

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

A Bill

SENATE BILL 398

5 By: Senator Caldwell
6 By: Representative Cozart
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
10 AGRICULTURE FOR FAIR FUNDING GRANTS; AND FOR OTHER
11 PURPOSES.
12
13

Subtitle

15 AN ACT FOR THE DEPARTMENT OF AGRICULTURE
16 DEVELOPMENT AND ENHANCEMENT
17 APPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. APPROPRIATION - FAIR FUNDING GRANTS. There is hereby
23 appropriated, to the Department of Agriculture, to be payable from the
24 Development and Enhancement Fund, the following:

25 (A) for grants to county and district fairs for various maintenance,
26 personal services, operating expenses, renovation, equipment, construction,
27 improvement, upgrade and repair of real property and facilities, in a sum not
28 to exceed\$2,250,000.
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30 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

32 DISBURSEMENT OF FAIR FUNDING GRANTS. The funds appropriated in this act
33 shall be disbursed to all county and district fairs in the state in a sum of
34 \$30,000 each or so much thereof as is available on a pro-rata bases for
35 various maintenance, personal services, operating expenses, renovation,
36 equipment, construction, improvement, upgrade and repair of real property and



1 facilities.

2 The provisions of this section shall be in effect only from July 1, 2021
3 through June 30, 2022.

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

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

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

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34 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
35 Assembly, that the Constitution of the State of Arkansas prohibits the
36 appropriation of funds for more than a one (1) year period; that the

1 effectiveness of this Act on July 1, 2021 is essential to the operation of
2 the agency for which the appropriations in this Act are provided, and that in
3 the event of an extension of the legislative session, the delay in the
4 effective date of this Act beyond July 1, 2021 could work irreparable harm
5 upon the proper administration and provision of essential governmental
6 programs. Therefore, an emergency is hereby declared to exist and this Act
7 being necessary for the immediate preservation of the public peace, health
8 and safety shall be in full force and effect from and after July 1, 2021.

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11 **APPROVED: 4/25/21**
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