

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: H3/8/13
A Bill

HOUSE BILL 1593

5 By: Representatives Baird, *Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz,*
6 *Barnett, Bell, Biviano, Bragg, Branscum, Broadaway, J. Burris, Carnine, Carter, Catlett, Clemmer,*
7 *Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas,*
8 *J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne,*
9 *Hickerson, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr,*
10 *Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary,*
11 *McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton,*
12 *Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines,*
13 *W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack,*
14 *Word, Wren, Wright*

15
16 **For An Act To Be Entitled**

17 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
18 AGRICULTURE DEPARTMENT FOR CAPITAL IMPROVEMENT
19 PROJECTS; AND FOR OTHER PURPOSES.
20

21
22 **Subtitle**

23 AN ACT FOR THE ARKANSAS AGRICULTURE
24 DEPARTMENT GENERAL IMPROVEMENT
25 APPROPRIATION.
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28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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30 SECTION 1. APPROPRIATION - FAIR GRANTS. There is hereby appropriated,
31 to the Arkansas Agriculture Department, to be payable from the General
32 Improvement Fund or its successor fund or fund accounts, the following:

33 (A) for grants to County and District Fairs for construction,
34 renovation, maintenance and purchase of equipment, in a sum not to exceed
35\$15,000,000.
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1 SECTION 2. APPROPRIATION - STATE FAIR AND LIVESTOCK SHOW. There is
2 hereby appropriated, to the Arkansas Agriculture Department, to be payable
3 from the General Improvement Fund or its successor fund or fund accounts, the
4 following:

5 (A) for grants for personal services, operating expenses, maintenance,
6 construction and renovation costs for State Fair and Livestock Shows, in a
7 sum not to exceed.....\$15,000,000.

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9 SECTION 3. APPROPRIATION - ALTERNATIVE FUELS AND ENERGY GRANTS. There
10 is hereby appropriated, to the Arkansas Agriculture Department, to be payable
11 from the General Improvement Fund or its successor fund or fund accounts, the
12 following:

13 (A) for Alternative Fuels and Energy grants, in a sum not to exceed
14\$15,000,000.

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16 SECTION 4. APPROPRIATION - FACILITY IMPROVEMENTS AND CONSTRUCTION -
17 LIVESTOCK AND POULTRY. There is hereby appropriated, to the Arkansas
18 Agriculture Department - Livestock and Poultry, to be payable from the
19 General Improvement Fund or its successor fund or fund accounts, the
20 following:

21 (A) for Camp Couchdale for improvements to facilities, maintenance,
22 sewer system connection, facility renovation, roof replacement, equipment
23 including but not limited to heating, ventilation, and air conditioning
24 units, road resurfacing and construction of buildings which are used to
25 support statewide Future Farmers of America activities, in a sum not to
26 exceed.....\$15,000,000.

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28 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

30 Notwithstanding any other rules, regulations or provision of law to the
31 contrary the appropriations authorized in Sections 2, 3, and 4 of this Act
32 shall not be restricted by requirements that may be applicable to other
33 programs currently administered. New rules and regulations may be adopted to
34 carry out the intent of the General Assembly regarding the appropriations
35 authorized in Sections 2, 3, and 4 of this Act.

1 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

3 Notwithstanding any other rules, regulations or provision of law to the
4 contrary the appropriations authorized in Section 1 of this Act shall not be
5 restricted by requirements that may be applicable to other programs currently
6 administered. New rules and regulations may be adopted to carry out the
7 intent of the General Assembly regarding the appropriations authorized in
8 Section 1 of this Act.

9 No less than thirty (30) days prior to the distribution of any funds
10 appropriated by Section 1 of this act, the director of the agency shall
11 notify the Speaker of the House of Representatives of the name and address of
12 each recipient and the amount that is being distributed to each recipient.

13 The grant amount authorized for each County Fair by Section 1 of this
14 act shall be \$7,200 and the grant amount authorized for each District Fair by
15 Section 1 of this act shall be \$48,000. A determination shall be made as to
16 whether the actual available funding meets, exceeds or falls below the total
17 authorized grant amount for all County and District Fairs by Section 1 of
18 this act. Next, the Department will determine by what percentage the actual
19 funds available exceed or fall below the total grant amounts authorized by
20 Section 1 of this act. If actual funding is either above or below the total
21 authorized grant amount for all County and District Fairs authorized by
22 Section 1 of this act, each County and District Fair's grant amount will be
23 adjusted by the percentage the actual funds available exceed or fall below
24 the total authorized grant amount.

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26 SECTION 7. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
27 obligations otherwise incurred in relation to the project or projects
28 described herein in excess of the State Treasury funds actually available
29 therefor as provided by law. Provided, however, that institutions and
30 agencies listed herein shall have the authority to accept and use grants and
31 donations including Federal funds, and to use its unobligated cash income or
32 funds, or both available to it, for the purpose of supplementing the State
33 Treasury funds for financing the entire costs of the project or projects
34 enumerated herein. Provided further, that the appropriations and funds
35 otherwise provided by the General Assembly for Maintenance and General
36 Operations of the agency or institutions receiving appropriation herein shall

1 not be used for any of the purposes as appropriated in this act.

2 (B) The restrictions of any applicable provisions of the State
3 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
4 Revenue Stabilization Law and any other applicable fiscal control laws of
5 this State and regulations promulgated by the Department of Finance and
6 Administration, as authorized by law, shall be strictly complied with in
7 disbursement of any funds provided by this act unless specifically provided
8 otherwise by law.

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10 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
11 Assembly that any funds disbursed under the authority of the appropriations
12 contained in this act shall be in compliance with the stated reasons for
13 which this act was adopted, as evidenced by the Agency Requests, Executive
14 Recommendations and Legislative Recommendations contained in the budget
15 manuals prepared by the Department of Finance and Administration, letters, or
16 summarized oral testimony in the official minutes of the Arkansas Legislative
17 Council or Joint Budget Committee which relate to its passage and adoption.

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19 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
20 Assembly, that the Constitution of the State of Arkansas prohibits the
21 appropriation of funds for more than a one (1) year period; that the
22 effectiveness of this Act on July 1, 2013 is essential to the operation of
23 the agency for which the appropriations in this Act are provided, and that in
24 the event of an extension of the legislative session, the delay in the
25 effective date of this Act beyond July 1, 2013 could work irreparable harm
26 upon the proper administration and provision of essential governmental
27 programs. Therefore, an emergency is hereby declared to exist and this Act
28 being necessary for the immediate preservation of the public peace, health
29 and safety shall be in full force and effect from and after July 1, 2013.

30
31 /s/Baird

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34 **APPROVED: 04/04/2013**