

1 State of Arkansas
2 94th General Assembly
3 Fiscal Session, 2024
4

A Bill

SENATE BILL 82

5 By: Senator B. King
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR A POULTRY FLOCK
9 DEPOPULATION GRANT PROGRAM FOR THE DEPARTMENT OF
10 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR
11 THE FISCAL YEAR ENDING JUNE 30, 2025; AND FOR OTHER
12 PURPOSES.
13
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF FINANCE AND
16 ADMINISTRATION - DISBURSING OFFICER
17 APPROPRIATION FOR THE 2024-2025 FISCAL
18 YEAR.
19
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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SECTION 1. APPROPRIATION - POULTRY FLOCK DEPOPULATION GRANT PROGRAM.

24 There is hereby appropriated, to the Department of Finance and Administration
25 - Disbursing Officer, to be payable from the cash fund deposited in the State
26 Treasury as determined by the Chief Fiscal Officer of the State, for a state
27 action poultry flock depopulation grant program for the fiscal year ending
28 June 30, 2025, the following:
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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2024-2025</u>
(01) STATE ACTION POULTRY FLOCK DEPOPULATION GRANT PROGRAM	<u>\$5,000,000</u>

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS



1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
2 TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal
3 Officer of the State shall transfer on his or her books and those of the
4 State Treasurer and the Auditor of the State the sum of five million dollars
5 (\$5,000,000) or as much as is available from the General Revenue Allotment
6 Reserve Fund to the cash fund deposited in the State Treasury as determined
7 by the Chief Fiscal Officer of the State for the state action poultry flock
8 depopulation grant program.

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10 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. POULTRY
12 STOCK DEPOPULATION GRANT PROGRAM. The Department of Finance and
13 Administration – Disbursing Officer shall budget, allocate, and expend five
14 million dollars (\$5,000,000) or as much as was transferred from the General
15 Revenue Allotment Reserve Fund to the cash fund deposited in the State
16 Treasury as determined by the Chief Fiscal Officer of the State, for the
17 state action poultry flock depopulation grant program.

18 The provisions of this section shall be in affect only from July 1,
19 2024 through June 30, 2025.

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21 SECTION 4. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title 2,
22 Chapter 33, Subchapter 3, is amended to add an additional section to read as
23 follows:

24 2-33-309. State Action Poultry Flock Depopulation Grant Program.

25 (a) There is established within the Department of Finance and
26 Administration the State Action Poultry Flock Depopulation Grant Program to
27 be administered by the Secretary of the Department of Finance and
28 Administration.

29 (b) The secretary shall award grants under the program to provide
30 financial assistance to eligible poultry growers within the state.

31 (c)(1) A poultry grower whose poultry flock was depopulated by the
32 state is eligible to receive grant funds under this section.

33 (2) Subdivision (c)(1) of this section includes without
34 limitation a poultry grower whose poultry flock was depopulated by the state
35 prior to the effective date of the act.

36 (d)(1) The department shall promulgate rules necessary for the

1 implementation of the program under this section.

2 (2) The rules promulgated under subdivision (d)(1) of this
3 section shall include without limitation the process for:

4 (A) Submitting documentation to the department showing a
5 poultry grower’s loss due to state-mandated depopulation of the poultry
6 grower’s poultry flock; and

7 (B) Distribution of grant funds.

8
9 SECTION 5. SPECIAL LANGUAGE. DO NOT CODIFY. Rules.

10 (a) When adopting the initial rules required under this act, the
11 Department of Finance and Administration shall file the final rules with the
12 Secretary of State for adoption under § 25-15-204(f):

13 (1) On or before January 1, 2025; or

14 (2) If approval under § 10-3-309 has not occurred by January 1,
15 2025, as soon as practicable after approval under § 10-3-309.

16 (b) The department shall file the proposed rules with the
17 Legislative Council under § 10-3-309(c) sufficiently in advance of January 1,
18 2025, so that the Legislative Council may consider the rules for approval
19 before January 1, 2025.

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21 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
22 authorized by this act shall be limited to the appropriation for such agency
23 and funds made available by law for the support of such appropriations; and
24 the restrictions of the State Procurement Law, the General Accounting and
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
26 Procedures and Restrictions Act, or their successors, and other fiscal
27 control laws of this State, where applicable, and regulations promulgated by
28 the Department of Finance and Administration, as authorized by law, shall be
29 strictly complied with in disbursement of said funds.

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31 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General
32 Assembly that any funds disbursed under the authority of the appropriations
33 contained in this act shall be in compliance with the stated reasons for
34 which this act was adopted, as evidenced by the Agency Requests, Executive
35 Recommendations and Legislative Recommendations contained in the budget
36 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
5 Assembly, that the Constitution of the State of Arkansas prohibits the
6 appropriation of funds for more than a one (1) year period; that the
7 effectiveness of this Act on July 1, 2024 is essential to the operation of
8 the agency for which the appropriations in this Act are provided, and that in
9 the event of an extension of the legislative session, the delay in the
10 effective date of this Act beyond July 1, 2024 could work irreparable harm
11 upon the proper administration and provision of essential governmental
12 programs. Therefore, an emergency is hereby declared to exist and this Act
13 being necessary for the immediate preservation of the public peace, health
14 and safety shall be in full force and effect from and after July 1, 2024.