

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.

State of Arkansas
87th General Assembly
Regular Session, 2009

As Engrossed: S2/26/09

A Bill

SENATE BILL 328

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
AGRICULTURE DEPARTMENT FOR THE FISCAL YEAR ENDING
JUNE 30, 2010; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE ARKANSAS AGRICULTURE
DEPARTMENT APPROPRIATION FOR THE
2009-2010 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for the Arkansas Agriculture Department for the 2009-2010 fiscal year, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

	Maximum Annual
Maximum	Salary Rate



1	Item	Class	No. of	Fiscal Year
2	No.	Code Title	Employees	2009-2010
3	(1)	U048U ARLPC DIRECTOR	1	\$106,719
4	(2)	U072U SECRETARY OF AGRICULTURE	1	\$106,329
5	(3)	U057U DEPUTY DIRECTOR OF AGRICULTURE	1	\$99,480
6	(4)	U023U DEPUTY DIRECTOR OF AQUACULTURE	1	\$99,196
7	(5)	U003U STATE FORESTER	1	\$99,055
8	(6)	U044U PLANT BOARD DIRECTOR	1	\$96,461
9	(7)	N045N DIRECTOR OF POULTRY DISEASES	1	GRADE N909
10	(8)	N056N AGRI COORDINATOR OF LABORATORY	1	GRADE N908
11	(9)	N058N DEPUTY DIRECTOR OF ARLPC	1	GRADE N908
12	(10)	B004N STATE VETERINARIAN	1	GRADE N908
13	(11)	B006N ARLPC BOARD CERTIFIED PATHOLOGIST	2	GRADE N907
14	(12)	N095N ARKANSAS BUREAU OF STANDARDS DIR	1	GRADE N906
15	(13)	B010N VETERINARY VIROLOGIST	2	GRADE N904
16	(14)	B016N LAND SURVEY STATE SURVEYOR	1	GRADE N901
17	(15)	B001C DEPUTY STATE FORESTER	1	GRADE C130
18	(16)	B002C AGRI DIRECTOR OF MARKETING	1	GRADE C129
19	(17)	B010C AGRI DIVISION MANAGER	1	GRADE C127
20	(18)	A014C FISCAL DIVISION MANAGER	1	GRADE C127
21	(19)	G017C PLANT BOARD ASSISTANT DIRECTOR	1	GRADE C127
22	(20)	B014C ASST STATE FORESTER	2	GRADE C126
23	(21)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE C126
24	(22)	B022C DISTRICT FORESTER	9	GRADE C124
25	(23)	B029C AGRI PLANT BOARD DIVISION MGR	6	GRADE C123
26	(24)	B037C CHEMIST SUPERVISOR	3	GRADE C122
27	(25)	B034C MICROBIOLOGIST SUPERVISOR	5	GRADE C122
28	(26)	A050C AGENCY FISCAL MANAGER	1	GRADE C121
29	(27)	S005C AVIATION MANAGER	1	GRADE C121
30	(28)	D052C SOFTWARE SUPPORT ANALYST	1	GRADE C121
31	(29)	B038C STATE FOREST MANAGER	1	GRADE C121
32	(30)	X058C AGRI COMMODITY AREA SUPERVISOR	2	GRADE C120
33	(31)	B049C AGRI PROGRAM MANAGER	21	GRADE C120
34	(32)	D057C INFORMATION TECHNOLOGY MANAGER	1	GRADE C120
35	(33)	P013C PUBLIC INFORMATION COORDINATOR	2	GRADE C120
36	(34)	D056C SYSTEMS COORDINATION ANALYST II	2	GRADE C120

1	(35)	B062C	FOREST HEALTH SPECIALIST	1	GRADE C119
2	(36)	D061C	INFO SYSTEMS COORDINATION SPECIALIST	2	GRADE C119
3	(37)	B058C	STAFF FORESTER	3	GRADE C119
4	(38)	B072C	AGRI PROGRAM COORDINATOR	7	GRADE C118
5	(39)	R024C	ASST PERSONNEL MANAGER	2	GRADE C118
6	(40)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	3	GRADE C118
7	(41)	A074C	FISCAL SUPPORT SUPERVISOR	1	GRADE C118
8	(42)	A073C	PROGRAM/FIELD AUDITOR SUPERVISOR	1	GRADE C118
9	(43)	A082C	ACCOUNTANT II	1	GRADE C117
10	(44)	X109C	AFC INVESTIGATOR	4	GRADE C117
11	(45)	C015C	ALRPC ADMINISTRATIVE COORDINATOR	2	GRADE C117
12	(46)	X111C	AREA LIVESTOCK INSPECTOR SUPV	5	GRADE C117
13	(47)	B081C	CHEMIST	17	GRADE C117
14	(48)	B080C	FORESTER	44	GRADE C117
15	(49)	B078C	METROLOGIST	2	GRADE C117
16	(50)	B077C	MICROBIOLOGIST	10	GRADE C117
17	(51)	X097C	PLANT BOARD AGRICULTURE SPECIALIST	32	GRADE C117
18	(52)	E040C	STAFF DEVELOPMENT COORDINATOR	1	GRADE C117
19	(53)	X132C	AGRI COMMODITY COMPLIANCE INSPECTOR	4	GRADE C116
20	(54)	V014C	BUYER	3	GRADE C116
21	(55)	D076C	COMMUNICATIONS SYSTEMS SUPERVISOR	1	GRADE C116
22	(56)	B088C	COUNTY FOREST RANGER	60	GRADE C116
23	(57)	X118C	PLANT BOARD INSPECTOR SUPERVISOR	1	GRADE C116
24	(58)	A084C	PROGRAM/FIELD AUDIT SPECIALIST	3	GRADE C116
25	(59)	P027C	PUBLIC INFORMATION SPECIALIST	2	GRADE C116
26	(60)	X114C	SR AGRI COMMODITY COMPLIANCE INSP	3	GRADE C116
27	(61)	E046C	TRAINING INSTRUCTOR	2	GRADE C116
28	(62)	C037C	ADMINISTRATIVE ANALYST	2	GRADE C115
29	(63)	X149C	AGRI COMMODITY COMPLIANCE SPEC	11	GRADE C115
30	(64)	X148C	AIRCRAFT PILOT	5	GRADE C115
31	(65)	X146C	ARLPC INSPECTOR/INVESTIGATOR	8	GRADE C115
32	(66)	S036C	AUTO/DIESEL MECHANIC SUPERVISOR	2	GRADE C115
33	(67)	A091C	FISCAL SUPPORT ANALYST	5	GRADE C115
34	(68)	V015C	PURCHASING SPECIALIST	1	GRADE C115
35	(69)	B092C	SEED ANALYST SUPERVISOR	1	GRADE C115
36	(70)	X162C	AGRI COMMODITY GRADER II	22	GRADE C114

