

Stricken language would be deleted from and underlined language would be added to present law.
Act 242 of the Fiscal Session

State of Arkansas
90th General Assembly
Fiscal Session, 2016

As Engrossed: S5/4/16
A Bill

SENATE BILL 129

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO AMEND THE ARKANSAS REVENUE STABILIZATION
LAW; AND FOR OTHER PURPOSES.

Subtitle

AN ACT TO AMEND THE ARKANSAS REVENUE
STABILIZATION LAW OF ARKANSAS.

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

SECTION 1. The purpose of this act is to amend the Revenue Stabilization Law.

SECTION 2. CODE AMENDMENT. Arkansas Code § 19-5-302(9)(B) concerning revenues for the Miscellaneous Agencies Fund Account, is amended to add an additional subdivision to read as follows:

(vi) Civil penalties paid or recovered as set out in § 2-24-108(d)(2).

*SECTION 3. Arkansas Code 19-5-401 is amended to read as follows:
19-5-401. Allocations for fiscal year 2016-2017 and thereafter.
Commencing with the fiscal year beginning July 1, 2016, and each fiscal year thereafter, the Treasurer of State shall transfer all remaining general revenues available for distribution on the last day of business in July 2016, and on the last day of business in each calendar month thereafter during the fiscal year to the various funds and fund accounts participating in general revenues in the proportions of the maximum allocation as the individual allocation to the fund or fund account bears to the total of the maximum*



allocation as provided in § 19-5-402 (a) and (b).

SECTION 4. Arkansas Code 19-5-402 is amended to read as follows:

19-5-402. Maximum allocations of revenues for fiscal year 2016-2017 and thereafter.

(a)(i) The Treasurer of State shall first make monthly allocations in the proportions set out in this subsection to the funds and fund accounts listed below until there has been transferred a total of five billion one hundred ninety-one million three hundred thirteen thousand four hundred forty dollars (\$5,191,313,440) or so much thereof as may become available; provided, that the Treasurer of State shall make such monthly allocations in accordance with each fund or fund account's proportionate part of the total of all such allocations set forth in this subsection:

<i>Name of Fund or Fund Account</i>	<i>Maximum Allocation</i>
<i>PUBLIC SCHOOL FUND</i>	
<i>(1) Department of Education Public School Fund Account</i>	<i>\$2,127,803,780</i>
<i>(2) State Library Public School Fund Account</i>	<i>\$ 4,641,919</i>
<i>(3) Department of Career Education Public School Fund Account</i>	<i>\$ 31,964,455</i>
<i>GENERAL EDUCATION FUND</i>	
<i>(1) Department of Education Fund Account</i>	<i>\$ 16,162,434</i>
<i>(2) Educational Facilities Partnership Fund Account</i>	<i>\$ 41,828,951</i>
<i>(3) Division of Public School Academic Facilities and Transportation Fund Account</i>	<i>\$ 2,509,256</i>
<i>(4) Educational Television Fund Account</i>	<i>\$ 5,293,237</i>
<i>(5) School for the Blind Fund Account</i>	<i>\$ 7,016,941</i>
<i>(6) School for the Deaf Fund Account</i>	<i>\$ 10,142,113</i>
<i>(7) State Library Fund Account</i>	<i>\$ 3,591,373</i>
<i>(8) Department of Career Education Fund Account</i>	<i>\$ 4,790,510</i>
<i>(9) Rehabilitation Services Fund Account</i>	<i>\$ 13,126,651</i>
<i>Technical Institutes:</i>	
<i>(10) Crowley's Ridge Technical Institute Fund Account</i>	<i>\$ 2,644,401</i>
<i>(11) Northwest Technical Institute Fund Account</i>	<i>\$ 3,075,886</i>
<i>(12) Riverside Vocational Technical School Fund Account</i>	<i>\$ 2,301,199</i>

DEPARTMENT OF HUMAN SERVICES FUND

<i>(1) Department of Human Services Administration Fund Account</i>	\$ 16,136,255
<i>(2) Aging and Adult Services Fund Account</i>	16,547,666
<i>(3) Children and Family Services Fund Account</i>	91,537,075
<i>(4) Child Care and Early Childhood Education Fund Account</i>	1,164,457
<i>(5) Youth Services Fund Account</i>	47,808,456
<i>(6) Developmental Disabilities Services Fund Account</i>	65,870,969
<i>(7) Medical Services Fund Account</i>	7,197,500
<i>(8) Department of Human Services Grants Fund Account</i>	978,195,484
<i>(9) Behavioral Health Services Fund Account</i>	78,870,394
<i>(10) State Services for the Blind Fund Account</i>	1,883,424
<i>(11) County Operations Fund Account</i>	48,481,487

