

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
4

As Engrossed: S3/11/97

A Bill

SENATE BILL 436

5 *By: Joint Budget Committee*
6
7

For An Act To Be Entitled

9 "AN ACT TO AUTHORIZE THE STATE PARKS, RECREATION, AND
10 TRAVEL COMMISSION AND THE DEPARTMENT OF PARKS AND TOURISM
11 TO ENCOURAGE AND PROMOTE RETIREMENT AND RELOCATION TO THE
12 STATE OF ARKANSAS, AND TO MAKE AN APPROPRIATION FOR THE
13 RETIREMENT AND RELOCATION PROMOTION PROGRAM; AND FOR OTHER
14 PURPOSES."

Subtitle

16 "AN ACT TO PROVIDE FOR THE PROMOTION OF
17 RETIREMENT AND RELOCATION TO THE STATE
18 OF ARKANSAS AND APPROPRIATE FUNDS FOR
19 THE RETIREMENT AND RELOCATION PROMOTION
20 PROGRAM."
21
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. INTENT. It is found and determined by the General Assembly
26 of the State of Arkansas that:

27 (1) Retirees relocating to Arkansas from elsewhere have had a
28 tremendous fiscal impact on our State by creating jobs, by expanding the tax
29 base and bringing new financial resources to our borders, while requiring
30 little in additional services provided by the State; and

31 (2) The natural beauty, physical resources, and mild climate of the
32 State of Arkansas make it an attractive retirement location; and

33 (3) establishing a state-sponsored program to promote economic
34 development of the State by encouraging retirees to relocate to Arkansas would
35 produce many benefits to the State.
36

1 SECTION 2. The State Parks, Recreation, and Travel Commission and the
 2 Department of Parks and Tourism are hereby authorized through the Tourism
 3 Division to encourage and promote retirement and relocation to the State of
 4 Arkansas.

5
 6 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the
 7 Department of Parks and Tourism, to be payable from the Parks and Tourism Fund
 8 Account, for operating expenses of the Retirement and Relocation Promotion
 9 Program for the biennial period ending June 30, 1999, the following:

11 ITEM	12 FISCAL YEARS	
NO.	1997 98	1998 99
13 (01) MAINTENANCE & GENERAL OPERATIONS		
14 (A) OPER. EXPENSES	\$ 55,300	\$ 55,300
15 (B) CONF. & TRAVEL	0	0
16 (C) PROF. FEES	0	0
17 (D) CAPITAL OUTLAY	0	0
18 (E) DATA PROCESSING	0	0
19 (02) ADVERTISING EXPENSE	<u>198,619</u>	<u>198,619</u>
20 TOTAL AMOUNT APPROPRIATED	<u>\$ 253,919</u>	<u>\$ 253,919</u>

21
 22 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 23 authorized by this Act shall be limited to the appropriation for such agency
 24 and funds made available by law for the support of such appropriations; and
 25 the restrictions of the State Purchasing Law, the General Accounting and
 26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 27 Procedures and Restrictions Act, or their successors, and other fiscal control
 28 laws of this State, where applicable, and regulations promulgated by the
 29 Department of Finance and Administration, as authorized by law, shall be
 30 strictly complied with in disbursement of said funds.

31
 32 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
 33 Assembly that any funds disbursed under the authority of the appropriations
 34 contained in this Act shall be in compliance with the stated reasons for which
 35 this Act was adopted, as evidenced by the Agency Requests, Executive

1 Recommendations and Legislative Recommendations contained in the budget
2 manuals prepared by the Department of Finance and Administration, letters, or
3 summarized oral testimony in the official minutes of the Arkansas Legislative
4 Council or Joint Budget Committee which relate to its passage and adoption.

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6 SECTION 6. CODE. All provisions of this Act of a general and permanent
7 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
8 Code Revision Commission shall incorporate the same in the Code.

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10 SECTION 7. SEVERABILITY. If any provision of this Act or the
11 application thereof to any person or circumstance is held invalid, such
12 invalidity shall not affect other provisions or applications of the Act which
13 can be given effect without the invalid provision or application, and to this
14 end the provisions of this Act are declared to be severable.

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16 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
17 with this Act are hereby repealed.

18

19 SECTION 9. Arkansas Code §§ 25-13-201, 25-13-202, 25-13-203, and 25-13-
20 204, the same being the Retirement and Relocation Division, are hereby
21 repealed.

