

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H4/6/99
A Bill

HOUSE BILL 1237

5 By: Joint Budget Committee
6
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8 **For An Act To Be Entitled**

9 "AN ACT TO MAKE AN APPROPRIATION FOR STATE TURNBACK
10 FOR COUNTIES AND MUNICIPALITIES FOR THE OFFICE OF THE
11 TREASURER OF STATE FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 2001; AND FOR OTHER PURPOSES. "
13

14 **Subtitle**

15 "AN ACT FOR THE OFFICE OF THE TREASURER
16 OF STATE - FOR THE STATE TURNBACK FOR
17 COUNTIES AND MUNICIPALITIES
18 APPROPRIATION FOR THE 1999-2001
19 BIENNIUM. "
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21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. APPROPRIATION - GENERAL REVENUE - COUNTIES. There is hereby
25 appropriated, to the Office of the Treasurer of State, to be payable from the
26 County Aid Fund, for the purpose of distributing General Revenue accruing
27 therein for the benefit of Counties, as provided by law, by the Office of the
28 Treasurer of State for the biennial period ending June 30, 2001, the
29 following:
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31 ITEM	FISCAL YEARS	
32 NO.	1999-2000	2000-2001
33 (01) GENERAL REVENUES - COUNTIES	<u>\$ 23,707,544</u>	<u>\$ 26,078,298</u>

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35 SECTION 2. APPROPRIATION - SPECIAL REVENUES - COUNTIES. There is hereby
36 appropriated, to the Office of the Treasurer of State, to be payable from the

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1 County Aid Fund, for the purpose of distributing any monies provided by
 2 Highway Turnback, Severance Taxes to Counties, and any other monies provided
 3 by the Acts of the General Assembly for the benefit of counties by the Office
 4 of the Treasurer of State for the biennial period ending June 30, 2001, the
 5 following:

7 ITEM 8 NO.	FISCAL YEARS	
	1999-2000	2000-2001
9 (01) SPECIAL REVENUES - COUNTIES	<u>\$ 110,000,000</u>	<u>\$ 120,000,000</u>

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 11 SECTION 3. APPROPRIATION - UNANTICIPATED SPECIAL REVENUES. There is hereby
 12 appropriated, to the Office of the Treasurer of State, to be payable from the
 13 County Aid Fund, from unanticipated monies received from the sale or lease of
 14 minerals, oil and gas on federal military lands or from other unanticipated
 15 special revenues, for the transfer to those counties to which such monies are
 16 allocated by law, by the Office of the Treasurer of State for the biennial
 17 period ending June 30, 2001, the following:

19 ITEM 20 NO.	FISCAL YEARS	
	1999-2000	2000-2001
21 (01) UNANTICIPATED SPECIAL REVENUES	<u>\$ 20,000,000</u>	<u>\$ 20,000,000</u>

22
 23 SECTION 4. APPROPRIATION - MILITARY LAND SALE. There is hereby
 24 appropriated, to the Office of the Treasurer of State, to be payable from the
 25 County Aid Fund, from monies received from the sale or lease of minerals, oil
 26 and gas on federal military lands to the County Road Fund of the counties to
 27 which such monies are allocated by law, by the Office of the Treasurer of
 28 State for the biennial period ending June 30, 2001, the sum of . . . \$1,500,000.

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 30 SECTION 5. APPROPRIATION - MILITARY LAND TAXING UNIT DISTRIBUTION. There is
 31 hereby appropriated, to the Office of the Treasurer of State, to be payable
 32 from the County Aid Fund, from monies received from the sale or lease of
 33 minerals, oil and gas on federal military lands to the County Treasurer of the
 34 counties to which such monies are allocated by law, for distribution to the
 35 various taxing units of said county as provided by law, of the Office of the
 36 Treasurer of State for the biennial period ending June 30, 2001, the sum of

1 \$2,500,000.