1	(71)	S040C	CALIBRATION TECHNICIAN	2	GRADE C114
2	(72)	D085C	COMMUNICATIONS SUPERVISOR	1	GRADE C114
3	(73)	X157C	EIA INSPECTOR	3	GRADE C114
4	(74)	B098C	FOREST RANGER II	66	GRADE C114
5	(75)	B097C	NATURAL RESOURCES PROGRAM SPEC	4	GRADE C114
6	(76)	B096C	SENIOR SEED ANALYST	6	GRADE C114
7	(77)	D081C	TELECOMMUNICATIONS SPECIALIST	10	GRADE C114
8	(78)	X171C	AGRI COMMODITY SPECIALIST I	1	GRADE C113
9	(79)	B102C	FOREST RANGER I	53	GRADE C113
10	(80)	R036C	HUMAN RESOURCES SPECIALIST	1	GRADE C113
11	(81)	X165C	LIVESTOCK INSPECTOR	28	GRADE C113
12	(82)	S046C	MAINTENANCE TECHNICIAN	1	GRADE C113
13	(83)	B101C	NATURAL RESOURCES PROGRAM TECH	6	GRADE C113
14	(84)	X164C	PLANT BOARD INSPECTOR	25	GRADE C113
15	(85)	C056C	ADMINISTRATIVE SPECIALIST III	15	GRADE C112
16	(86)	S053C	AUTO/DIESEL MECHANIC	5	GRADE C112
17	(87)	A098C	FISCAL SUPPORT SPECIALIST	3	GRADE C112
18	(88)	C054C	LOCAL OFFICE ADMIN SPECIALIST	13	GRADE C112
19	(89)	B104C	SEED ANALYST	3	GRADE C112
20	(90)	B111C	LABORATORY TECHNICIAN	1	GRADE C110
21	(91)	C073C	ADMINISTRATIVE SPECIALIST II	21	GRADE C109
22	(92)	C070C	DUPLICATION ASSISTANT	1	GRADE C109
23	(93)	S060C	HEAVY EQUIPMENT OPERATOR	1	GRADE C109
24	(94)	C087C	ADMINISTRATIVE SPECIALIST I	<u>3</u>	GRADE C106
25			MAX. NO. OF EMPLOYEES	626	

26

27 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas
 28 Agriculture Department for the 2009-2010 fiscal year, the following maximum
 29 number of part-time or temporary employees, to be known as "Extra Help",
 30 payable from funds appropriated herein for such purposes: one hundred
 31 seventy-three (173) temporary or part-time employees, when needed, at rates
 32 of pay not to exceed those provided in the Uniform Classification and
 33 Compensation Act, or its successor, or this act for the appropriate
 34 classification.

35

36 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to

the Arkansas Agriculture Department, to be payable from the Department of Agriculture Fund Account, for personal services and operating expenses of the Arkansas Agriculture Department - Operations for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 9,235,755
(02) EXTRA HELP	161,868
(03) PERSONAL SERVICES MATCHING	3,008,996
(04) OVERTIME	37,600
(05) UNIFORM ALLOWANCE	20,000
(06) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	2,599,856
(B) CONF. & TRAVEL	62,113
(C) PROF. FEES	193,422
(D) CAP. OUTLAY	10,000
(E) DATA PROC.	0
(07) PAYMENT IN LIEU OF TAXES	6,418
(08) BOLL WEEVIL PROGRAM	30,000
(09) BUFFALO GNAT CONTROL PROGRAM	8,000
(10) FIRE FIGHTING EQUIPMENT	562,390
(11) GRANTS AND AID -	
MARINE FIRE TRAINING	<u>15,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 15,951,418</u>

SECTION 4. APPROPRIATION - LIVESTOCK AND POULTRY - OPERATIONS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Fund Account, for operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Operations for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 77,131

