

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H1/10/01
A Bill

HOUSE BILL 1030

5 By: Representative Minton
6
7

8 **For An Act To Be Entitled**

9 AN ACT TO AMEND ARKANSAS CODE 26-75-222 TO ESTABLISH
10 THAT A CONSTRUCTION PROJECT SHALL BE INCLUDED IN THE
11 DEFINITION OF A SINGLE TRANSACTION; AND FOR OTHER
12 PURPOSES.
13

14 **Subtitle**

15 TO AMEND ARKANSAS CODE 26-75-222 TO
16 ESTABLISH THAT A CONSTRUCTION PROJECT
17 SHALL BE INCLUDED IN THE DEFINITION OF A
18 SINGLE TRANSACTION.
19

20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. Arkansas Code 26-75-222(b) is amended to read as follows:

24 (b)(1)(A) The term "single transaction", as used in this section and §§
25 26-75-207 - 26-75-212, shall be defined by ordinance of the municipality
26 levying the tax and shall include a construction project as a single
27 transaction.

28 (B)(i) Every city ordinance adopted after January 1, 1998,
29 which calls for an election to levy a local sales and use tax authorized by
30 this subchapter or any other provision of the Arkansas Code shall contain a
31 definition of the term "single transaction" which definition shall amend all
32 other previous ordinances defining "single transaction".

33 (ii) Provided, however, any city which adopts an
34 ordinance which calls for an election to levy a local sales and use tax
35 authorized by this subchapter or any other provision of the Arkansas Code may
36 comply with this provision by adopting a definition of the term "single

1 transaction" prior to the commencement of the collection of the local sales
2 and use tax.

3 (2) Effective January 1, ~~1998~~ 2002, the most recent definition of
4 "single transaction" adopted prior to January 1, ~~1998~~ 2002, shall include a
5 construction project as a single transaction and shall apply to and amend all
6 previous local sales and use tax ordinances.

7 (3) It is the intent of this provision to require each city which
8 levies a local sales and use tax to adopt a uniform definition of the term
9 "single transaction" for all taxes levied by the city or county.

10 (4) This provision is limited to ordinances levying local sales
11 and use taxes collected by the Department of Finance and
12 Administration.
13

14 *SECTION 2. Arkansas Code 26-74-220(b) concerning maximum tax*
15 *limitations, is amended to read as follows:*

16 (b)(1) *The term "single transaction", as used in this section and §§*
17 *26-75-207 - 26-75-212, shall be defined by ordinance of the county levying the*
18 *tax and shall include a construction project as a single transaction.*

19 (2)(A) *Every county ordinance adopted after January 1, 1998,*
20 *which calls for an election to levy a local sales and use tax authorized by*
21 *this subchapter or any other provision of the Arkansas Code shall contain a*
22 *definition of the term "single transaction" which definition shall amend all*
23 *other previous ordinances defining "single transaction".*

24 (B) *Provided, however, any county which adopts an ordinance*
25 *which calls for an election to levy a local sales and use tax authorized by*
26 *this subchapter or any other provision of the Arkansas Code may comply with*
27 *this provision by adopting a definition of the term "single transaction" prior*
28 *to the commencement of the collection of the local sales and use tax.*

29 (3) *Effective January 1, ~~1998~~ 2002, the most recent definition of*
30 *"single transaction" adopted prior to January 1, ~~1998~~ 2002, shall include a*
31 *construction project as a single transaction and shall apply to and amend all*
32 *previous local sales and use tax ordinances.*

33 (4) *It is the intent of this provision to require each county*
34 *which levies a local sales and use tax to adopt a uniform definition of the*
35 *term "single transaction" for all taxes levied by the county.*

36 (5) *This provision is limited to ordinances levying local sales*

1 and use taxes collected by the Department of Finance and Administration.

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3 SECTION 3. The Department of Finance and Administration shall
4 promulgate rules and regulations to administer the provisions of this act.

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6 SECTION 4. Effective Date. [THE ARKANSAS CODE REVISION COMMISSION IS
7 NOT REQUIRED TO CODIFY THIS SECTION.] This act shall be effective January 1,
8 2002.

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10 /s/ Minton
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