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3 SECTION 6. APPROPRIATION - GENERAL REVENUES - CITIES. There is hereby
 4 appropriated, to the Office of the Treasurer of State, to be payable from the
 5 Municipal Aid Fund, for the purpose of distributing General Revenue accruing
 6 therein for the benefit of municipalities as provided by law, by the Office of
 7 the Treasurer of State for the biennial period ending June 30, 2001, the
 8 following:

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ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) GENERAL REVENUES - CITIES	<u>\$ 33,149,812</u>	<u>\$ 36,464,794</u>

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14 SECTION 7. APPROPRIATION - SPECIAL REVENUES - CITIES. There is hereby
 15 appropriated, to the Office of the Treasurer of State, to be payable from the
 16 Municipal Aid Fund, for distributing Special Revenues accruing therein for the
 17 benefit of municipalities, as provided by law, by the Office of the Treasurer
 18 of State for the biennial period ending June 30, 2001, the following:

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ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) SPECIAL REVENUES - CITIES	<u>\$ 100,000,000</u>	<u>\$ 100,000,000</u>

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24 SECTION 8. APPROPRIATION-REAL PROPERTY TAX REDUCTIONS -COUNTIES. There is
 25 hereby appropriated, to the Office of the Treasurer of State, to be payable
 26 from the Property Tax Relief Trust fund, for distributing fund provided by a
 27 statewide property tax reduction to counties by the Office of the Treasurer of
 28 State for the biennial period ending June 30, 2001, the following:

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ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) Distribution to Counties for Property Tax Relief	<u>\$200,000,000</u>	<u>\$200,000,000</u>

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36 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE

1 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD.
2 At the close of each fiscal year any unexpended appropriation provided in
3 this act for Distribution to Counties for Property Tax Relief shall be carried
4 forward and made available for the same purpose for the next fiscal year.

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6 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
8 TURNBACK - UNANTICIPATED FUNDS. The appropriation authorized in Sections 1, 4
9 and 5 of this Act or any other appropriation as provided by the General
10 Assembly for aid to counties may be supplemented, if necessary, by a transfer
11 from the appropriation provided for in Section 3 of this Act.

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13 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOANS TO
15 CITIES AND COUNTIES. On July 1 of each fiscal year of the biennial period
16 ending June 30, ~~1999~~ 2001, the Chief Fiscal Officer of the State shall request
17 a transfer by the State Treasurer from the Budget Stabilization Trust Fund to
18 the County Aid Fund and to the Municipal Aid Fund to assist the various cities
19 and counties in meeting cash flow needs early in the state fiscal year. The
20 transfer shall be a loan to be repaid in equal installments from general
21 revenue distributions each month during the fiscal year for which the loan was
22 made and shall be in addition to any other loans authorized by law for the
23 County Aid and Municipal Aid Funds. The amount of such loan for each fiscal
24 year shall be \$3,517,657 to the Municipal Aid Fund and \$1,906,079 to the
25 County Aid Fund, or so much thereof as may be available in the Budget
26 Stabilization Trust Fund as determined by the Chief Fiscal Officer of the
27 State. Upon such transfer being completed, the State Treasurer shall
28 immediately distribute such funds to each of the several municipalities and
29 counties in the same manner as general revenues are distributed.

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31 It is the intent of the General Assembly that the Chief Fiscal Officer
32 of the State and the State Treasurer shall make every reasonable, and
33 financially sound effort to insure that local governments receive the full
34 amount of the loan authorized herein on July 1 of each year and that the
35 monies authorized for local governments from general revenues be distributed
36 in equal monthly payments.

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SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD. At the close of each fiscal year any unexpended appropriation and funds for the County Aid and Municipal Aid line items shall be carried forward and made available for the same purpose for the next fiscal year.

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

SECTION 14. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 15. CODE. 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 16. SEVERABILITY. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

1 SECTION 17. GENERAL REPEALER. All laws and parts of laws in conflict with
2 this act are hereby repealed.

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4 SECTION 18. EMERGENCY CLAUSE. It is hereby found and determined by the
5 Eighty-second General Assembly, that the Constitution of the State of Arkansas
6 prohibits the appropriation of funds for more than a two (2) year period; that
7 the effectiveness of this Act on July 1, 1999 is essential to the operation of
8 the agency for which the appropriations in this Act are provided, and that in
9 the event of an extension of the Regular Session, the delay in the effective
10 date of this Act beyond July 1, 1999 could work irreparable harm upon the
11 proper administration and provision of essential governmental programs.
12 Therefore, an emergency is hereby declared to exist and this Act being
13 necessary for the immediate preservation of the public peace, health and
14 safety shall be in full force and effect from and after July 1, 1999.

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16 /s/ Joint Budget Committee
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