1	State of Arkansas	As Engrossed: S4/16/13	
2	89th General Assembly	A Bill	
3	Regular Session, 2013		SENATE BILL 1091
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5	By: Senator Files		
6			
7	For An Act To Be Entitled		
8	AN ACT TO AMEND THE DISPOSITION OF REVENUES GENERATED		
9	BY THE AD VALOREM TAX ASSESSED ON CERTAIN UTILITIES		
10	AND CARRIER	S; AND FOR OTHER PURPOSES.	
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13		Subtitle	
14	TO AMI	END THE DISPOSITION OF REVENUES	
15	GENERATED BY THE AD VALOREM TAX ASSESSED		
16	ON CER	RTAIN UTILITIES AND CARRIERS.	
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19	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:		
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21	SECTION 1. Arkan	nsas Code Title 19, Chapter 5, .	Subchapter 12, is
22	amended to add an additional section to read as follows:		
23	19-5-1249. Arkansas Port, Intermodal, and Waterway Development Grant		
24	Program Fund.		
25	<u>(a) There is cre</u>	eated on the books of the Treas	urer of State, the
26		the Chief Fiscal Officer of the	
27	fund to be known as the	e "Arkansas Port, Intermodal, a	nd Waterway Development
28	Grant Program Fund".		
29	(b) The fund sha	all consist of:	
30	<u>(1) The fu</u>	unds specified under § 26-26-16	<u>16(d);</u>
31	<u>(2) Grants</u>	s made by any person or federal	government agency; and
32	<u>(3) Any ot</u>	ther funds authorized by law.	
33	(c) The fund sha	all be used by the Arkansas Wate	erways Commission to
34	provide grants to port	authorities and intermodal aut	horities under the
35	Arkansas Port, Intermod	dal, and Waterway Development G	rant Program established
36	<u>under § 15-23-205.</u>		

1	(d) Any unexpended balance in the fund at the end of each state fiscal		
2	year shall be carried forward to the next fiscal year to be used for the same		
3	intent and purpose stated in this section.		
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5	SECTION 2. Arkansas Code § 26-26-1616(a)(1), concerning the		
6	disposition of ad valorem taxes and penalties on utilities and carriers, is		
7	amended to read as follows:		
8	(a)(1) Except as provided in subsection subsections (c) and (d) of		
9	this section, all taxes and penalties collected under the provisions of § 26-		
10	26-1614 shall be deposited into the State Treasury as trust fund income to		
11	the credit of the Ad Valorem Tax Fund.		
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13	SECTION 3. Arkansas Code § 26-26-1616, concerning the disposition of		
14	ad valorem taxes and penalties on utilities and carriers, is amended to add		
15	an additional subsection to read as follows:		
16	(d) The taxes and penalties collected from water transportation		
17	companies under § 26-26-1614 in excess of two million five hundred thousand		
18	dollars (\$2,500,000) shall be deposited into the State Treasury and credited		
19	to the Arkansas Port, Intermodal, and Waterway Development Grant Program Fund		
20	to be used exclusively for the purposes stated in § 15-23-205.		
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22	/s/Files		
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