

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 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1582

5 By: Representatives J. Edwards, Saunders
6 By: Senator T. Smith
7

For An Act To Be Entitled

10 AN ACT CONCERNING A TAX ON AVIATION FUEL BY
11 CITIES AND COUNTIES; AND FOR OTHER PURPOSES.
12

Subtitle

13 CONCERNING A TAX ON AVIATION FUEL BY
14 CITIES AND COUNTIES.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code § 14-164-336 is amended to read as follows:
21 14-164-336. Local Sales and Use Tax Trust Fund.

22 (a) There is created a trust fund for the remittance of local sales
23 and use taxes collected under this subchapter which shall be known as “the
24 Local Sales and Use Tax Trust Fund,” which trust fund shall be held apart
25 from the State Treasury by the Treasurer of State and shall be administered
26 by the Treasurer of State as provided in this section, in addition to other
27 duties of the Treasurer of State prescribed by law.

28 (b) The Treasurer of State shall not deposit any such moneys into the
29 State Treasury or into General Revenues, but shall hold such moneys apart, in
30 trust, and shall deposit such moneys as cash funds into the Local Sales and
31 Use Tax Trust Fund established by this subchapter.

32 (c) The Treasurer of State shall transmit monthly to the treasurer of
33 the municipality or county, as the case may be, or in the alternative, to a
34 bank or other depository designated by the municipality or county, the moneys
35 of the municipality or county held in the Local Sales and Use Tax Trust Fund
36 established by this subchapter, subject to the charges payable and retainage



1 authorized by §§ 26-74-201 – 26-74-219, 26-74-221, 26-74-315 – 26-74-317, 26-
2 75-201 – 26-75-221, 26-75-223, 26-75-317, and 26-75-318.

3 (d)(1) With the exception of revenue derived from taxes under
4 subdivision (d)(2) of this section, revenue derived from a tax on aviation
5 fuel by a city or county where a regional airport, as described by the
6 Regional Airport Act, § 14-362-101 et seq., is located shall be remitted by
7 the Treasurer of State directly to the regional airport located within the
8 levying city or county.

9 (2) Revenue derived from a tax on aviation fuel in effect on
10 December 30, 1987, is not subject to this section.

11 (e) With the exception of revenue derived from taxes under subdivision
12 (d)(2) of this section, revenue derived from a tax on aviation fuel by a city
13 or county shall be remitted by the Treasurer of State directly to the
14 publicly owned airport where the fuel sales were made.

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