

State of Arkansas
77th General Assembly
First Extraordinary Session, 1989
By:Joint Budget Committee

HB1040

For An Act To Be Entitled
"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
OPERATING EXPENSES OF THE ARKANSAS LIVESTOCK AND POULTRY
COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1991; AND
FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES - GENERAL OPERATIONS. There is hereby established for the Arkansas Livestock and Poultry Commission for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				1989-90	1990-91
(1)	9909	LIVESTOCK & POULTRY ADMINISTRATOR	1	\$45,136	\$46,264
(2)	6612	STATE VETERINARIAN	1	\$66,247	\$67,903
(3)	6602	DIRECTOR OF LABS	1	\$52,636	\$53,952
(4)	6646	BOARD CERTIFIED PATHOLOGIST	2	\$48,662	\$49,878
(5)	6614	VETERINARIAN SENIOR	4	\$48,595	\$49,810
(6)	6641	STATE EPIDEMIOLOGIST	1	\$40,552	\$41,566
(7)	6642	STAFF VETERINARIAN	4	\$37,848	\$38,794
(8)	A166	STATE/DISTRICT/COUNTY FAIR ADMR	1		GRADE 23

(9) Q042 LIVESTOCK INSPECTOR SUPERVISOR	2	GRADE 22
(10) B068 MICROBIOLOGIST SUPV	7	GRADE 21
(11) A008 ACCOUNTING SUPV II	1	GRADE 20
(12) B066 MICROBIOLOGIST II	3	GRADE 19
(13) Q040 AREA LIVESTOCK INSPECTOR SUPV	4	GRADE 18
T022 LIVE & POUL COMPLIANCE OFFICER SUPV	1	
(14) Q043 NPIP INSPECTOR SUPERVISOR	1	GRADE 16
B064 MICROBIOLOGIST I	5	
X426 EIA INSPECTOR	3	
(15) R190 PERSONNEL OFFICER II	1	GRADE 15
A002 ACCOUNTANT I	1	
T024 LIVESTOCK & POULTRY COMPLIANCE OFFR	5	
(16) Q041 LIVESTOCK INSPECTOR	33	GRADE 14
Q044 NPIP INSPECTOR	3	
V039 PURCHASE AGENT I/ASST PURCHASE AGEN	1	
R009 ADMIN ASST I	1	
(17) K133 MANAGEMENT SUPPORT TECHNICIAN	1	GRADE 13
(18) K039 DOCUMENT EXAMINER II	2	GRADE 12
(19) B049 LABORATORY TECHNICIAN II	5	GRADE 11
A013 BOOKKEEPER II/ACCOUNTING ASST II	3	
K153 SECRETARY II	2	
(20) B047 LABORATORY TECHNICIAN I	2	GRADE 09
(21) G171 CUSTODIAL WRKR I	<u>1</u>	GRADE 02
MAX NO. OF EMPLOYEES	103	

SECTION 2. EXTRA HELP - GENERAL OPERATIONS. There is hereby authorized, for the Arkansas Livestock and Poultry Commission for the 1989-91 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: Twenty-one (21) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, for the appropriate classification.

SECTION 3. APPROPRIATIONS - GENERAL OPERATIONS. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be payable from the Arkansas Livestock and Poultry Commission Fund, for personal services

and operating expenses of the Arkansas Livestock and Poultry Commission - General Operations for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 2,269,486	\$ 2,323,435
(02) EXTRA HELP	112,111	112,111
(03) PERSONAL SERV MATCHING	652,579	684,024
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 493,262	\$ 503,262
(B) CONF. & TRAVEL	8,967	8,967
(C) PROF. FEES	75,000	80,000
(D) CAPITAL OUTLAY	49,000	10,000
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	626,229	602,229
(05) CALF VACCINATION MATCH	74,891	74,891
(06) BUFFALO GNAT CONTROL PROGRAM	8,000	8,000
TOTAL AMOUNT APPROPRIATED	\$ 3,743,350	\$ 3,804,690

