

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

As Engrossed: H4/30/24

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19 Health Officer, whose office was transferred under § 25-9-101 [repealed] to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.

8

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. *DO NOT CODIFY. Uncodified Acts 2023, No. 561, § 3(a)(4)(A),*
35 *concerning transfers to Restricted Reserve Fund Set-Asides, is amended to*
36 *read as follows:*

1 (4)(A) Infrastructure ~~Investment and Jobs Act~~ Grants Matching Set-
 2 Aside, for transfers from time to time as determined by the Chief Fiscal
 3 Officer of the State, as authorized in 19-5-1263 (c), to provide matching
 4 funds for the Infrastructure Investment and Jobs Act, the Inflation Reduction
 5 Act, the CHIPS Act, and other infrastructure and capital projects that are
 6 majority federally funded, in a sum not to exceed \$200,000,000;

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 8 SECTION 7. Arkansas Code 19-5-401 is amended to read as follows:

9 19-5-401. Allocations for fiscal year 2024-2025 and thereafter.
 10 Commencing with the fiscal year beginning July 1, 2024, and each fiscal year
 11 thereafter, the Treasurer of State shall transfer all remaining general
 12 revenues available for distribution on the last day of business in July 2024,
 13 and on the last day of business in each calendar month thereafter during the
 14 fiscal year to the various funds and fund accounts participating in general
 15 revenues in the proportions of the maximum allocation as the individual
 16 allocation to the fund or fund account bears to the total of the maximum
 17 allocation as provided in § 19-5-402 (a).

18
 19 SECTION 8. Arkansas Code 19-5-402 is amended to read as follows:

20 19-5-402. Maximum allocations of revenues for fiscal year 2024-2025 and
 21 thereafter.
 22 (a) ALLOCATION A. The Treasurer of State shall first make monthly allocations
 23 in the proportions set out in this subsection to the funds and fund accounts
 24 listed below until there has been transferred a total of six billion three
 25 hundred eleven million four hundred sixty thousand five hundred sixty-six
 26 dollars (\$6,311,460,566) or so much thereof as may become available;
 27 provided, that the Treasurer of State shall make such monthly allocations in
 28 accordance with each fund or fund account's proportionate part of the total
 29 of all such allocations set forth in this subsection:

30 Name of Fund or Fund Account	Maximum Allocation
31	
32 PUBLIC SCHOOL FUND	
33 (1) Division of Elementary and Secondary Education	
34 Public School Fund Account	\$2,443,582,431
35 (2) State Library Public School Fund Account	\$ 5,641,919
36 (3) Division of Career and Technical Education Public	

1	<i>School Fund Account</i>	\$	26,883,872
2	<i>(4) Division of Career and Technical Education Public</i>		
3	<i>School Fund Account - Adult Education</i>	\$	8,489,176
4			
5	<i>GENERAL EDUCATION FUND</i>		
6	<i>(1) Division of Elementary and Secondary Education</i>		
7	<i>Fund Account</i>	\$	18,282,199
8	<i>(2) Division of Elementary and Secondary Education</i>		
9	<i>Fund Account - Succeed Scholarship</i>	\$	-
10	<i>(3) Educational Facilities Partnership Fund Account</i>	\$	-
11	<i>(4) Division of Public School Academic Facilities</i>		
12	<i>and Transportation Fund Account</i>	\$	2,857,204
13	<i>(5) Educational Television Fund Account</i>	\$	5,825,736
14	<i>(6) School for the Blind Fund Account</i>	\$	8,218,836
15	<i>(7) School for the Deaf Fund Account</i>	\$	11,812,933
16	<i>(8) State Library Fund Account</i>	\$	3,859,435
17	<i>(9) Division of Career and Technical Education Fund</i>		
18	<i>Account</i>	\$	-
19	<i>(10) Rehabilitation Services Fund Account</i>	\$	11,942,101
20	<i>(11) Child Care Grant Fund Account</i>	\$	7,056,193
21	<i>(12) Child Care and Early Childhood Education</i>		
22	<i>Fund Account</i>	\$	2,589,553
23	<i>Technical Institutes:</i>		
24	<i>(13) Northwest Technical Institute Fund Account</i>	\$	3,308,152
25			
26	<i>DEPARTMENT OF HUMAN SERVICES FUND</i>		
27	<i>(1) Department of Human Services Administration</i>		
28	<i>Fund Account</i>	\$	24,518,586
29	<i>(2) Children and Family Services Fund Account</i>		139,333,393
30	<i>(3) Youth Services Fund Account</i>		48,980,104
31	<i>(4) Developmental Disabilities Services Fund Account</i>		65,603,057
32	<i>(5) Medical Services Fund Account</i>		2,442,596
33	<i>(6) Department of Human Services Grants Fund Account</i>		1,389,725,705
34	<i>(7) Behavioral Health Services Fund Account</i>		103,643,589
35	<i>(8) Provider Services and Quality Assurance Fund</i>		
36	<i>Account</i>		5,515,977

