

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 1303 of the Regular Session

As Engrossed: H3/24/09 S4/2/09

A Bill

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

HOUSE BILL 1818

5 By: Representative Hoyt

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
10 AGRICULTURE DEPARTMENT FOR DAIRY STABILIZATION;
11 AND FOR OTHER PURPOSES.

Subtitle

15 AN ACT FOR THE ARKANSAS AGRICULTURE
16 DEPARTMENT - DAIRY STABILIZATION
17 APPROPRIATION.

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

22 SECTION 1. APPROPRIATION - DAIRY STABILIZATION PROGRAM. There is hereby
23 appropriated, to the Arkansas Agriculture Department, to be payable from the
24 General Improvement Fund or its successor fund or fund accounts, the
25 following:

26 (A) For Dairy Stabilization Program payments, milk production and quality
27 incentives, grants and aid, and maintenance and operating expenses, the sum
28 of\$9,100,000.

30 SECTION 2. SPECIAL LANGUAGE. On the effective date of this Act, the
31 Chief Fiscal Officer of the State shall transfer on his or her books and
32 those of the State Treasurer and the Auditor of the State the sum of nine
33 million one hundred thousand dollars (\$9,100,000) from the Arkansas
34 Alternative Fuels Development Fund to the General Improvement Fund as a set
35 aside within the 87th Session Projects Account, there to be used solely for



1 the purpose of providing funding for the appropriation in Section 1 of this
2 Act.

3 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
4 obligations otherwise incurred in relation to the project or projects
5 described herein in excess of the State Treasury funds actually available
6 therefor as provided by law. Provided, however, that institutions and
7 agencies listed herein shall have the authority to accept and use grants and
8 donations including Federal funds, and to use its unobligated cash income or
9 funds, or both available to it, for the purpose of supplementing the State
10 Treasury funds for financing the entire costs of the project or projects
11 enumerated herein. Provided further, that the appropriations and funds
12 otherwise provided by the General Assembly for Maintenance and General
13 Operations of the agency or institutions receiving appropriation herein shall
14 not be used for any of the purposes as appropriated in this act.

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

21
22 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
23 that any funds disbursed under the authority of the appropriations contained
24 in this act shall be in compliance with the stated reasons for which this act
25 was adopted, as evidenced by the Agency Requests, Executive Recommendations
26 and Legislative Recommendations contained in the budget manuals prepared by
27 the Department of Finance and Administration, letters, or summarized oral
28 testimony in the official minutes of the Arkansas Legislative Council or
29 Joint Budget Committee which relate to its passage and adoption.

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31 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
32 Assembly, that the Constitution of the State of Arkansas prohibits the
33 appropriation of funds for more than a one (1) year period; that the
34 effectiveness of this Act on July 1, 2009 is essential to the operation of
35 the agency for which the appropriations in this Act are provided, and that in
36 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 2009 could work irreparable harm upon the
2 proper administration and provision of essential governmental programs.
3 Therefore, an emergency is hereby declared to exist and this Act being
4 necessary for the immediate preservation of the public peace, health and
5 safety shall be in full force and effect from and after July 1, 2009.

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/s/ Hoyt

APPROVED: 4/9/2009