

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.

Act 1839 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H3/15/05

A Bill

HOUSE BILL 1319

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE STATE
11 PLANT BOARD FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 2007; AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE STATE PLANT BOARD
16 APPROPRIATION FOR THE 2005-2007
17 BIENNIUM.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES - ADMINISTRATION/PEST CONTROL. There is
24 hereby established for the State Plant Board for the 2005-2007 biennium, the
25 following maximum number of regular employees whose salaries shall be
26 governed by the provisions of the Uniform Classification and Compensation Act
27 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
28 thereto. Provided, however, that any position to which a specific maximum
29 annual salary is set out herein in dollars, shall be exempt from the
30 provisions of said Uniform Classification and Compensation Act. All persons
31 occupying positions authorized herein are hereby governed by the provisions
32 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
33 101), or its successor.
34

35 Maximum Annual



1				Maximum	Salary Rate	
2	Item	Class		No. of	Fiscal Years	
3	No.	Code	Title	Employees	2005-2006	2006-2007
4	(1)	9915	PLANT BOARD DIRECTOR	1	\$86,115	\$88,301
5	(2)	047Z	PLANT BOARD ASSISTANT DIRECTOR	1	GRADE	25
6	(3)	050Z	PLANT BOARD DIRECTOR MARKETING	1	GRADE	23
7	(4)	051Z	PLANT BOARD DIRECTOR PLANT IND	1	GRADE	23
8	(5)	913Z	PLANT BOARD DIRECTOR FEED/SEED	3	GRADE	23
9	(6)	B012	CHEMIST SUPERVISOR	1	GRADE	23
10	(7)	D066	SYSTEMS COORDINATION ANALYST II	1	GRADE	22
11	(8)	A032	AGENCY FISCAL MANAGER	1	GRADE	22
12	(9)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE	22
13	(10)	A008	ACCOUNTING SUPERVISOR II	1	GRADE	21
14	(11)	D036	SR PROGRAMMER/ANALYST	1	GRADE	21
15	(12)	R202	ASST DIR FEED, FERT, PEST	4	GRADE	21
16	(13)	R214	SEED CERTIFICATION MANAGER	1	GRADE	21
17	(14)	R286	PEST CONTROL MANAGER	1	GRADE	21
18	(15)	R298	AGENCY PROGRAM COORDINATOR	2	GRADE	21
19	(16)	Q096	PLANT BOARD FIELD SUPV	4	GRADE	20
20	(17)	A006	ACCOUNTING SUPERVISOR I	1	GRADE	20
21	(18)	B036	SEED ANALYST SUPERVISOR	1	GRADE	20
22	(19)	B010	CHEMIST II	8	GRADE	20
23	(20)	Q160	PLANT BOARD AGRI SPECIALIST II	21	GRADE	19
24	(21)	Q054	PEST CONTROL INSPECTOR SUPV	1	GRADE	19
25	(22)	R030	ASST PERSONNEL MANAGER	1	GRADE	19
26	(23)	B025	SEED ANALYST III	6	GRADE	18
27	(24)	A111	ACCOUNTANT	1	GRADE	18
28	(25)	R010	ADMINISTRATIVE ASSISTANT II	2	GRADE	17
29	(26)	Q052	PEST CONTROL INSPECTOR II	5	GRADE	17
30	(27)	B029	SEED ANALYST II	2	GRADE	16
31	(28)	B011	CHEMIST INTERN	1	GRADE	16
32	(29)	A063	PAYROLL OFFICER	1	GRADE	15
33	(30)	A108	ACCOUNTING TECHNICIAN II	1	GRADE	15
34	(31)	K105	REPROD EQUIPMENT OPERATOR SUPV	1	GRADE	15
35	(32)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE	15
36	(33)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	2	GRADE	14

1	(34)	B049	LABORATORY TECHNICIAN II	1	GRADE 13
2	(35)	K153	SECRETARY II	7	GRADE 13
3	(36)	K155	SECRETARY I	<u>2</u>	GRADE 11
4			MAX. NO. OF EMPLOYEES	91	

5

6 SECTION 2. EXTRA HELP - ADMINISTRATION/PEST CONTROL. There is hereby
 7 authorized, for the State Plant Board for the 2005-2007 biennium, the
 8 following maximum number of part-time or temporary employees, to be known as
 9 "Extra Help", payable from funds appropriated herein for such purposes:
 10 twenty five (25) temporary or part-time employees, when needed, at rates of
 11 pay not to exceed those provided in the Uniform Classification and
 12 Compensation Act, or its successor, or this act for the appropriate
 13 classification.

