

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 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: S2/7/01
A Bill

Act 1041 of 2001
HOUSE BILL 1353

5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR STATE TURNBACK FOR
10 COUNTIES AND MUNICIPALITIES FOR THE OFFICE OF THE
11 TREASURER OF STATE FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 2003; AND FOR OTHER PURPOSES.
13
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Subtitle

15 AN ACT FOR THE OFFICE OF THE TREASURER
16 OF STATE - FOR THE STATE TURNBACK FOR
17 COUNTIES AND MUNICIPALITIES
18 APPROPRIATION FOR THE 2001-2003
19 BIENNIUM.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. APPROPRIATION - GENERAL REVENUES - CITIES. There is hereby
26 appropriated, to the Office of the Treasurer of State, to be payable from the
27 Municipal Aid Fund, for the purpose of distributing General Revenue accruing
28 therein for the benefit of municipalities as provided by law, by the Office of
29 the Treasurer of State for the biennial period ending June 30, 2003, the
30 following:
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ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) GENERAL REVENUES CITIES	\$ 30,136,193	\$ 30,136,193

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36 SECTION 2. APPROPRIATION - SPECIAL REVENUES - CITIES. There is hereby

1 appropriated, to the Office of the Treasurer of State, to be payable from the
 2 Municipal Aid Fund, for distributing Special Revenues accruing therein for the
 3 benefit of municipalities, as provided by law, by the Office of the Treasurer
 4 of State for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) SPECIAL REVENUES - CITIES	<u>\$ 110,000,000</u>	<u>\$ 120,000,000</u>

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 10 SECTION 3. APPROPRIATION - GENERAL REVENUES - COUNTIES. There is hereby
 11 appropriated, to the Office of the Treasurer of State, to be payable from the
 12 County Aid Fund, for the purpose of distributing General Revenue accruing
 13 therein for the benefit of Counties, as provided by law, by the Office of the
 14 Treasurer of State for the biennial period ending June 30, 2003, the
 15 following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) GENERAL REVENUES - COUNTIES	<u>\$ 21,552,313</u>	<u>\$ 21,552,313</u>

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 17 SECTION 4. APPROPRIATION - SPECIAL REVENUES - COUNTIES. There is hereby
 18 appropriated, to the Office of the Treasurer of State, to be payable from the
 19 County Aid Fund, for the purpose of distributing any moneys provided by
 20 Highway Turnback, Severance Taxes to Counties, and any other monies provided
 21 by the Acts of the General Assembly for the benefit of counties, by the Office
 22 of the Treasurer of State for the biennial period ending June 30, 2003, the
 23 following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) SPECIAL REVENUES - COUNTIES	<u>\$ 140,000,000</u>	<u>\$ 160,000,000</u>

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 25 SECTION 5. APPROPRIATION - UNANTICIPATED SPECIAL REVENUES. There is hereby
 26 appropriated, to the Office of the Treasurer of State, to be payable from the
 27 County Aid Fund, from unanticipated monies received from the sale or lease of
 28 minerals, oil and gas on federal military lands or from other unanticipated
 29

1 special revenues, for the transfer to those counties to which such monies are
2 allocated by law, by the Office of the Treasurer of State for the biennial
3 period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) UNANTICIPATED SPECIAL REVENUES	<u>\$ 20,000,000</u>	<u>\$ 20,000,000</u>

9 SECTION 6. APPROPRIATION - MILITARY LAND SALE. There is hereby
10 appropriated, to the Office of the Treasurer of State, to be payable from the
11 County Aid Fund, from monies received from the sale or lease of minerals, oil
12 and gas on federal military lands to the County Road Fund of the counties to
13 which such monies are allocated by law, by the Office of the Treasurer of
14 State for the biennial period ending June 30, 2003, the sum of . . . \$1,500,000.

16 SECTION 7. APPROPRIATION - MILITARY LAND TAXING UNIT DISTRIBUTION. There is
17 hereby appropriated, to the Office of the Treasurer of State, to be payable
18 from the County Aid Fund, from monies received from the sale or lease of
19 minerals, oil and gas on federal military lands to the County Treasurer of the
20 counties to which such monies are allocated by law, for distribution to the
21 various taxing units of said county as provided by law, by the Office of the
22 Treasurer of State for the biennial period ending June 30, 2003, the sum of
23 \$2,500,000.

