:

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

24

25 SECTION 25. APPROPRIATION - PLANT BOARD - U OF A AGRICULTURE

26 SCHOLARSHIPS. There is hereby appropriated, to the Arkansas Agriculture

27 Department, to be payable from the Plant Board Fund, for grants for

28 internships and scholarships from civil penalties collected by the Arkansas

29 Agriculture Department - State Plant Board for the fiscal year ending June

30 30, 2013, the following:

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

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

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

3  
 4 SECTION 29. APPROPRIATION - FORESTRY - OPERATIONS. There is hereby  
 5 appropriated, to the Arkansas Agriculture Department, to be payable from the  
 6 State Forestry Fund, for personal services and operating expenses of the  
 7 Arkansas Agriculture Department - State Forestry Commission - Operations for  
 8 the fiscal year ending June 30, 2013, the following:

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

26  
 27 SECTION 30. APPROPRIATION - FORESTRY - RURAL COMMUNITY FIRE PROTECTION  
 28 - FEDERAL. There is hereby appropriated, to the Arkansas Agriculture  
 29 Department, to be payable from the federal funds as designated by the Chief  
 30 Fiscal Officer of the State, for personal services, operating expenses and  
 31 federal matching grants to purchase fire fighting equipment by the Arkansas  
 32 Agriculture Department - State Forestry Commission - Rural Community Fire  
 33 Protection for the fiscal year ending June 30, 2013, the following:

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

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

12

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

20

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

32

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

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

3

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

7

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

15

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

27

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

34

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

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

9

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:

16

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

21

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:

28

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

33

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

36

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

4

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

8

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

15

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

25

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

32

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

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

6

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

12

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

24

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

31

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

35

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

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

6 The provisions of this section shall be in effect only from July 1,  
7 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

8  
9 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXPENSE  
11 REIMBURSEMENT. Funds appropriated in Item (07), (08) and (09) of Section 14  
12 of this act shall be used to reimburse members of high school 4H clubs, high  
13 school FFA clubs and Miss Arkansas Rodeo for expenses incurred while  
14 representing the State of Arkansas at national conferences and events outside  
15 the State. The State 4H Association and the State FFA Association shall  
16 receive funds appropriated for expense reimbursement of student members but  
17 shall be limited to \$50,000 each, or so much thereof that is available.  
18 Reimbursement of expenses for Miss Arkansas Rodeo shall be limited to \$350  
19 per year.

20 The provisions of this section shall be in effect only from July 1,  
21 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

22  
23 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
25 TRANSFER. The Executive Director of the Livestock and Poultry Commission,  
26 with prior approval of the Arkansas Legislative Council or the Joint Budget  
27 Committee, the approval of the Chief Fiscal Officer of the State, and for the  
28 reimbursing of documented expenditures designated by law to be made from the  
29 transferred special revenue, may transfer funds among the Livestock and  
30 Poultry Equine Infectious Anemia Control Fund, Livestock and Poultry  
31 Commission Disease and Pest Control Fund, Livestock and Poultry Special  
32 Revenue Fund, Livestock and Poultry Commission Swine Testing Fund, and the  
33 Poultry and Egg Grading Fund or from these funds to the Livestock and Poultry  
34 Fund Account. The purpose of these transfers shall only be for accurate  
35 allocation of incurred costs between the funds. Requests for fund transfer  
36 will at least include the total amount to be transferred, to and from which

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

4 Determining the maximum number of employees and the maximum amount of  
5 appropriation and general revenue funding for a state agency each fiscal year  
6 is the prerogative of the General Assembly. This is usually accomplished by  
7 delineating such maximums in the appropriation act(s) for a state agency and  
8 the general revenue allocations authorized for each fund and fund account by  
9 amendment to the Revenue Stabilization law. Further, the General Assembly  
10 has determined that the Arkansas Agriculture Department - Livestock and  
11 Poultry Commission may operate more efficiently if some flexibility is  
12 provided to the Arkansas Agriculture Department - Livestock and Poultry  
13 Commission authorizing broad powers under this Section. Therefore, it is  
14 both necessary and appropriate that the General Assembly maintain oversight  
15 by requiring prior approval of the Legislative Council or Joint Budget  
16 Committee as provided by this section. The requirement of approval by the  
17 Legislative Council or Joint Budget Committee is not a severable part of this  
18 section. If the requirement of approval by the Legislative Council or Joint  
19 Budget Committee is ruled unconstitutional by a court of competent  
20 jurisdiction, this entire section is void.