14

15 SECTION 3. APPROPRIATION - ADMINISTRATION/PEST CONTROL. There is hereby
 16 appropriated, to the State Plant Board, to be payable from the Plant Board
 17 Fund, for personal services and operating expenses of the State Plant Board
 18 for the biennial period ending June 30, 2007, the following:

20	ITEM		FISCAL YEARS	
21	<u>NO.</u>		<u>2005-2006</u>	<u>2006-2007</u>
22	(01)	REGULAR SALARIES	\$ 3,218,243	\$ 3,312,785
23	(02)	EXTRA HELP	75,460	75,460
24	(03)	PERSONAL SERVICES MATCHING	973,876	991,969
25	(04)	OVERTIME	9,000	9,000
26	(05)	MAINT. & GEN. OPERATION		
27	(A)	OPER. EXPENSE	1,257,410	1,257,410
28	(B)	CONF. & TRAVEL	76,613	76,613
29	(C)	PROF. FEES	244,510	244,510
30	(D)	CAP. OUTLAY	310,500	300,000
31	(E)	DATA PROC.	0	0
32	(06)	PEST ERADICATION	<u>1,000,000</u>	<u>1,000,000</u>
33		TOTAL AMOUNT APPROPRIATED	<u>\$ 7,165,612</u>	<u>\$ 7,267,747</u>

34

35 SECTION 4. REGULAR SALARIES - BUREAU OF STANDARDS. There is hereby
 36 established for the State Plant Board - Bureau of Standards for the 2005-2007

1 biennium, the following maximum number of regular employees whose salaries
 2 shall be governed by the provisions of the Uniform Classification and
 3 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
 4 all laws amendatory thereto. Provided, however, that any position to which a
 5 specific maximum annual salary is set out herein in dollars, shall be exempt
 6 from the provisions of said Uniform Classification and Compensation Act. All
 7 persons occupying positions authorized herein are hereby governed by the
 8 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
 9 Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2005-2006	2006-2007
15	(1) 7137	ARKANSAS BUREAU OF STANDARDS DIR	1	\$79,970	\$82,039
16	(2) B012	CHEMIST SUPERVISOR	1	GRADE	23
17	(3) B094	BUREAU OF STANDARDS LAB SUPV	1	GRADE	21
18	(4) B010	CHEMIST II	5	GRADE	20
19	(5) B063	METROLOGIST	1	GRADE	18
20	(6) B071	MOISTURE METER LABORATORY TECH	1	GRADE	18
21	(7) Q033	LIQUIFIED PETROLEUM GAS INSPECTOR	2	GRADE	18
22	(8) X412	WEIGHTS & MEASURES INVEST SUPV	1	GRADE	18
23	(9) R010	ADMINISTRATIVE ASSISTANT II	1	GRADE	17
24	(10) X411	WEIGHTS & MEASURES INVEST II	14	GRADE	16
25	(11) Q112	PETROLEUM PROD TEST TECHNICIAN	1	GRADE	16
26	(12) Q049	MOISTURE METER INSPECTOR	1	GRADE	15
27	(13) K153	SECRETARY II	<u>2</u>	GRADE	13
28		MAX. NO. OF EMPLOYEES	32		

30 SECTION 5. APPROPRIATION - BUREAU OF STANDARDS. There is hereby
 31 appropriated, to the State Plant Board, to be payable from the Plant Board
 32 Fund, for personal services and operating expenses of the State Plant Board -
 33 Bureau of Standards for the biennial period ending June 30, 2007, the
 34 following:

36 ITEM FISCAL YEARS

1	<u>NO.</u>		<u>2005-2006</u>		<u>2006-2007</u>
2	(01)	REGULAR SALARIES	\$ 1,076,853	\$	1,108,738
3	(02)	PERSONAL SERVICES MATCHING	328,991		335,093
4	(03)	MAINT. & GEN. OPERATION			
5	(A)	OPER. EXPENSE	280,516		280,516
6	(B)	CONF. & TRAVEL	14,746		14,746
7	(C)	PROF. FEES	3,500		3,500
8	(D)	CAP. OUTLAY	64,000		57,000
9	(E)	DATA PROC.	<u>0</u>		<u>0</u>
10		TOTAL AMOUNT APPROPRIATED	<u>\$ 1,768,606</u>	<u>\$</u>	<u>1,799,593</u>

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12 SECTION 6. REGULAR SALARIES - SURVEY AND QUARANTINE. There is hereby
 13 established for the State Plant Board - Survey and Quarantine for the 2005-
 14 2007 biennium, the following maximum number of regular employees whose
 15 salaries shall be governed by the provisions of the Uniform Classification
 16 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 17 and all laws amendatory thereto. Provided, however, that any position to
 18 which a specific maximum annual salary is set out herein in dollars, shall be
 19 exempt from the provisions of said Uniform Classification and Compensation
 20 Act. All persons occupying positions authorized herein are hereby governed
 21 by the provisions of the Regular Salaries Procedures and Restrictions Act
 22 (Arkansas Code §21-5-101), or its successor.

23

24			Maximum Annual			
25			Maximum	Salary Rate		
26	Item	Class	No. of	Fiscal Years		
27	<u>No.</u>	<u>Code</u>	<u>Title</u>	<u>Employees</u>	<u>2005-2006</u>	<u>2006-2007</u>
28	(1)	Q098	PLANT BOARD INSPECTION MANAGER	1	GRADE 21	
29	(2)	Q160	PLANT BOARD AGRI SPECIALIST II	6	GRADE 19	
30	(3)	B029	SEED ANALYST II	1	GRADE 16	
31	(4)	K153	SECRETARY II	1	GRADE 13	
32	(5)	K155	SECRETARY I	<u>1</u>	GRADE 11	
33			MAX. NO. OF EMPLOYEES	10		

34

35 SECTION 7. APPROPRIATION - SURVEY AND QUARANTINE. There is hereby
 36 appropriated, to the State Plant Board, to be payable from the Plant Board

1 Fund, for personal services and operating expenses of the State Plant Board -
 2 Survey and Quarantine for the biennial period ending June 30, 2007, the
 3 following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 319,845	\$ 329,482
(02) PERSONAL SERVICES MATCHING	99,619	101,464
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	134,027	134,027
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) BOLL WEEVIL PROGRAM	<u>30,000</u>	<u>30,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 583,491</u>	<u>\$ 594,973</u>

18 SECTION 8. REGULAR SALARIES - PUBLIC GRAIN WAREHOUSE INSPECTION PROGRAM.
 19 There is hereby established for the State Plant Board - Public Grain
 20 Warehouse Inspection Program for the 2005-2007 biennium, the following
 21 maximum number of regular employees whose salaries shall be governed by the
 22 provisions of the Uniform Classification and Compensation Act (Arkansas Code
 23 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
 24 Provided, however, that any position to which a specific maximum annual
 25 salary is set out herein in dollars, shall be exempt from the provisions of
 26 said Uniform Classification and Compensation Act. All persons occupying
 27 positions authorized herein are hereby governed by the provisions of the
 28 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
 29 or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2005-2006	2006-2007
35	(1)	Q110 MGR GRAIN WRHSE & CATFISH PROC SECT	1	GRADE 21	
36	(2)	A118 GRAIN FIELD AUDITOR	3	GRADE 18	

1 (3) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY 1 GRADE 14
 2 MAX. NO. OF EMPLOYEES 5
 3

