

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 85th General Assembly
3 Regular Session, 2005
4
5 By: Senator G. Jeffress
6
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A Bill

SENATE BILL 594

For An Act To Be Entitled

9 AN ACT TO PROVIDE FUNDING FOR THE EXPANSION OF
10 THE ARKANSAS MUSEUM OF NATURAL RESOURCES THROUGH
11 A PRIVILEGE TAX ON PROCESSING CRUDE OIL; AND FOR
12 OTHER PURPOSES.

Subtitle

15 AN ACT TO PROVIDE FUNDING FOR THE
16 EXPANSION OF THE ARKANSAS MUSEUM OF
17 NATURAL RESOURCES THROUGH A PRIVILEGE
18 TAX ON PROCESSING CRUDE OIL.

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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code Title 26, Chapter 57 is amended to add a new
24 subchapter as follows:

25 26-57-1401. Privilege tax on petroleum refining.

26 (a) As used in this section:

27 (1) "Barrel" means forty-two United States gallons (42 U.S.
28 gals.) of two hundred thirty-one cubic inches per gallon (231 cu. in./gal.)
29 computed at sixty degrees Fahrenheit (60°F);

30 (2) "Petroleum product" means gasoline, kerosene, distillate
31 fuel oils, residual fuel oils, lubricants, or other similar products; and

32 (3) "Petroleum refinery" means an industrial or manufacturing
33 facility or plant primarily engaged in producing petroleum products through
34 the processing of petroleum crude oil.

35 (b)(1) Each person operating a petroleum refinery in this state shall
36 pay to the Director of the Department of Finance and Administration a



1 privilege tax of two cents (2¢) for each barrel of crude oil refined into
 2 petroleum products at the petroleum refinery in Arkansas.

3 (2) There shall be no deductions or credits allowed against the
 4 tax.

5 (c)(1) The tax shall be reported and paid on the fifteenth day of the
 6 month following the month in which the crude oil was first processed in
 7 Arkansas.

8 (2) The director may promulgate rules and prescribe forms for
 9 the administration of this section.

10 (d) The tax levied under this section shall be administered under the
 11 Arkansas Tax Procedure Act, § 26-18-101 et seq.

12 (e) The tax levied under this section shall be special revenue
 13 credited to the Arkansas Museum of Natural Resources Fund.

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 15 SECTION 2. Arkansas Code Title 19, Chapter 6, Subchapter 4 is amended
 16 to add an additional section to read as follows:

17 19-6-494. Arkansas Museum of Natural Resources Fund.

18 (a) There is created on the books of the Treasurer of State, the
 19 Auditor of State, and the Chief Fiscal Officer of the State a special revenue
 20 fund to be known as the "Arkansas Museum of Natural Resources Fund".

21 (b)(1) All moneys collected under § 26-57-1401 shall be deposited into
 22 the State Treasury to the credit of the fund as special revenues.

23 (2) The fund shall also consist of any other revenues as may be
 24 authorized by law.

25 (c) The fund shall be used by the State Parks Division of the
 26 Department of Parks and Tourism for maintenance, construction, and operation
 27 of the Arkansas Museum of Natural Resources.

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 29 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the
 30 General Assembly of the State of Arkansas that Arkansas has a wide range of
 31 natural resources that should be promoted through exhibits and displays for
 32 educational and tourism purposes; that the Arkansas Museum of Natural
 33 Resources provides an opportunity for such promotion; that the museum is in
 34 need of expansion and improvements to accommodate the promotion; that this
 35 act will provide necessary resources for the needed expansion; and that it is
 36 necessary for this act to become effective on July 1, 2005, in order to

1 facilitate the administration and collection of the tax. Therefore, an
2 emergency is declared to exist and this act being necessary for the
3 preservation of the public peace, health, and safety shall become effective
4 on July 1, 2005.

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