

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

As Engrossed: H3/5/15

# A Bill

HOUSE BILL 1388

5 By: Representative Wardlaw  
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## For An Act To Be Entitled

8 AN ACT TO LIMIT THE FEE LEVIED ON CATTLE FOR THE  
9 FUNDING OF THE BRUCELLOSIS CONTROL AND ERADICATION  
10 PROGRAM; AND FOR OTHER PURPOSES.  
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## Subtitle

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14 TO LIMIT THE FEE LEVIED ON CATTLE FOR THE  
15 FUNDING OF THE BRUCELLOSIS CONTROL AND  
16 ERADICATION PROGRAM.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 2-40-206(a)(1), concerning the funding of  
22 the brucellosis program, is amended to read as follows:

23 (a)(1)(A) In order to fund or partially fund the brucellosis control  
24 and eradication program, there is hereby levied until July 1, 1990, a fee of  
25 one dollar (\$1.00) per head on all cattle sold in this state; ~~after which the~~  
26 ~~Arkansas Livestock and Poultry Commission shall establish the amount of the~~  
27 ~~fee it feels necessary to continue to be used for the brucellosis program.~~

28 (B)(i) However, if the Executive Director of the Arkansas  
29 Livestock and Poultry Commission determines there is a bovine emergency, the  
30 executive director may promulgate a rule to temporarily raise the fee set in  
31 subdivision (a)(1)(A) of this section after receiving approval of the rule  
32 from the Legislative Council or, if the General Assembly is in session, the  
33 Joint Budget Committee.

34 (ii) A rule adopted to raise the fee under this  
35 subdivision (a)(1)(B) shall be effective only during the period of time the  
36 bovine emergency persists or for one (1) year, whichever is shorter.



1 (iii) If a bovine emergency persists after one (1)  
2 year, the commission may promulgate a rule to extend the increased fee for  
3 additional one-year periods by following the procedures stated in subdivision  
4 (a)(1)(B)(i) of this section each year the rule increasing the fee is to be  
5 effective.

6 (iv) The executive director shall not adopt an  
7 emergency rule to raise the fee under this subdivision (a)(1)(B).

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9 /s/Wardlaw  
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