

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: H3/2/01 H3/22/01

# A Bill

HOUSE BILL 2098

5 By: *Joint Budget Committee*  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO COMPENSATE SCHOOL  
10 DI STRICTS WHO HAVE A MI LLAGE ROLLBACK ATTRI BUTABLE TO  
11 AMENDMENT 79 OF THE ARKANSAS CONSTI TUTION FOR THE  
12 DEPARTMENT OF EDUCATION FOR THE BI ENNI AL PERIOD  
13 ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.  
14

## Subtitle

15 AN ACT FOR THE DEPARTMENT OF EDUCATION  
16 - AMENDMENT 79 SCHOOL DI STRICT MI LLAGE  
17 ROLLBACK COMPENSATI ON APPROPRIATI ON  
18 FOR THE 2001-2003 BI ENNI UM.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. APPROPRIATION - SCHOOL DI STRICT MI LLAGE ROLLBACK COMPENSATION.  
26 There is hereby appropriated, to the Department of Education, to be payable  
27 from the Property Tax Relief Trust Fund, to compensate various school  
28 districts for Amendment 79 millage rollback for the biennial period ending  
29 June 30, 2003, the following:  
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ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) AMENDMENT 79 MI LLAGE ROLLBACK COMPENSATION TO SCHOOL DI STRICTS	\$ <u>0</u>	\$ <u>950,000</u>

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36 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 2 EQUALIZATION OF PERSONAL PROPERTY MILLAGE. (A) Amendment 79 of the  
 3 Constitution of the State of Arkansas provides that school district millage  
 4 must be equal for all classes of property and several school districts now  
 5 have unequalized millage on real and personal property. The Arkansas  
 6 Department of Education and the Assessment Coordination Department are hereby  
 7 authorized to identify those school districts which are affected by the  
 8 Amendment 79 provision to equalize millage and calculate the loss in revenues  
 9 due to the equalization of the millage. Loss in revenue shall be defined as  
 10 the difference between the collectable taxes calculated by multiplying the  
 11 current assessment times the pre-equalized mills and the current assessment  
 12 times post-equalized mills.

13 (B) School districts shall receive funding authorized herein equal to the  
 14 loss in revenues as calculated by the Arkansas Department of Education and  
 15 the Assessment Coordination Department.

16 (C) Funding received by school districts pursuant to this act shall be  
 17 considered unrestricted revenues to those districts and shall be included in  
 18 the calculation of total state and local revenues of each district.

19 The provisions of this section shall be in effect only from July 1, 2001  
 20 through June 30, 2003.

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 22 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 23 by this act shall be limited to the appropriation for such agency and funds  
 24 made available by law for the support of such appropriations; and the  
 25 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  
 28 control laws of this State, where applicable, and regulations promulgated by  
 29 the Department of Finance and Administration, as authorized by law, shall be  
 30 strictly complied with in disbursement of said funds.

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 32 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
 33 that any funds disbursed under the authority of the appropriations contained  
 34 in this act shall be in compliance with the stated reasons for which this act  
 35 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
 36 and Legislative Recommendations contained in the budget manuals prepared by

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

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5 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
6 Assembly, that the Constitution of the State of Arkansas prohibits the  
7 appropriation of funds for more than a two (2) year period; that the  
8 effectiveness of this Act on July 1, 2001 is essential to the operation of  
9 the agency for which the appropriations in this Act are provided, and that in  
10 the event of an extension of the Regular Session, the delay in the effective  
11 date of this Act beyond July 1, 2001 could work irreparable harm upon the  
12 proper administration and provision of essential governmental programs.  
13 Therefore, an emergency is hereby declared to exist and this Act being  
14 necessary for the immediate preservation of the public peace, health and  
15 safety shall be in full force and effect from and after July 1, 2001.

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17 */s/ Joint Budget Committee*  
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