SECTION 4. REGULAR SALARIES - BRUCELLOSIS CONTROL AND ERADICATION PROGRAM. There is hereby established for the Arkansas Livestock and Poultry Commission for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item	Class	No. of	Maximum Annual		
			Salary Rate	Fiscal Years	
No.	Code	Title	Employees	1989-90	1990-91
(1)	6642	STAFF VETERINARIAN	3	\$37,848	\$38,794
(2)	Q041	LIVESTOCK INSPECTOR	4	GRADE 14	

SECTION 5. EXTRA HELP - BRUCELLOSIS CONTROL AND ERADICATION PROGRAM.

There is hereby authorized, for the Arkansas Livestock and Poultry Commission - Brucellosis Control and Eradication Program for the 1989-91 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: Twenty-one (21) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, for the appropriate classification.

SECTION 6. APPROPRIATIONS - BRUCELLOSIS CONTROL AND ERADICATION PROGRAM.

There is hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be payable from the Livestock and Poultry Commission Disease and Pest Control Fund, for personal services and operating expenses of the Arkansas Livestock and Poultry Commission - Brucellosis Control and Eradication Program for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 165,440	\$ 169,534
(02) EXTRA HELP	50,000	55,000
(03) PERSONAL SERV MATCHING	47,655	51,896
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 606,200	\$ 612,200
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	50,000	50,000
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	656,200	662,200
(05) CALF VACCINATION MATCH	100,000	100,000
TOTAL AMOUNT APPROPRIATED	\$ 1,019,295	\$ 1,038,630

SECTION 7. APPROPRIATIONS - MONIES RECEIVED FROM STATE AGENCIES. There

is hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be payable from monies received from state agencies for enhancing the Arkansas Beef Market by insuring brucellosis-free herds for the biennial period ending June 30, 1991, the following:

ITEM	FISCAL YEARS	
NO. _____	1989-90 _____	1990-91 _____
(01) ADDITIONAL EXPENSES REQUIRED FOR CONTROLLING BRUCELLOSIS	\$ 200,000	\$ 200,000

SECTION 8. APPROPRIATIONS - FEE MATCHING. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be payable from the Arkansas Livestock and Poultry Commission Fund, for operating expenses incurred in the controlling and eradication of Brucellosis by the Arkansas Livestock and Poultry Commission for the biennial period ending June 30, 1991, the following:

ITEM	FISCAL YEARS	
NO. _____	1989-90 _____	1990-91 _____
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 225,000	\$ 250,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	75,000	25,000
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	300,000	275,000
(02) CALF VACCINATION MATCH	100,000	125,000
TOTAL AMOUNT APPROPRIATED	\$ 400,000	\$ 400,000

SECTION 9. REGULAR SALARIES - EGG GRADING PROGRAM. There is hereby established for the Arkansas Livestock and Poultry Commission for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said

Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				Fiscal Year 1989-90	Fiscal Year 1990-91
(1)	044Z	EGG & POULTRY AREA SUPERVISOR	4	GRADE 22	
(2)	N378	POULTRY PRODUCTS SPECIALIST	1	GRADE 20	
(3)	A004	ACCOUNTANT II	1	GRADE 17	
(4)	Q083	SR EGG PRODUCTS INSPECTOR	3	GRADE 16	
	Q085	SR POULTRY GRADER	9		
	Q087	SR SHELL EGG GRADER	6		
(5)	Q019	EGG PRODUCTS INSPECTOR	1	GRADE 14	
	Q063	POULTRY GRADER	38		
	Q089	SHELL EGG GRADER	14		
(6)	K041	EXED SECY/ADMIN SECY	1	GRADE 13	
		MAX NO. OF EMPLOYEES	78		