4 SECTION 9. APPROPRIATION - PUBLIC GRAIN WAREHOUSE INSPECTION PROGRAM.

5 There is hereby appropriated, to the State Plant Board, to be payable from
 6 the Plant Board Fund, for personal services and operating expenses of the
 7 State Plant Board - Public Grain Warehouse Inspection Program for the
 8 biennial period ending June 30, 2007, the following:
 9

10 ITEM	11 FISCAL YEARS	
12 NO.	2005-2006	2006-2007
13 (01) REGULAR SALARIES	\$ 153,187	\$ 157,780
14 (02) PERSONAL SERVICES MATCHING	48,521	49,400
15 (03) MAINT. & GEN. OPERATION		
16 (A) OPER. EXPENSE	67,935	67,935
17 (B) CONF. & TRAVEL	4,613	4,613
18 (C) PROF. FEES	1,200	1,200
19 (D) CAP. OUTLAY	0	0
20 (E) DATA PROC.	<u>0</u>	<u>0</u>
21 TOTAL AMOUNT APPROPRIATED	<u>\$ 275,456</u>	<u>\$ 280,928</u>

22 SECTION 10. REGULAR SALARIES - PESTICIDE SURVEILLANCE. There is hereby
 23 established for the State Plant Board - Pesticide Surveillance for the 2005-
 24 2007 biennium, the following maximum number of regular employees whose
 25 salaries shall be governed by the provisions of the Uniform Classification
 26 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 27 and all laws amendatory thereto. Provided, however, that any position to
 28 which a specific maximum annual salary is set out herein in dollars, shall be
 29 exempt from the provisions of said Uniform Classification and Compensation
 30 Act. All persons occupying positions authorized herein are hereby governed
 31 by the provisions of the Regular Salaries Procedures and Restrictions Act
 32 (Arkansas Code §21-5-101), or its successor.
 33

34		Maximum Annual
35	Maximum	Salary Rate
36	No. of	Fiscal Years
Item Class		

No.	Code	Title	Employees	2005-2006	2006-2007
(1)	Q160	PLANT BOARD AGRI SPECIALIST II	<u>5</u>		GRADE 19
		MAX. NO. OF EMPLOYEES	5		

SECTION 11. APPROPRIATION - PESTICIDE SURVEILLANCE. There is hereby appropriated, to the State Plant Board, to be payable from the Plant Board Fund, for personal services and operating expenses of the State Plant Board - Pesticide Surveillance for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 200,075	\$ 206,075
(02) PERSONAL SERVICES MATCHING	57,494	58,643
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	52,066	52,066
(B) CONF. & TRAVEL	6,000	6,000
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 315,635</u>	<u>\$ 322,784</u>

SECTION 12. REGULAR SALARIES - APIARY. There is hereby established for the State Plant Board - Apiary for the 2005-2007 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), 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 (Arkansas Code §21-5-101), or its successor.

Maximum	Maximum Annual Salary Rate
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Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	2005-2006	2006-2007
3	(1)	Q098	PLANT BOARD INSPECTION MANAGER	1	GRADE 21
4	(2)	Q031	APIARY INSPECTOR	2	GRADE 16
5	(3)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	<u>1</u>	GRADE 14
6			MAX. NO. OF EMPLOYEES	4	

SECTION 13. EXTRA HELP - APIARY. There is hereby authorized, for the State Plant Board - Apiary for the 2005-2007 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: eight (8) 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, or this act for the appropriate classification.

SECTION 14. APPROPRIATION - APIARY. There is hereby appropriated, to the State Plant Board, to be payable from the Plant Board Fund, for personal services and operating expenses of the State Plant Board - Apiary for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 110,938	\$ 114,264
(02) EXTRA HELP	12,000	12,000
(03) PERSONAL SERVICES MATCHING	37,558	38,196
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	51,094	51,094
(B) CONF. & TRAVEL	2,400	2,400
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 213,990</u>	<u>\$ 217,954</u>

SECTION 15. REGULAR SALARIES - PRODUCT MARKETING PROGRAM. There is hereby established for the State Plant Board - Product Marketing Program for the 2005-2007 biennium, the following maximum number of regular employees whose

1 salaries shall be governed by the provisions of the Uniform Classification
 2 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
 3 and all laws amendatory thereto. Provided, however, that any position to
 4 which a specific maximum annual salary is set out herein in dollars, shall be
 5 exempt from the provisions of said Uniform Classification and Compensation
 6 Act. All persons occupying positions authorized herein are hereby governed
 7 by the provisions of the Regular Salaries Procedures and Restrictions Act
 8 (Arkansas Code §21-5-101), or its successor.