STATE GENERAL GOVERNMENT FUND

<i>(1) Department of Arkansas Heritage Fund Account</i>	\$ 6,608,765
<i>(2) Arkansas Agriculture Department Fund Account</i>	17,300,203
<i>(3) Department of Labor Fund Account</i>	3,227,555
<i>(4) Department of Higher Education Fund Account</i>	3,399,182
<i>(5) Higher Education Grants Fund Account</i>	40,017,466
<i>(6) Arkansas Economic Development Commission Fund Account</i>	10,670,432
<i>(7) Department of Correction Inmate Care and Custody Fund Account</i>	336,663,255
<i>(8) Department of Community Correction Fund Account</i>	78,610,629
<i>(9) State Military Department Fund Account</i>	9,427,702
<i>(10) Parks and Tourism Fund Account</i>	23,235,394
<i>(11) Arkansas Department of Environmental Quality Fund Account</i>	4,252,178
<i>(12) Miscellaneous Agencies Fund Account</i>	60,616,822

COUNTY AID FUND \$ 21,428,616

COUNTY JAIL REIMBURSEMENT FUND \$ 16,453,607

CRIME INFORMATION SYSTEM FUND \$ 3,759,593

CHILD SUPPORT ENFORCEMENT FUND \$ 12,984,053

<i>PUBLIC HEALTH FUND</i>	\$ 78,896,794
<i>MERIT ADJUSTMENT FUND</i>	\$ -
<i>MOTOR VEHICLE ACQUISITION REVOLVING FUND</i>	\$ -
<i>MUNICIPAL AID FUND</i>	\$ 29,372,099
<i>DEPARTMENT OF ARKANSAS STATE POLICE FUND</i>	\$ 66,375,577
<i>DEPARTMENT OF WORKFORCE SERVICES FUND</i>	\$ 3,864,840
 <i>INSTITUTIONS OF HIGHER EDUCATION</i>	
<i>(1) ARKANSAS STATE UNIVERSITY FUND</i>	\$ 59,090,991
<i>(2) ARKANSAS TECH UNIVERSITY FUND</i>	\$ 32,216,531
<i>(3) HENDERSON STATE UNIVERSITY FUND</i>	\$ 18,876,011
<i>(4) SOUTHERN ARKANSAS UNIVERSITY FUND</i>	\$ 15,584,976
<i>(5) UNIVERSITY OF ARKANSAS FUND</i>	\$ 117,536,490
<i>(6) UNIVERSITY OF ARKANSAS FUND-UA SYSTEM</i>	\$ 3,417,950
<i>(7) UNIVERSITY OF ARKANSAS FUND-ARCHEOLOGICAL SURVEY</i>	\$ 2,327,380
<i>(8) UNIVERSITY OF ARKANSAS FUND-DIVISION OF AGRICULTURE</i>	\$ 62,800,138
<i>(9) UNIVERSITY OF ARKANSAS FUND-CLINTON SCHOOL</i>	\$ 2,295,575
<i>(10) UNIVERSITY OF ARKANSAS FUND-CRIMINAL JUSTICE INSTITUTE</i>	\$ 1,825,769
<i>(11) SCHOOL FOR MATH, SCIENCE AND ARTS FUND</i>	\$ 1,113,015
<i>(12) UNIVERSITY OF ARKANSAS AT FORT SMITH FUND</i>	\$ 20,594,615
<i>(13) UNIVERSITY OF ARKANSAS AT LITTLE ROCK FUND</i>	\$ 60,755,097
<i>(14) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND</i>	\$ 86,456,661
<i>(15) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - CHILD SAFETY CENTER</i>	\$ 720,588
<i>(16) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - INDIGENT CARE</i>	\$ 5,342,181
<i>(17) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - CHILD ABUSE/RAPE/DOMESTIC VIOLENCE</i>	\$ 735,000
<i>(18) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - PEDIATRICS/PSYCHIATRIC RESEARCH</i>	\$ 1,950,000
<i>(19) UNIVERSITY OF ARKANSAS AT MONTICELLO FUND</i>	\$ 15,946,042
<i>(20) UNIVERSITY OF ARKANSAS AT PINE BLUFF FUND</i>	\$ 25,418,885
<i>(21) UNIVERSITY OF CENTRAL ARKANSAS FUND</i>	\$ 53,114,705
<i>(22) ARKANSAS NORTHEASTERN COLLEGE FUND</i>	\$ 8,577,052

