

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 84th General Assembly
3 Regular Session, 2003
4

A Bill

SENATE BILL 38

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE TITLE 19, CHAPTER
10 6, SUBCHAPTERS 2, 3 AND 4, THE REVENUE
11 CLASSIFICATION LAW OF ARKANSAS; AND FOR OTHER
12 PURPOSES.
13

Subtitle

14 AN ACT TO AMEND THE REVENUE
15 CLASSIFICATION LAW OF ARKANSAS.
16
17
18

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

21 SECTION 1. Arkansas Code 19-6-201(6) is amended to reflect current
22 General Revenues Enumerated to read as follows:

23 (6) Cigarette taxes and permits and other tobacco products taxes and permits,
24 as enacted by Act 546 of 1977, known as the "Arkansas Tobacco Products Tax
25 Act of 1977", and all laws amendatory thereto, § 26-57-201 et seq.;

26
27 SECTION 2. Arkansas Code 19-6-201(49) is amended to reflect current
28 General Revenues Enumerated to read as follows:

29 (49) Election, ~~and~~ voter registration law and State Board of Election
30 Commissioners fines, § 7-4-101-;
31

32 SECTION 3. Arkansas Code 19-6-201, concerning various taxes and fees
33 enumerated as general revenues, is amended to add the following new
34 subsections:

35 (50) Remaining funds on dissolution of ballot question committees or
36 legislative question committees, § 7-9-404;



1 (51) Uniform Athlete Agents Act Registration and Renewal Fees, § 17-16-109.

2
3 SECTION 4. Arkansas Code 19-6-201(8) is repealed.

4 ~~(8) Tobacco products taxes, as enacted by Act 274 of 1969, known as the~~
5 ~~"Tobacco Products Tax Act", Acts 1969, No. 274, § 1 [superseded];~~

6
7 SECTION 5. Arkansas Code 19-6-201(18) is repealed.

8 ~~(18) Ten percent (10%) of the additional cigarette and tobacco products tax,~~
9 ~~§ 26-57-1101 et seq., as determined by § 26-57-1108;~~

10
11 SECTION 6. Arkansas Code 19-6-201(47) is repealed.

12 ~~(47) State Insurance Department Prepaid Trust Fund transfers, § 23-40-~~
13 ~~107(i);~~

14
15 SECTION 7. Arkansas Code 19-6-301(16) is amended to reflect current
16 Special Revenues Enumerated to read as follows:

17 (16) Dog racing taxes derived from two-thirds (2/3) of the net proceeds of
18 three (3) additional days of dog races at each meet, as authorized by ~~§§ 23-~~
19 ~~111-502—23-111-505~~ § 23-111-503(a)(2), and all laws amendatory thereto;

20
21 SECTION 8. Arkansas Code 19-6-301(37) is amended to reflect current
22 Special Revenues Enumerated to read as follows:

23 (37) Motor vehicle insurance reporting penalties, § 27-22-107, and
24 registration reinstatement fees, § 27-22-104 and § 27-22-108;

25
26 SECTION 9. Arkansas Code 19-6-301(155) is amended to reflect current
27 Special Revenues Enumerated to read as follows:

28 (155) That portion of driver's license reinstatement fees for the ~~Blood~~
29 ~~Alcohol Program~~ Office of Alcohol Testing of the Department of Health, §§ 5-
30 65-119(1), 5-65-304(c), and 5-65-310(f);

31
32 SECTION 10. Arkansas Code 19-6-301(192) is amended to reflect current
33 Special Revenues Enumerated to read as follows:

34 (192) ~~Ninety percent (90%)~~ Seventy one percent (71%) of the additional
35 cigarette and tobacco products tax, ~~§ §§ 26-57-1101 et seq., through 26-57-~~
36 1108, as determined by § 26-57-1108 26-57-1106;

1
2 SECTION 11. Arkansas Code Title 19, Chapter 6, Subchapter 3 is amended
3 by adding the following new subsections to reflect current Special Revenues
4 Enumerated to read as follows:

5 (201) Twenty nine percent (29%) of the additional cigarette and tobacco
6 products tax, § 26-57-1103;

7 (202) Additional driver license fees, § 27-16-801;

8 (203) Littering fines, § 8-6-404(d)(2)(B);

9 (204) Fees from investigations and inspections of various boards licensees, §
10 17-80-106;

11 (205) Body piercing, branding and tattooing license fees and penalties, § 20-
12 27-1503.

13
14 SECTION 12. Arkansas Code 19-6-301(44) is repealed.

15 ~~(44) Tuberculosis sanatorium institutional earnings from paying patients,~~
16 ~~including reimbursement from the federal government for services provided to~~
17 ~~eligible patients or any other source, as enacted by Act 378 of 1909, §§ 20-~~
18 ~~11-101, 20-11-201, 20-11-203, and 20-11-301;~~

19
20 SECTION 13. Arkansas Code 19-6-301(57) is repealed.

21 ~~(57) Uniform advance fees for clerks of circuit and chancery courts, as~~
22 ~~enacted by Act 16 of the First Extraordinary Session of 1981, and all laws~~
23 ~~amendatory thereto, §§ 21-6-403, 21-6-404 [repealed], 21-6-405 [repealed];~~

24
25 SECTION 14. Arkansas Code 19-6-301(66) is repealed.

