

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 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: H2/14/07

A Bill

HOUSE BILL 1378

5 By: Representative Maloch
6
7

For An Act To Be Entitled

9 AN ACT CONCERNING COUNTY CONTINUING EDUCATION
10 FUNDS; AND FOR OTHER PURPOSES.
11

Subtitle

12 CONCERNING COUNTY CONTINUING EDUCATION
13 FUNDS.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 14-15-811 is amended to read as follows:
20 14-15-811. Continuing education - Board and fund.

21 (a) There is created the County Treasurer's Continuing Education
22 Board, which shall be composed of the following six (6) members:

23 (1) Four (4) members of the County Treasurer's Association,
24 designated by the County Treasurer's Association;

25 (2) One (1) member designated by the Association of Arkansas
26 Counties; and

27 (3) The Auditor of State or a person designated by the Auditor
28 of State.

29 (b)(1) It shall be the responsibility of the County Treasurer's
30 Continuing Education Board to establish a continuing education program for
31 county treasurers of the various counties in the state. This program shall be
32 designed to better equip persons elected to serve as county treasurers to
33 carry out their official responsibilities in an effective and efficient
34 manner. The program shall include requirements and procedures for an
35 effective certification program for county treasurers.

36 (2) It shall also be the responsibility of the board to disburse



1 any funds made available to it from the County Treasurer's Continuing
2 Education Fund to establish and maintain a continuing education program and a
3 certification program for county treasurers.

4 (c)(1) There is created on the books of the Treasurer of State, the
5 Auditor of State, and the Chief Fiscal Officer of the State the County
6 Treasurer's Continuing Education Fund.

7 (2)(A) The quorum court of each county shall annually
8 appropriate and pay into the fund in the State Treasury the sum of ~~four~~
9 ~~hundred fifty dollars (\$450)~~ six hundred dollars (\$600) from fees of the
10 office of county treasurer.

11 (B) If any quorum court shall fail or refuse to
12 appropriate and pay over the funds to the County Treasurer's Continuing
13 Education Fund in the State Treasury, the Treasurer of State shall withhold
14 funds from the county aid due to the county and shall credit the funds to the

15 (i)(a) Forty-five thousand dollars (\$45,000) for county clerks
16 continuing education.

17 (b) Any unexpended balances of moneys
18 designated for county clerks continuing education shall be retained
19 exclusively for the purpose of county clerks continuing education; and

20 (ii)(a) Forty-five thousand dollars (\$45,000) for
21 circuit clerks continuing education.

22 (b) Any unexpended balances of moneys
23 designated for circuit clerks continuing education shall be retained
24 exclusively for the purpose of circuit clerks continuing education; and

25 Education Board, which shall be composed of the following six (6) members:

26 (1) Four (4) members of the County Collector's Association,
27 designated by the County Collector's Association;

28 (2) One (1) member designated by the Association of Arkansas
29 Counties; and

30 (3) The Auditor of State or a person designated by the Auditor
31 of State.

32 (b)(1) It shall be the responsibility of the County Collector's
33 Continuing Education Board to establish a continuing education program for
34 county collectors and sheriff/collectors of the various counties in the
35 state. This program shall be designed to better equip persons elected to
36 serve as county collectors and as sheriff/collectors to carry out their

1 official responsibilities in an effective and efficient manner. The program
2 shall include requirements and procedures for an effective certification
3 program for county collectors.

4 (2) It shall also be the responsibility of the board to disburse
5 any funds made available to it from the County Collector's Continuing
6 Education Trust Fund to establish and maintain a continuing education program
7 and a certification program for county collectors.

8 (c)(1)(A) There is created on the books of the Treasurer of State, the
9 Auditor of State, and the Chief Fiscal Officer of the State the County
10 Collector's Continuing Education Trust Fund.

11 (B) The quorum court of each county shall annually
12 appropriate and pay into the fund in the State Treasury the sum of ~~four~~
13 ~~hundred fifty dollars (\$450)~~ six hundred dollars (\$600) from fees of the
14 office of county collector.

