

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.

Act 58 of the Regular Session

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005

A Bill

HOUSE BILL 1131

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

9 AN ACT TO MAKE AN APPROPRIATION FOR THE REFUND OF  
10 LOCAL SALES AND USE TAXES BY THE OFFICE OF THE  
11 TREASURER OF STATE FOR THE BIENNIAL PERIOD ENDING  
12 JUNE 30, 2007; AND FOR OTHER PURPOSES.  
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14  
15 **Subtitle**

16 AN ACT FOR THE OFFICE OF THE TREASURER  
17 OF STATE - REFUND OF LOCAL TAXES  
18 APPROPRIATION FOR THE 2005-2007  
19 BIENNIUM.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. APPROPRIATION - CITY SHARE. There is hereby appropriated, to  
25 the Office of the Treasurer of State, to be payable from the Local Sales and  
26 Use Tax Trust Fund, for refunding each city's share of local sales and use  
27 taxes assessed by authority of Arkansas Code 26-75-307 by the Office of the  
28 Treasurer of State for biennial period ending June 30, 2007, the following:  
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ITEM	FISCAL YEARS	
	2005-2006	2006-2007
(01) REFUNDS - CITY SHARE	\$ 500,000,000	\$ 500,000,000

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34 SECTION 2. APPROPRIATION - COUNTY SHARE. There is hereby appropriated, to  
35 the Office of the Treasurer of State, to be payable from the Local Sales and



1 Use Tax Trust Fund, for refunding each county’s share of local sales and use  
2 taxes as assessed by authority of Arkansas Code 26-74-307 by the Office of  
3 the Treasurer of State for the biennial period ending June 30, 2007, the  
4 following:

6	ITEM	FISCAL YEARS	
7	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
8	(01) REFUNDS - COUNTY SHARE	<u>\$ 600,000,000</u>	<u>\$ 600,000,000</u>

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10 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
11 by this act shall be limited to the appropriation for such agency and funds  
12 made available by law for the support of such appropriations; and the  
13 restrictions of the State Procurement Law, the General Accounting and  
14 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
15 Procedures and Restrictions Act, or their successors, and other fiscal  
16 control laws of this State, where applicable, and regulations promulgated by  
17 the Department of Finance and Administration, as authorized by law, shall be  
18 strictly complied with in disbursement of said funds.

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20 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
21 that any funds disbursed under the authority of the appropriations contained  
22 in this act shall be in compliance with the stated reasons for which this act  
23 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
24 and Legislative Recommendations contained in the budget manuals prepared by  
25 the Department of Finance and Administration, letters, or summarized oral  
26 testimony in the official minutes of the Arkansas Legislative Council or  
27 Joint Budget Committee which relate to its passage and adoption.

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29 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
30 Assembly, that the Constitution of the State of Arkansas prohibits the  
31 appropriation of funds for more than a two (2) year period; that the  
32 effectiveness of this Act on July 1, 2005 is essential to the operation of  
33 the agency for which the appropriations in this Act are provided, and that in  
34 the event of an extension of the Regular Session, the delay in the effective  
35 date of this Act beyond July 1, 2005 could work irreparable harm upon the  
36 proper administration and provision of essential governmental programs.

1 Therefore, an emergency is hereby declared to exist and this Act being  
2 necessary for the immediate preservation of the public peace, health and  
3 safety shall be in full force and effect from and after July 1, 2005.

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7 APPROVED: 2/1/2005  
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