

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: S2/19/99*

# A Bill

SENATE BILL 202

5 *By: Joint Budget Committee*  
6  
7

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR ADDITIONAL  
10 CONTINUING EDUCATION EXPENSES FOR COUNTY AND CIRCUIT  
11 CLERKS FOR THE AUDITOR OF STATE FOR THE BIENNIAL  
12 PERIOD ENDING JUNE 30, 2001; AND FOR OTHER PURPOSES."  
13

## Subtitle

14 "AN ACT FOR THE AUDITOR OF STATE -  
15 ADDITIONAL COUNTY AND CIRCUIT CLERKS  
16 CONTINUING EDUCATION CONTRIBUTION  
17 APPROPRIATION FOR THE 1999-2001  
18 BIENNIUM."  
19  
20  
21

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

24 SECTION 1. SPECIAL LANGUAGE. REAL ESTATE TRANSFER TAX. Arkansas Code 26-  
25 60-112(b)(1) is hereby amended to read as follows:  
26

27 "(1) Ten percent (10%) of the remainder shall be distributed as special  
28 revenues, as follows:

29 (A) The first ~~forty thousand dollars (\$40,000)~~ sixty thousand dollars  
30 (\$60,000) thereof during each fiscal year shall be credited to the County and  
31 Circuit Clerks Continuing Education Fund, which is established in the State  
32 Treasury, to be used for defraying the expenses of training seminars and other  
33 educational projects benefiting county and circuit clerks in this state, as  
34 provided by appropriations enacted by the General Assembly; and

35 (B) The remainder of the ten percent (10%) thereof available for  
36 distribution during each fiscal year shall be credited as special revenues to

\*BWG035\*

0121990333. BWG035

1 the County Aid Fund, to be distributed in the manner provided by law to the  
2 circuit clerk in the county in which the property upon which the tax is paid  
3 is situated, to be paid over by the circuit clerk to the county general fund;  
4 "

5  
6 SECTION 2. APPROPRIATION - ADDITIONAL APPROPRIATION. There is hereby  
7 appropriated, to the Auditor of State, to be payable from the County and  
8 Circuit Clerks Continuing Education Fund, for County and Circuit Clerks  
9 continuing education of the Auditor of State - Continuing Education which  
10 such appropriation shall be supplemental and in addition to other funds  
11 appropriated by the General Assembly for the same purpose for the biennial  
12 period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) COUNTY AND CIRCUIT CLERKS CONTINUING EDUCATION	\$ <u>20,000</u>	\$ <u>20,000</u>

13  
14  
15  
16  
17  
18  
19 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by  
20 this act shall be limited to the appropriation for such agency and funds made  
21 available by law for the support of such appropriations; and the restrictions  
22 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
23 Law, the Revenue Stabilization Law, the Regular Salary Procedures and  
24 Restrictions Act, or their successors, and other fiscal control laws of this  
25 State, where applicable, and regulations promulgated by the Department of  
26 Finance and Administration, as authorized by law, shall be strictly complied  
27 with in disbursement of said funds.

28  
29 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
30 that any funds disbursed under the authority of the appropriations contained  
31 in this act shall be in compliance with the stated reasons for which this act  
32 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
33 and Legislative Recommendations contained in the budget manuals prepared by  
34 the Department of Finance and Administration, letters, or summarized oral  
35 testimony in the official minutes of the Arkansas Legislative Council or Joint  
36 Budget Committee which relate to its passage and adoption.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

SECTION 5. 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 6. 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.

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

SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-second General Assembly, that the authorized transfer from the real estate transfer tax to support county and circuit clerks continuing education is insufficient and when the amount of transfer is increased, the appropriation level must also be adjusted. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1999.

/s/ Russ