

State of Arkansas
94th General Assembly
Regular Session, 2023

A Bill

HOUSE BILL 1833

By: Representative Jean
By: Senator J. Dismang

For An Act To Be Entitled

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

Subtitle

TO AMEND THE REVENUE STABILIZATION LAW;
AND TO DECLARE AN EMERGENCY.

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

SECTION 1. DO NOT CODIFY. The purpose of this act is to amend the Revenue Stabilization Law, § 19-5-101 et seq.

SECTION 2. Arkansas Code Title 19, Chapter 5, Subchapter 303(x) is repealed as obsolete.

~~(x) Higher Education Institutions Performance Fund.~~

~~(1) The Higher Education Institutions Performance Fund shall be used to provide additional support for institutions of higher education on the basis of institutional performance as determined by the Arkansas Higher Education Coordinating Board and reported to the Legislative Council.~~

~~(2) The Higher Education Institutions Performance Fund shall consist of:~~

~~(A) Those general revenues as may be provided by law; and~~

~~(B) Any other funds provided by law.~~

SECTION 3. Arkansas Code Title 19, Chapter 5, Subchapter 304(8)(B) is



repealed as obsolete.

~~(B) The Riverside Vocational Technical School Fund Account shall be used for the maintenance, operation, and improvement of Riverside Vocational Technical School. The Riverside Vocational Technical School Fund Account shall consist of:~~

~~(i) Those general revenues as may be provided by law; and
(ii) Any other funds made available for the support of Riverside Vocational Technical School which are required to be deposited into the State Treasury by law;~~

SECTION 4. Arkansas Code § 19-6-815 is repealed as obsolete.

~~19-6-815. School Age Children Eye and Vision Care Fund.~~

~~Any funds remaining in the School Age Children Eye and Vision Care Fund shall be transferred to the Division of Elementary and Secondary Education Public School Fund Account to be used for school-based health centers.~~

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

19-5-401. Allocations for fiscal year 2023-2024 and thereafter.

Commencing with the fiscal year beginning July 1, 2023, 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 2023, 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 6. Arkansas Code 19-5-402 is amended to read as follows:

19-5-402. Maximum allocations of revenues for fiscal year 2023-2024 and thereafter.

(a) ALLOCATION A. 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 six billion nine million four hundred sixty two thousand eight hundred and fifty two dollars (\$6,009,462,852) 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:

| Name of Fund or Fund Account | Maximum Allocation |
|--|--------------------|
| PUBLIC SCHOOL FUND | |
| (1) Division of Elementary and Secondary Education Public School Fund Account | \$2,291,068,275 |
| (2) State Library Public School Fund Account | \$ 5,641,919 |
| (3) Division of Career and Technical Education Public School Fund Account | \$ 22,730,645 |
| (4) Division of Career and Technical Education Public School Fund Account - Adult Education | \$ 8,139,176 |
| GENERAL EDUCATION FUND | |
| (1) Division of Elementary and Secondary Education Fund Account | \$ 18,260,460 |
| (2) Educational Facilities Partnership Fund Account | \$ - |
| (3) Division of Public School Academic Facilities and Transportation Fund Account | \$ 2,854,502 |
| (4) Educational Television Fund Account | \$ 5,823,608 |
| (5) School for the Blind Fund Account | \$ 8,210,740 |
| (6) School for the Deaf Fund Account | \$ 11,808,489 |
| (7) State Library Fund Account | \$ 3,858,205 |
| (8) Division of Career and Technical Education Fund Account | \$ - |
| (9) Rehabilitation Services Fund Account | \$ 11,922,857 |
| (10) Child Care Grant Fund Account | \$ 7,056,193 |
| (11) Child Care and Early Childhood Education Fund Account | \$ 2,576,668 |
| Technical Institutes: | |
| (12) Northwest Technical Institute Fund Account | \$ 3,304,826 |
| DEPARTMENT OF HUMAN SERVICES FUND | |
| (1) Department of Human Services Administration Fund Account | \$ 24,487,611 |
| (2) Children and Family Services Fund Account | 132,028,047 |

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| (3) Youth Services Fund Account | 48,976,015 |
| (4) Developmental Disabilities Services Fund Account | 65,496,503 |
| (5) Medical Services Fund Account | 2,439,870 |
| (6) Department of Human Services Grants Fund Account | 1,389,725,705 |
| (7) Behavioral Health Services Fund Account | 101,377,245 |
| (8) Provider Services and Quality Assurance Fund Account | 5,510,773 |
| (9) County Operations Fund Account | 53,740,856 |