1	(B) CONF. & TRAVEL	0
2	(C) PROF. FEES	0
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 77,131</u>

6

7 SECTION 5. APPROPRIATION - LIVESTOCK AND POULTRY - BRUCELLOSIS CONTROL AND
 8 ERADICATION PROGRAM. There is hereby appropriated, to the Arkansas
 9 Agriculture Department, to be payable from the Livestock and Poultry
 10 Commission Disease and Pest Control Fund, for personal services and operating
 11 expenses of the Arkansas Agriculture Department - Livestock and Poultry
 12 Commission - Brucellosis Control and Eradication Program for the fiscal year
 13 ending June 30, 2010, the following:

14

15	ITEM	FISCAL YEAR
16	<u>NO.</u>	<u>2009-2010</u>
17	(01) REGULAR SALARIES	\$ 653,639
18	(02) EXTRA HELP	55,000
19	(03) PERSONAL SERVICES MATCHING	243,693
20	(04) MAINT. & GEN. OPERATION	
21	(A) OPER. EXPENSE	255,592
22	(B) CONF. & TRAVEL	0
23	(C) PROF. FEES	0
24	(D) CAP. OUTLAY	20,000
25	(E) DATA PROC.	0
26	(05) VACCINATION GRANT	350,000
27	(06) BRUCELLOSIS DEPOPULATION	<u>100,000</u>
28	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,677,924</u>

29

30 SECTION 6. APPROPRIATION - LIVESTOCK AND POULTRY - EGG GRADING PROGRAM.
 31 There is hereby appropriated, to the Arkansas Agriculture Department, to be
 32 payable from the Poultry and Egg Grading Fund, for personal services and
 33 operating expenses of the Arkansas Agriculture Department - Livestock and
 34 Poultry Commission - Egg Grading Program for the fiscal year ending June 30,
 35 2010, the following:

36

ITEM	FISCAL YEAR
NO.	2009-2010
(01) REGULAR SALARIES	\$ 1,623,688
(02) EXTRA HELP	67,500
(03) PERSONAL SERVICES MATCHING	618,760
(04) OVERTIME	300,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	230,902
(B) CONF. & TRAVEL	18,350
(C) PROF. FEES	0
(D) CAP. OUTLAY	50,000
(E) DATA PROC.	0
(06) REFUNDS/REIMBURSEMENTS	887,968
(07) EGG PROMOTION EXPENSE	<u>64,500</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,861,668</u>

16

SECTION 7. APPROPRIATION - LIVESTOCK AND POULTRY - SWAMP FEVER TESTING PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Special Revenue Fund, for personal services and operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Swamp Fever Testing Program for the fiscal year ending June 30, 2010, the following:

23

ITEM	FISCAL YEAR
NO.	2009-2010
(01) EXTRA HELP	\$ 14,500
(02) PERSONAL SERVICES MATCHING	1,218
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	250,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	57,500
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 323,218</u>

35

SECTION 8. APPROPRIATION - LIVESTOCK AND POULTRY - SMALL ANIMAL TESTING

36

PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Special Revenue Fund, for operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Small Animal Testing Program for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 300,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	50,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 350,000</u>

SECTION 9. APPROPRIATION - LIVESTOCK AND POULTRY - LARGE ANIMALS AND POULTRY. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Special Revenue Fund, for personal services and operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Large Animals and Poultry for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 166,877
(02) PERSONAL SERVICES MATCHING	47,692
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,058,077
(B) CONF. & TRAVEL	25,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	120,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,417,646</u>

SECTION 10. APPROPRIATION - LIVESTOCK AND POULTRY - BRAND REGISTRY. There

is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Special Revenue Fund, for maintenance of the Brand Registry Book by the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) BRAND REGISTRY	\$ <u>6,000</u>

SECTION 11. APPROPRIATION - LIVESTOCK AND POULTRY - INDEMNITIES - REVOLVING. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Miscellaneous Revolving Fund, for payment of authorized indemnities by the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) INDEMNITIES	\$ <u>45,000</u>

SECTION 12. APPROPRIATION - LIVESTOCK AND POULTRY - POULTRY INDEMNITIES - CASH. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Agriculture Department, for payment of poultry indemnities by the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) POULTRY INDEMNITIES	\$ <u>10,000</u>

SECTION 13. APPROPRIATION - LIVESTOCK AND POULTRY - SWINE TESTING PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Commission Swine Testing Fund, for the purpose of funding the Pseudorabies Control and Eradication Program of the Arkansas Agriculture Department - Livestock and Poultry Commission for the

fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) SWINE TESTING PROGRAM	\$ <u>30,000</u>

SECTION 14. APPROPRIATION - LIVESTOCK AND POULTRY - SHOW PREMIUMS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Miscellaneous Agencies Fund Account, for show premiums, refunds, and reimbursements of the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) ARSHS RODEO ASSOCIATION	\$ 20,000
(02) COUNTY LIVESTOCK SHOW PREMIUMS	360,000
(03) DISTRICT JR LIVESTOCK SHOW PREMIUMS	28,430
(04) DISTRICT LIVESTOCK SHOW PREMIUMS	144,000
(05) FOUR STATES LIVESTOCK SHOW PREMIUMS	24,000
(06) STATE LIVESTOCK SHOW PREMIUMS	120,000
(07) REFUNDS/REIMBURSE 4H CLUBS	20,000
(08) REFUNDS/REIMBURSE FFA CLUBS	20,000
(09) REFUNDS/REIMBURSE MISS AR RODEO	<u>350</u>
TOTAL AMOUNT APPROPRIATED	\$ <u>736,780</u>

