

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

State of Arkansas
94th General Assembly
Fiscal Session, 2024

A Bill

SENATE BILL 82

By: Senator B. King

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR A POULTRY FLOCK DEPOPULATION GRANT PROGRAM FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE 30, 2025; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER APPROPRIATION FOR THE 2024-2025 FISCAL YEAR.

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

SECTION 1. APPROPRIATION - POULTRY FLOCK DEPOPULATION GRANT PROGRAM.

There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for a state action poultry flock depopulation grant program for the fiscal year ending June 30, 2025, the following:

ITEM NO.	FISCAL YEAR
(01) STATE ACTION POULTRY FLOCK DEPOPULATION GRANT PROGRAM	2024-2025 <u>\$5,000,000</u>

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS



CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum of five million dollars (\$5,000,000) or as much as is available from the General Revenue Allotment Reserve Fund to the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State for the state action poultry flock depopulation grant program.

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POULTRY STOCK DEPOPULATION GRANT PROGRAM. The Department of Finance and Administration – Disbursing Officer shall budget, allocate, and expend five million dollars (\$5,000,000) or as much as was transferred from the General Revenue Allotment Reserve Fund to the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for the state action poultry flock depopulation grant program.

The provisions of this section shall be in affect only from July 1, 2024 through June 30, 2025.

SECTION 4. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title 2, Chapter 33, Subchapter 3, is amended to add an additional section to read as follows:

2-33-309. State Action Poultry Flock Depopulation Grant Program.

(a) There is established within the Department of Finance and Administration the State Action Poultry Flock Depopulation Grant Program to be administered by the Secretary of the Department of Finance and Administration.

(b) The secretary shall award grants under the program to provide financial assistance to eligible poultry growers within the state.

(c)(1) A poultry grower whose poultry flock was depopulated by the state is eligible to receive grant funds under this section.

(2) Subdivision (c)(1) of this section includes without limitation a poultry grower whose poultry flock was depopulated by the state prior to the effective date of the act.

(d)(1) The department shall promulgate rules necessary for the

implementation of the program under this section.

(2) The rules promulgated under subdivision (d)(1) of this section shall include without limitation the process for:

(A) Submitting documentation to the department showing a poultry grower's loss due to state-mandated depopulation of the poultry grower's poultry flock; and

(B) Distribution of grant funds.

SECTION 5. SPECIAL LANGUAGE. DO NOT CODIFY. Rules.

(a) When adopting the initial rules required under this act, the Department of Finance and Administration shall file the final rules with the Secretary of State for adoption under § 25-15-204(f):

(1) On or before January 1, 2025; or

(2) If approval under § 10-3-309 has not occurred by January 1, 2025, as soon as practicable after approval under § 10-3-309.

(b) The department shall file the proposed rules with the Legislative Council under § 10-3-309(c) sufficiently in advance of January 1, 2025, so that the Legislative Council may consider the rules for approval before January 1, 2025.

SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 7. 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 8. 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, 2024 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, 2024 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, 2024.