

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: S3/19/97

# A Bill

SENATE BILL 484

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR DISTRIBUTING FUNDS TO  
10 COUNTIES AS REQUIRED BY AMENDMENT 74 FOR THE OFFICE OF THE  
11 TREASURER OF STATE FOR THE REMAINDER OF THE FISCAL YEAR  
12 ENDING JUNE 30, 1997; AND FOR OTHER PURPOSES."  
13

## Subtitle

14 "AN ACT FOR THE OFFICE OF THE TREASURER  
15 OF STATE-AMENDMENT 74 IMPLEMENTATION  
16 SUPPLEMENTAL APPROPRIATION."  
17  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
20

21 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the Office  
22 of the Treasurer of State, to be payable from the Uniform Tax Rate Trust Fund,  
23 for distributing each county's share of the taxes assessed by Amendment 74 of  
24 the Arkansas Constitution by the Office of the Treasurer of State, the  
25 following:  
26

27 ITEM	FISCAL YEAR
28 <del>NO.</del>	<del>1996-97</del>
29 (1) Distribution to Counties	<u>\$ 750,000,000</u>

30  
31 SECTION 2. SPECIAL LANGUAGE - FUND CREATED. There is hereby created on  
32 the books of the State Treasurer, State Auditor and Chief Fiscal Officer of  
33 the State, a trust fund to be known as the Uniform Tax Rate Trust Fund. The  
34 fund shall consist of those monies received from local governments and  
35 transmitted to the State Treasury as required by Amendment 74 of the Arkansas  
36 Constitution and shall be used for such purposes as set out therein.

1

2 SECTION 3. SPECIAL LANGUAGE - PROCEDURES FOR DISTRIBUTION. (A) The  
3 State Auditor shall issue warrants drawn from the Uniform Tax Rate Trust Fund  
4 as requested by vouchers submitted by the State Treasurer upon certification  
5 by the Chief Fiscal Officer of the State that funds will be available when the  
6 warrants are presented for payment.

(B) 7 The Treasurer of State may voucher a single warrant payable to the Treasurer of  
8 State for the purpose of distributing funds to multiple payees from the  
9 Uniform Tax Rate Trust Fund. Documentation shall accompany the voucher  
10 indicating the payees, amount and account numbers to which the distribution is  
11 to be made.

12

13 SECTION 4. SPECIAL LANGUAGE - . Arkansas Code §19-4-1107(b)(6) is  
14 hereby amended by adding an additional subsection at the end thereof to read  
15 as follows:

16 " (D) In the case of vouchers written upon the Uniform Tax Rate Trust  
17 Fund, the State Auditor shall process warrants to pay the vouchers upon  
18 certification by the Chief Fiscal Officer of the State that funds are  
19 available for the benefit of the Uniform Tax Rate Trust Fund with which to pay  
20 the warrants when they shall be presented for payment.

21

22 SECTION 5. 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 6. 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.

5

6 SECTION 7. 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.

9

10 SECTION 8. 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.

15

16 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict  
17 with this Act are hereby repealed.

18

19 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the  
20 Eighty-First General Assembly that no appropriation has been provided by the  
21 General Assembly for the implementation of amendment 74 to the Arkansas  
22 Constitution and that the distribution of the property taxes to be received by  
23 the State Treasurer must begin as soon as possible so that local school  
24 districts are not harmed. Therefore, an emergency is hereby declared to exist  
25 and this Act being necessary for the immediate preservation of the public  
26 peace, health and safety shall be in full force and effect from and after the  
27 date of its passage and approval.

28

/s/Russ et al

29

30

31

32

33

34

35

1

2