

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**

A Bill

HOUSE BILL

4 **By: Representatives Rice, Willems, Horn, Porter, Hutchinson,**
5 **Holland, Watts, Collier, Purdom, Jordan, Dawson, Sanson,**
6 **Tullis, Beatty, Jim Roberts, Hinshaw, McJunkin, O. Miller, Gilbert,**
7 **McCoy, B. Wood, Newman, Hogue, McKissack, Fairchild, Wagner,**
8 **Forgey, Wingfield, Blair, Landers, Calhoun, Bryan, Barclay,**
9 **Davis, S. Miller, Thurman, King, Rorie, Mullenix, Whorton,**
10 **George, Pryor, Baker, D. Roberts, Gibson, Stephens, Mills,**
11 **Thicksten, McGinnis, Pollan, Easley, Hunton, Steele, and Carter**

For An Act To Be Entitled

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15 "AN ACT TO AMEND ARKANSAS CODE 27-72-305(a) RELATING TO
16 THE TRANSFER OF FUNDS FROM THE STATE HIGHWAY SPECIAL
17 CONSTRUCTION ACCOUNT TO THE STATE AID ROAD FUND; TO
18 DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

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

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22 SECTION 1. Arkansas Code 27-72-305(a) is hereby amended to read as
23 follows:

24 "(a) There is created in the State Treasury a fund to be known as the
25 State Aid Road Fund. The State Treasurer shall monthly transfer from the
26 State Highway Special Construction Account to the State Aid Road Fund an
27 amount equal to the revenues generated the preceding month by a one cent (1¢)
28 per gallon tax on motor fuel, distillate special motor fuel and liquefied gas
29 special fuel, there to be used for construction, reconstruction, and
30 improvements of the state aid road system."

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32 SECTION 2. All provisions of this act of a general and permanent nature
33 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
34 Revision Commission shall incorporate the same in the Code.

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1 SECTION 3. If any provision of this act or the application thereof to
2 any person or circumstance is held invalid, such invalidity shall not affect
3 other provisions or applications of the act which can be given effect without
4 the invalid provision or application, and to this end the provisions of this
5 act are declared to be severable.

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7 SECTION 4. All laws and parts of laws in conflict with this act are
8 hereby repealed.

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10 SECTION 5. EMERGENCY. It is hereby found and determined by the General
11 Assembly that there is an urgent need for additional funds to be apportioned
12 and allocated for implementation of the program for construction and
13 improvement of roads on the state aid road system; that the current maximum
14 cap of thirteen million dollars to be transferred to the State Aid Road Fund
15 each year is unrealistic and unnecessarily restrictive and makes it impossible
16 for the state aid road program to function as contemplated and intended; and
17 that this Act is designed to correct this situation and should be given effect
18 immediately to accomplish this purpose. Therefore, an emergency is hereby
19 declared to exist and this act being necessary for the preservation of the
20 public peace, health and safety shall be in full force and effect from and
21 after its passage and approval.

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