

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

# A Bill

SENATE BILL 331

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS  
10 AGRICULTURE DEPARTMENT; AND FOR OTHER PURPOSES.  
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## Subtitle

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14 AN ACT FOR THE ARKANSAS AGRICULTURE  
15 DEPARTMENT REAPPROPRIATION.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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### SECTION 1. REAPPROPRIATION - DEVELOPMENT AND ENHANCEMENT FUND PROJECTS.

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21 There is hereby appropriated, to the Arkansas Agriculture Department, to be  
22 payable from the Development and Enhancement Fund, for the Arkansas  
23 Agriculture Department the following:

24 (A) Effective July 1, 2019, the balance of the appropriation provided  
25 in Item (A) of Section 1 of Act 39 of 2018, for various maintenance,  
26 renovation, equipping, professional services contracts for air tankers,  
27 construction, acquisition, improvement, upgrade, and repair of real property  
28 and facilities, personal services and operational expenses related to  
29 agricultural disasters, in a sum not to exceed .....\$18,690.

30 (B) Effective July 1, 2019, the balance of the appropriation provided  
31 in Item (B) of Section 1 of Act 39 of 2018, for various maintenance,  
32 renovation, equipping, professional services contracts for air tankers,  
33 construction, acquisition, improvement, upgrade, and repair of real property  
34 and facilities, in a sum not to exceed .....\$22,210.

35 (C) Effective July 1, 2019, the balance of the appropriation provided  
36 in Item (C) of Section 1 of Act 39 of 2018, for various maintenance,



1 renovation, equipping, professional services contracts for air tankers,  
2 construction, acquisition, improvement, upgrade, repair of real property and  
3 facilities, personal services and operational expenses related to  
4 agricultural disasters, in a sum not to exceed .....\$10,000,000.

5 (D) Effective July 1, 2019, the balance of the appropriation provided  
6 in Item (E) of Section 1 of Act 39 of 2018, for various maintenance,  
7 renovation, equipping, professional services contracts for air tankers,  
8 construction, acquisition, improvement, upgrade, and repair of real property  
9 and facilities of the Arkansas Agriculture Department, in a sum not to exceed  
10 .....\$10,000,000.

11 (E) Effective July 1, 2019, the balance of the appropriation provided  
12 in Item (F) of Section 1 of Act 39 of 2018, for construction of New Office  
13 Space, Laboratories and Support Facilities for the Department of Agriculture,  
14 in a sum not to exceed .....\$6,000,000.

15 (F) Effective July 1, 2019, the balance of the appropriation provided  
16 in Item (D) of Section 1 of Act 39 of 2018, for grants for various  
17 maintenance, renovation, equipping, construction, acquisition, improvement,  
18 upgrade, and repair of real property and facilities relating to County and  
19 District Fairs, in a sum not to exceed .....\$847,200.

20 (G) Effective July 1, 2019, the balance of the appropriation provided  
21 in Item (G) of Section 1 of Act 39 of 2018, for a grant or low interest loan  
22 for the Arkansas Agriculture Department - Plant Board to pay for debts  
23 associated with the Boll Weevil Suppression and Eradication Act, in a sum not  
24 to exceed .....\$13,800,000.  
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26 SECTION 2. REAPPROPRIATION - NECROPSY ROOM IMPROVEMENTS. There is  
27 hereby appropriated, to the Arkansas Agriculture Department, to be payable  
28 from the Livestock and Poultry Special Revenue Fund, for the Arkansas  
29 Agriculture Department the following:

30 (A) Effective July 1, 2019, the balance of the appropriation provided  
31 in Item (A) of Section 2 of Act 39 of 2018, for construction, renovation and  
32 equipping of the Necropsy Room at the Livestock and Poultry Diagnostic Lab,  
33 in a sum not to exceed .....\$69,563.  
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35 SECTION 3. REAPPROPRIATION - BOND PROCEEDS CAPITAL PROJECTS. There is  
36 hereby appropriated, to the Arkansas Agriculture Department, to be payable

1 from the Bond Proceeds, for the Arkansas Agriculture Department the  
2 following:

3 (A) Effective July 1, 2019, the balance of the appropriation provided  
4 in Item (A) of Section 3 of Act 39 of 2018, for construction of New Office  
5 Space, Laboratories and Support Facilities for the Department of Agriculture,  
6 in a sum not to exceed .....\$60,000,000.  
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8 SECTION 4. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -  
9 STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the  
10 Arkansas Agriculture Department, to be payable from the Arkansas Natural and  
11 Cultural Resources Grant and Trust Fund, for the Arkansas Agriculture  
12 Department the following:

13 (A) Effective July 1, 2019, the balance of the appropriation provided  
14 in Section 23 of Act 217 of 2018, for the acquisition, management,  
15 stewardship or preservation of state owned lands, historic sites, buildings,  
16 structures or objects, in a sum not to exceed .....\$1,000,000.  
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18 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
19 obligations otherwise incurred in relation to the project or projects  
20 described herein in excess of the State Treasury funds actually available  
21 therefor as provided by law. Provided, however, that institutions and  
22 agencies listed herein shall have the authority to accept and use grants and  
23 donations including Federal funds, and to use its unobligated cash income or  
24 funds, or both available to it, for the purpose of supplementing the State  
25 Treasury funds for financing the entire costs of the project or projects  
26 enumerated herein. Provided further, that the appropriations and funds  
27 otherwise provided by the General Assembly for Maintenance and General  
28 Operations of the agency or institutions receiving appropriation herein shall  
29 not be used for any of the purposes as appropriated in this act.

30 (B) The restrictions of any applicable provisions of the State  
31 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
32 Revenue Stabilization Law and any other applicable fiscal control laws of  
33 this State and regulations promulgated by the Department of Finance and  
34 Administration, as authorized by law, shall be strictly complied with in  
35 disbursement of any funds provided by this act unless specifically provided  
36 otherwise by law.

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SECTION 6. 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 7. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2019 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 legislative session, the delay in the effective date of this Act beyond July 1, 2019 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, 2019.

APPROVED: 3/1/19