

State of Arkansas

76th General Assembly

First Extraordinary Session, 1987

HOUSE BILL

1041

By: Representatives Beatty, Purdom and Tullis

"AN ACT TO AMEND SUBSECTION (b) OF SECTION 2 OF ACT 362 OF 1987 TO PROVIDE THAT ALL EXCESS FUNDS IN THE ABANDONED MINERAL PROCEEDS FUND SHALL ANNUALLY BE TRANSFERRED BY THE STATE AUDITOR TO THE COUNTY AID FUND FOR DISTRIBUTION TO THE RESPECTIVE COUNTIES TO BE USED EXCLUSIVELY FOR THE ESTABLISHMENT AND MAINTENANCE OF SOLID WASTE DISPOSAL FACILITIES; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Subsection (b) of Section 2 of Act 362 of 1987 is hereby amended to read as follows:

"(b) The Abandoned Mineral Proceeds Fund shall be used by the Auditor to pay the claims of persons establishing ownership of mineral proceeds in possession of the State under this Act and for the enforcement and administration of this Act. At least once each fiscal year the State Auditor shall transfer to the County Aid Fund in the State Treasury all funds in the Abandoned Mineral Proceeds Fund in excess of an amount determined by the Auditor to be sufficient to pay the anticipated expenses and claims of the trust fund. Funds credited to the County Aid Fund pursuant to the provisions hereof shall annually be remitted by the State Treasurer to the respective counties in the state, as follows: seventy-five percent (75%) of such funds shall be equally distributed among all the counties in the state, and twenty-five percent (25%) of such funds shall be distributed to the counties based on population, with each county to receive that portion of the funds that the population of that county bears to the total population of all counties in the state. All such funds remitted to the respective counties shall be credited a special fund to be created in the County Treasury and shall be used exclusively for the establishment and maintenance of solid waste disposal facili-

ties in the county."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 3. EMERGENCY. It is hereby found and determined by the General Assembly that the counties of this state are in urgent need of funds to be used to finance the establishment and operation of solid waste disposal facilities, that this Act is designed to provide funds to assist the counties to provide this service and should be given effect immediately. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