(23) ARKANSAS STATE UNIVERSITY - BEEBE FUND	\$ 11,835,727
(24) ARKANSAS STATE UNIVERSITY - MOUNTAIN HOME FUND	\$ 3,648,110
(25) ARKANSAS STATE UNIVERSITY - NEWPORT FUND	\$ 5,992,293
(26) COSSATOT COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS FUND	\$ 3,395,802
(27) EAST ARKANSAS COMMUNITY COLLEGE FUND	\$ 5,788,058
(28) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND	\$ 3,858,007
(29) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND - ADTEC	\$ 1,500,000
(30) NATIONAL PARK COLLEGE FUND	\$ 9,046,489
(31) NORTH ARKANSAS COLLEGE FUND	\$ 7,966,964
(32) NORTHWEST ARKANSAS COMMUNITY COLLEGE FUND	\$ 10,619,202
(33) PHILLIPS COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS FUND	\$ 9,063,088
(34) RICH MOUNTAIN COMMUNITY COLLEGE FUND	\$ 3,206,869
(35) SAU - TECH FUND	\$ 5,705,511
(36) SAU - TECH FUND-ENVIRONMENTAL CONTROL CENTER	\$ 368,404
(37) SAU - TECH FUND-FIRE TRAINING ACADEMY	\$ 1,651,221
(38) SOUTH ARKANSAS COMMUNITY COLLEGE FUND	\$ 6,034,307
(39) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT BATESVILLE FUND	\$ 4,131,061
(40) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT HOPE FUND	\$ 4,491,997
(41) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT MORRILTON FUND	\$ 5,022,155
(42) BLACK RIVER TECHNICAL COLLEGE FUND	\$ 6,113,516
(43) COLLEGE OF THE OUACHITAS FUND	\$ 3,527,261
(44) OZARKA COLLEGE FUND	\$ 3,126,475
(45) PULASKI TECHNICAL COLLEGE FUND	\$ 15,137,437
(46) SOUTHEAST ARKANSAS COLLEGE FUND	\$ 5,636,798

(a)(ii) Thirteen million eight hundred thousand dollars (\$13,800,000), or so much thereof as is available shall be included and added to the amount distributed in (a)(i) and shall be distributed by the Treasurer of State in monthly amounts with each allocation's proportion of the total of both (a)(i) and (a)(ii) to supplement the fund established as a set-aside in the 90th Session Projects Account of the General Improvement Fund in Section 3 (a)

(11) of Act 1147 of 2015 of the General Improvement Distribution Act, for transfers, from time to time, to any fund or fund account authorized by the General Assembly, or for transfers, from time to time, for projects in the Executive Discretionary Division Section (3) (d) of Act 1147 of 2015, upon approval by the Arkansas Legislative Council or Joint Budget Committee.

(b) After making the maximum annual allocations provided for in subsection (a) of this section, the Treasurer of State shall then make allocations from the remaining general revenues available for distribution, as set forth in this subsection, to the funds and fund accounts listed below until there has been transferred a total of one hundred twenty-seven million nine hundred eighty-six thousand five hundred sixty dollars (\$127,986,560) or so much thereof that may become available; provided, that the Treasurer of State shall make such monthly allocations in accordance with each fund or fund account's proportionate part of the total of all such allocations set forth in this subsection:

Name of Fund or Fund Account Maximum Allocation

PUBLIC SCHOOL FUND

<i>(1) Department of Education Public School Fund Account</i>	<i>\$ 23,726,030</i>
<i>(2) State Library Public School Fund Account</i>	<i>\$ -</i>
<i>(3) Department of Career Education Public School Fund Account</i>	<i>\$ -</i>

