

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 625 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1625

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5 By: Representative Dunn
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For An Act To Be Entitled

9 AN ACT TO AMEND THE CONSOLIDATED INCENTIVE ACT OF
10 2003 TO REQUIRE ELIGIBLE BUSINESSES TO CLAIM
11 PAYMENTS TO WHICH THEY ARE ENTITLED UNDER THE
12 PAYROLL REBATE INCENTIVE PROGRAM ON AN ANNUAL
13 BASIS; TO PROVIDE FOR A REDUCTION OF THE
14 AVAILABLE REBATE IF NOT CLAIMED WITHIN TWELVE
15 (12) MONTHS; TO PROVIDE FOR FORFEITURE OF THE
16 AVAILABLE REBATE IF NOT CLAIMED WITHIN TWENTY-
17 FOUR (24) MONTHS; AND FOR OTHER PURPOSES.
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Subtitle

20 AN ACT TO AMEND THE CONSOLIDATED
21 INCENTIVE ACT OF 2003 PAYROLL REBATE
22 PROGRAM.
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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28 SECTION 1. Arkansas Code § 15-4-2707(d)(2)(C), concerning payroll
29 rebates under the Consolidated Incentive Act of 2003, is amended to read as
30 follows:

31 ~~(C) Failure to certify payroll thresholds annually may~~
32 ~~result in:~~

33 ~~(i) A denial in payment of benefits; or~~

34 ~~(ii) A delay in the payment of benefits.~~

35 (C) The eligible business receiving benefits under this



1 subsection must claim the rebate payment on an annual basis by certifying or
2 recertifying payroll figures and filing the appropriate claim forms with the
3 Department of Finance and Administration.

4 (D) Failure to certify or recertify payroll figures and
5 claim the rebate payment annually shall result in:

6 (i) A ten percent (10%) reduction of the earned
7 rebate if not claimed within twelve (12) months from the end of the tax year
8 in which the rebate was earned; or

9 (ii) A one hundred percent (100%) forfeiture of the
10 earned rebate if not claimed within twenty-four (24) months from the end of
11 the tax year in which the rebate was earned.

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13 SECTION 2. Arkansas Code § 15-4-2711(f)(2), concerning the
14 administration of the Consolidated Incentive Act of 2003, is amended to read
15 as follows:

16 (2) Failure to annually certify payroll figures and recertify
17 those figures annually may result in a denial of payments, or recertify
18 payroll figures and claim the rebate payment shall result in:

19 (A) A ten percent (10%) reduction of the earned rebate if
20 not claimed within twelve (12) months from the end of the tax year in which
21 the rebate was earned; or

22 (B) A one hundred percent (100%) forfeiture of the earned
23 rebate if not claimed within twenty-four (24) months from the end of the tax
24 year in which the rebate was earned.

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26 **APPROVED: 3/27/2009**
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