SECTION 15. APPROPRIATION - LIVESTOCK AND POULTRY - EQUINE INFECTIOUS ANEMIA. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Livestock and Poultry Equine Infectious Anemia Control Fund, for personal services and operating expenses of the Arkansas Agriculture Department - Livestock and Poultry Commission - Equine Infectious Anemia for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 97,316
(02) PERSONAL SERVICES MATCHING	39,288

1	(03) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	200,000
3	(B) CONF. & TRAVEL	0
4	(C) PROF. FEES	0
5	(D) CAP. OUTLAY	100,000
6	(E) DATA PROC.	0
7	(04) EDUCATIONAL GRANTS	<u>30,000</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 466,604</u>

9

10 SECTION 16. APPROPRIATION - LIVESTOCK AND POULTRY - ANIMAL HEALTH. There
 11 is hereby appropriated, to the Arkansas Agriculture Department, to be payable
 12 from the federal funds as designated by the Chief Fiscal Officer of the
 13 State, for personal services and operating expenses of the Arkansas
 14 Agriculture Department - Livestock and Poultry Commission - Animal Health for
 15 the fiscal year ending June 30, 2010, the following:

16

17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2009-2010</u>
19	(01) REGULAR SALARIES	\$ 443,009
20	(02) EXTRA HELP	52,000
21	(03) PERSONAL SERVICES MATCHING	115,856
22	(04) MAINT. & GEN. OPERATION	
23	(A) OPER. EXPENSE	615,161
24	(B) CONF. & TRAVEL	20,910
25	(C) PROF. FEES	147,500
26	(D) CAP. OUTLAY	472,769
27	(E) DATA PROC.	<u>0</u>
28	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,867,205</u>

29

30 SECTION 17. APPROPRIATION - GRANTS AND AID. There is hereby appropriated,
 31 to the Arkansas Agriculture Department, to be payable from the federal funds
 32 as designated by the Chief Fiscal Officer of the State, for assistance to
 33 eligible agricultural producers by the Arkansas Agriculture Department for
 34 the fiscal year ending June 30, 2010, the following:

35

36	ITEM	FISCAL YEAR
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NO. 2009-2010

(01) LIVESTOCK ASSISTANCE

GRANTS AND AID \$ 4,000,000

SECTION 18. APPROPRIATION - PLANT BOARD - ADMINISTRATION/PEST CONTROL.

There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for personal services and operating expenses of the Arkansas Agriculture Department - State Plant Board - Administration/Pest Control for the fiscal year ending June 30, 2010, the following:

ITEM FISCAL YEAR

NO. 2009-2010

(01) REGULAR SALARIES \$ 3,643,461

(02) EXTRA HELP 75,460

(03) PERSONAL SERVICES MATCHING 1,179,382

(04) OVERTIME 9,000

(05) MAINT. & GEN. OPERATION

(A) OPER. EXPENSE 1,292,410

(B) CONF. & TRAVEL 76,613

(C) PROF. FEES 244,510

(D) CAP. OUTLAY 508,000

(E) DATA PROC. 0

(06) PEST ERADICATION 1,000,000

TOTAL AMOUNT APPROPRIATED \$ 8,028,836

SECTION 19. APPROPRIATION - PLANT BOARD - BUREAU OF STANDARDS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for operating expenses of the Arkansas Agriculture Department - State Plant Board - Bureau of Standards for the fiscal year ending June 30, 2010, the following:

ITEM FISCAL YEAR

NO. 2009-2010

(01) MAINT. & GEN. OPERATION

(A) OPER. EXPENSE \$ 0

1	(B) CONF. & TRAVEL	0
2	(C) PROF. FEES	0
3	(D) CAP. OUTLAY	27,000
4	(E) DATA PROC.	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 27,000</u>

6

7 SECTION 20. APPROPRIATION - PLANT BOARD - PUBLIC GRAIN WAREHOUSE

8 INSPECTION PROGRAM. There is hereby appropriated, to the Arkansas Agriculture
 9 Department, to be payable from the Plant Board Fund, for personal services
 10 and operating expenses of the Arkansas Agriculture Department - State Plant
 11 Board - Public Grain Warehouse Inspection Program for the fiscal year ending
 12 June 30, 2010, the following:

13

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2009-2010</u>
16	(01) REGULAR SALARIES	\$ 182,150
17	(02) PERSONAL SERVICES MATCHING	60,856
18	(03) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	67,935
20	(B) CONF. & TRAVEL	4,613
21	(C) PROF. FEES	1,200
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	<u>0</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 316,754</u>

25

26 SECTION 21. APPROPRIATION - PLANT BOARD - PESTICIDE SURVEILLANCE. There is
 27 hereby appropriated, to the Arkansas Agriculture Department, to be payable
 28 from the Plant Board Fund, for personal services and operating expenses of
 29 the Arkansas Agriculture Department - State Plant Board - Pesticide
 30 Surveillance for the fiscal year ending June 30, 2010, the following:

31

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2009-2010</u>
34	(01) REGULAR SALARIES	\$ 213,840
35	(02) PERSONAL SERVICES MATCHING	67,007
36	(03) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	52,066
2	(B) CONF. & TRAVEL	6,000
3	(C) PROF. FEES	0
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 338,913</u>

7

8 SECTION 22. APPROPRIATION - PLANT BOARD - APIARY. There is hereby

9 appropriated, to the Arkansas Agriculture Department, to be payable from the

10 Plant Board Fund, for personal services and operating expenses of the

11 Arkansas Agriculture Department - State Plant Board - Apiary for the fiscal

12 year ending June 30, 2010, the following:

13		
14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2009-2010</u>
16	(01) REGULAR SALARIES	\$ 125,850
17	(02) EXTRA HELP	12,000
18	(03) PERSONAL SERVICES MATCHING	45,836
19	(04) MAINT. & GEN. OPERATION	
20	(A) OPER. EXPENSE	53,519
21	(B) CONF. & TRAVEL	3,650
22	(C) PROF. FEES	0
23	(D) CAP. OUTLAY	0
24	(E) DATA PROC.	<u>0</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 240,855</u>

26

27 SECTION 23. APPROPRIATION - PLANT BOARD - PRODUCT MARKETING PROGRAM. There

28 is hereby appropriated, to the Arkansas Agriculture Department, to be payable

29 from the federal funds as designated by the Chief Fiscal Officer of the

30 State, for personal services and operating expenses of the Arkansas

31 Agriculture Department - State Plant Board - Product Marketing Program for

32 the fiscal year ending June 30, 2010, the following:

33		
34	ITEM	FISCAL YEAR
35	<u>NO.</u>	<u>2009-2010</u>
36	(01) REGULAR SALARIES	\$ 43,217

1	(02) EXTRA HELP	12,000
2	(03) PERSONAL SERVICES MATCHING	14,488
3	(04) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	147,000
5	(B) CONF. & TRAVEL	6,000
6	(C) PROF. FEES	150,000
7	(D) CAP. OUTLAY	25,000
8	(E) DATA PROC.	0
9	(05) PRODUCT MARKETING GRANTS & AID	200,000
10	(06) PROMOTIONAL ITEMS	<u>97,059</u>
11	TOTAL AMOUNT APPROPRIATED	<u>\$ 694,764</u>

12

13 SECTION 24. APPROPRIATION - PLANT BOARD - REFUNDS/TRANSFERS. There is
 14 hereby appropriated, to the Arkansas Agriculture Department, to be payable
 15 from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas
 16 Agriculture Department, for operating expenses, refunds and transfers to the
 17 State Treasury by the Arkansas Agriculture Department - State Plant Board for
 18 the fiscal year ending June 30, 2010, the following:

19

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2009-2010</u>
22	(01) MAINT. & GEN. OPERATION	
23	(A) OPER. EXPENSE	\$ 500
24	(B) CONF. & TRAVEL	0
25	(C) PROF. FEES	0
26	(D) CAP. OUTLAY	0
27	(E) DATA PROC.	0
28	(02) REFUNDS/REIMBURSEMENTS	<u>6,765,100</u>
29	TOTAL AMOUNT APPROPRIATED	<u>\$ 6,765,600</u>

30

31 SECTION 25. APPROPRIATION - PLANT BOARD - PESTICIDE/PLANT REGULATORY
 32 PROGRAM. There is hereby appropriated, to the Arkansas Agriculture
 33 Department, to be payable from the Abandoned Agricultural Pesticide and Plant
 34 Regulator Disposal Trust Fund, for operating expenses of the Arkansas
 35 Agriculture Department - State Plant Board - Pesticide/Plant Regulatory
 36 Program for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 750,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 750,000</u>

SECTION 26. APPROPRIATION - PLANT BOARD - U OF A AGRICULTURE SCHOLARSHIPS.
 There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the Arkansas Agriculture Department - State Plant Board for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) GRANT TO THE UNIV OF ARK-DIV. OF AGRICULTURE FOR INTERNSHIPS & SCHOLARSHIPS	<u>\$ 5,000</u>

SECTION 27. APPROPRIATION - PLANT BOARD - ASU AGRICULTURE SCHOLARSHIPS.
 There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the Arkansas Agriculture Department - State Plant Board for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) GRANT TO THE ARK ST UNIV COLLEGE OF AGRICULTURE FOR INTERNSHIPS & SCHOLARSHIPS	<u>\$ 5,000</u>

SECTION 28. APPROPRIATION - PLANT BOARD - AR TECH AGRICULTURE SCHOLARSHIPS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the Arkansas Agriculture Department - State Plant Board for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) GRANT TO THE ARK TECH UNIV	
AGRICULTURE DEPT FOR	
INTERNSHIPS & SCHOLARSHIPS	\$ <u>5,000</u>

SECTION 29. APPROPRIATION - PLANT BOARD - SAU AGRICULTURE SCHOLARSHIPS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Plant Board Fund, for grants for internships and scholarships from civil penalties collected by the Arkansas Agriculture Department - State Plant Board for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) GRANT TO THE SAU AGRICULTURE	
DEPT FOR INTERNSHIPS &	
SCHOLARSHIPS	\$ <u>5,000</u>

SECTION 30. APPROPRIATION - FORESTRY - OPERATIONS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the State Forestry Fund, for personal services and operating expenses of the Arkansas Agriculture Department - State Forestry Commission - Operations for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 6,699,029