21 The provisions of this section shall be in effect only from July 1,  
22 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

23  
24 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
26 PROVISION - PEST ERADICATION. If the State Plant Board determines that the  
27 demands of pest eradication efforts require additional personnel expenses,  
28 with the approval of the Chief Fiscal Officer of the State and approval by  
29 the Legislative Council or Joint Budget Committee, appropriations may be  
30 transferred from the Pest Eradication Program special line item to the line  
31 items for Regular Salaries, Extra Help, Overtime, and Personal Services  
32 Matching.

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

1 the general revenue allocations authorized for each fund and fund account by  
2 amendment to the Revenue Stabilization law. Further, the General Assembly  
3 has determined that the State Plant Board may operate more efficiently if  
4 some flexibility is provided to the State Plant Board authorizing broad  
5 powers under this Section. Therefore, it is both necessary and appropriate  
6 that the General Assembly maintain oversight by requiring prior approval of  
7 the Legislative Council or Joint Budget Committee as provided by this  
8 section. The requirement of approval by the Legislative Council or Joint  
9 Budget Committee is not a severable part of this section. If the requirement  
10 of approval by the Legislative Council or Joint Budget Committee is ruled  
11 unconstitutional by a court of competent jurisdiction, this entire section is  
12 void.

13 The provisions of this section shall be in effect only from July 1,  
14 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

15  
16 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
18 HELP PROVISION. No employee of the Arkansas Forestry Commission who is  
19 employed as "Extra Help" may receive an amount to exceed 3/4 of the maximum  
20 annual salary for a comparable position as authorized by Arkansas Code 21-5-  
21 201 et seq. during any fiscal year, nor may such employee be employed for a  
22 period of time to exceed nine (9) months in any single fiscal year.  
23 Provided, however, that no employee of the Arkansas Forestry Commission who  
24 is employed as "Extra Help" may receive an amount to exceed seventy five  
25 percent (75%) of the maximum annual salary for a comparable position as  
26 authorized by Arkansas Code 21-5-201 et seq. during any fiscal year, nor  
27 shall such employee be employed for a period of time to exceed fourteen  
28 hundred (1400) hours in any single fiscal year.

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

31  
32 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
34 PROVISION. If the State Forestry Commission determines that temporary  
35 firefighters, dispatchers, or pilots are required to meet the demands of a  
36 wildfire season, and upon approval of the Chief Fiscal Officer of the State,

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

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

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

16 The provisions of this section shall be in effect only from July 1,  
17 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

18  
19 SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO  
21 EXPENDITURE. The Arkansas Forestry Commission is authorized to charge fees  
22 to federal agencies and other states to reimburse the Commission for  
23 expenditures made on behalf of these governmental units. These fees shall be  
24 deposited into the State Forestry Fund in the State Treasury as a refund to  
25 expenditure.

26 The provisions of this section shall be in effect only from July 1, ~~2010~~  
27 2012 through June 30, ~~2011~~ 2013.

28  
29 SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

31 ALLOCATION RESTRICTIONS. The Secretary of the Arkansas Department of  
32 Agriculture shall at no time designate general revenue allocations to the  
33 State Plant Board, the Arkansas Livestock and Poultry Commission and the  
34 Arkansas Forestry Commission at a level less than the revenue distribution  
35 provided in the Official Forecast of state general revenue in effect for each  
36 of those agencies.

1 The provisions of this section shall be in effect only from July 1, 2010  
2 2012 through June 30, ~~2011~~ 2013.

3  
4 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING  
6 REQUIREMENTS. The Arkansas Forestry Commission shall present the following  
7 data each month to the Chief Fiscal Officer of the State and the Arkansas  
8 Legislative Council or Joint Budget Committee. This report shall be due by  
9 the 10th day of the month following the reporting period. The first reporting  
10 period shall be July 2012.

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

24 The provisions of this section shall be in effect only from July 1,  
25 2012 through June 30, 2013.

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

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

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10           SECTION 53. EMERGENCY CLAUSE. It is found and determined by the  
11 General Assembly, that the Constitution of the State of Arkansas prohibits  
12 the appropriation of funds for more than a one (1) year period; that the  
13 effectiveness of this Act on July 1, 2012 is essential to the operation of  
14 the agency for which the appropriations in this Act are provided, and that in  
15 the event of an extension of the legislative session, the delay in the  
16 effective date of this Act beyond July 1, 2012 could work irreparable harm  
17 upon the proper administration and provision of essential governmental  
18 programs. Therefore, an emergency is hereby declared to exist and this Act  
19 being necessary for the immediate preservation of the public peace, health  
20 and safety shall be in full force and effect from and after July 1, 2012.

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