15 (C) If any quorum court shall fail or refuse to
16 appropriate and pay over the funds to the County Collector's Continuing
17 Education Trust Fund in the State Treasury, the Treasurer of State shall
18 withhold funds from the county aid due to the county and shall credit the
19 funds to the County Collector's Continuing Education Trust Fund.

20 (2) The trust fund shall consist of all moneys required to be
21 paid in annually as set out herein, all interest earned from the investment
22 of fund balances, and any remaining fund balances carried forward from year
23 to year.

24 (d) The funds in the County Collector's Continuing Education Trust
25 Fund shall be used exclusively for the establishment and operation of a
26 continuing education program for county collectors and sheriff/collectors and
27 for paying the meals, lodging, registration fees, and mileage at the rate
28 prescribed in state travel regulations of county collectors and
29 sheriff/collectors who attend the continuing education programs.

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31 SECTION 3. Arkansas Code § 26-60-112 is amended to read as follows:
32 26-60-112. Disposition of funds collected.

33 (a) The revenues from the additional tax levied by § 26-60-105(b)
34 shall be deemed special revenues and shall be deposited and distributed
35 according to § 15-12-103.

36 (b) The revenues derived from the tax levied by § 26-60-105(a) shall

1 be deposited by the Director of the Department of Finance and Administration
2 in the State Treasury, and the Treasurer of State shall, after deducting
3 three percent (3%) of the revenues for distribution to the Constitutional
4 Officers Fund and the State Central Services Fund to be used for the purposes
5 as provided by law, distribute the net amount of the revenues as follows:

6 (1) Ten percent (10%) of the remainder shall be distributed as
7 special revenues, as follows:

8 (A) The first ~~sixty thousand dollars (\$60,000)~~ ninety
9 thousand dollars (\$90,000) of the remainder during each fiscal year shall be
10 *credited to the County and Circuit Clerks Continuing Education Fund, which is*
11 *established in the State Treasury, to be used for defraying the expenses of*
12 *training seminars and other educational projects benefiting county and*
13 *circuit clerks in this state, as provided by appropriations enacted by the*
14 *General Assembly; and and shall be used as follows:*

15 (i) Forty-five thousand dollars (\$45,000) to the
16 County Clerks Continuing Education Fund, which is established in the State
17 Treasury, to be used to defray the expenses of training seminars and other
18 educational projects benefiting county clerks in this state, as provided by
19 appropriations enacted by the General Assembly; and

20 (ii) Forty-five thousand (\$45,000) to the Circuit
21 Clerks Continuing Education Fund, which is established in the State Treasury,
22 to be used to defray the expenses of training seminars and other educational
23 projects benefiting circuit clerks in this state, as provided by
24 appropriations enacted by the General Assembly; and

25 (B) The remainder of the ten percent (10%) of the
26 remainder available for distribution during each fiscal year shall be
27 credited as special revenues to the County Aid Fund, to be distributed in the
28 manner provided by law to the circuit clerk in the county in which the
29 property upon which the tax is paid is situated, to be paid over by the
30 circuit clerk to the county general fund;

31 (2) Ninety percent (90%) of the remainder of the revenues shall
32 be distributed as follows:

33 (A) The entire amount collected during each fiscal year
34 until there has been collected an amount of such tax equaling the amount of
35 tax collected under this chapter during fiscal year 1982-1983 shall be
36 credited as general revenues to be allocated to the various funds

1 participating in the distribution of general revenues in the amount of each
2 such fund as provided by and to be used for the respective purposes set forth
3 in the Revenue Stabilization Law, § 19-5-101 et seq.; and

4 (B)(i) After making the distribution of the revenues as
5 provided in subdivision (b)(2)(A) of this section, the remainder available
6 each fiscal year shall be credited as special revenues to the Administration
7 of Justice Fund to be used for supplementing moneys in the Administration of
8 Justice Fund for court reporter salaries and expenses in the event that the
9 moneys available in the Court Reporters Fund are inadequate during any fiscal
10 year to make the necessary payments for salary and related expenses of the
11 various court reporters of the state.

12 (ii) Any amount received over and above this amount
13 shall be credited as special revenues to the County Aid Fund.

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15 /s/ Maloch
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