1	(02)	EXTRA HELP	164,455
2	(03)	PERSONAL SERVICES MATCHING	2,336,628
3	(04)	OVERTIME	52,400
4	(05)	UNIFORM ALLOWANCE	30,000
5	(06)	MAINT. & GEN. OPERATION	
6	(A)	OPER. EXPENSE	2,228,293
7	(B)	CONF. & TRAVEL	33,600
8	(C)	PROF. FEES	250,383
9	(D)	CAP. OUTLAY	0
10	(E)	DATA PROC.	0
11	(07)	PAYMENT IN LIEU OF TAXES	14,628
12	(08)	FEDERAL INITIATIVE PROGRAM	<u>321,616</u>
13		TOTAL AMOUNT APPROPRIATED	<u>\$ 12,131,032</u>

14

15 SECTION 31. APPROPRIATION - FORESTRY - RURAL COMMUNITY FIRE PROTECTION -
 16 FEDERAL. There is hereby appropriated, to the Arkansas Agriculture
 17 Department, to be payable from the federal funds as designated by the Chief
 18 Fiscal Officer of the State, for personal services, operating expenses and
 19 federal matching grants to purchase fire fighting equipment by the Arkansas
 20 Agriculture Department - State Forestry Commission - Rural Community Fire
 21 Protection for the fiscal year ending June 30, 2010, the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2009-2010</u>
25	(01) REGULAR SALARIES	\$ 76,182
26	(02) EXTRA HELP	16,260
27	(03) PERSONAL SERVICES MATCHING	26,354
28	(04) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	356,893
30	(B) CONF. & TRAVEL	0
31	(C) PROF. FEES	129,744
32	(D) CAP. OUTLAY	380,320
33	(E) DATA PROC.	0
34	(05) RURAL COMMUNITY MATCH GRANTS	<u>545,361</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,531,114</u>

36

SECTION 32. APPROPRIATION - FORESTRY - URBAN FORESTRY SERVICES - FEDERAL.
 There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the State Forestry Fund, for personal services, operating expenses and urban forestry matching grants of the Arkansas Agriculture Department - State Forestry Commission - Urban Forestry Services - Federal Reimbursement for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 68,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	5,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) URBAN FORESTRY MATCHING	
GRANTS & AID	<u>363,675</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 436,675</u>

SECTION 33. APPROPRIATION - FORESTRY - RURAL FIRE PROTECTION SERVICE LOANS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Rural Fire Protection Revolving Fund, for loans to communities for fire protection by the Arkansas Agriculture Department - State Forestry Commission - Rural Fire Protection Service Loans for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) RURAL FIRE PROTECTION LOANS	<u>\$ 1,210,000</u>

SECTION 34. APPROPRIATION - FORESTRY - STATE FORESTRY TRUST PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the State Forestry Trust Fund, for management and operating expenses, fire control, communications, contracting for assistance, and other services of the Arkansas Agriculture Department - State Forestry Commission - State Forestry Trust Program for the fiscal year ending June 30, 2010, the

following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 200,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	100,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) FIRE CONTROL/COMMUNICATE	1,000,000
(03) MANAGEMENT & OPERATIONS	<u>300,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,600,000</u>

SECTION 35. APPROPRIATION - FORESTRY - SOUTHERN PINE BEETLE PREVENTION.

There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses and grants of the Arkansas Agriculture Department - State Forestry Commission - Southern Pine Beetle Prevention for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 240,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) SOUTHERN PINE BEETLE GRANTS & AID	<u>1,500,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,740,000</u>

SECTION 36. APPROPRIATION - FORESTRY - FOREST LAND ENHANCEMENT PROGRAM.

There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for grants for the Forest Land Enhancement Program of the Arkansas

Agriculture Department - State Forestry Commission for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) FOREST LAND ENHANCEMENT	
GRANTS AND AID	\$ <u>275,000</u>

SECTION 37. APPROPRIATION - FORESTRY - WILD LAND FIRE ASSISTANCE. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Agriculture Department - State Forestry Commission - Wild Land Fire Assistance for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) WILD LAND FIRE ASSISTANCE GRANTS	
AND AID	\$ <u>178,800</u>

SECTION 38. APPROPRIATION - FORESTRY - FOREST HEALTH PROGRAM. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for management of invasive weed species of the Arkansas Agriculture Department - State Forestry Commission - Forest Health Program for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) FOREST HEALTH PROGRAM GRANTS & AID	\$ <u>209,521</u>

SECTION 39. APPROPRIATION - FORESTRY - FOREST LEGACY. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Agriculture Department - State Forestry Commission - Forest Legacy for the fiscal year ending June 30, 2010, the

following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 50,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	4,192,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 4,242,000</u>

SECTION 40. APPROPRIATION - FORESTRY - SILVICULTURAL NON-POINT PROGRAM.

