

ARKANSAS SENATE  
94th General Assembly - Fiscal Session, 2024  
Amendment Form

DRAFT

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Subtitle of Senate Bill No. 63

AN ACT FOR THE DEPARTMENT OF AGRICULTURE APPROPRIATION FOR THE 2024-2025 FISCAL YEAR.

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Amendment No. \_\_\_\_ to Senate Bill No. 63

Amend Senate Bill No. 63 as engrossed S4/15/24 (version: 4/15/2024 2:26:59 PM):

Page 25, immediately following Section 44 insert new SECTIONS to read as follows:

" SECTION 45. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 2-40-206 is repealed.

~~2-40-206. Funding of bovine disease program.~~

~~(a)(1)(A) In order to fund or partially fund the bovine disease control and eradication program, there is levied a fee of one dollar (\$1.00) per head on all cattle sold in this state to be used for the bovine disease control and eradication program.~~

~~(B)(i) However, if the Director of the Arkansas Livestock and Poultry Commission determines there is an emergency, the Arkansas Livestock and Poultry Commission may promulgate a rule to temporarily raise the fee set in subdivision (a)(1)(A) of this section after receiving approval of the rule from the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee.~~

~~(ii) A rule adopted to raise the fee under this subdivision (a)(1)(B) shall be effective only during the period of time the emergency persists or for one (1) year, whichever is shorter.~~

~~(iii) If an emergency persists after one (1) year, the commission may promulgate a rule to extend the increased fee for additional one-year periods by following the procedures stated in subdivision~~

~~(a)(1)(B)(i) of this section each year the rule increasing the fee is to be effective.~~

~~(iv) The commission shall not adopt an emergency rule to raise the fee under this subdivision (a)(1)(B).~~

~~(2) 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 Secretary 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 Secretary of the Department of Finance and Administration may promulgate such rules as he or she 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 Secretary of the Department of Finance and Administration shall be deposited into 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 or she shall allow such funds to be carried forward and made available for the same purposes in the next succeeding fiscal year.~~

~~(C) The Secretary of the Department of Finance and Administration shall release all information related to the fee levied per head on all cattle sold in the state to be used for the bovine disease control and eradication fund when requested by the Secretary of the Department of Agriculture.~~

SECTION 46. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 19-6-301(126), concerning special revenues, is repealed.

~~(126) Those portions of vaccination fees imposed at livestock markets, as enacted by Acts 1985, No. 150, and Acts 1985, No. 151, § 2-40-~~

~~206, and that portion of all fines and penalties resulting from arrests made or citations issued by Arkansas Livestock and Poultry Commission enforcement officers, § 2-33-113(b) [repealed];~~

SECTION 47. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code § 19-6-448 is amended to read as follows:

19-6-448. Livestock and Poultry Commission Disease and Pest Control Fund.

The Livestock and Poultry Commission Disease and Pest Control Fund shall consist of any funds authorized by law ~~and those special revenues as specified in § 19-6-301(126), there to be used in order to fund or partially fund the bovine disease control and eradication program as provided in § 2-40-206~~ and shall be used by the Department of Agriculture for expenses associated with livestock and poultry disease and pest control."

and

Appropriately renumber the SECTIONS of the bill.

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator Dees

KCS/SK - 04-16-2024 11:01:28

KCS042

\_\_\_\_\_  
Secretary

1 State of Arkansas  
2 94th General Assembly  
3 Fiscal Session, 2024  
4

As Engrossed: S4/15/24

# A Bill

SENATE BILL 63

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF  
10 AGRICULTURE FOR THE FISCAL YEAR ENDING JUNE 30, 2025;  
11 AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE DEPARTMENT OF AGRICULTURE  
15 APPROPRIATION FOR THE 2024-2025 FISCAL  
16 YEAR.  
17  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
21

22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby  
23 established for the Department of Agriculture for the 2024-2025 fiscal year,  
24 the following maximum number of regular employees.  
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2024-2025
30	(1) SC001	SECRETARY OF AGRICULTURE	1	GRADE SE05
31	(2) U072U	DEPUTY SECRETARY OF AGRICULTURE	1	GRADE SE02
32	(3) U057U	AGRI LABORATORY DIRECTOR	1	GRADE SE01
33	(4) L104C	AGRI LABORATORY COORDINATOR	1	GRADE MP04
34	(5) D022N	IT SENIOR PROJECT MANAGER	1	GRADE IT09
35	(6) D007C	INFORMATION SYSTEMS MANAGER	2	GRADE IT08
36	(7) D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE IT05



1 REFUND TO EXPENDITURE. The Arkansas Forestry Commission is authorized to  
2 charge fees to federal agencies and other states to reimburse the Commission  
3 for expenditures made on behalf of these governmental units. These fees  
4 shall be deposited into the State Forestry Fund in the State Treasury as a  
5 refund to expenditure.

6 The provisions of this section shall be in effect only from July 1, ~~2023~~  
7 2024 through June 30, ~~2024~~ 2025.

8

9 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

11 PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall establish  
12 upon request for the Arkansas Agriculture Department a special Promotional  
13 Items appropriation to be used in the acquisition of promotional items.  
14 When the Arkansas Agriculture Department wishes to transfer from its  
15 operating expenses to the promotional items line, the request shall be  
16 forwarded by the Arkansas Agriculture Department to the Chief Fiscal Officer  
17 of the State for processing and for prior approval by the Arkansas  
18 Legislative Council or Joint Budget Committee. Determining the maximum  
19 number of employees and the maximum amount of appropriation and general  
20 revenue funding for a state agency each fiscal year is the prerogative of the  
21 General Assembly. This is usually accomplished by delineating such maximums  
22 in the appropriation act(s) for a state agency and the general revenue  
23 allocations authorized for each fund and fund account by amendment to the  
24 Revenue Stabilization law. Further, the General Assembly has determined that  
25 the Arkansas Agriculture Department may operate more efficiently if some  
26 flexibility is provided to the Arkansas Agriculture Department authorizing  
27 broad powers under this Section. Therefore, it is both necessary and  
28 appropriate that the General Assembly maintain oversight by requiring prior  
29 approval of the Legislative Council or Joint Budget Committee as provided by  
30 this section. The requirement of approval by the Legislative Council or  
31 Joint Budget Committee is not a severable part of this section. If the  
32 requirement of approval by the Legislative Council or Joint Budget Committee  
33 is ruled unconstitutional by a court of competent jurisdiction, this entire  
34 section is void.

35 The provisions of this section shall be in effect only from July 1, ~~2023~~  
36 2024 through June 30, ~~2024~~ 2025.