

1 State of Arkansas
2 93rd General Assembly
3 Fiscal Session, 2022

HR 1018

4
5 By: Representative Jean
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7 **HOUSE RESOLUTION**

8 TO AUTHORIZE THE INTRODUCTION OF A NONAPPROPRIATION
9 BILL TO REVISE THE REVENUE STABILIZATION LAW, CREATE
10 FUNDS, AND MAKE TRANSFERS TO AND FROM FUNDS AND FUND
11 ACCOUNTS.
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14 **Subtitle**

15 TO AUTHORIZE THE INTRODUCTION OF A
16 NONAPPROPRIATION BILL TO REVISE THE
17 REVENUE STABILIZATION LAW, CREATE FUNDS,
18 AND MAKE TRANSFERS TO AND FROM FUNDS AND
19 FUND ACCOUNTS.
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22 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL
23 ASSEMBLY OF THE STATE OF ARKANSAS:
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25 THAT Representative Jean is authorized to introduce a bill which as
26 introduced will read substantially as follows:
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28 "Title

29 AN ACT TO AMEND THE REVENUE STABILIZATION LAW; TO CREATE FUNDS; TO MAKE
30 TRANSFERS TO AND FROM FUNDS AND FUND ACCOUNTS; AND FOR OTHER PURPOSES.
31

32 Subtitle

33 TO AMEND THE REVENUE STABILIZATION LAW; TO CREATE FUNDS; AND TO MAKE
34 TRANSFERS TO AND FROM FUNDS AND FUND ACCOUNTS.
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36 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:



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2 SECTION 1. The purpose of this act is to amend the Revenue
3 Stabilization Law, § 19-5-101 et seq., create funds, and make transfers to
4 and from funds and fund accounts.

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6 SECTION 2. DO NOT CODIFY. TEMPORARY LANGUAGE. (a) Notwithstanding
7 any other provisions of law, immediately upon the effective date of this act,
8 a new sub-fund within the Restricted Reserve Fund shall be established as the
9 “EBD or Contingency 3/5 Vote Set Aside” and all balances in the
10 Executive/Legislative 3/5 Vote Set Aside in the Restricted Reserve Fund as
11 authorized under Acts 2021, No. 1058, § 3(a)(1)(A), shall be transferred to
12 the EBD or Contingency 3/5 Vote Set Aside.

13 (b) Any disbursement of the funds in the EBD or Contingency 3/5 Vote
14 Set Aside may be used for transfers as set out in § 19-5-1263(c) and (d).

15 (c) On July 1, 2024, all unobligated funds remaining in the EBD or
16 Contingency 3/5 Vote Set Aside in the Restricted Reserve Fund, as established
17 in subsection (a) of this section, shall be transferred to the General
18 Revenue Allotment Reserve Fund.

19 (d)(1) The General Assembly finds:

20 (A) Determining the maximum amount of appropriation and
21 funding for a state agency or institution each fiscal year is the prerogative
22 of the General Assembly;

23 (B) Determining the maximum amount of appropriation and
24 funding for a state agency or institution is usually accomplished by
25 delineating the maximum amounts in the appropriation acts for the state
26 agency or institution and in the general revenue allocations authorized for
27 each relevant fund and fund account by amendment to the Revenue Stabilization
28 Law, § 19-5-101 et seq.; and

29 (C) The Restricted Reserve Fund has established procedures
30 for the transfer of funds to various funds and fund accounts for the
31 efficient and effective operation of state government.

32 (2)(A) It is necessary and appropriate that the General Assembly
33 maintain oversight by requiring prior approval of the Legislative Council or,
34 if the General Assembly is in session, the Joint Budget Committee, as
35 provided in § 19-5-1263(c).

36 (B) The requirement of approval by the Legislative Council

1 or, if the General Assembly is in session, the Joint Budget Committee, is not
2 a severable part of § 19-5-1263.

3 (C) If the requirement of approval by the Legislative
4 Council or, if the General Assembly is in session, the Joint Budget
5 Committee, is ruled unconstitutional by a court of competent jurisdiction, §
6 19-5-1263(c)-(e) are void in their entirety.

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8 SECTION 3. EFFECTIVE DATE. This act is effective on and after July 1,
9 2022."

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