GENERAL EDUCATION FUND

<i>(1) Department of Education Fund Account</i>	<i>\$ -</i>
<i>(2) Educational Facilities Partnership Fund Account</i>	<i>\$ -</i>
<i>(3) Division of Public School Academic Facilities and Transportation Fund Account</i>	<i>\$ -</i>
<i>(4) Educational Television Fund Account</i>	<i>\$ -</i>
<i>(5) School for the Blind Fund Account</i>	<i>\$ -</i>
<i>(6) School for the Deaf Fund Account</i>	<i>\$ -</i>
<i>(7) State Library Fund Account</i>	<i>\$ -</i>
<i>(8) Department of Career Education Fund Account</i>	<i>\$ -</i>
<i>(9) Rehabilitation Services Fund Account</i>	<i>\$ -</i>

Technical Institutes:

<i>(10) Crowley's Ridge Technical Institute Fund Account</i>	<i>\$ -</i>
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(11) Northwest Technical Institute Fund Account	\$	-
(12) Riverside Vocational Technical School Fund Account	\$	-

DEPARTMENT OF HUMAN SERVICES FUND

(1) Department of Human Services Administration Fund Account	\$	-
(2) Aging and Adult Services Fund Account		-
(3) Children and Family Services Fund Account		-
(4) Child Care and Early Childhood Education Fund Account		-
(5) Youth Services Fund Account		-
(6) Developmental Disabilities Services Fund Account		-
(7) Medical Services Fund Account		-
(8) Department of Human Services Grants Fund Account		88,000,000
(9) Behavioral Health Services Fund Account		3,500,000
(10) State Services for the Blind Fund Account		-
(11) County Operations Fund Account		-

STATE GENERAL GOVERNMENT FUND

(1) Department of Arkansas Heritage Fund Account	\$	-
(2) Arkansas Agriculture Department Fund Account		-
(3) Department of Labor Fund Account		-
(4) Department of Higher Education Fund Account		2,000,000
(5) Higher Education Grants Fund Account		-
(6) Arkansas Economic Development Commission Fund Account		1,500,000
(7) Department of Correction Inmate Care and Custody Fund Account		4,060,530
(8) Department of Community Correction Fund Account		-
(9) State Military Department Fund Account		-
(10) Parks and Tourism Fund Account		-
(11) Arkansas Department of Environmental Quality Fund Account		-
(12) Miscellaneous Agencies Fund Account		-

<i>COUNTY AID FUND</i>	\$	-
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<i>COUNTY JAIL REIMBURSEMENT FUND</i>	\$	-
<i>CRIME INFORMATION SYSTEM FUND</i>	\$	-
<i>CHILD SUPPORT ENFORCEMENT FUND</i>	\$	-
<i>PUBLIC HEALTH FUND</i>	\$	-
<i>MERIT ADJUSTMENT FUND</i>	\$	5,200,000
<i>MOTOR VEHICLE ACQUISITION REVOLVING FUND</i>	\$	-
<i>MUNICIPAL AID FUND</i>	\$	-
<i>DEPARTMENT OF ARKANSAS STATE POLICE FUND</i>	\$	-
<i>DEPARTMENT OF WORKFORCE SERVICES FUND</i>	\$	-
 <i>INSTITUTIONS OF HIGHER EDUCATION</i>		
<i>(1) ARKANSAS STATE UNIVERSITY FUND</i>	\$	-
<i>(2) ARKANSAS TECH UNIVERSITY FUND</i>	\$	-
<i>(3) HENDERSON STATE UNIVERSITY FUND</i>	\$	-
<i>(4) SOUTHERN ARKANSAS UNIVERSITY FUND</i>	\$	-
<i>(5) UNIVERSITY OF ARKANSAS FUND</i>	\$	-
<i>(6) UNIVERSITY OF ARKANSAS FUND-UA SYSTEM</i>	\$	-
<i>(7) UNIVERSITY OF ARKANSAS FUND-ARCHEOLOGICAL SURVEY</i>	\$	-
<i>(8) UNIVERSITY OF ARKANSAS FUND-DIVISION OF AGRICULTURE</i>	\$	-
<i>(9) UNIVERSITY OF ARKANSAS FUND-CLINTON SCHOOL</i>	\$	-
<i>(10) UNIVERSITY OF ARKANSAS FUND-CRIMINAL JUSTICE INSTITUTE</i>	\$	-
<i>(11) SCHOOL FOR MATH, SCIENCE AND ARTS FUND</i>	\$	-
<i>(12) UNIVERSITY OF ARKANSAS AT FORT SMITH FUND</i>	\$	-
<i>(13) UNIVERSITY OF ARKANSAS AT LITTLE ROCK FUND</i>	\$	-
<i>(14) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND</i>	\$	-
<i>(15) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - CHILD SAFETY CENTER</i>	\$	-
<i>(16) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - INDIGENT CARE</i>	\$	-
<i>(17) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - CHILD ABUSE/RAPE/DOMESTIC VIOLENCE</i>	\$	-
<i>(18) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - PEDIATRICS/PSYCHIATRIC RESEARCH</i>	\$	-
<i>(19) UNIVERSITY OF ARKANSAS AT MONTICELLO FUND</i>	\$	-

