

**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 852 of the Regular Session**

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

A Bill

HOUSE BILL 1362

4
5 By: Representative Petrus
6 By: Senator Glover

For An Act To Be Entitled

AN ACT REGULATING THE USE OF PROCEEDS OF RICE
ASSESSMENTS; AND FOR OTHER PURPOSES.

Subtitle

AN ACT REGULATING THE USE OF PROCEEDS OF
RICE ASSESSMENTS.

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

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20 SECTION 1. Arkansas Code § 2-20-507 is amended to read as follows:

21 2-20-507. Assessments on grown rice.

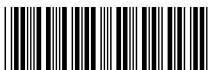
22 (a) There is imposed and levied:

23 (1) An assessment at the rate of 1.35 cents (\$0.0135) per bushel
24 to be paid by the buyer at the first point of sale, whether within or without
25 the state, on rice grown within the state or at the point the rice enters
26 into the United States Department of Agriculture loan program; and

27 (2) An assessment at the rate of 1.35 cents (\$0.0135) per bushel
28 to be paid by the producer on all rice grown within this state.

29 (b) The assessment imposed and levied by this section shall be
30 collected by the Director of the Department of Finance and Administration
31 from the buyer of rice at the first point of sale or at the point the rice
32 enters into the United States Department of Agriculture loan program.

33 (c) The proceeds of the assessment, less not more than three percent
34 (3%) to cover the cost of collections, shall be deposited with the Treasurer
35 of State in a special fund to be established for the Arkansas Rice Research



1 and Promotion Board to the credit of the board. Disbursement shall be made
2 only upon motions duly passed by the board and presented to the Treasurer of
3 State and only for purposes prescribed in this subchapter.

4 (d)(1) The funds derived from the assessment paid by buyers at the
5 first point of sale shall be used for:

6 (A) Market development and promotion;

7 (B) Basic administration expenses; and

8 (C) Defraying the costs of referenda that the Arkansas
9 Rice Research and Promotion Board may refer to purchasers of rice.

10 (2) The funds derived from the assessment paid by producers
11 shall be used for:

12 (A) Rice extension and rice research;

13 (B) Basic administration expenses; and

14 (C) Defraying the costs of referenda that the Arkansas
15 Rice Research and Promotion Board may refer to producers of rice.

16 (3) Funds under subdivision (d)(1) and (d)(2) of this section
17 may be applied within or without Arkansas, including regional, national, and
18 international applications.

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20 SECTION 2. Arkansas Code § 2-20-510 is amended to read as follows:

21 2-20-510. Promotion ~~program~~ and research programs —~~Use of funds.~~

22 ~~(a)~~ The Arkansas Rice Research and Promotion Board shall plan and
23 conduct a program of research, extension, market development, and advertising
24 designed to promote the rice industry in Arkansas.

25 ~~(b)(1)(A)~~ ~~The board is authorized to use the funds derived from the~~
26 ~~assessments imposed in this subchapter for these purposes, including basic~~
27 ~~administration expenses of the plan.~~

28 ~~(B)~~ ~~Use of these funds may be applied as prescribed in~~
29 ~~this section, within or without Arkansas, including regional, national, and~~
30 ~~international applications.~~

31 ~~(2)~~ ~~The funds may also be used to defray the costs of referenda~~
32 ~~that the Arkansas Rice Research and Promotion Board may refer to producers or~~
33 ~~purchasers of rice.~~

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35 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the
36 General Assembly of the State of Arkansas that this act clarifies the use of

1 funds from assessments on grown rice; and that this act is immediately
2 necessary in order to avoid future controversies and to ensure the proper use
3 of the funds. Therefore, an emergency is declared to exist and this act
4 being immediately necessary for the preservation of the public peace, health,
5 and safety shall become effective on:

6 (1) The date of its approval by the Governor;

7 (2) If the bill is neither approved nor vetoed by the Governor,
8 the expiration of the period of time during which the Governor may veto the
9 bill; or

10 (3) If the bill is vetoed by the Governor and the veto is
11 overridden, the date the last house overrides the veto.

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14 APPROVED: 3/15/2005
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