

State of Arkansas
88th General Assembly
Regular Session, 2011

A Bill

SENATE BILL 805

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO AMEND ARKANSAS CODE TITLE 19, CHAPTER 6,
SUBCHAPTERS 2, 3, 4 AND 8 – THE REVENUE
CLASSIFICATION LAW OF ARKANSAS; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT TO AMEND THE REVENUE
CLASSIFICATION LAW OF ARKANSAS.

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

SECTION 1. Arkansas Code Title 19, Chapter 6, Subchapter 2 is amended
by adding the following new subsections to reflect current General Revenues
Enumerated to read as follows:

(65) Additional tax on cigarettes and tobacco products other than cigarettes,
as enacted by Acts 2009, No. 180, and all laws amendatory thereto, §26-57-801
et seq.;

(66) Partial-birth abortion civil fines and penalties, as enacted by Acts
2009, No. 196 and all laws amendatory thereto, §20-16-1201 et seq.;

(67) International Student Exchange Visitor Placement Organization
Registration fees as enacted by Acts 2009, No. 966, and all laws amendatory
thereto, §6-18-1701 et seq.;

SECTION 2. Arkansas Code §19-6-301(150), concerning special revenues
enumerated is amended to read as follows:

(150) Commercial driver license examination fees, §27-23-110(d), ~~and~~
~~temporary permit fees, §27-16-803(e)(4),~~ and that portion of commercial



1 driver license application fees, §27-23-118(a)(3);

2
3 SECTION 3. Arkansas Code §19-6-301(161) is hereby repealed.

4 ~~(161) Apprentice plumber program fees and payments, §17-38-408;~~

5
6 SECTION 4. Arkansas Code §19-6-301(186), concerning special revenues
7 enumerated is amended to read as follows:

8 (186) ~~Unregistered motor vehicle fines, §27-14-314, and motor~~ Motor vehicle
9 liability insurance fines, §27-22-103;

10
11 SECTION 5. Arkansas Code Title 19, Chapter 6, Subchapter 3 is amended
12 by adding the following new subsections to reflect current Special Revenues
13 Enumerated to read as follows:

14 (244) Annual fleet management fees, §27-14-610(e)(2);

15 (245) Securities agents branch office registration filing fees;

16 §23-42-304(a)(5);

17
18 SECTION 6. Arkansas Code §19-6-413 is hereby repealed.

19 ~~19-6-413. Cosmetology Operating Fund.~~

20 ~~The Cosmetology Operating Fund shall consist of those special revenues~~
21 ~~as specified in §19-6-301(41), there to be used for the maintenance,~~
22 ~~operation, and improvement of the State Board of Cosmetology.~~

23
24 SECTION 7. Arkansas Code §19-6-470 is hereby repealed.

25 ~~19-6-470. Apprentice Plumbers Training Fund.~~

26 ~~The Apprentice Plumbers Training Fund shall consist of those special~~
27 ~~revenues as specified in §19-6-301(161) there to be used for the maintenance,~~
28 ~~operation, and improvement of the apprentice plumbers training program~~
29 ~~administered by the Department of Education as set out in §17-38-401 et seq.~~

30
31 SECTION 8. Arkansas Code §19-6-475, concerning special revenues for
32 the Securities Department Fund, is amended to read as follows:

33 19-6-475. Securities Department Fund.

34 The Securities Department Fund shall consist of those special revenues
35 as specified in §19-6-301(211) and until July 1, 2011, the first one million
36 dollars (\$1,000,000) of those special revenues as specified in §19-6-301(173)

1 ~~and~~, (174), (245) and such other funds as may be provided by law or
2 regulatory action, there to be used for the maintenance, operation, support,
3 and improvement of the State Securities Department in carrying out its
4 functions, powers, and duties as set out by law and by rule and regulation
5 not inconsistent with law, as set out in §23-42-211.

6
7 SECTION 9. Arkansas Code §19-6-806, concerning special revenues for the
8 Abandoned and Orphan Well Plugging Fund, is amended to read as follows:

9 19-6-806. Abandoned and Orphan Well Plugging Fund.

10 The Abandoned and Orphan Well Plugging Fund shall consist of those
11 special revenues as specified in §19-6-301(230), proceeds from the transfer
12 of a well, well-site equipment, or hydrocarbons from the well as established
13 by §15-72-217(b)(2), grants, gifts, and any other revenues as may be
14 authorized by law, there to be used by the Oil and Gas Commission to provide
15 security in the event an oil and/or gas well operator fails to perform
16 plugging responsibilities under §15-72-217 or fails to correct well
17 conditions that create an imminent danger to the health or safety of the
18 public, or threaten significant environmental harm or damage to property.

19
20 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the
21 General Assembly of the State of Arkansas that various laws have been enacted
22 since the passage of the Revenue Classification Law which have changed or
23 created various revenues collected by the State, and that this amendment to
24 the Revenue Classification Law is necessary in order to reflect the various
25 taxes, licenses, fees and other revenues levied and collected for the support
26 of and use by State Government as they currently exist and from which
27 appropriations which become effective July 1, 2011 have been made by the
28 Eighty-Eighth General Assembly. Therefore, an emergency is declared to exist
29 and this act being immediately necessary for the preservation of the public
30 peace, health, and safety shall become effective on July 1, 2011.