

**REPORT OF THE SPECIAL LANGUAGE SUBCOMMITTEE  
OF THE  
JOINT BUDGET COMMITTEE**

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**B.1**

Tuesday, March 16, 2021

Chairmen:

Your Special Language Subcommittee met on Thursday, March 11, 2021 and makes the following recommendations listed below to the Joint Budget Committee.

**The special language in the following bill is recommended for approval and the bill is RELEASED from Special Language Subcommittee:**

1. SB398 – Department of Agriculture (Attachment 1 – KCS035)

**The following amendments are recommended for approval and are RELEASED from the Subcommittee:**

1. HB1206 – Department of Corrections – Division of Correction (Attachment 2 – DJC030)
2. SB158 – Department of Education – Division of Elementary and Secondary Education – Public School Fund (Attachment 3 – KMW057)

Respectfully submitted by Subcommittee Co-Chairs Senator Bart Hester and Representative Frances Cavanaugh

Stricken language will be deleted and underlined language will be added.

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

# A Bill

SENATE BILL 398

4  
5 By: Senator Caldwell  
6 By: Representative Cozart

## For An Act To Be Entitled

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

## Subtitle

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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.

4  
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.

24  
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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# Hall of the House of Representatives

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

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Subtitle of House Bill No. 1206

AN ACT FOR THE DEPARTMENT OF CORRECTIONS - DIVISION OF CORRECTION APPROPRIATION  
FOR THE 2021-2022 FISCAL YEAR.

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Amendment No. \_\_\_ to House Bill No. 1206

Amend House Bill No. 1206 as engrossed H2/4/21 (version: 2/4/2021 2:45:59 PM):

Page 34, immediately after SECTION 46, insert a new section that reads as follows:

"SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER OF FUNDS. The Arkansas Department of Corrections shall provide funding each year in an amount not to exceed \$100,000 for a Deputy Prosecuting Attorney who will be assigned to handle the prosecution of offenses occurring at the Arkansas Department of Corrections. Upon request by the Auditor of the State, the Chief Fiscal Officer of the State shall transfer an amount not to exceed \$100,000 from an account designated by the Secretary of the Department of Corrections to the State Central Services Fund as a direct revenue to fund a Deputy Prosecuting Attorney who will be assigned to handle the prosecution of offenses occurring at the Arkansas Department of Corrections.

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

AND

Appropriately renumber subsequent SECTION numbers of the bill.

**DRAFT**

The Amendment was read \_\_\_\_\_  
By: Joint Budget Committee  
By: Senator Hester  
DJC/DJC - 03-02-2021 13:45:07  
DJC030

\_\_\_\_\_  
Chief Clerk

**ARKANSAS SENATE**  
93rd General Assembly - Regular Session, 2021  
**Amendment Form**

**DRAFT**

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Subtitle of Senate Bill No. 158

AN ACT FOR THE DEPARTMENT OF EDUCATION - DIVISION OF ELEMENTARY AND SECONDARY  
EDUCATION - PUBLIC SCHOOL FUND APPROPRIATION FOR THE 2021-2022 FISCAL YEAR.

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**Amendment No. \_\_\_ to Senate Bill No. 158**

Amend Senate Bill No. 158 as engrossed S1/26/21 (version: 01/26/2021 10:08:34 AM):

Page 19, delete SECTION 33 in its entirety

AND

Appropriately renumber subsequent SECTION numbers of the bill.

**DRAFT**

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Joint Budget Committee

By: Representative L. Fite

KMW/KMW - 03-09-2021 10:34:43

KMW057

\_\_\_\_\_  
Secretary