1	(9) County Operations Fund Account	57,419,886
2		
3	STATE GENERAL GOVERNMENT FUND	
4	(1) Division of Arkansas Heritage Fund Account	\$ 7,755,838
5	(2) Department of Agriculture Fund Account	19,479,187
6	(3) Department of Labor and Licensing Fund Account	3,909,567
7	(4) Division of Higher Education Fund Account	11,989,758
8	(5) Higher Education Grants Fund Account	40,619,625
9	(6) Arkansas Economic Development Commission	
10	Fund Account	21,339,734
11	(7) Division of Correction Inmate Care	
12	and Custody Fund Account	434,873,587
13	(8) Division of Community Correction Fund Account	105,311,074
14	(9) Department of the Military Fund Account	10,109,327
15	(10) Parks and Tourism Fund Account	22,082,257
16	(11) Division of Environmental Quality	
17	Fund Account	4,202,841
18	(12) Miscellaneous Agencies Fund Account	78,026,413
19		
20	COUNTY AID FUND	\$ 21,428,616
21	COUNTY JAIL REIMBURSEMENT FUND	\$ 25,765,944
22	CRIME INFORMATION SYSTEM FUND	\$ 2,186,443
23	CHILD SUPPORT ENFORCEMENT FUND	\$ 13,288,801
24	PUBLIC HEALTH FUND	\$ 81,954,072
25	PERFORMANCE FUND	\$ -
26	MOTOR VEHICLE ACQUISITION REVOLVING FUND	\$ -
27	MUNICIPAL AID FUND	\$ 29,372,099
28	DIVISION OF ARKANSAS STATE POLICE FUND	\$ 92,596,808
29	DIVISION OF WORKFORCE SERVICES FUND-NEW HIRE REGISTRY	\$ 150,000
30	DIVISION OF WORKFORCE SERVICES FUND-ADULT EDUCATION	\$ 1,026,253
31	STATE SERVICES FOR THE BLIND FUND	\$ 1,972,456
32	SKILLS DEVELOPMENT FUND	\$ 3,608,348
33	ARKANSAS CHILDREN'S EDUCATIONAL FREEDOM ACCOUNT FUND	\$ 97,487,318
34	SUSTAINABLE BUILDING MAINTENANCE PROGRAM FOR STATE-	
35	SUPPORTED INSTITUTIONS OF HIGHER EDUCATION REVOLVING LOAN	
36	FUND	\$ 4,555,985