25 SECTION 8. APPROPRIATION - REAL PROPERTY TAX REDUCTIONS - COUNTIES. There
26 is hereby appropriated, to the Office of the Treasurer of State, to be payable
27 from the Property Tax Relief Trust Fund, for distributing funds provided by a
28 statewide property tax reduction to counties, by the Office of the Treasurer
29 of State for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) DISTRIBUTION TO COUNTIES FOR PROPERTY TAX RELIEF	<u>\$ 225,000,000</u>	<u>\$ 225,000,000</u>

36 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE

1 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD.
2 At the close of each fiscal year any unexpended appropriation provided in
3 this act for Distribution to Counties for Property Tax Relief shall be carried
4 forward and made available for the same purpose for the next fiscal year.

5 The provisions of this section shall be in effect only from July 1, 2001
6 through June 30, 2003.

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8 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
10 TURNBACK - UNANTICIPATED FUNDS. The appropriation authorized in Sections 3, 6
11 and 7 of this Act or any other appropriation as provided by the General
12 Assembly for aid to counties may be supplemented, if necessary, by a transfer
13 from the appropriation provided for in Section 5 of this Act.

14 The provisions of this section shall be in effect only from July 1, 2001
15 through June 30, 2003.

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17 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOANS TO
19 CITIES AND COUNTIES. On July 1 of each fiscal year of the biennial period
20 ending June 30, ~~2001~~ 2003, the Chief Fiscal Officer of the State shall request
21 a transfer by the State Treasurer from the Budget Stabilization Trust Fund to
22 the County Aid Fund and to the Municipal Aid Fund to assist the various cities
23 and counties in meeting cash flow needs early in the state fiscal year. The
24 transfer shall be a loan to be repaid in equal installments from general
25 revenue distributions each month during the fiscal year for which the loan was
26 made and shall be in addition to any other loans authorized by law for the
27 County Aid and Municipal Aid Funds. The amount of such loan for each fiscal
28 year shall be \$3,517,657 to the Municipal Aid Fund and \$1,906,079 to the
29 County Aid Fund, or so much thereof as may be available in the Budget
30 Stabilization Trust Fund as determined by the Chief Fiscal Officer of the
31 State. Upon such transfer being completed, the State Treasurer shall
32 immediately distribute such funds to each of the several municipalities and
33 counties in the same manner as general revenues are distributed.

34 It is the intent of the General Assembly that the Chief Fiscal Officer
35 of the State and the State Treasurer shall make every reasonable, and
36 financially sound effort to insure that local governments receive the full

1 amount of the loan authorized herein on July 1 of each year and that the
2 monies authorized for local governments from general revenues be distributed
3 in equal monthly payments.

4 The provisions of this section shall be in effect only from July 1, 2001
5 through June 30, 2003.

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7 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
9 FORWARD. At the close of each fiscal year any unexpended appropriation and
10 funds for the County Aid and Municipal Aid line items shall be carried forward
11 and made available for the same purpose for the next fiscal year.

12 The provisions of this section shall be in effect only from July 1, 2001
13 through June 30, 2003.

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15 SECTION 13. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
16 by this act shall be limited to the appropriation for such agency and funds
17 made available by law for the support of such appropriations; and the
18 restrictions of the State Purchasing Law, the General Accounting and Budgetary
19 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
20 and Restrictions Act, or their successors, and other fiscal control laws of
21 this State, where applicable, and regulations promulgated by the Department of
22 Finance and Administration, as authorized by law, shall be strictly complied
23 with in disbursement of said funds.

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25 SECTION 14. LEGISLATIVE INTENT. It is the intent of the General Assembly
26 that any funds disbursed under the authority of the appropriations contained
27 in this act shall be in compliance with the stated reasons for which this act
28 was adopted, as evidenced by the Agency Requests, Executive Recommendations
29 and Legislative Recommendations contained in the budget manuals prepared by
30 the Department of Finance and Administration, letters, or summarized oral
31 testimony in the official minutes of the Arkansas Legislative Council or Joint
32 Budget Committee which relate to its passage and adoption.

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34 SECTION 15. EMERGENCY CLAUSE. It is found and determined by the General
35 Assembly, that the Constitution of the State of Arkansas prohibits the
36 appropriation of funds for more than a two (2) year period; that the

1 effectiveness of this Act on July 1, 2001 is essential to the operation of the
2 agency for which the appropriations in this Act are provided, and that in the
3 event of an extension of the Regular Session, the delay in the effective date
4 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
5 administration and provision of essential governmental programs. Therefore, an
6 emergency is hereby declared to exist and this Act being necessary for the
7 immediate preservation of the public peace, health and safety shall be in full
8 force and effect from and after July 1, 2001.

9 */s/ Joint Budget Committee*

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12 APPROVED: 3/22/2001
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