

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 1435 of the Regular Session

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009

As Engrossed: S4/1/09

A Bill

SENATE BILL 666

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5 By: Senator Bryles  
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8 **For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS  
10 AGRICULTURE DEPARTMENT - LIVESTOCK AND POULTRY  
11 FOR A STORAGE FACILITY; AND FOR OTHER PURPOSES.  
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14 **Subtitle**

15 AN ACT FOR THE ARKANSAS AGRICULTURE  
16 DEPARTMENT - LIVESTOCK AND POULTRY -  
17 STORAGE FACILITY GENERAL IMPROVEMENT  
18 APPROPRIATION.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. APPROPRIATION - STORAGE FACILITY. There is hereby  
24 appropriated, to the Arkansas Agriculture Department, to be payable from the  
25 General Improvement Fund or its successor fund or fund accounts, the  
26 following:

27 (A) For construction of a storage building and secure fence for storage of  
28 Emergency Response and other equipment for the Livestock and Poultry  
29 Commission, the sum of .....\$200,000.  
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31 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The  
33 appropriation found in Section 62 of Act 1242 of 2007 for the maintenance and  
34 operating expenses of the Arkansas Agriculture Department shall also be  
35 deemed to include costs for construction of a storage building and secure



1 fence for storage of Emergency Response and other equipment of the Livestock  
2 and Poultry Commission.

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4 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As  
6 referenced in Section 3 of Act 1202 of 2007 and Section 3 of Act 1753 of  
7 2007, the authorized funding for the Arkansas Agriculture Department for  
8 maintenance and operating expenses shall also be deemed to include costs for  
9 construction of a storage building and secure fence for storage of Emergency  
10 Response and other equipment of the Livestock and Poultry Commission.

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12 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
13 obligations otherwise incurred in relation to the project or projects  
14 described herein in excess of the State Treasury funds actually available  
15 therefor as provided by law. Provided, however, that institutions and  
16 agencies listed herein shall have the authority to accept and use grants and  
17 donations including Federal funds, and to use its unobligated cash income or  
18 funds, or both available to it, for the purpose of supplementing the State  
19 Treasury funds for financing the entire costs of the project or projects  
20 enumerated herein. Provided further, that the appropriations and funds  
21 otherwise provided by the General Assembly for Maintenance and General  
22 Operations of the agency or institutions receiving appropriation herein shall  
23 not be used for any of the purposes as appropriated in this act.

24 (B) The restrictions of any applicable provisions of the State Purchasing  
25 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
26 Stabilization Law and any other applicable fiscal control laws of this State  
27 and regulations promulgated by the Department of Finance and Administration,  
28 as authorized by law, shall be strictly complied with in disbursement of any  
29 funds provided by this act unless specifically provided otherwise by law.

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31 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
32 that any funds disbursed under the authority of the appropriations contained  
33 in this act shall be in compliance with the stated reasons for which this act  
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
35 and Legislative Recommendations contained in the budget manuals prepared by  
36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or  
2 Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
5 Assembly, that the Constitution of the State of Arkansas prohibits the  
6 appropriation of funds for more than a one (1) year period; that the  
7 effectiveness of this Act on July 1, 2009 is essential to the operation of  
8 the agency for which the appropriations in this Act are provided; with the  
9 exception that Section 2 and Section 3 in this Act shall be in full force and  
10 effect from and after the date of its passage and approval, and that in the  
11 event of an extension of the Regular Session, the delay in the effective date  
12 of this Act beyond July 1, 2009, with the exception that Section 2 and  
13 Section 3 in this Act shall be in full force and effect from and after the  
14 date of its passage and approval, could work irreparable harm upon the proper  
15 administration and provision of essential governmental programs. Therefore,  
16 an emergency is hereby declared to exist and this Act being necessary for the  
17 immediate preservation of the public peace, health and safety shall be in  
18 full force and effect from and after July 1, 2009; with the exception that  
19 Section 2 and Section 3 in this Act shall be in full force and effect from  
20 and after the date of its passage and approval.

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22 /s/ Bryles

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24 **APPROVED: 4/9/2009**