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.

1	State of Arkansas	As Engrossed: \$2/23/09 \$3/23/09			
2	87th General Assembly	A Bill			
3	Regular Session, 2009		SENATE BILL	349	
4					
5	By: Senators Laverty, G. Jet	ffress, Salmon, H. Wilkins, J. Taylor			
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7					
8		For An Act To Be Entitled			
9	AN ACT TO REQUIRE THE BUYER TO REMIT THE				
10	ASSESSMENT ON THE SALE OF RICE; TO PROVIDE FOR				
11	THE ASSESSMENT'S USE AND CONSIDERATION OF BUYER				
12	AND PRO	ODUCER PREFERENCES; AND FOR OTHER PURPOR	SES.		
13					
14		Subtitle			
15	TO I	REQUIRE THE BUYER TO REMIT THE			
16	ASSESSMENT ON THE SALE OF RICE; AND TO				
17	PROVIDE FOR THE ASSESSMENT'S USE AND				
18	CONSIDERATION OF BUYER AND PRODUCER				
19	PREI	FERENCES.			
20					
21					
22	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF ARKANS	AS:		
23					
24	SECTION 1. Ark	ansas Code § 2-20-507 is amended to rea	d as follows:		
25	2-20-507. Asse	ssments on grown rice.			
26	(a) There are	imposed and levied:			
27	(1) An a	assessment at the rate of one and thirty	<i>'-five hundredt</i>	ths:	
28	cents (1.35¢) per bus	shel to be paid by the buyer at the firs	st point of sal	le,	
29	whether within or without the state, on rice grown within the state or at the				
30	point the rice enters into the United States Department of Agriculture loan				
31	program; and				
32	(2) An a	assessment at the rate of one and thirty	<i>'-five hundredt</i>	ths:	
33	cents (1.35¢) per bushel to be paid by the producer on all rice grown within				
34	this state.				
35	(b) <u>(1)(A)</u> The assessment imposed and levied by this <u>subsection (a) of</u>				
36	this section shall be collected by the Director of the Department of Finance				



As Engrossed: S2/23/09 S3/23/09

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1 and Administration from the buyer of rice at the first point of sale or at 2 the point the rice enters into the United States Department of Agriculture 3 loan program. 4 (B) The buyer of rice shall remit the assessment collected 5 under subdivision (b)(1)(A) of this section to the Director of the Department 6 of Finance and Administration on the form prepared by the director for that 7 submission. 8 (2) The form for the remittance by the buyer of rice under 9 subdivision (b)(1) of this section shall show: 10 (A) The total amount of assessments collected by the rice 11 buyer during the month; and 12 (B) The *buyer's and the* producer's preference for 13 disbursements under subdivision (d)(2)(B) of this section to either the USA Rice Federation or the US Rice Producers Association or no preference. 14 15 (3) The director shall provide the Arkansas Rice Research and 16 Promotion Board with a monthly report summarizing the buyers' and the 17 producers' preferences for disbursements under subdivision (d)(2)(B) of this 18 section. 19 (c)(1) The proceeds of the assessment, less not more than three percent (3%) to cover the cost of collections, shall be deposited by the 20 21 director with the Treasurer of State in a special fund to be established for 22 the Arkansas Rice Research and Promotion Board to the credit of the board the 23 Arkansas Rice and Research and Promotion Fund, § 19-6-451. 24 (2) The Treasurer of State shall make a disbursement from the 25 fund Disbursement shall be made only upon a motion duly passed by the board 26 and presented to the Treasurer of State and only for a purpose prescribed in 27 this subchapter. 28 (d)(1) The funds derived from the assessment paid by a buyer at the 29 first point of sale shall be used for: 30 (A) Market development and promotion; 31 (B) Basic administration expenses; and 32 (C) Defraying the costs of referenda that the board may 33 refer to buyers of rice the board's administrative expenses and operational 34 costs. 35 (2) The funds derived from the assessment paid by a producer 36 shall be used for:

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1	(A) Rice extension and rice research;
2	(B) Basic administration expenses; and
3	(C) Defraying the costs of referenda that the board may
4	refer to producers of rice.
5	(2) After paying the expenses and costs under subdivision (d)(1)
6	of this section, the board shall expend the remaining funds as follows:
7	(A) Fifty percent (50%) on rice research; and
8	(B)(i) Fifty percent (50%) on the promotion and market
9	development of rice in a manner consistent with the buyers' and the
10	producers' allocation preferences as reflected in the director's reports to
11	the board under subdivision (b)(3) of this section.
12	(ii) If the director's reports to the board under
13	subdivision (b)(3) of this section reflect no buyer or producer preference
14	for a portion of the disbursement to be made under subdivision (d)(2)(B)(i)
15	of this section, the board shall allocate that portion between the USA Rice
16	Federation and the US Rice Producers Association in the same proportion as
17	the allocation was made under subdivision (d)(2)(B)(i) of this section.
18	(3)(e) Funds <u>spent</u> under subdivisions (d)(1) and (2) <u>subdivision</u>
19	(d)(2) of this section may be applied within or without Arkansas, including
20	regional, national, and international applications.
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22	/s/ Laverty
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