Item	Class	Maximum	Maximum Annual	
No.	Code	No. of	Salary Rate	
		Employees	Fiscal Years	
No.	Code	Title	2005-2006	2006-2007
14	(1) 050Z	PLANT BOARD DIRECTOR MARKETING	<u>1</u>	GRADE 23
15		MAX. NO. OF EMPLOYEES	1	

17 SECTION 16. APPROPRIATION - PRODUCT MARKETING PROGRAM. There is hereby
 18 appropriated, to the State Plant Board, to be payable from the federal funds
 19 as designated by the Chief Fiscal Officer of the State, for personal services
 20 and operating expenses of the State Plant Board - Product Marketing Program
 21 for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
NO.	2005-2006	2006-2007
25 (01) REGULAR SALARIES	\$ 34,475	\$ 35,509
26 (02) PERSONAL SERVICES MATCHING	10,438	10,636
27 (03) MAINT. & GEN. OPERATION		
28 (A) OPER. EXPENSE	14,000	14,000
29 (B) CONF. & TRAVEL	6,000	6,000
30 (C) PROF. FEES	123,601	123,601
31 (D) CAP. OUTLAY	0	0
32 (E) DATA PROC.	<u>0</u>	<u>0</u>
33 TOTAL AMOUNT APPROPRIATED	<u>\$ 188,514</u>	<u>\$ 189,746</u>

35 SECTION 17. APPROPRIATIONS - REFUNDS/TRANSFERS. There is hereby
 36 appropriated, to the State Plant Board, to be payable from cash funds as

1 defined by Arkansas Code 19-4-801 of the State Plant Board, for refunds and
 2 transfers to the State Treasury by the State Plant Board for the biennial
 3 period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) REFUNDS/TRANSFERS TO STATE TREASURY	\$ <u>6,765,100</u>	\$ <u>6,765,100</u>

9 SECTION 18. APPROPRIATION - PESTICIDE/PLANT REGULATORY PROGRAM. There is
 10 hereby appropriated, to the State Plant Board, to be payable from the
 11 Abandoned Agricultural Pesticide and Plant Regulator Disposal Trust Fund, for
 12 operating expenses of the State Plant Board - Pesticide/Plant Regulatory
 13 Program for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 750,000	\$ 750,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	\$ <u>750,000</u>	\$ <u>750,000</u>

25 SECTION 19. APPROPRIATION - U OF A AGRICULTURE SCHOLARSHIPS. There is
 26 hereby appropriated, to the State Plant Board, to be payable from the Plant
 27 Board Fund, for grants for internships and scholarships from civil penalties
 28 collected by the State Plant Board for the biennial period ending June 30,
 29 2007, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) GRANT TO THE UNIV OF ARK-DIV. OF AGRICULTURE FOR INTERNSHIPS & SCHOLARSHIPS	\$ <u>5,000</u>	\$ <u>5,000</u>

SECTION 20. APPROPRIATION - ASU AGRICULTURE SCHOLASHIPS. There is hereby appropriated, to the State Plant Board, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the State Plant Board for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) GRANT TO THE ARK ST UNIV COLLEGE OF AGRICULTURE FOR INTERNSHIPS & SCHOLARSHIPS	\$ 5,000	\$ 5,000

SECTION 21. APPROPRIATION - AR TECH AGRICULTURE SCHOLARSHIPS. There is hereby appropriated, to the State Plant Board, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the State Plant Board for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) GRANT TO THE ARK TECH UNIV AGRICULTURE DEPT FOR INTERNSHIPS & SCHOLARSHIPS	\$ 5,000	\$ 5,000

