

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1593

5 By: Representative Baird
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS
9 AGRICULTURE DEPARTMENT FOR CAPITAL IMPROVEMENT
10 PROJECTS; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 AN ACT FOR THE ARKANSAS AGRICULTURE
14 DEPARTMENT GENERAL IMPROVEMENT
15 APPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. APPROPRIATION - FAIR GRANTS. There is hereby appropriated,
22 to the Arkansas Agriculture Department, to be payable from the General
23 Improvement Fund or its successor fund or fund accounts, the following:

24 (A) for grants to County and District Fairs for construction,
25 renovation, maintenance and purchase of equipment, in a sum not to exceed
26\$15,000,000.
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28 SECTION 2. APPROPRIATION - STATE FAIR AND LIVESTOCK SHOW. There is
29 hereby appropriated, to the Arkansas Agriculture Department, to be payable
30 from the General Improvement Fund or its successor fund or fund accounts, the
31 following:

32 (A) for grants for personal services, operating expenses, maintenance,
33 construction and renovation costs for State Fair and Livestock Shows, in a
34 sum not to exceed.....\$15,000,000.
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36 SECTION 3. APPROPRIATION - ALTERNATIVE FUELS AND ENERGY GRANTS. There



1 is hereby appropriated, to the Arkansas Agriculture Department, to be payable
2 from the General Improvement Fund or its successor fund or fund accounts, the
3 following:

4 (A) for Alternative Fuels and Energy grants, in a sum not to exceed
5\$15,000,000.

7 SECTION 4. APPROPRIATION - FACILITY IMPROVEMENTS AND CONSTRUCTION -
8 LIVESTOCK AND POULTRY. There is hereby appropriated, to the Arkansas
9 Agriculture Department - Livestock and Poultry, to be payable from the
10 General Improvement Fund or its successor fund or fund accounts, the
11 following:

12 (A) for Camp Couchdale for improvements to facilities, maintenance,
13 sewer system connection, facility renovation, roof replacement, equipment
14 including but not limited to heating, ventilation, and air conditioning
15 units, road resurfacing and construction of buildings which are used to
16 support statewide Future Farmers of America activities, in a sum not to
17 exceed.....\$15,000,000.

19 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

21 Notwithstanding any other rules, regulations or provision of law to the
22 contrary the appropriations authorized in Sections 2, 3, and 4 of this Act
23 shall not be restricted by requirements that may be applicable to other
24 programs currently administered. New rules and regulations may be adopted to
25 carry out the intent of the General Assembly regarding the appropriations
26 authorized in Sections 2, 3, and 4 of this Act.

28 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

30 Notwithstanding any other rules, regulations or provision of law to the
31 contrary the appropriations authorized in Section 1 of this Act shall not be
32 restricted by requirements that may be applicable to other programs currently
33 administered. New rules and regulations may be adopted to carry out the
34 intent of the General Assembly regarding the appropriations authorized in
35 Section 1 of this Act.

36 No less than thirty (30) days prior to the distribution of any funds

1 appropriated by Section 1 of this act, the director of the agency shall
2 notify the Speaker of the House of Representatives of the name and address of
3 each recipient and the amount that is being distributed to each recipient.

4 The grant amount authorized for each County Fair by Section 1 of this
5 act shall be \$7,200 and the grant amount authorized for each District Fair by
6 Section 1 of this act shall be \$48,000. A determination shall be made as to
7 whether the actual available funding meets, exceeds or falls below the total
8 authorized grant amount for all County and District Fairs by Section 1 of
9 this act. Next, the Department will determine by what percentage the actual
10 funds available exceed or fall below the total grant amounts authorized by
11 Section 1 of this act. If actual funding is either above or below the total
12 authorized grant amount for all County and District Fairs authorized by
13 Section 1 of this act, each County and District Fair's grant amount will be
14 adjusted by the percentage the actual funds available exceed or fall below
15 the total authorized grant amount.

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17 SECTION 7. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
18 obligations otherwise incurred in relation to the project or projects
19 described herein in excess of the State Treasury funds actually available
20 therefor as provided by law. Provided, however, that institutions and
21 agencies listed herein shall have the authority to accept and use grants and
22 donations including Federal funds, and to use its unobligated cash income or
23 funds, or both available to it, for the purpose of supplementing the State
24 Treasury funds for financing the entire costs of the project or projects
25 enumerated herein. Provided further, that the appropriations and funds
26 otherwise provided by the General Assembly for Maintenance and General
27 Operations of the agency or institutions receiving appropriation herein shall
28 not be used for any of the purposes as appropriated in this act.

29 (B) The restrictions of any applicable provisions of the State
30 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
31 Revenue Stabilization Law and any other applicable fiscal control laws of
32 this State and regulations promulgated by the Department of Finance and
33 Administration, as authorized by law, shall be strictly complied with in
34 disbursement of any funds provided by this act unless specifically provided
35 otherwise by law.

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1 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
2 Assembly that any funds disbursed under the authority of the appropriations
3 contained in this act shall be in compliance with the stated reasons for
4 which this act was adopted, as evidenced by the Agency Requests, Executive
5 Recommendations and Legislative Recommendations contained in the budget
6 manuals prepared by the Department of Finance and Administration, letters, or
7 summarized oral testimony in the official minutes of the Arkansas Legislative
8 Council or Joint Budget Committee which relate to its passage and adoption.

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10 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
11 Assembly, that the Constitution of the State of Arkansas prohibits the
12 appropriation of funds for more than a one (1) year period; that the
13 effectiveness of this Act on July 1, 2013 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the legislative session, the delay in the
16 effective date of this Act beyond July 1, 2013 could work irreparable harm
17 upon the proper administration and provision of essential governmental
18 programs. Therefore, an emergency is hereby declared to exist and this Act
19 being necessary for the immediate preservation of the public peace, health
20 and safety shall be in full force and effect from and after July 1, 2013.