

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

A Bill

HOUSE BILL 2022

5 By: Representative Hyde
6
7

For An Act To Be Entitled

9 AN ACT TO PROVIDE ADDITIONAL FUNDING FOR THE
10 MAINTENANCE AND ADMINISTRATION OF LOCAL AIRPORTS;
11 AND FOR OTHER PURPOSES.
12

Subtitle

13 TO PROVIDE ADDITIONAL FUNDING FOR THE
14 MAINTENANCE AND ADMINISTRATION OF LOCAL
15 AIRPORTS.
16
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 27-115-110 is amended to read as follows:
22 27-115-110. Disposition of funds.

23 (a) All revenues derived from the levying of the Arkansas Gross
24 Receipts Tax, as amended, § 26-52-101 et seq., upon aircraft and aviation
25 fuel, aviation services, aircraft parts and accessories, and other gross
26 receipts taxes remitted by aircraft dealers, airports, and flying fields
27 shall be reported to the Director of the Department of Finance and
28 Administration in a manner and on forms as he shall direct.

29 (b) The Arkansas Department of Aeronautics is authorized to accept
30 donations and grants of all property, whether real or personal.

31 (c) Tax proceeds and grants and donations of money shall be special
32 revenues and shall be deposited in the State Treasury to the credit of the
33 Arkansas Department of Aeronautics Fund, subject to the credit of funds to a
34 local airport under subsection (d)(2) of this section, to be used for
35 constructing and improving airports, civil airways, and other air navigation
36 facilities and for preserving the history of aviation in the state.



1 (d)(1) The department shall administer the funds so deposited and
2 shall use the funds for the sole purpose of building airports, civil airways,
3 and other air navigation facilities in this state in those cities or towns as
4 the department, in coordination with the Arkansas Economic Development
5 Commission, shall determine would attract the greatest volume of industry to
6 this state.

7 (2) Twenty-five percent (25%) of the sales tax collected under
8 subsection (a) of this section from sales at a local airport shall be rebated
9 to the local airport where the taxable sale originates.

10 (A) A seller of goods or services sold at a local airport
11 shall submit to the Arkansas Department of Aeronautics quarterly a record of
12 receipts designating the origin of the sale.

13 (B) No later than thirty (30) days after the submission of
14 the record of receipts under subdivision (d)(2)(A) of this subsection, the
15 Arkansas Department of Aeronautics shall rebate to a local airport an amount
16 equal to twenty-five percent (25%) of the sales tax collected under
17 subsection (a) of this section from sales at the local airport to be
18 deposited in a bank or banks designated by the local airport for use by the
19 local airport.

20 (C) The receipt of moneys under this subdivision (d)(2) of
21 this subsection is in addition to any levy and collection of tax under § 14-
22 364-101.

23 (D) A rebate received by an airport under subdivision
24 (d)(2)(A) of this subsection shall be used for the administration, operation,
25 and maintenance of the airport.

26 (E) The administration of the rebate under subdivision
27 (d)(2)(A) of this subsection shall be in a manner and on forms as the
28 director of the Arkansas Department of Aeronautics may require.

29 (e) Subject to the rebate to a local airport for the local airport's
30 use under subsection (d)(2) of this section, ~~The the~~ the Arkansas Department of
31 Aeronautics funds may also be used use the funds for the purpose of:

32 (1) Matching funds with any federal funds made available for the
33 purpose of this section;

34 (2) Establishing an aviation museum to preserve the history of
35 aviation in the state. Assistance for the establishment of an aviation museum
36 shall not exceed a total of twenty thousand dollars (\$20,000).

1 (f)(1) All revenues derived from the levying of the compensating use
 2 tax under the Arkansas Compensating Tax Act of 1949, § 26-53-101 et seq.,
 3 upon aircraft and aviation fuel, aviation services, and aircraft parts and
 4 accessories remitted by aircraft dealers, airports, and flying fields shall
 5 be reported to the director in a manner and on forms as he shall direct.

6 ~~(2) The first eight hundred thousand dollars (\$800,000) of the~~
 7 ~~state use tax collected after June 30, 1997, and collected through June 30,~~
 8 ~~1998, shall be deposited in the State Treasury as general revenues. The~~
 9 ~~remainder of the revenues collected during this period shall be special~~
 10 ~~revenues and shall be deposited in the State Treasury to the credit of the~~
 11 ~~fund, to be used for the purposes set forth in this subsection.~~

12 ~~(3) The first eight hundred thousand dollars (\$800,000) of the~~
 13 ~~state use tax collected after June 30, 1998, and collected through June 30,~~
 14 ~~1999, shall be deposited in the State Treasury as general revenues. The~~
 15 ~~remainder of the revenues collected during this period shall be special~~
 16 ~~revenues and shall be deposited in the State Treasury to the credit of the~~
 17 ~~fund, to be used for the purposes set forth in this subsection.~~

18 ~~(4) The first four hundred thousand dollars (\$400,000) of the~~
 19 ~~state use tax collected after June 30, 1999, and collected through June 30,~~
 20 ~~2000, shall be deposited in the State Treasury as general revenues. The~~
 21 ~~remainder of the revenues collected during this period shall be special~~
 22 ~~revenues and shall be deposited in the State Treasury to the credit of the~~
 23 ~~fund, to be used for the purposes set forth in this subsection.~~

24 ~~(5) The first two hundred thousand dollars (\$200,000) of the~~
 25 ~~state use tax collected after June 30, 2000, and collected through June 30,~~
 26 ~~2001, shall be deposited in the State Treasury as general revenues. The~~
 27 ~~remainder of the revenues collected during this period shall be special~~
 28 ~~revenues and shall be deposited in the State Treasury to the credit of the~~
 29 ~~fund, to be used for the purposes set forth in this subsection.~~

30 ~~(6)~~(2) Beginning July 1, 2001, all state use tax derived shall
 31 be special revenues and shall be deposited in the State Treasury to the
 32 credit of the fund, to be used for the purposes set forth in this ~~subsection~~
 33 section.

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 35 SECTION 2. Section 1 of this act becomes effective on the first day of
 36 the second calendar month following the effective date of this act.