SECTION 22. APPROPRIATION - SAU AGRICULTURE SCHOLARSHIPS. There is hereby appropriated, to the State Plant Board, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the State Plant Board for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) GRANT TO THE SOUTHERN ARKANSAS UNIVERSITY AGRICULTURE DEPT FOR INTERNSHIPS & SCHOLARSHIPS	\$ 5,000	\$ 5,000

SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
2 PROVISION - PEST ERADICATION. During either fiscal year of the ~~2003-2005~~
3 2005-2007 Biennium, if the State Plant Board determines that the demands of
4 pest eradication efforts require additional personnel expenses, with the
5 approval of the Chief Fiscal Officer of the State and review by the
6 Legislative Council, appropriations may be transferred from the Pest
7 Eradication Program special line item to the line items for Regular Salaries,
8 Extra Help, Overtime, and Personal Services Matching.

9 The provisions of this section shall be in effect only from July 1, ~~2003~~
10 2005 through June 30, ~~2005~~ 2007.

11
12 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
14 BALANCES - PLANT BOARD FUND. (A) For all appropriations as provided in this
15 Act, the agency disbursing officer shall monitor the level of fund balances
16 in relation to expenditures on a monthly basis. If any proposed expenditures
17 would cause the Plant Board Fund to decline below one million one hundred
18 seventy three thousand three hundred nine dollars (\$1,173,309), the
19 disbursing officer shall immediately notify the executive head of the agency.
20 Prior to any obligations being made under these circumstances, the agency
21 head shall file written documentation with the Chief Fiscal Officer of the
22 State requesting approval of the expenditures. Such documentation shall
23 provide sufficient financial data to justify the expenditures and shall
24 include the following:

- 25 1) a plan that clearly indicates the specific fiscal impact of such
26 expenditures on the fund balance.
- 27 2) information clearly indicating and explaining what programs would be cut
28 or any other measures to be taken by the agency to restore the fund balance.
- 29 3) the extent to which any of the planned expenditures are for one-time costs
30 or one-time purchase of capitalized items.
- 31 4) a statement certifying that the expenditure of fund balances will not
32 jeopardize the financial health of the agency, nor result in a permanent
33 depletion of the fund balance.

34 (B) The Chief Fiscal Officer of the State shall review the request and
35 approve or disapprove all or any part of the request, after having sought
36 prior review by the Legislative Council.

1 The provisions of this section shall be in effect only from July 1, 2003
2 2005 through June 30, ~~2005~~ 2007.

3
4 SECTION 25. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
5 by this act shall be limited to the appropriation for such agency and funds
6 made available by law for the support of such appropriations; and the
7 restrictions of the State Procurement Law, the General Accounting and
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
9 Procedures and Restrictions Act, or their successors, and other fiscal
10 control laws of this State, where applicable, and regulations promulgated by
11 the Department of Finance and Administration, as authorized by law, shall be
12 strictly complied with in disbursement of said funds.

13
14 SECTION 26. LEGISLATIVE INTENT. It is the intent of the General Assembly
15 that any funds disbursed under the authority of the appropriations contained
16 in this act shall be in compliance with the stated reasons for which this act
17 was adopted, as evidenced by the Agency Requests, Executive Recommendations
18 and Legislative Recommendations contained in the budget manuals prepared by
19 the Department of Finance and Administration, letters, or summarized oral
20 testimony in the official minutes of the Arkansas Legislative Council or
21 Joint Budget Committee which relate to its passage and adoption.

22
23 SECTION 27. EMERGENCY CLAUSE. It is found and determined by the General
24 Assembly, that the Constitution of the State of Arkansas prohibits the
25 appropriation of funds for more than a two (2) year period; that the
26 effectiveness of this Act on July 1, 2005 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the Regular Session, the delay in the effective
29 date of this Act beyond July 1, 2005 could work irreparable harm upon the
30 proper administration and provision of essential governmental programs.
31 Therefore, an emergency is hereby declared to exist and this Act being
32 necessary for the immediate preservation of the public peace, health and
33 safety shall be in full force and effect from and after July 1, 2005.

34
35 */s/ Joint Budget Committee*

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APPROVED: 04/08/2005