

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995

# A Bill

HOUSE BILL 1384

4 By: Joint Budget Committee

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## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR THE REFUND OF LOCAL  
9 SALES AND USE TAXES BY THE OFFICE OF THE TREASURER OF  
10 STATE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND  
11 FOR OTHER PURPOSES."

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## Subtitle

14 "AN ACT FOR THE OFFICE OF THE TREASURER  
15 OF STATE APPROPRIATION FOR THE 1995-97  
16 BIENNIUM."

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

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20 SECTION 1. APPROPRIATIONS - CITY SHARE. There is hereby appropriated,  
21 to the Office of the Treasurer of State, to be payable from the Local Sales  
22 and Use Tax Trust Fund, for refunding each city's share of local sales and  
23 use taxes assessed by authority of Arkansas Code §26-75-307 by the Office of  
24 the Treasurer of State for the biennial period ending June 30, 1997, the  
25 following:

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27 ITEM	FISCAL YEARS	
28 NO.	1995-96	1996-97
29 (01) REFUNDS - CITY SHARE	\$ 400,000,000	\$
30 <u>500,000,000</u>		

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32 SECTION 2. APPROPRIATIONS - COUNTY SHARE. There is hereby  
33 appropriated, to the Office of the Treasurer of State, to be payable from the  
34 Local Sales and Use Tax Trust Fund, for refunding each county's share of  
35 local sales and use taxes as assessed by authority of Arkansas Code §26-74-

1 307 by the Office of the Treasurer of State for the biennial period ending  
 2 ~~June 30, 1997, the following:~~

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4 ITEM	FISCAL YEARS	
5 NO.	1995-96	1996-97
6 (01) REFUNDS - COUNTY SHARE	<u>\$ 500,000,000</u>	<u>\$</u>
7 <u>600,000,000</u>		

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

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

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28 SECTION 5. CODE. All provisions of this Act of a general and  
 29 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
 30 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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32 SECTION 6. SEVERABILITY. If any provision of this Act or the  
 33 application thereof to any person or circumstance is held invalid, such  
 34 invalidity shall not affect other provisions or applications of the Act which  
 35 can be given effect without the invalid provision or application, and to this

1 end the provisions of this Act are declared to be severable.

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3 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict  
4 with this Act are hereby repealed.

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6 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the  
7 Eightieth General Assembly, that the Constitution of the State of Arkansas  
8 prohibits the appropriation of funds for more than a two (2) year period;  
9 that the effectiveness of this Act on July 1, 1995 is essential to the  
10 operation of the agency for which the appropriations in this Act are  
11 provided, and that in the event of an extension of the Regular Session, the  
12 delay in the effective date of this Act beyond July 1, 1995 could work  
13 irreparable harm upon the proper administration and provision of essential  
14 governmental programs. Therefore, an emergency is hereby declared to exist  
15 and this Act being necessary for the immediate preservation of the public  
16 peace, health and safety shall be in full force and effect from and after  
17 July 1, 1995.

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