

1 State of Arkansas
2 94th General Assembly
3 Fiscal Session, 2024
4
5 By: Representative Jean
6 By: Senator J. Dismang
7

A Bill

HOUSE BILL 1097

For An Act To Be Entitled

9 AN ACT TO AMEND THE REVENUE STABILIZATION LAW; TO
10 CREATE FUNDS, TO REPEAL FUNDS, AND TO MAKE TRANSFERS
11 TO AND FROM FUNDS AND FUND ACCOUNTS; TO DECLARE AN
12 EMERGENCY; AND FOR OTHER PURPOSES.

Subtitle

16 TO AMEND THE REVENUE STABILIZATION LAW;
17 TO CREATE FUNDS, TO REPEAL FUNDS, AND TO
18 MAKE TRANSFERS TO AND FROM FUNDS AND FUND
19 ACCOUNTS; AND TO DECLARE AN EMERGENCY.

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

24 SECTION 1. The purpose of this act is to amend the Revenue
25 Stabilization Law and to create funds, to repeal funds, and to make transfers
26 to and from funds and fund accounts.

28 SECTION 2. Arkansas Code § 19-5-1264 is amended to read as follows:
29 19-5-1264. Arkansas River Navigation System Fund.

30 (a) There is created on the books of the Treasurer of State, the
31 Auditor of State, and the Chief Fiscal Officer of the State a miscellaneous
32 fund to be known as the "Arkansas River Navigation System Fund".

33 (b) The fund shall consist of:

- 34 ~~(1) The taxes and penalties described in § 26-26-1616(d)(2);~~
- 35 (2)(1) Grants made by any person or federal government agency;
- 36 (3)(2) Any remaining fund balances carried forward from year to



1 year; and

2 ~~(4)~~(3) Any other funds authorized or provided by law.

3 (c) The fund shall be used by the Arkansas Waterways Commission to
 4 develop, improve, and expand river transportation resources within the
 5 portion of the McClellan-Kerr Arkansas River Navigation System located in the
 6 State of Arkansas.

7

8 SECTION 3. Arkansas Code § 19-5-307 is amended to read as follows:
 9 19-5-307. Public Health Fund.

10 (a) The Public Health Fund shall be used for the maintenance,
 11 operation, and improvement required by the regional health centers and the
 12 various divisions of the Department of Health in carrying out the powers,
 13 functions, and duties as set out in § 20-7-102 et seq. or other duties
 14 imposed by law upon:

15 (1) The Department of Health;

16 (2) The Secretary of the Department of Health;

17 (3) The State Board of Health; and

18 (4) The Secretary of the State Board of Health, or the State
 19 Health Officer, whose office was transferred under § 25-9-101 [repealed] to
 20 the Department of Health; ~~and~~

21 ~~(5) The State Cancer Commission, which was transferred to the~~
 22 ~~Department of Health by § 25-9-101 [repealed].~~

23 (b) The Public Health Fund shall consist of:

24 (1) Those special revenues as set out in § 19-6-301(41), (65),
 25 (68), (69), (80), (97), (131), ~~(132)~~, (133), (136), (137), (140), (141),
 26 (142), (143), (144), (147), (155), (166), (177), (194), (204), ~~(205)~~, ~~(250)~~,
 27 and that portion of § 19-6-301(58) of the Revenue Classification Law, § 19-6-
 28 101 et seq.;

29 (2) General revenues as may be provided by law;

30 (3) Nonrevenue income derived from services provided by the
 31 various divisions of the Department of Health;

32 (4) Federal reimbursement received on account of eligible
 33 expenditures by the various divisions of the Department of Health;

34 (5) Other funds as may be provided by law;

35 (6) Moneys transferred or deposited from the State
 36 Administration of Justice Fund to support alcoholism treatment programs and

1 for use in the drug abuse prevention and treatment program of the Division of
 2 Aging, Adult, and Behavioral Health Services of the Department of Human
 3 Services;

4 (7) Amusement machine revenues over thirty thousand dollars
 5 (\$30,000), as set out in § 26-57-407; and

6 (8) Criminal, civil, and administrative penalties collected
 7 under the Arkansas Lead-Based Paint-Hazard Act of 2011, § 20-27-2501 et seq.

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 9 SECTION 4. Arkansas Code § 19-6-404 is amended to read as follows:

10 19-6-404. Division of Arkansas State Police Fund.

11 The Division of Arkansas State Police Fund shall consist of:

12 (1) Those special revenues as specified in § 19-6-301(1), ~~(5)~~,
 13 (7), (8), (38)-(40), (94), (150), (168), (175), (184)-(186), (190), (218)-
 14 (220), (222), (226), (227), (234), (252), and (270);

15 (2) Moneys transferred or deposited from the State
 16 Administration of Justice Fund;

17 (3) Those general revenues as may be provided by law, there to
 18 be used for the maintenance, operation, and improvement of the Division of
 19 Arkansas State Police in carrying out the functions, powers, and duties as
 20 stated in § 12-8-106 or other duties imposed by law upon the division;

21 (4) Any revenues credited to the Division of Arkansas State
 22 Police Fund under the Division of Arkansas State Police Headquarters
 23 Facilities and Equipment Financing Act, § 12-8-601 et seq.; and

24 (5) Federal reimbursements received for eligible expenditures by
 25 the various programs of the division made payable from the Division of
 26 Arkansas State Police Fund.

27
 28 SECTION 5. Arkansas Code § 19-6-405(2), concerning special revenues of
 29 the State Highway and Transportation Department Fund, is amended to read as
 30 follows:

31 (2) Those special revenues specified in § 19-6-301(10), (152),
 32 (187), and (239), ~~and (241)~~;

33
 34 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the
 35 General Assembly of the State of Arkansas that changes in the state's fiscal
 36 laws must take effect at the beginning of the fiscal year; and that it is

1 necessary for this act to become effective on July 1, 2024, to avoid a lapse
2 in critical and essential services that the state government provides to the
3 citizens of this state at the beginning of the next fiscal year. Therefore,
4 an emergency is declared to exist, and this act being necessary for the
5 preservation of the public peace, health, and safety shall become effective
6 on July 1, 2024.

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