SECTION 10. APPROPRIATIONS - EGG GRADING PROGRAM. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission - Egg Grading Program, to be payable from the Poultry and Egg Grading Fund, for personal services and operating expenses of the Arkansas Livestock and Poultry Commission - Egg Grading Program for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 1,396,413	\$ 1,423,091
(02) PERSONAL SERV MATCHING	416,322	437,491
(03) OVERTIME	250,000	250,000
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 156,086	\$ 156,086
(B) CONF. & TRAVEL	14,500	18,350
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	50,000	50,000
(E) DATA PROCESSING	0	0

TOTAL MAINT. & GEN. OPER.	220,586	224,436
(05) REIMBURSEMENT EXPENSE	1,092,529	1,092,529
(06) EGG PROMOTION EXPENSE	<u>51,100</u>	<u>64,500</u>
TOTAL AMOUNT APPROPRIATED	\$ 3,426,950	\$ 3,492,047

SECTION 11. EXTRA HELP - SWAMP FEVER TESTING PROGRAM. There is hereby authorized, for the Arkansas Livestock and Poultry Commission - Swamp Fever Testing Program for the 1989-91 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: One (1) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, for the appropriate classification.

SECTION 12. APPROPRIATIONS - SWAMP FEVER TESTING PROGRAM. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission - Swamp Fever Testing Program, to be payable from the Arkansas Livestock and Poultry Commission Fund, for personal services and operating expenses of the Arkansas Livestock and Poultry Commission - Swamp Fever Testing Program for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) EXTRA HELP	\$ 17,500	\$ 17,500
(02) PERSONAL SERV MATCHING	1,327	1,339
(03) SWAMP FEVER TESTING	<u>126,300</u>	<u>129,800</u>
TOTAL AMOUNT APPROPRIATED	\$ 145,127	\$ 148,639

SECTION 13. APPROPRIATIONS - SMALL ANIMAL TESTING PROGRAM. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission - Small Animal Testing Program, to be payable from the Arkansas Livestock and Poultry Commission Fund, for operating expenses of the Arkansas Livestock and Poultry Commission - Small Animal Testing Program for the biennial period ending June 30, 1991, the following:

ITEM	FISCAL YEARS
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NO.	1989-90		1990-91	
(01) MAINT. & GEN. OPERATION				
(A) OPER. EXPENSES	\$ 75,000	\$	75,000	
(B) CONF. & TRAVEL	0		0	
(C) PROF. FEES	0		0	
(D) CAPITAL OUTLAY	50,000		50,000	
(E) DATA PROCESSING	0		0	
TOTAL MAINT. & GEN. OPER.			125,000	125,000
TOTAL AMOUNT APPROPRIATED		\$	125,000	\$ 125,000

SECTION 14. APPROPRIATIONS - LARGE ANIMALS AND POULTRY. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission - Large Animals and Poultry, to be payable from the Arkansas Livestock and Poultry Commission Fund, for operating expenses of the Arkansas Livestock and Poultry Commission - Large Animals and Poultry for the biennial period ending June 30, 1991, the following:

ITEM	FISCAL YEARS			
NO.	1989-90		1990-91	
(01) MAINT. & GEN. OPERATION				
(A) OPER. EXPENSES	\$ 171,457	\$	171,457	
(B) CONF. & TRAVEL	0		0	
(C) PROF. FEES	0		0	
(D) CAPITAL OUTLAY	50,000		50,000	
(E) DATA PROCESSING	0		0	
TOTAL MAINT. & GEN. OPER.			221,457	221,457
TOTAL AMOUNT APPROPRIATED		\$	221,457	\$ 221,457

SECTION 15. APPROPRIATIONS - BRAND REGISTRY. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission - Brand Registry, to be payable from the Arkansas Livestock and Poultry Commission Fund, for maintenance of the brand registry book by the Arkansas Livestock and Poultry Commission for the biennial period ending June 30, 1991, the following:

ITEM	FISCAL YEARS			
NO.	1989-90		1990-91	

(01) BRAND REGISTRY \$ 4,500 \$ 6,000

SECTION 16. APPROPRIATIONS - INDEMNITIES. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be payable from the Miscellaneous Revolving Fund, for payment of authorized indemnities by the Arkansas Livestock and Poultry Commission for the biennial period ending June 30, 1991, the following:

ITEM	FISCAL YEARS	
NO. _____	1989-90 _____	1990-91 _____
(01) INDEMNITIES	\$ 45,000	\$ 45,000

SECTION 17. APPROPRIATIONS - SHOW PREMIUMS. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be payable from the State General Services Fund Account, for payment of state, district, county, district junior livestock show premiums and reimbursements by the Arkansas Livestock and Poultry Commission for the biennial period ending June 30, 1991, the following:

ITEM	FISCAL YEARS	
NO. _____	1989-90 _____	1990-91 _____
(01) STATE LIVESTOCK SHOW PREMIUMS	\$ 99,761	\$ 99,761
(02) DISTRICT LIVESTOCK SHOW PREMIUMS	\$ 99,761	\$ 99,761
(03) COUNTY LIVESTOCK SHOW PREMIUMS	\$ 299,282	\$ 299,282
(04) DISTRICT JUNIOR LIVESTOCK SHOW PREMIUMS	\$ 19,947	\$ 19,947
(05) REIMBURSEMENT	<u>4,987</u>	<u>4,987</u>
TOTAL AMOUNT APPROPRIATED	\$ 523,738	\$ 523,738

SECTION 18. APPROPRIATIONS - POULTRY INDEMNITIES - CASH. There is hereby appropriated, to the Arkansas Livestock and Poultry Commission, to be payable from cash funds of the Arkansas Livestock and Poultry Commission, for the payment of poultry indemnities by the Arkansas Livestock and Poultry Commission for the biennial period ending June 30, 1991, the following:

ITEM	FISCAL YEARS	
NO. _____	1989-90 _____	1990-91 _____

(01) POULTRY INDEMNITIES \$ 10,000 \$ 10,000

SECTION 19. Any facilities which house county, district or state fairs shall prohibit the sale of literature, pictures, clothing or other materials which are immoral, lewd, obscene, indecent or offensive. The prosecuting attorney shall be notified of any proposed sales of such material.

SECTION 20. A Junior Livestock Show is authorized for each of the five (5) Livestock Show Districts of the State. Any organization desiring to establish a District Junior Livestock Show shall make application and submit proposed organizational and operational plans therefor to the Arkansas Livestock and Poultry Commission. The Livestock and Poultry Commission is authorized to approve only one District Junior Livestock Show in each of the five (5) Livestock Show Districts. Only those District Junior Livestock Shows approved by the Livestock and Poultry Commission shall be eligible to participate in the funds appropriated in Item (04) of Section 17 hereof. Each such approved show shall be entitled to receive Four Thousand Dollars (\$4,000), or as much thereof that is available, from the funds appropriated in Item (04) of Section 17 hereof, to be used exclusively for premiums for livestock and poultry entries of Arkansas 4H and FFA members.

SECTION 21. Funds appropriated in Item (05) of Section 17 of this Act shall be used to reimburse members of high school 4H clubs, high school FFA clubs, the Arkansas Razorback State High School Rodeo Association and Miss Arkansas Rodeo for expenses incurred while representing the State of Arkansas at national conferences and events outside the State. The State 4H Association, the State FFA Association, the Arkansas Razorback State High School Rodeo Association and Miss Arkansas Rodeo shall receive funds appropriated for expense reimbursement of student members but shall be limited to \$1550 each, or so much thereof that is available, for the State 4H Association, the State FFA Association and the Arkansas Razorback State High School Rodeo Association; reimbursement of expenses for Miss Arkansas Rodeo shall be limited to \$350 per year.

Claims for expense reimbursement shall be made on behalf of student members by the president, secretary, treasurer, or other executive officer of

the association in which the student participates. Such claims shall be made on forms to be prescribed and furnished by the Commission. Each of the associations shall annually submit to the Arkansas Livestock and Poultry Commission an itemized listing of all expenditures. The receiving association shall file with the Commission a detailed listing of payees, amounts, canceled checks, receipts and invoices in support thereof. The documentation of expenditures as set forth in this section shall be maintained by the Commission until audited by the Division of Legislative Audit.