There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for operating expenses of the Arkansas Agriculture Department - State Forestry Commission - Silvicultural Non-Point Program for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 100,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	20,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 120,000</u>

SECTION 41. APPROPRIATION - DIVISION OF LAND SURVEY. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the Department of Agriculture Fund Account, for personal services and operating expenses of the Arkansas Agriculture Department - Division of Land Survey for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
------	-------------

1	NO.	2009-2010
2	(01) REGULAR SALARIES	\$ 207,032
3	(02) PERSONAL SERVICES MATCHING	60,584
4	(03) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	61,986
6	(B) CONF. & TRAVEL	4,350
7	(C) PROF. FEES	95,000
8	(D) CAP. OUTLAY	35,000
9	(E) DATA PROC.	<u>0</u>
10	TOTAL AMOUNT APPROPRIATED	<u>\$ 463,952</u>

11

12 SECTION 42. APPROPRIATION - ALTERNATIVE FUELS DEVELOPMENT GRANTS – GENERAL
 13 REVENUE. There is hereby appropriated, to the Arkansas Agriculture
 14 Department, to be payable from the Department of Agriculture Fund Account,
 15 for Alternative Fuels Development incentive grants by the Arkansas
 16 Agriculture Department for the fiscal year ending June 30, 2010, the
 17 following:

18

19	ITEM	FISCAL YEAR
20	NO.	2009-2010
21	(01) ALTERNATIVE FUELS DEVELOPMENT	
22	PROGRAM GRANTS/AID	<u>\$ 5,000,000</u>

23

24 SECTION 43. APPROPRIATION - ALTERNATIVE FUELS DEVELOPMENT GRANTS - SPECIAL
 25 REVENUE. There is hereby appropriated, to the Arkansas Agriculture
 26 Department, to be payable from the Arkansas Alternative Fuels Development
 27 Fund, for Alternative Fuels Development incentive grants of the Arkansas
 28 Agriculture Department for the fiscal year ending June 30, 2010, the
 29 following:

30

31	ITEM	FISCAL YEAR
32	NO.	2009-2010
33	(01) ALTERNATIVE FUELS DEVELOPMENT	
34	GRANTS	<u>\$ 11,000,000</u>

35

36 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BUFFALO
2 GNAT CONTROL PROGRAM. The Appropriation authorized for the Buffalo Gnat
3 Control Program in Item (09) of Section 3 of this Act, shall be expended only
4 for the control of buffalo gnats in the Arkansas counties of Miller,
5 LaFayette, Little River and parts of Hempstead.

6 The provisions of this section shall be in effect only from July 1, ~~2007~~
7 2009 through June 30, ~~2009~~ 2010.

8
9 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXPENSE
11 REIMBURSEMENT. Funds appropriated in Item (07), (08) and (09) of Section 14
12 of this act shall be used to reimburse members of high school 4H clubs, high
13 school FFA clubs and Miss Arkansas Rodeo for expenses incurred while
14 representing the State of Arkansas at national conferences and events outside
15 the State. The State 4H Association and the State FFA Association shall
16 receive funds appropriated for expense reimbursement of student members but
17 shall be limited to \$50,000 each, or so much thereof that is available.
18 Reimbursement of expenses for Miss Arkansas Rodeo shall be limited to \$350
19 per year.

20 The provisions of this section shall be in effect only from July 1, ~~2007~~
21 2009 through June 30, ~~2009~~ 2010.

22
23 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
25 TRANSFER. The Executive Director of the Livestock and Poultry Commission,
26 with prior approval of the Arkansas Legislative Council or the Joint Budget
27 Committee, the approval of the Chief Fiscal Officer of the State, and for the
28 reimbursing of documented expenditures designated by law to be made from the
29 transferred special revenue, may transfer funds among the Livestock and
30 Poultry Equine Infectious Anemia Control Fund, Livestock and Poultry
31 Commission Disease and Pest Control Fund, Livestock and Poultry Special
32 Revenue Fund, Livestock and Poultry Commission Swine Testing Fund, and the
33 Poultry and Egg Grading Fund or from these funds to the Livestock and Poultry
34 Fund Account. The purpose of these transfers shall only be for accurate
35 allocation of incurred costs between the funds. Requests for fund transfer
36 will at least include the total amount to be transferred, to and from which

1 funds, the nature, purpose, and time period of the expenditures being
2 reimbursed, and any other information requested by the Legislative Council or
3 the Joint Budget Committee.

4 Determining the maximum number of employees and the maximum amount of
5 appropriation and general revenue funding for a state agency each fiscal year
6 is the prerogative of the General Assembly. This is usually accomplished by
7 delineating such maximums in the appropriation act(s) for a state agency and
8 the general revenue allocations authorized for each fund and fund account by
9 amendment to the Revenue Stabilization law. Further, the General Assembly
10 has determined that the Arkansas Agriculture Department - Livestock and
11 Poultry Commission may operate more efficiently if some flexibility is
12 provided to the Arkansas Agriculture Department - Livestock and Poultry
13 Commission authorizing broad powers under this Section. Therefore, it is
14 both necessary and appropriate that the General Assembly maintain oversight
15 by requiring prior approval of the Legislative Council or Joint Budget
16 Committee as provided by this section. The requirement of approval by the
17 Legislative Council or Joint Budget Committee is not a severable part of this
18 section. If the requirement of approval by the Legislative Council or Joint
19 Budget Committee is ruled unconstitutional by a court of competent
20 jurisdiction, this entire section is void.

