

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
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

HOUSE BILL 1528

5 By: Representative Lamoureux
6
7

For An Act To Be Entitled

9 AN ACT TO INCREASE THE MIXED DRINK TAX TO PROVIDE
10 GRANTS FOR EMERGENCY MANAGEMENT DEPARTMENTS AND
11 TO FUND A SCHOLARSHIP PROGRAM FOR STUDENTS OF
12 EMERGENCY MANAGEMENT DEPARTMENTS AT STATE
13 SUPPORTED FOUR (4) YEAR UNIVERSITIES; TO CREATE
14 THE EMERGENCY MANAGEMENT HIGHER EDUCATION FUND;
15 TO CREATE A SCHOLARSHIP PROGRAM FOR EMERGENCY
16 MANAGEMENT STUDENTS; AND FOR OTHER PURPOSES. .

Subtitle

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18
19 TO INCREASE THE MIXED DRINK TAX TO
20 PROVIDE GRANTS FOR EMERGENCY MANAGEMENT
21 DEPARTMENTS AND TO FUND A SCHOLARSHIP
22 PROGRAM FOR STUDENTS OF EMERGENCY
23 MANAGEMENT DEPARTMENTS AT STATE
24 SUPPORTED FOUR (4) YEAR UNIVERSITIES.
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26

27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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29 SECTION 1. Arkansas Code § 3-9-213, regarding the supplemental tax
30 levied against alcoholic beverages consumed on the premises, is amended to
31 add an additional subdivision to read as follows:

32 (f)(1) Beginning on September 1, 2003, in addition to the supplemental
33 tax levied under subsection (b) of this section, there is levied an
34 additional supplemental tax of four percent (4%) upon the gross proceeds or
35 gross receipts from the sale of alcoholic beverages under this subchapter.

36 (2) The tax collected under this subsection (f) shall be



1 deposited as special revenue into the State Treasury and shall be credited to
 2 the Emergency Management Higher Education Fund.

3
 4 SECTION 2. Arkansas Code § 3-9-223(b), regarding the supplement tax
 5 levied on alcoholic beverages prepared and served by a private club, is
 6 amended to add an additional subdivision to read as follows:

7 (3)(A) Beginning on September 1, 2003, in addition to the
 8 supplemental tax levied under this subsection (b)(1), there is levied an
 9 additional supplemental tax of four percent (4%) upon the gross proceeds or
 10 gross receipts derived by the private club from charges to members for the
 11 preparation and serving of mixed drinks or for the cooling and serving of
 12 beer and wine, drawn from private stocks of the members as provided in
 13 § 3-9-221, for consumption only on the premises where served.

14 (B) The tax collected under this subdivision (b)(3) shall
 15 be deposited as special revenue into the State Treasury and shall be credited
 16 to the Emergency Management Higher Education Fund.

17
 18 SECTION 3. Arkansas Code Title 19, Chapter 6, Subchapter 4 is amended
 19 to add an additional section to read as follows:

20 19-6-487. Emergency Management Higher Education Fund.

21 (a) There is created on the books of the Treasurer of State, Auditor
 22 of State, and Chief Fiscal Officer of the State a special revenue fund to be
 23 known as the "Emergency Management Higher Education Fund".

24 (b)(1) All moneys collected under §§ 3-9-213(f) and 3-9-223(b)(3)(A)
 25 shall be deposited into the State Treasury to the credit of the fund as
 26 special revenues.

27 (2) The fund shall also consist of any other revenues as may be
 28 authorized by law.

29 (c) The fund shall be used by the Department of Higher Education for
 30 exclusive use as follows:

31 (1) Ninety percent (90%) to be used for grants to emergency
 32 management academic programs that grant four year baccalaureate degrees in
 33 Emergency Administration and Management at state supported baccalaureate
 34 degree granting institutions of higher learning; and

35 (2) Ten percent (10%) to be used to fund the Emergency
 36 Management Higher Education Scholarship Program as created under the

1 Emergency Management Higher Education Scholarship Program Act, § 6-82-1601 et
 2 seq.

3 (d) All moneys deposited into the fund in a fiscal year shall be
 4 distributed as provided under this section by the end of each fiscal year.

5 (e) The Department of Higher Education shall promulgate rules and
 6 regulations necessary for the proper disbursement of funds under this
 7 section.

8
 9 SECTION 4. Arkansas Code Title 6, Chapter 82, is amended to add an
 10 additional subchapter to read as follows:

11 6-82-1601. Title.

12 This subchapter shall be known and may be cited as the "Emergency
 13 Management Higher Education Scholarship Program Act".

14
 15 6-82-1602. Definition.

16 (a) For the purpose of this subchapter, "resident" means an individual
 17 who:

18 (1) Is domiciled in the State of Arkansas; or

19 (2) Maintains a permanent place of abode within the state and
 20 spends in the aggregate more than six (6) months of each calendar year within
 21 the state.

22
 23 6-82-1603. Program establishment - Purpose.

24 (a) There is established the Emergency Management Higher Education
 25 Scholarship Program.

26 (b) The purpose of the program is to attract qualified students who
 27 are residents to study emergency management at a state supported
 28 baccalaureate degree granting institution of higher learning by awarding
 29 scholarships for tuition, room and board, books, and supplies, as funding
 30 allows, to the resident student.

31
 32 6-82-1604. Eligibility for scholarship - Amount.

33 (a) Any individual who is a resident and who is enrolled in or
 34 accepted for enrollment at a state supported baccalaureate degree granting
 35 institution of higher learning with an emergency management department shall
 36 be eligible for a financial scholarship to be applied toward the costs of the

1 individual's college education, if:

2 (1) The applicant has successfully completed the core curriculum
 3 established by the State Board of Education and the Arkansas Higher Education
 4 Coordinating Board pursuant to § 6-61-217;

5 (2)(A) The applicant has demonstrated proficiency in the
 6 application of knowledge and skills necessary for pursuing emergency
 7 management studies; and

8 (B) The applicant must have achieved a grade point average
 9 of 2.75 on a 4.0 scale in the set of core curriculum courses;

10 (3) The applicant scored nineteen (19) or above on the American
 11 College Test composite or the equivalent as defined by the university.

12 (b) The applicant must be enrolled in at least twelve (12) hours of
 13 each semester.

14 (c)(1) The annual amount of the scholarship shall be two thousand five
 15 hundred dollars (\$2,500) per year.

16 (2) Students may receive a maximum of four (4) annual awards.

17
 18 6-82-1605. Rules and regulations - Administration - Report.

19 (a) The Department of Higher Education shall promulgate rules and
 20 regulations necessary for the proper administration of the Emergency
 21 Management Higher Education Scholarship Program.

22 (b) Each university shall be the administering agency of its program.

23 (c)(1) If sufficient funds are not available to fully fund scholarship
 24 awards to all eligible students, the university shall make the awards to
 25 first time students on a first come, first served basis.

26 (2) Priority consideration shall be given to persons previously
 27 receiving awards under the program.

28 (d)(1) A university that establishes an Emergency Management Higher
 29 Education Scholarship Program shall make an annual report to the General
 30 Assembly.

31 (2) The report shall contain a complete enumeration of the
 32 program's activities, the scholarships granted, the names of persons to whom
 33 granted, and the institutions attended by those receiving the scholarships.

34 (3) The university shall make a full report and account of
 35 receipts and expenditures for salaries and expenses incurred under this
 36 subchapter.

1 (e) The requirements of this subchapter are contingent on the
2 appropriation and availability of funding for the Emergency Management Higher
3 Education Scholarship Program.

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