SECTION 22. OVERTIME COMPENSATION. The Livestock and Poultry - Egg and Poultry Grading Program is hereby authorized to pay ordinary, customary and necessary overtime compensation in accordance with rules and regulations promulgated by the Chief Fiscal Officer of the State to those employees, including egg and poultry grader supervisors engaged in the inspection and grading of eggs and poultry products.

SECTION 23. RESTRICTION. The Appropriation authorized for the Buffalo Gnat Control Program in Item (06) of Section 3 of this Act, shall be expended only for the control of buffalo gnats in the Arkansas counties of Miller, LaFayette, Little River and parts of Hempstead.

SECTION 24. CARRY FORWARD. Any unexpended balance of appropriation provided in Sections 6 and 7 of this Act, which remains at the close of the fiscal year ending June 30, 1990, shall be carried forward and made available for the same purpose for the fiscal year ending June 30, 1991.

SECTION 25. The funds and appropriation provided in Section 8 of this Act shall be made available to be expended by the Livestock and Poultry Commission only in such amounts to the extent of those revenues received from the fee levied under Arkansas Code 2-40-206 and on a one-to-one basis. Any general revenue funds not made available due to the shortage of income received from the fee levied under Arkansas Code 2-40-206 shall be recovered as are other general revenue balances.

SECTION 26. Arkansas Code 2-40-206 is hereby amended to read as follows:
"2-40-206. Funding of brucellosis program.

(a) In order to fund or partially fund the brucellosis control and

eradication program, there is hereby levied until July 1, 1990 a fee of one dollar (\$1.00) per head on all cattle sold in this State, after which the Arkansas Livestock and Poultry Commission shall establish the amount of the fee it feels necessary to continue the brucellosis program. The fee shall not be assessed on the resale of any cattle within ten (10) calendar days after the prior sale if the fee was paid on the prior sale.

(b)(1) The fee shall be collected by the purchaser and remitted monthly to the Director of the Department of Finance and Administration except that if the sale occurs through a livestock auction market or any other agent of the seller, the livestock auction market or other agent shall collect and remit the fee. The Director of the Department of Finance and Administration may promulgate such rules and regulations as it deems necessary to implement the collection of the fee.

(2)(A) After deducting three percent (3%) for credit to the Constitutional Officers Fund and the State Central Services Fund the remainder of funds so remitted to the Director of the Department of Finance and Administration shall be deposited in the State Treasury as special revenues and credited to the Livestock and Poultry Commission Disease and Pest Control Fund.

(B) Before the close of each fiscal year, the Chief Fiscal Officer of the State shall determine the amount of funds which will remain at the end of the fiscal year in the Livestock and Poultry Commission Disease and Pest Control Fund from fees collected under the provisions of this section. He shall allow such funds to be carried forward and made available for the same purposes in the next succeeding fiscal year."

SECTION 27. Arkansas Code 2-40-207 is hereby amended to read as follows:

"Arkansas Code 2-40-207. The costs of on-the-farm calfhood vaccination performed by the Livestock and Poultry Commission shall be paid from state or federal funds. Nothing herein shall be construed to prohibit a livestock owner from contracting with and compensating a veterinarian for vaccinating his livestock. Veterinarians shall not charge both the livestock owner and the state or federal government for the same calfhood vaccination."

SECTION 28. Of the amount of capital outlay appropriated in Item (04)(D) of Section 3 of this Act, an amount not to exceed \$15,000 of the appropriation for fiscal year 1990 shall be used to purchase a four-wheel-drive vehicle which shall be made available to the State Veterinarian of the Livestock and

Poultry Commission for use in his official capacity.

SECTION 29. 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 Purchasing 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 30. 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 31. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code. Act 736 of 1989 is hereby repealed.

SECTION 32. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1989 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 Regular Session, the delay in the effective date of this Act beyond July 1, 1989 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, 1989.