

1 State of Arkansas
2 92nd General Assembly
3 Fiscal Session, 2020

A Bill

SENATE BILL 12

4
5 By: Joint Budget Committee

For An Act To Be Entitled

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7
8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
10 AGRICULTURE; AND FOR OTHER PURPOSES.

Subtitle

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14 AN ACT FOR THE DEPARTMENT OF AGRICULTURE
15 REAPPROPRIATION.

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

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20 SECTION 1. REAPPROPRIATION - DEVELOPMENT AND ENHANCEMENT FUND PROJECTS.

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

24 (A) Effective July 1, 2020, the balance of the appropriation provided
25 in Item (A) of Section 1 of Act 279 of 2019, 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\$14,926.

30 (B) Effective July 1, 2020, the balance of the appropriation provided
31 in Item (B) of Section 1 of Act 279 of 2019, 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, 2020, the balance of the appropriation provided
36 in Item (A) of Section 1 of Act 730 of 2019, for various maintenance,



1 renovation, equipping, professional services contracts for air tankers,
2 construction, acquisition, improvement, upgrade and repair of real property
3 and facilities of the Department of Agriculture, in a sum not to exceed
4\$10,000,000.

5 (D) Effective July 1, 2020, the balance of the appropriation provided
6 in Item (B) of Section 1 of Act 730 of 2019, for various maintenance,
7 renovation, equipping, professional services contracts for air tankers,
8 construction, acquisition, improvement, upgrade, repair of real property and
9 facilities, personal services and operating expenses related to agriculture
10 disasters, in a sum not to exceed\$10,000,000.

11 (E) Effective July 1, 2020, the balance of the appropriation provided
12 in Item (C) of Section 1 of Act 730 of 2019, for construction, renovation,
13 repairs and equipping of new office space, laboratories, and support
14 facilities for the Department of Agriculture, in a sum not to exceed
15\$6,000,000.

16 (F) Effective July 1, 2020, the balance of the appropriation provided
17 in Item (D) of Section 1 of Act 730 of 2019, for IT software, in a sum not to
18 exceed\$300,000.

19 (G) Effective July 1, 2020, the balance of the appropriation provided
20 in Item (E) of Section 1 of Act 730 of 2019, for various maintenance,
21 renovation, equipping, professional services contracts for air tankers,
22 construction, acquisition, improvement, upgrade, and repair of real property
23 and facilities for the Arkansas Forestry Commission, in a sum not to exceed
24\$1,000,000.

25 (H) Effective July 1, 2020, the balance of the appropriation provided
26 in Item (F) of Section 1 of Act 730 of 2019, for grants for various
27 maintenance, renovation, equipping, construction, acquisition, improvement,
28 upgrade, and repair of real property and facilities relating to County and
29 District Fairs of the Department of Agriculture, in a sum not to exceed
30\$1,046,000.

31 (I) Effective July 1, 2020, the balance of the appropriation provided
32 in Item (G) of Section 1 of Act 730 of 2019, for purchase and replacement of
33 aging and outdated laboratory equipment for the Agriculture Department
34 Laboratory, in a sum not to exceed\$450,000.

35 (J) Effective July 1, 2020, the balance of the appropriation provided
36 in Item (H) of Section 1 of Act 730 of 2019, for grants or low interest loans

1 to pay for the debts associated with the Arkansas Boll Weevil Suppression
2 Eradication, in a sum not to exceed\$13,800,000.

3 (K) Effective July 1, 2020, the balance of the appropriation provided
4 in Item (I) of Section 1 of Act 730 of 2019, for renovations and replacement
5 furnishings for the Department of Agriculture, in a sum not to exceed
6\$350,000.
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8 SECTION 2. REAPPROPRIATION - BOND PROCEEDS. There is hereby
9 appropriated, to the Department of Agriculture, to be payable from the Bond
10 Proceeds, for the Department of Agriculture the following:

11 (A) Effective July 1, 2020, the balance of the appropriation provided
12 in Item (A) of Section 3 of Act 279 of 2019, for construction of New Office
13 Space, Laboratories and Support Facilities for the Department of Agriculture,
14 in a sum not to exceed\$60,000,000.

15 (B) Effective July 1, 2020, the balance of the appropriation provided
16 in Item (A) of Section 2 of Act 730 of 2019, for construction, renovation,
17 repairs and equipping of new office space, laboratories, and support
18 facilities for the Department of Agriculture, in a sum not to exceed
19\$60,000,000.
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21 SECTION 3. REAPPROPRIATION - NECROPSY ROOM IMPROVEMENTS. There is
22 hereby appropriated, to the Department of Agriculture, to be payable from the
23 Livestock and Poultry Special Revenue Fund, for the Department of Agriculture
24 the following:

25 (A) Effective July 1, 2020, the balance of the appropriation provided
26 in Item (A) of Section 2 of Act 279 of 2019, for construction, renovation and
27 equipping of the Necropsy Room at the Livestock and Poultry Diagnostic Lab,
28 in a sum not to exceed\$69,563.
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30 SECTION 4. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -
31 STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the
32 Department of Agriculture, to be payable from the Arkansas Natural and
33 Cultural Resources Grant and Trust Fund, for the Department of Agriculture
34 the following:

35 (A) Effective July 1, 2020, the balance of the appropriation provided
36 in Section 25 of Act 902 of 2019, for the acquisition, management,

1 stewardship or preservation of state owned lands, historic sites, buildings,
2 structures or objects, in a sum not to exceed\$1,000,000.

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4 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
5 obligations otherwise incurred in relation to the project or projects
6 described herein in excess of the State Treasury funds actually available
7 therefor as provided by law. Provided, however, that institutions and
8 agencies listed herein shall have the authority to accept and use grants and
9 donations including Federal funds, and to use its unobligated cash income or
10 funds, or both available to it, for the purpose of supplementing the State
11 Treasury funds for financing the entire costs of the project or projects
12 enumerated herein. Provided further, that the appropriations and funds
13 otherwise provided by the General Assembly for Maintenance and General
14 Operations of the agency or institutions receiving appropriation herein shall
15 not be used for any of the purposes as appropriated in this act.

16 (B) The restrictions of any applicable provisions of the State
17 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
18 Revenue Stabilization Law and any other applicable fiscal control laws of
19 this State and regulations promulgated by the Department of Finance and
20 Administration, as authorized by law, shall be strictly complied with in
21 disbursement of any funds provided by this act unless specifically provided
22 otherwise by law.

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24 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
25 Assembly that any funds disbursed under the authority of the appropriations
26 contained in this act shall be in compliance with the stated reasons for
27 which this act was adopted, as evidenced by the Agency Requests, Executive
28 Recommendations and Legislative Recommendations contained in the budget
29 manuals prepared by the Department of Finance and Administration, letters, or
30 summarized oral testimony in the official minutes of the Arkansas Legislative
31 Council or Joint Budget Committee which relate to its passage and adoption.

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33 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
34 Assembly, that the Constitution of the State of Arkansas prohibits the
35 appropriation of funds for more than a one (1) year period; that the
36 effectiveness of this Act on July 1, 2020 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in
2 the event of an extension of the legislative session, the delay in the
3 effective date of this Act beyond July 1, 2020 could work irreparable harm
4 upon the proper administration and provision of essential governmental
5 programs. Therefore, an emergency is hereby declared to exist and this Act
6 being necessary for the immediate preservation of the public peace, health
7 and safety shall be in full force and effect from and after July 1, 2020.

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10 **APPROVED: 4/20/20**
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