22 ~~"25-13-201. It is found and determined by the General Assembly that:~~
23 ~~(1) Retirees relocating to Arkansas from elsewhere have had a tremendous~~
24 ~~fiscal impact on our state by creating jobs, by expanding the tax base, and by~~
25 ~~bringing new financial resources to our borders, while requiring little in~~
26 ~~additional services provided by the state, and~~
27 ~~(2) The natural beauty, physical resources, and mild climate of the State of~~
28 ~~Arkansas make it an attractive retirement location; and~~
29 ~~(3) Establishing a state-sponsored program to promote economic development~~
30 ~~of the state by encouraging retirees to relocate to Arkansas would produce~~
31 ~~many benefits to the state.~~

32 ~~25-13-202~~

33 ~~(a) There is established a Retirement and Relocation Division with the~~
34 ~~Department of Parks and Tourism, with functions, powers, and duties consistent~~
35 ~~with the purposes of this subchapter.~~

1 ~~(b) The Director of the Department of Parks and Tourism, with the advice and~~
2 ~~consent of the Governor, shall appoint the head of the Retirement and~~
3 ~~Relocation Division of the Department of Parks and Tourism and may employ~~
4 ~~other employees as shall be necessary and appropriate within funds as~~
5 ~~appropriated by the General Assembly.~~

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7 ~~25-13-203~~

8 ~~— The purpose of the Retirement and Relocation Division shall be to~~
9 ~~promote the relocation of individuals, particularly retirees, to the state of~~
10 ~~Arkansas by :~~

11 ~~(1) Soliciting the relocation of retirees and other individuals to the State~~
12 ~~of Arkansas by means of advertising and other promotional methods;~~

13 ~~(2) Developing information and serving as a source of information regarding~~
14 ~~retirement advantages and relocation resources and opportunities;~~

15 ~~(3) Coordinating with and providing networking support and other assistance~~
16 ~~to both public and private agencies and organizations that are involved in~~
17 ~~retirement and relocation promotion and related activities;~~

18 ~~(4) Conducting and supporting surveys and other research relating to~~
19 ~~retirement and relocation issues; and~~

20 ~~(5) Engaging in other activities consistent with the purposes of the division~~
21 ~~and this subchapter.~~

22 ~~25-13-204~~

23 ~~(a)(1) There is created the Retirement and Relocation Advisory Board, which~~
24 ~~shall consist of twelve (12) members appointed by the Governor, subject to~~
25 ~~confirmation by the Senate.~~

26 ~~—(2) Eight (8) at-large members shall be appointed by the Governor, and at~~
27 ~~least four (4) of these eight (8) members shall be individuals of at least~~
28 ~~fifty-five (55) years of age.~~

29 ~~—(3) The other four (4) members shall be appointed by the Governor from a~~
30 ~~list of individuals recommended to the Governor by the Arkansas Realtors~~
31 ~~Association or its successor organization.~~

32 ~~(b) The Director of the Department of Parks and Tourism shall serve as an~~
33 ~~additional, nonvoting, ex officio member of the advisory board.~~

34 ~~(c) Members shall be appointed for terms of three (3) years.~~

35 ~~(d) The Retirement and Relocation Advisory Board shall serve in an advisory~~

1 ~~capacity to the Retirement and Relocation Division of the Department of Parks~~
2 ~~and Tourism, providing advice and guidance to the division with regard to:~~
3 ~~(1) Its policies, procedures, programs, and activities in promoting the~~
4 ~~relocation of individuals, particularly retirees, to the State of Arkansas;~~
5 ~~and~~

6 ~~(2) Its other purposes.~~

7 ~~(e)(1) The members of the advisory board shall serve without compensation,~~
8 ~~but are eligible for reimbursement of their actual expenses for attending~~
9 ~~meetings of the advisory board at the same time and for the expenses provided~~
10 ~~by law for reimbursement of expenses of state employees.~~

11 ~~(2) The Retirement and Relocation Division is authorized to reimburse the~~
12 ~~members of the advisory board for mileage at the rate per mile provided by law~~
13 ~~for reimbursement of mileage expenses for state employees for travel from~~
14 ~~their home to the place of meeting and return.~~

15 ~~(3) When it is required of a member of the advisory board to perform~~
16 ~~separate duties in connection with the official business of the division and~~
17 ~~these duties are required at times other than official meetings, then~~
18 ~~reimbursement will be allowed at the same rate provided by law for~~
19 ~~reimbursement of expenses of state employees."~~

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21 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
22 Eighty-First General Assembly, that the Constitution of the State of Arkansas
23 prohibits the appropriation of funds for more than a two (2) year period; that
24 the effectiveness of this Act on July 1, 1997 is essential to the operation of
25 the agency for which the appropriations in this Act are provided, and that in
26 the event of an extension of the Regular Session, the delay in the effective
27 date of this Act beyond July 1, 1997 could work irreparable harm upon the
28 proper administration and provision of essential governmental programs.
29 Therefore, an emergency is hereby declared to exist and this Act being
30 necessary for the immediate preservation of the public peace, health and
31 safety shall be in full force and effect from and after July 1, 1997.

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/s/Russ et al

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