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2	<i>INSTITUTIONS OF HIGHER EDUCATION</i>	
3	(1) <i>ARKANSAS STATE UNIVERSITY FUND</i>	\$ 62,150,956
4	(2) <i>ARKANSAS TECH UNIVERSITY FUND</i>	\$ 36,356,050
5	(3) <i>HENDERSON STATE UNIVERSITY FUND</i>	\$ 18,832,354
6	(4) <i>SOUTHERN ARKANSAS UNIVERSITY FUND</i>	\$ 16,861,877
7	(5) <i>UNIVERSITY OF ARKANSAS FUND</i>	\$ 134,584,010
8	(6) <i>UNIVERSITY OF ARKANSAS FUND-UA SYSTEM</i>	\$ 3,479,474
9	(7) <i>UNIVERSITY OF ARKANSAS FUND-ARCHEOLOGICAL SURVEY</i>	\$ 2,369,274
10	(8) <i>UNIVERSITY OF ARKANSAS FUND-DIVISION OF</i>	
11	<i>AGRICULTURE</i>	\$ 65,800,138
12	(9) <i>UNIVERSITY OF ARKANSAS FUND-CLINTON SCHOOL</i>	\$ 2,336,896
13	(10) <i>UNIVERSITY OF ARKANSAS FUND-CRIMINAL JUSTICE</i>	
14	<i>INSTITUTE</i>	\$ 2,458,634
15	(11) <i>SCHOOL FOR MATH, SCIENCES, AND ARTS FUND</i>	\$ 1,133,048
16	(12) <i>UNIVERSITY OF ARKANSAS AT FORT SMITH FUND</i>	\$ 21,045,824
17	(13) <i>UNIVERSITY OF ARKANSAS AT LITTLE ROCK FUND</i>	\$ 60,049,349
18	(14) <i>UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND</i>	\$ 93,012,881
19	(15) <i>UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND -</i>	
20	<i>CHILD ABUSE/RAPE/DOMESTIC VIOLENCE</i>	\$ 350,000
21	(16) <i>UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND -</i>	
22	<i>PEDIATRICS/PSYCHIATRIC RESEARCH</i>	\$ 1,985,100
23	(17) <i>UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND -</i>	
24	<i>INDIGENT CARE</i>	\$ 5,438,340
25	(18) <i>UNIVERSITY OF ARKANSAS AT MONTICELLO FUND</i>	\$ 16,696,750
26	(19) <i>UNIVERSITY OF ARKANSAS AT PINE BLUFF FUND</i>	\$ 21,902,693
27	(20) <i>UNIVERSITY OF ARKANSAS AT PINE BLUFF FUND - 1890</i>	
28	<i>LAND GRANT STATE MATCH</i>	\$ 5,800,000
29	(21) <i>UNIVERSITY OF CENTRAL ARKANSAS FUND</i>	\$ 56,013,219
30	(22) <i>ARKANSAS NORTHEASTERN COLLEGE FUND</i>	\$ 8,765,839
31	(23) <i>ARKANSAS STATE UNIVERSITY - BEEBE FUND</i>	\$ 11,356,380
32	(24) <i>ARKANSAS STATE UNIVERSITY - MOUNTAIN HOME FUND</i>	\$ 3,695,854
33	(25) <i>ARKANSAS STATE UNIVERSITY - NEWPORT FUND</i>	\$ 6,559,812
34	(26) <i>COSSATOT COMMUNITY COLLEGE OF THE UNIVERSITY</i>	
35	<i>OF ARKANSAS FUND</i>	\$ 3,757,578
36	(27) <i>EAST ARKANSAS COMMUNITY COLLEGE FUND</i>	\$ 8,749,489

1	(28) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND	\$	4,013,696
2	(29) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND - ADTEC	\$	1,527,000
3	(30) NATIONAL PARK COLLEGE FUND	\$	9,040,569
4	(31) NORTH ARKANSAS COLLEGE FUND	\$	7,605,726
5	(32) NORTHWEST ARKANSAS COMMUNITY COLLEGE FUND	\$	11,649,679
6	(33) PHILLIPS COMMUNITY COLLEGE OF THE UNIVERSITY		
7	OF ARKANSAS FUND	\$	8,923,812
8	(34) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT RICH		
9	MOUNTAIN FUND	\$	3,546,964
10	(35) SAU-TECH FUND	\$	5,530,868
11	(36) SAU-TECH FUND-ENVIRONMENTAL TRAINING ACADEMY	\$	375,036
12	(37) SAU-TECH FUND-FIRE TRAINING ACADEMY	\$	1,780,943
13	(38) SOUTH ARKANSAS COLLEGE FUND	\$	6,084,362
14	(39) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT		
15	BATESVILLE FUND	\$	4,406,596
16	(40) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT		
17	HOPE-TEXARKANA FUND	\$	4,647,636
18	(41) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT		
19	MORRILTON FUND	\$	5,089,458
20	(42) BLACK RIVER TECHNICAL COLLEGE FUND	\$	6,321,306
21	(43) ARKANSAS STATE UNIVERSITY THREE RIVERS FUND	\$	3,381,360
22	(44) OZARKA COLLEGE FUND	\$	3,248,284
23	(45) UNIVERSITY OF ARKANSAS - PULASKI TECHNICAL COLLEGE		
24	FUND	\$	14,765,510
25	(46) SOUTHEAST ARKANSAS COLLEGE FUND	\$	5,354,958

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27 SECTION 9. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 28 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DUPLICATE ACTS. If HB1097 and
 29 SB80 of the 2024 Fiscal Session of the 94th General Assembly are both enacted
 30 and adopted by the 94th General Assembly in identical form, then the last Act
 31 passed or latest expression shall supersede the other.

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33 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the
 34 General Assembly of the State of Arkansas that changes in the state's fiscal
 35 laws must take effect at the beginning of the fiscal year; and that it is
 36 necessary for this act to become effective on July 1, 2024, to avoid a lapse

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

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7 /s/Jean
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