

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

# A Bill

SENATE BILL 368

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
9 AGRICULTURE FOR CAPITAL IMPROVEMENT PROJECTS; AND FOR  
10 OTHER PURPOSES.

## Subtitle

11  
12 AN ACT FOR THE DEPARTMENT OF AGRICULTURE  
13 DEVELOPMENT AND ENHANCEMENT  
14 APPROPRIATION.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is  
21 hereby appropriated, to the Department of Agriculture, to be payable from the  
22 Development and Enhancement Fund, the following:

23 (A) for construction, renovation, repairs and equipping of new office  
24 space, laboratories, and support facilities for the Department of  
25 Agriculture, in a sum not to exceed .....\$6,000,000.

26 (B) for IT software, in a sum not to exceed .....\$300,000.

27 (C) for various maintenance, renovation, equipping, professional  
28 services contracts for air tankers, construction, acquisition, improvement,  
29 upgrade, and repair of real property and facilities for the Arkansas Forestry  
30 Commission, in a sum not to exceed .....\$1,000,000.

31 (D) for grants for various maintenance, renovation, equipping,  
32 construction, acquisition, improvement, upgrade, and repair of real property  
33 and facilities relating to County and District Fairs of the Department of  
34 Agriculture, in a sum not to exceed .....\$1,046,000.

35 (E) for purchase and replacement of aging and outdated laboratory  
36 equipment for the Agriculture Department Laboratory, in a sum not to exceed



1 .....\$450,000.

2 (F) for grants or low interest loans to pay for the debts associated  
3 with the Arkansas Boll Weevil Suppression Eradication, in a sum not to exceed  
4 .....\$13,800,000.

5 (G) for renovations and replacement furnishings for the Department of  
6 Agriculture, in a sum not to exceed .....\$350,000.

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8 SECTION 2. APPROPRIATION - BOND PROCEEDS. There is hereby  
9 appropriated, to the Department of Agriculture, to be payable from the Bond  
10 Proceeds, the following:

11 (A) for construction, renovation, repairs and equipping of new office  
12 space, laboratories, and support facilities for the Department of  
13 Agriculture, in a sum not to exceed .....\$60,000,000.

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15 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
16 obligations otherwise incurred in relation to the project or projects  
17 described herein in excess of the State Treasury funds actually available  
18 therefor as provided by law. Provided, however, that institutions and  
19 agencies listed herein shall have the authority to accept and use grants and  
20 donations including Federal funds, and to use its unobligated cash income or  
21 funds, or both available to it, for the purpose of supplementing the State  
22 Treasury funds for financing the entire costs of the project or projects  
23 enumerated herein. Provided further, that the appropriations and funds  
24 otherwise provided by the General Assembly for Maintenance and General  
25 Operations of the agency or institutions receiving appropriation herein shall  
26 not be used for any of the purposes as appropriated in this act.

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

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35 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General  
36 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this act shall be in compliance with the stated reasons for  
2 which this act was adopted, as evidenced by the Agency Requests, Executive  
3 Recommendations and Legislative Recommendations contained in the budget  
4 manuals prepared by the Department of Finance and Administration, letters, or  
5 summarized oral testimony in the official minutes of the Arkansas Legislative  
6 Council or Joint Budget Committee which relate to its passage and adoption.

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8 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
9 Assembly, that the Constitution of the State of Arkansas prohibits the  
10 appropriation of funds for more than a one (1) year period; that the  
11 effectiveness of this Act on July 1, 2021 is essential to the operation of  
12 the agency for which the appropriations in this Act are provided, and that in  
13 the event of an extension of the legislative session, the delay in the  
14 effective date of this Act beyond July 1, 2021 could work irreparable harm  
15 upon the proper administration and provision of essential governmental  
16 programs. Therefore, an emergency is hereby declared to exist and this Act  
17 being necessary for the immediate preservation of the public peace, health  
18 and safety shall be in full force and effect from and after July 1, 2021.

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21 **APPROVED: 4/23/21**  
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