

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

As Engrossed: H2/13/97

## A Bill

HOUSE BILL 1325

4  
5 By: Representative Hunton  
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### For An Act To Be Entitled

8  
9 "AN ACT TO AMEND ARKANSAS CODE 19-5-602 AND 27-70-207 TO  
10 PROVIDE FOR THE DISTRIBUTION OF COUNTY GENERAL AND HIGHWAY  
11 TURNBACK REVENUES BASED ON THE MOST RECENT FEDERAL  
12 DECENNIAL CENSUS OR SPECIAL CENSUS; AND FOR OTHER  
13 PURPOSES."  
14

### Subtitle

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16 "AN ACT TO PROVIDE FOR THE DISTRIBUTION  
17 OF COUNTY GENERAL AND HIGHWAY TURNBACK  
18 REVENUES BASED ON THE MOST RECENT  
19 FEDERAL OR DECENNIAL CENSUS."  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code 19-5-602(b)(1) is amended to read as follows:

24 "(1) The general revenues made available to the County Aid Fund by the  
25 Revenue Stabilization Law, § 19-5-101 et seq., shall be distributed with  
26 seventy-five percent (75%) divided equally among the seventy-five (75)  
27 counties of this state and twenty-five percent (25%) distributed on the basis  
28 of population according to the most recent federal decennial or special  
29 census, with each county to receive the proportion that its population bears  
30 to the total population of the state. The moneys so received by the county  
31 treasurer shall be credited to the county general fund, to be used for general  
32 county purposes, unless otherwise appropriated by the quorum court;"  
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34 SECTION 2. Arkansas Code 27-70-207 is amended to read as follows:

35 "27-70-207. Distribution to county funds.

36 (a) All highway revenues transferred to the County Aid Fund under this

1 subchapter shall be paid over by the Treasurer of State to the treasurers of  
2 the respective counties of this state for credit to the county highway fund,  
3 there to be used for the maintenance, construction, and reconstruction of  
4 roads and bridges in the county highway system, provided, however, that no  
5 more than twenty percent (20%) of the revenues received by a county during any  
6 fiscal year may also be used for public transportation. The Treasurer of  
7 State shall, on or before the tenth day next following the last day of each  
8 calendar month, make distribution of the revenues on the following basis:

9       (1) Thirty-one percent (31%) of the amount according to area, with each  
10 county to receive the proportion that its area bears to the area of the state;

11       (2) Seventeen and one-half percent (17.5%) of the amount according to  
12 the amount of state motor vehicle license fees collected in the calendar year  
13 next preceding any such distribution, as certified to the Treasurer of State  
14 by the Director of the Department of Finance and Administration, with each  
15 county to receive the proportion that the total of fees collected from the  
16 county bears to the total of fees collected in the state;

17       (3) Seventeen and one-half percent (17.5%) of the amount according to  
18 population based upon the most recent federal decennial or special census,  
19 with each county to receive the proportion that its population bears to the  
20 population of the state;

21       (4) Thirteen and one-half percent (13.5%) of the amount according to  
22 rural population based upon the most recent federal decennial or special  
23 census, with each county to receive the proportion that its rural population  
24 bears to the rural population of the state;

25       (5) Twenty and one-half percent (20.5%) of the amount shall be divided  
26 equally among the seventy-five (75) counties.

27       (b)(1) All highway revenues transferred to the Municipal Aid Fund under  
28 the provisions of this subchapter shall be paid over by the Treasurer of State  
29 to the treasurers of the respective cities of the first and second class and  
30 incorporated towns for credit to the street fund, there to be used for the  
31 maintenance, construction, and reconstruction of streets which are not  
32 continuations of state highways; provided, however, that cities with a  
33 population in excess of fifty thousand (50,000) inhabitants may use no more  
34 than ten percent (10%) of the revenues for public transportation, and all  
35 other cities may use no more than twenty percent (20%) of the revenues for  
36 public transportation.

1           (2) The Treasurer of State shall, on or before the tenth day next  
2 following the last day of each calendar month, make distribution of the funds  
3 on the basis of population according to the most recent federal decennial or  
4 special census, with the amount to be paid over to each such city or  
5 incorporated town in the proportion that its population bears to the total  
6 population of all such cities and towns.

7           (c) All highway revenues transferred to the State Highway and  
8 Transportation Department Fund under the provisions of this subchapter shall  
9 be used for the construction, reconstruction, and maintenance of highways and  
10 bridges in the state highway system."

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12           SECTION 3. All provisions of this act of a general and permanent nature  
13 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
14 Revision Commission shall incorporate the same in the Code.

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16           SECTION 4. If any provision of this act or the application thereof to  
17 any person or circumstance is held invalid, such invalidity shall not affect  
18 other provisions or applications of the act which can be given effect without  
19 the invalid provision or application, and to this end the provisions of this  
20 act are declared to be severable.

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22           SECTION 5. All laws and parts of laws in conflict with this act are  
23 hereby repealed.

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25   /s/Rep. Hunton

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