(20) UNIVERSITY OF ARKANSAS AT PINE BLUFF FUND	\$	-
(21) UNIVERSITY OF CENTRAL ARKANSAS FUND	\$	-
(22) ARKANSAS NORTHEASTERN COLLEGE FUND	\$	-
(23) ARKANSAS STATE UNIVERSITY - BEEBE FUND	\$	-
(24) ARKANSAS STATE UNIVERSITY - MOUNTAIN HOME FUND	\$	-
(25) ARKANSAS STATE UNIVERSITY - NEWPORT FUND	\$	-
(26) COSSATOT COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS FUND	\$	-
(27) EAST ARKANSAS COMMUNITY COLLEGE FUND	\$	-
(28) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND	\$	-
(29) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND - ADTEC	\$	-
(30) NATIONAL PARK COLLEGE FUND	\$	-
(31) NORTH ARKANSAS COLLEGE FUND	\$	-
(32) NORTHWEST ARKANSAS COMMUNITY COLLEGE FUND	\$	-
(33) PHILLIPS COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS FUND	\$	-
(34) RICH MOUNTAIN COMMUNITY COLLEGE FUND	\$	-
(35) SAU - TECH FUND	\$	-
(36) SAU - TECH FUND-ENVIRONMENTAL CONTROL CENTER	\$	-
(37) SAU - TECH FUND-FIRE TRAINING ACADEMY	\$	-
(38) SOUTH ARKANSAS COMMUNITY COLLEGE FUND	\$	-
(39) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT BATESVILLE FUND	\$	-
(40) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT HOPE FUND	\$	-
(41) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT MORRILTON FUND	\$	-
(42) BLACK RIVER TECHNICAL COLLEGE FUND	\$	-
(43) COLLEGE OF THE OUACHITAS FUND	\$	-
(44) OZARKA COLLEGE FUND	\$	-
(45) PULASKI TECHNICAL COLLEGE FUND	\$	-
(46) SOUTHEAST ARKANSAS COLLEGE FUND	\$	-

SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal

Officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum of fifty million dollars (\$50,000,000) from the unobligated funds in the General Improvement Fund to supplement the fund established as a set-aside in the 90th Session Projects Account of the General Improvement Fund in Section 3 (a) (11) of Act 1147 of 2015 of the General Improvement Distribution Act, for transfers, from time to time, to any fund or fund account authorized by the General Assembly, or for transfers, from time to time, for projects in the Executive Discretionary Division authorized in subsection (d) of Section 3 of Act 1147 of 2015, upon approval by the Arkansas Legislative Council or Joint Budget Committee.

SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING TRANSFER. The Office of Attorney General shall deposit or transfer by check from time to time the sum of two million two hundred and seventy-two thousand three hundred and seventy-seven dollars (\$2,272,377) from unobligated cash funds received from court orders or settlement agreements for deposit to cash funds deposited in the State Treasury as determined by the Chief Fiscal Officer of the State for the Department of Veterans' Affairs for startup costs, construction, personal services and operating expenses associated with the North Little Rock Veterans' Home.

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DUPLICATE ACTS. If HB1141 and SB129 of the 2016 Fiscal Session of the 90th General Assembly are both enacted and adopted by the 90th General Assembly in identical form, then the last Act passed or latest expression shall supersede the other.

SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that changes in the state's fiscal laws must take effect at the beginning of the fiscal year, and that if the current legislative session is extended such that the 90-day period ends after July 1, 2016, the changes will not be timely. Therefore, an emergency is declared to exist, and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective

As Engrossed: S5/4/16

SB129

on July 1, 2016.

/s/Joint Budget Committee

APPROVED: 05/09/2016