26 ~~(66) Hospital and institution license fees, §§ 20-9-201, 20-9-221;~~

27
28 SECTION 15. Arkansas Code 19-6-301(134) is repealed.

29 ~~(134) Income tax surcharge, § 6-20-312(c) [repealed];~~

30
31 SECTION 16. Arkansas Code 19-6-301(139) is repealed.

32 ~~(139) Home health care services agency license fees, § 20-10-812(b) and (c);~~

33
34 SECTION 17. Arkansas Code 19-6-404 is amended to read as follows:

35 19-6-404. Department of Arkansas State Police Fund.

36 The Department of Arkansas State Police Fund shall consist of those special

1 revenues as specified in subdivisions (1), (5), (7), (8), (38), (39), (40),
 2 (56), (94), (128), (150), (168), (175), (184), (185), (186), ~~and~~ (190) and
 3 (202) of § 19-6-301, moneys transferred or deposited from the State
 4 Administration of Justice Fund, and those general revenues as may be provided
 5 by law, there to be used for the maintenance, operation, and improvement of
 6 the Department of Arkansas State Police in carrying out the functions,
 7 powers, and duties as set out by § 12-8-106 or other duties imposed by law
 8 upon the Department of Arkansas State Police.

9
 10 SECTION 18. Arkansas Code 19-6-412 is amended to read as follows:

11 19-6-412. Bank Department Fund.

12 The Bank Department Fund shall consist of those special revenues as set out
 13 in subdivisions (28), (29), and (30) of § 19-6-301, there to be used for the
 14 maintenance, operation, and improvement required by the State Bank Department
 15 in carrying out the functions, powers, and duties as set out in ~~§ 23-31-201~~
 16 ~~et seq. [repealed]~~ §§ 23-46-201 -- 207, or other duties imposed by law upon
 17 the department.

18
 19 SECTION 19. Arkansas Code 19-6-458 is amended to read as follows:

20 19-6-458. Developmental Disabilities Services - Dog Track Special Revenue
 21 Fund.

22 There is hereby created on the books of the Treasurer of State and the Chief
 23 Fiscal Officer of the State a fund to be known as the Developmental
 24 Disabilities Services - Dog Track Special Revenue Fund which shall consist of
 25 those special revenues ~~designated in § 23-111-503 (a)(2)~~ as specified in
 26 subdivision (16) of § 19-6-301, there to be used for the sole benefit of the
 27 Department of Human Services, Division of Developmental Disabilities Services
 28 community programs licensed by the Division of Developmental Disabilities
 29 Services.

30
 31 SECTION 20. Arkansas Code 19-6-484(c)(4) is amended to reflect
 32 sources of special revenue for the Keep Arkansas Beautiful Fund Account to
 33 read as follows:

34 (4) One percent (1%) to the ~~to the [sic]~~ Keep Arkansas Beautiful Fund
 35 Account to be used exclusively by Keep Arkansas Beautiful as appropriated by
 36 the Arkansas General Assembly. The Keep Arkansas Beautiful Fund Account

1 shall also consist of the special revenues as specified in subdivision (203)
 2 of § 19-6-301.

3
 4 SECTION 21. Arkansas Code 19-6-457 is repealed.

5 ~~19-6-457. Aging and Adult Services Special Revenue Fund.~~

6 ~~There is hereby created on the books of the Treasurer of State and the Chief~~
 7 ~~Fiscal Officer of the State a fund to be known as the Aging and Adult~~
 8 ~~Services Special Revenue Fund which shall consist of those special revenues~~
 9 ~~as specified in § 20-10-1101 et seq. [repealed] and § 26-57-901 et seq., and~~
 10 ~~any other special revenues designated for this fund by law, there to be used~~
 11 ~~for the maintenance, operations, and improvement as required by the Aging and~~
 12 ~~Adult Services Division of the Department of Human Services.~~

13
 14 SECTION 22. Arkansas Code 19-6-483 is repealed.

15 ~~19-6-483. Parks and Tourism—Retirement and Relocation Division Fund.~~

16 ~~-(a) There is created on the books of the Treasurer of State, Auditor of~~
 17 ~~State, and the Chief Fiscal Officer of the State a special revenue fund to be~~
 18 ~~known as the "Parks and Tourism—Retirement and Relocation Division Fund".~~

19 ~~(b) The fund shall be used exclusively by the Retirement and Relocation~~
 20 ~~Division of the Department of Parks and Tourism to fund its programs,~~
 21 ~~operations, and activities consistent with the provisions of § 25-13-201 et~~
 22 ~~seq. [repealed].~~

23
 24 SECTION 23. EMERGENCY CLAUSE. It is hereby found and determined by
 25 the Eighty-fourth General Assembly that various laws have been enacted since
 26 the passage of the Revenue Classification Law which have changed or created
 27 various revenues collected by the State, and that this amendment to the
 28 Revenue Classification Law is necessary in order to reflect the various
 29 taxes, licenses, fees and other revenues levied and collected for the support
 30 of and use by State Government as they currently exist and from which
 31 appropriations which become effective July 1, 2003 have been made by the
 32 Eighty-fourth General Assembly. Therefore, an emergency is declared to
 33 exist and this act being immediately necessary for the preservation of the
 34 public peace, health and safety shall become effective on July 1, 2003.