

Stricken language will be deleted and underlined language will be added.

State of Arkansas
88th General Assembly
Fiscal Session, 2012

A Bill

SENATE BILL 3

By: Joint Budget Committee

For An Act To Be Entitled

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

Subtitle

AN ACT FOR THE ARKANSAS AGRICULTURE
DEPARTMENT REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Arkansas Agriculture Department the following:

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

SECTION 5. 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 6. 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.