21 The provisions of this section shall be in effect only from July 1, ~~2007~~
22 2009 through June 30, ~~2009~~ 2010.

23
24 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
26 PROVISION - PEST ERADICATION. ~~During either fiscal year of the 2007-2009~~
27 ~~2009-2011 Biennium,~~ If the State Plant Board determines that the demands of
28 pest eradication efforts require additional personnel expenses, with the
29 approval of the Chief Fiscal Officer of the State and approval by the
30 Legislative Council or Joint Budget Committee, appropriations may be
31 transferred from the Pest Eradication Program special line item to the line
32 items for Regular Salaries, Extra Help, Overtime, and Personal Services
33 Matching.

34 Determining the maximum number of employees and the maximum amount of
35 appropriation and general revenue funding for a state agency each fiscal year
36 is the prerogative of the General Assembly. This is usually accomplished by

delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the State Plant Board may operate more efficiently if some flexibility is provided to the State Plant Board authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

SECTION 48. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA HELP PROVISION. No employee of the Arkansas Forestry Commission who is employed as "Extra Help" may receive an amount to exceed 3/4 of the maximum annual salary for a comparable position as authorized by Arkansas Code 21-5-201 et seq. during any fiscal year, nor may such employee be employed for a period of time to exceed nine (9) months in any single fiscal year. Provided, however, that no employee of the Arkansas Forestry Commission who is employed as "Extra Help" may receive an amount to exceed seventy five percent (75%) of the maximum annual salary for a comparable position as authorized by Arkansas Code 21-5-201 et seq. during any fiscal year, nor shall such employee be employed for a period of time to exceed fourteen hundred (1400) hours in any single fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

SECTION 49. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. ~~During either fiscal year of the 2007-2009 2009-2011 biennium,~~ If the State Forestry Commission determines that temporary firefighters,

1 dispatchers, or pilots are required to meet the demands of a wildfire season,
2 and upon approval of the Chief Fiscal Officer of the State, appropriations
3 may be transferred from either Extra Help or Professional Fees and Services
4 to the proper character code for the employment of such personnel.

5 If the State Forestry Commission determines that the deployment of air
6 tankers for fighting wildfires requires additional Professional Fees and
7 Services, and upon the approval of the Chief Fiscal Officer of the State,
8 excess appropriation in Regular Salaries or Personal Services Matching may be
9 transferred to Professional Fees and Services in Section 3 and 31.

10 If the State Forestry Commission determines that the most effective way for
11 it to cooperate in the growing and distribution of forest planting stock is
12 by contracting work with private vendors and/or hiring temporary employees
13 for seasonal work, the Commission is hereby authorized, upon approval by the
14 Chief Fiscal Officer of the State, to transfer the necessary appropriation
15 authorized for Extra Help and Maintenance and General Operation in Section 3
16 and 31.

17 The provisions of this section shall be in effect only from July 1, 2007
18 2009 through June 30, ~~2009~~ 2010.

19
20 SECTION 50. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO
22 EXPENDITURE. The Arkansas Forestry Commission is authorized to charge fees
23 to federal agencies and other states to reimburse the Commission for
24 expenditures made on behalf of these governmental units. These fees shall be
25 deposited into the State Forestry Fund in the State Treasury as a refund to
26 expenditure.

27 The provisions of this section shall be in effect only from July 1,
28 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

29
30 SECTION 51. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
32 ALLOCATION RESTRICTIONS. ~~For the biennium ending June 30, 2009-2011,~~ The
33 Secretary of the Arkansas Department of Agriculture shall at no time
34 designate general revenue allocations to the State Plant Board, the Arkansas
35 Livestock and Poultry Commission and the Arkansas Forestry Commission at a
36 level less than the revenue distribution provided in the Official Forecast of

1 state general revenue in effect ~~on June 30, 2007~~ for each of those agencies.

2 The provisions of this section shall be in effect only from July 1,
3 2009 through June 30, 2010.

4
5 SECTION 52. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
6 by this act shall be limited to the appropriation for such agency and funds
7 made available by law for the support of such appropriations; and the
8 restrictions of the State Procurement Law, the General Accounting and
9 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
10 Procedures and Restrictions Act, or their successors, and other fiscal
11 control laws of this State, where applicable, and regulations promulgated by
12 the Department of Finance and Administration, as authorized by law, shall be
13 strictly complied with in disbursement of said funds.

14
15 SECTION 53. LEGISLATIVE INTENT. It is the intent of the General Assembly
16 that any funds disbursed under the authority of the appropriations contained
17 in this act shall be in compliance with the stated reasons for which this act
18 was adopted, as evidenced by the Agency Requests, Executive Recommendations
19 and Legislative Recommendations contained in the budget manuals prepared by
20 the Department of Finance and Administration, letters, or summarized oral
21 testimony in the official minutes of the Arkansas Legislative Council or
22 Joint Budget Committee which relate to its passage and adoption.

23
24 SECTION 54. EMERGENCY CLAUSE. It is found and determined by the General
25 Assembly, that the Constitution of the State of Arkansas prohibits the
26 appropriation of funds for more than a one (1) year period; that the
27 effectiveness of this Act on July 1, 2009 is essential to the operation of
28 the agency for which the appropriations in this Act are provided, and that in
29 the event of an extension of the Regular Session, the delay in the effective
30 date of this Act beyond July 1, 2009 could work irreparable harm upon the
31 proper administration and provision of essential governmental programs.
32 Therefore, an emergency is hereby declared to exist and this Act being
33 necessary for the immediate preservation of the public peace, health and
34 safety shall be in full force and effect from and after July 1, 2009.

35
36 /s/ Joint Budget Committee