

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003

A Bill

HOUSE BILL 1356

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By: Representatives Sullivan, Bennett, Bolin, Cowling, Dickinson, D. Evans, L. Evans, Hathorn,
Hickinbotham, Mack, Milligan, Oglesby, Pate, L. Prater, Jeffrey, Scroggin, Stovall, Thomas, Thomason,
Verkamp, Walters, Weaver, Scrimshire

For An Act To Be Entitled

AN ACT TO PROTECT LIVESTOCK AND POULTRY PRODUCERS
FROM UNFAIR REBUILDING COSTS AFTER NATURAL
DISASTERS; AND FOR OTHER PURPOSES.

Subtitle

AN ACT TO PROTECT LIVESTOCK AND POULTRY
PRODUCERS FROM UNFAIR REBUILDING COSTS
AFTER NATURAL DISASTERS.

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

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SECTION 1. Arkansas Code Title 2, Chapter 1, Subchapter 1 is amended
to add an additional section to read as follows:

2-1-102. Contracts - natural disasters.

(a)(1) In all agricultural contracts between a contractor and a
producer, the contractor shall permit the producer to rebuild to the same
standard as before the disaster, an agricultural facility damaged or
destroyed by a natural disaster.

(2) The producer may use:

(A) Any salvage material that is of reasonable quality;
and

(B) Any foundations, footings, pads, or locations not
damaged beyond repair.

(b) For purposes of this section:

(1) "Agricultural contract" means any written contract between a

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1 contractor and a producer;

2 (2) "Agricultural facility" means, but is not limited to, any plant,
3 facility, structure, or establishment used for the feeding, growing,
4 production, holding, processing, storage, or distribution for commercial
5 purposes of livestock, poultry, swine, or products derived from any of them;

6 (3) "Contractor" means a person who in the ordinary course of business
7 buys agricultural commodities grown or raised in this state or who contracts
8 with a producer to grow or raise agricultural commodities in this state; and

9 (4) "Producer" means a person who produces or causes to be produced
10 livestock or poultry or both in a quantity beyond the person's own family use
11 and:

12 (A) Is able to transfer title to another; or

13 (B) Provides management, labor, machinery, facilities, or any
14 other production input for the production of an agricultural commodity.

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