

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

# A Bill

SENATE BILL 611

4  
5 By: Senator Womack  
6 By: Representative Thyer

## For An Act To Be Entitled

10 AN ACT TO MAKE AN APPROPRIATION FOR DISTRIBUTION  
11 OF PROPERTY TAX RELIEF FUND REVENUES TO COUNTIES  
12 AND MUNICIPALITIES BY THE OFFICE OF THE TREASURER  
13 OF STATE FOR THE BIENNIAL PERIOD ENDING JUNE 30,  
14 2009; AND FOR OTHER PURPOSES.

## Subtitle

18 AN ACT FOR THE OFFICE OF THE TREASURER  
19 OF STATE - DISTRIBUTION OF PROPERTY TAX  
20 RELIEF FUND REVENUES APPROPRIATION FOR  
21 THE 2007-2009 BIENNIUM.

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

26 SECTION 1. APPROPRIATION - PROPERTY TAX RELIEF FUND REVENUES DISTRIBUTION  
27 TO COUNTIES. There is hereby appropriated, to the Office of the Treasurer of  
28 State, to be payable from the Property Tax Relief Trust Fund, accruing  
29 therein for the benefit of counties to be distributed using the formula for  
30 the County Aid Fund under §19-5-602(c), by the Office of the Treasurer of  
31 State for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) DISTRIBUTION TO COUNTIES	\$ 4,000,000	\$ 4,000,000



SECTION 2. APPROPRIATION - PROPERTY TAX RELIEF FUND REVENUES DISTRIBUTION TO CITIES. There is hereby appropriated, to the Office of the Treasurer of State, to be payable from the Property Tax Relief Trust Fund, accruing therein for the benefit of municipalities to be distributed using the formula for the Municipal Aid Fund under §19-5-601(b), by the Office of the Treasurer of State for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) DISTRIBUTION TO CITIES	\$ 4,000,000	\$ 4,000,000

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

DISTRIBUTION OF FUNDS. Funding provided in Section 1 and 2 of this Act from the Property Tax Relief Trust Fund shall not be distributed unless there are sufficient funds in the Property Tax Relief Trust Fund as of the date that the Chief Fiscal Officer of the State certifies the amount in excess of the required reimbursement to the counties as provided in §26-26-310(b)(2)(C)(i). If there are sufficient funds remaining in the Property Tax Relief Trust Fund on December 31, 2007 and December 31, 2008, as certified, the Treasurer shall distribute four million dollars (\$4,000,000) to counties and four million dollars (\$4,000,000) to cities for the fiscal year ending June 30, 2008 from the balance remaining on December 31, 2007 and four million dollars (\$4,000,000) to counties and four million dollars (\$4,000,000) to cities for the fiscal year ending June 30, 2009 from the balance remaining on December 31, 2008 from the Property Tax Relief Trust Fund. The distribution to counties shall be made in accordance with the distribution formula in §19-5-602(c). The distribution to cities shall be made in accordance with the distribution formula in §19-5-601(b). The funds attributable to sales and use taxes levied prior to July 1, 2007 shall not be transferred from the Property Tax Relief Trust Fund to the cities and counties.

SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
2 Procedures and Restrictions Act, or their successors, and other fiscal  
3 control laws of this State, where applicable, and regulations promulgated by  
4 the Department of Finance and Administration, as authorized by law, shall be  
5 strictly complied with in disbursement of said funds.

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7 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
8 that any funds disbursed under the authority of the appropriations contained  
9 in this act shall be in compliance with the stated reasons for which this act  
10 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
11 and Legislative Recommendations contained in the budget manuals prepared by  
12 the Department of Finance and Administration, letters, or summarized oral  
13 testimony in the official minutes of the Arkansas Legislative Council or  
14 Joint Budget Committee which relate to its passage and adoption.

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16 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
17 Assembly, that the Constitution of the State of Arkansas prohibits the  
18 appropriation of funds for more than a two (2) year period; that the  
19 effectiveness of this Act on July 1, 2007 is essential to the operation of  
20 the agency for which the appropriations in this Act are provided, and that in  
21 the event of an extension of the Regular Session, the delay in the effective  
22 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
23 proper administration and provision of essential governmental programs.  
24 Therefore, an emergency is hereby declared to exist and this Act being  
25 necessary for the immediate preservation of the public peace, health and  
26 safety shall be in full force and effect from and after July 1, 2007.