

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

SENATE BILL 400

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS  
10 AGRICULTURE DEPARTMENT; AND FOR OTHER PURPOSES.  
11

## Subtitle

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13 AN ACT FOR THE ARKANSAS AGRICULTURE  
14 DEPARTMENT REAPPROPRIATION.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is  
21 hereby appropriated, to the Arkansas Agriculture Department, to be payable  
22 from the General Improvement Fund or its successor fund or fund accounts, for  
23 the Arkansas Agriculture Department the following:

24 (A) Effective July 1, 2017, the balance of the appropriation provided  
25 in Item (A) Section 1 of Act 23 of 2016, for various maintenance, renovation,  
26 equipping, professional services contracts for air tankers, construction,  
27 acquisition, improvement, upgrade, and repair of real property and  
28 facilities, personal services and operational expenses related to  
29 agricultural disasters, in a sum not to exceed.....\$35,000.

30 (B) Effective July 1, 2017, the balance of the appropriation provided  
31 in Item (B) Section 1 of Act 23 of 2016, for various maintenance, renovation,  
32 equipping, professional services contracts for air tankers, construction,  
33 acquisition, improvement, upgrade, and repair of real property and  
34 facilities, in a sum not to exceed.....\$24,650,000.

35 (C) Effective July 1, 2017, the balance of the appropriation provided  
36 in Item (C) Section 1 of Act 23 of 2016, for various maintenance, renovation,



1 equipping, professional services contracts for air tankers, construction,  
2 acquisition, improvement, upgrade, and repair of real property and  
3 facilities, personal services and operational expenses related to  
4 agricultural disasters, in a sum not to exceed.....\$10,000,000.

5 (D) Effective July 1, 2017, the balance of the appropriation provided  
6 in Item (E) Section 1 of Act 23 of 2016, for a grant of low interest loan to  
7 pay for the debts associated with the Arkansas Boll Weevil Suppression  
8 Eradication Act, in a sum not to exceed.....\$13,800,000.

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10 SECTION 2. REAPPROPRIATION - NECROPSY ROOM IMPROVEMENTS. There is  
11 hereby appropriated, to the Arkansas Agriculture Department, to be payable  
12 from the Livestock and Poultry Special Revenue Fund, for the Arkansas  
13 Agriculture Department the following:

14 (A) Effective July 1, 2017, the balance of the appropriation provided  
15 in Item (A) Section 2 of Act 23 of 2016, for construction, renovation and  
16 equipping of the Necropsy Room at the Livestock and Poultry Diagnostic Lab,  
17 in a sum not to exceed.....\$69,563.

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19 SECTION 3. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -  
20 STATE OWNED LANDS OR HISTORIC SITES - POISON SPRINGS & HOT SPRINGS N.P.  
21 RECHARGE. There is hereby appropriated, to the Arkansas Agriculture  
22 Department, to be payable from the Arkansas Natural and Cultural Resources  
23 Grant and Trust Fund, for the Arkansas Agriculture Department the following:

24 (A) Effective July 1, 2017, the balance of the appropriation provided  
25 in Section 24 of Act 253 of 2016, for the acquisition, management,  
26 stewardship or preservation of state owned lands, historic sites, buildings,  
27 structures or objects, in a sum not to exceed.....\$225,000.

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29 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
30 obligations otherwise incurred in relation to the project or projects  
31 described herein in excess of the State Treasury funds actually available  
32 therefor as provided by law. Provided, however, that institutions and  
33 agencies listed herein shall have the authority to accept and use grants and  
34 donations including Federal funds, and to use its unobligated cash income or  
35 funds, or both available to it, for the purpose of supplementing the State  
36 Treasury funds for financing the entire costs of the project or projects

1 enumerated herein. Provided further, that the appropriations and funds  
2 otherwise provided by the General Assembly for Maintenance and General  
3 Operations of the agency or institutions receiving appropriation herein shall  
4 not be used for any of the purposes as appropriated in this act.

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

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13 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
14 Assembly that any funds disbursed under the authority of the appropriations  
15 contained in this act shall be in compliance with the stated reasons for  
16 which this act was adopted, as evidenced by the Agency Requests, Executive  
17 Recommendations and Legislative Recommendations contained in the budget  
18 manuals prepared by the Department of Finance and Administration, letters, or  
19 summarized oral testimony in the official minutes of the Arkansas Legislative  
20 Council or Joint Budget Committee which relate to its passage and adoption.

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22 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
23 Assembly, that the Constitution of the State of Arkansas prohibits the  
24 appropriation of funds for more than a one (1) year period; that the  
25 effectiveness of this Act on July 1, 2017 is essential to the operation of  
26 the agency for which the appropriations in this Act are provided, and that in  
27 the event of an extension of the legislative session, the delay in the  
28 effective date of this Act beyond July 1, 2017 could work irreparable harm  
29 upon the proper administration and provision of essential governmental  
30 programs. Therefore, an emergency is hereby declared to exist and this Act  
31 being necessary for the immediate preservation of the public peace, health  
32 and safety shall be in full force and effect from and after July 1, 2017.

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35 APPROVED: 03/03/2017  
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