

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

SENATE BILL 342

5 By: Senator Teague

For An Act To Be Entitled

7 AN ACT TO AUTHORIZE FUND TRANSFERS TO PAY STATE AND
8 LOCAL SALES AND USE TAXES FOR THE PURCHASE OF STATE
9 VEHICLES; TO DECLARE AN EMERGENCY; AND FOR OTHER
10 PURPOSES.

Subtitle

14 TO AUTHORIZE FUND TRANSFERS TO PAY STATE
15 AND LOCAL SALES AND USE TAXES FOR THE
16 PURCHASE OF STATE VEHICLES; AND TO
17 DECLARE AN EMERGENCY.

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

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22 SECTION 1. Arkansas Code § 22-8-206(d), concerning the purchase of
23 state vehicles, is amended to read as follows:

24 (d)(1) ~~In the event that~~ If the director determines that ~~any a~~ a state
25 agency, ~~as defined by § 22-8-203(4),~~ has sufficient funding from sources
26 other than general revenues that may be used to purchase vehicles requested
27 by the state agency, he or she shall transfer on his or her books and on the
28 books of the Auditor of State and the Treasurer of State an amount that is
29 equal to the price of the vehicles and that includes applicable state and
30 local sales and use taxes from the fund from which the funding is available
31 to the Motor Vehicle Acquisition Revolving Fund.

32 (2) Upon approval by the Chief Fiscal Officer of the State, an
33 amount appropriated to the Motor Vehicle Acquisition Revolving Fund
34 ~~appropriation~~ under subdivision (d)(1) of this section shall be transferred
35 from the Motor Vehicle Acquisition Revolving Fund to the designated
36 appropriation of the state agency.



1 (3) ~~In the event that~~ If the funds are held in depositories
2 other than the State Treasury, the administrative head of the affected state
3 agency shall issue a check drawn against the funds, which shall be deposited
4 into the Motor Vehicle Acquisition Revolving Fund as a nonrevenue receipt.

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6 SECTION 2. Arkansas Code § 22-8-206(e), concerning the purchase of
7 state vehicles, is amended to read as follows:

8 (e) After seeking the advice of the Legislative Council, in order to
9 effectuate the intent and purposes of this subchapter, the Chief Fiscal
10 Officer of the State shall have the authority to transfer:

11 (1) Appropriations from the Property Sales Holding Fund to the
12 Motor Vehicle Acquisition Revolving Fund; and

13 (2) Appropriations or funds from the Motor Vehicle Acquisition
14 Revolving Fund to the designated state agency appropriation and fund from
15 which the payment for the purchase of vehicles including state and local
16 sales and use taxes is to be made.

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18 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the
19 General Assembly of the State of Arkansas that the failure to include
20 provisions for the payment of state and local sales and use taxes in the
21 conditions for appropriation transfers under the Automobile and Pickup Truck
22 Acquisition Act for the State of Arkansas may cause funding shortages and
23 work irreparable harm upon the proper administration and provision of
24 essential government services or programs. Therefore, an emergency is
25 declared to exist, and this act being immediately necessary for the
26 preservation of the public peace, health, and safety shall become effective
27 on:

28 (1) The date of its approval by the Governor;

29 (2) If the bill is neither approved nor vetoed by the Governor,
30 the expiration of the period of time during which the Governor may veto the
31 bill; or

32 (3) If the bill is vetoed by the Governor and the veto is
33 overridden, the date the last house overrides the veto.