

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

96

By: Senator Cassady

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 27-115-110 TO PROVIDE THAT ALL SALES TAX REVENUES AND USE TAX REVENUES DERIVED FROM THE SALE OF AIRCRAFT, AVIATION FUEL, AVIATION SERVICES AND AIRCRAFT PARTS AND ACCESSORIES SHALL BE CREDITED TO THE ARKANSAS DEPARTMENT OF AERONAUTICS FUND; AND FOR OTHER PURPOSES."

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

SECTION 1. Arkansas Code 27-115-110 is hereby amended to read as

"27-115-110. Disposition of funds. (a) All revenues derived from the levying of the Arkansas gross receipts tax under 26-52-101 et seq., and the Arkansas compensating use tax under 26-52-101 et seq., upon the sale of aircraft, aviation fuel, aviation services, aircraft parts and accessories, and other gross receipts taxes and compensating use taxes remitted by aircraft dealers, airports, and flying fields shall be reported to the Director of the Department of Finance and Administration in a manner and on forms as he shall direct.

(b) The Arkansas Department of Aeronautics is authorized to accept donations and grants of all property whether real or personal.

(c) Tax proceeds and grants and donations of money shall be special revenues and shall be deposited in the State Treasury to the credit of the Arkansas Department of Aeronautics Fund to be used for constructing and improving airports, civil airways, and other air navigation facilities and for preserving the history of aviation in the state.

(d) The department shall administer the funds so deposited and shall use the funds for the sole purpose of building airports, civil airways, and other air navigation facilities in this state in such cities or towns as the department, in coordination with the Arkansas Industrial Development Commission,

shall determine would attract the greatest volume of industry to this state.

(e) The funds may also be used for the purpose of:

(1) Matching funds with any federal funds made available for the purpose of this section;

(2) Establishing an aviation museum to preserve the history of aviation in the state. Assistance for the establishment of an aviation museum shall not exceed a total of twenty thousand dollars (\$20,000)."

SECTION 2. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 4. Emergency. It is hereby found and determined by the General Assembly that the Department of Aeronautics is in desparate need of additional revenues in order to provide assistance to rural airports; that this Act will generate additional revenues to the Department; that the rural areas of this State should receive the assistance as soon as possible; and that this Act should therefore be given effect immediately. Therefore, an emergency is hereby declared to exist and this Act being immediately 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.