STATE GENERAL GOVERNMENT FUND

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|---|--------------|
| (1) Division of Arkansas Heritage Fund Account | \$ 7,752,638 |
| (2) Department of Agriculture Fund Account | 19,466,991 |
| (3) Department of Labor and Licensing Fund Account | 3,908,028 |
| (4) Division of Higher Education Fund Account | 11,923,990 |
| (5) Higher Education Grants Fund Account | 40,619,625 |
| (6) Arkansas Economic Development Commission Fund Account | 21,238,499 |
| (7) Division of Correction Inmate Care and Custody Fund Account | 394,337,302 |
| (8) Division of Community Correction Fund Account | 103,989,443 |
| (9) Department of the Military Fund Account | 7,905,818 |
| (10) Parks and Tourism Fund Account | 22,067,735 |
| (11) Division of Environmental Quality Fund Account | 4,201,485 |
| (12) Miscellaneous Agencies Fund Account | 79,785,641 |

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| ARKANSAS CHILDREN'S EDUCATIONAL FREEDOM ACCOUNT FUND | \$ 31,701,900 |
| COUNTY AID FUND | \$ 21,428,616 |
| COUNTY JAIL REIMBURSEMENT FUND | \$ 25,765,944 |
| CRIME INFORMATION SYSTEM FUND | \$ 2,182,877 |
| CHILD SUPPORT ENFORCEMENT FUND | \$ 13,246,341 |
| PUBLIC HEALTH FUND | \$ 81,845,348 |
| PERFORMANCE FUND | \$ - |
| MOTOR VEHICLE ACQUISITION REVOLVING FUND | \$ - |
| MUNICIPAL AID FUND | \$ 29,372,099 |
| DIVISION OF ARKANSAS STATE POLICE FUND | \$ 82,422,233 |

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|---|----|-------------|
| DIVISION OF WORKFORCE SERVICES FUND-TANF | \$ | 3,685,419 |
| DIVISION OF WORKFORCE SERVICES FUND-ADULT EDUCATION | \$ | 1,025,268 |
| STATE SERVICES FOR THE BLIND FUND | \$ | 1,962,217 |
| SKILLS DEVELOPMENT FUND | \$ | 3,608,348 |
| INSTITUTIONS OF HIGHER EDUCATION | | |
| (1) ARKANSAS STATE UNIVERSITY FUND | \$ | 61,997,087 |
| (2) ARKANSAS TECH UNIVERSITY FUND | \$ | 37,098,010 |
| (3) HENDERSON STATE UNIVERSITY FUND | \$ | 19,215,030 |
| (4) SOUTHERN ARKANSAS UNIVERSITY FUND | \$ | 16,933,028 |
| (5) UNIVERSITY OF ARKANSAS FUND | \$ | 127,791,350 |
| (6) UNIVERSITY OF ARKANSAS FUND-UA SYSTEM | \$ | 3,479,474 |
| (7) UNIVERSITY OF ARKANSAS FUND-ARCHEOLOGICAL SURVEY | \$ | 2,369,274 |
| (8) UNIVERSITY OF ARKANSAS FUND-DIVISION OF AGRICULTURE | \$ | 65,800,138 |
| (9) UNIVERSITY OF ARKANSAS FUND-CLINTON SCHOOL | \$ | 2,336,896 |
| (10) UNIVERSITY OF ARKANSAS FUND-CRIMINAL JUSTICE INSTITUTE | \$ | 2,458,634 |
| (11) SCHOOL FOR MATH, SCIENCES, AND ARTS FUND | \$ | 1,133,048 |
| (12) UNIVERSITY OF ARKANSAS AT FORT SMITH FUND | \$ | 21,475,331 |
| (13) UNIVERSITY OF ARKANSAS AT LITTLE ROCK FUND | \$ | 60,401,230 |
| (14) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND | \$ | 88,012,881 |
| (15) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - CHILD ABUSE/RAPE/DOMESTIC VIOLENCE | \$ | 350,000 |
| (16) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - PEDIATRICS/PSYCHIATRIC RESEARCH | \$ | 1,985,100 |
| (17) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - INDIGENT CARE | \$ | 5,438,340 |
| (18) UNIVERSITY OF ARKANSAS AT MONTICELLO FUND | \$ | 17,037,500 |
| (19) UNIVERSITY OF ARKANSAS AT PINE BLUFF FUND | \$ | 26,150,654 |
| (20) UNIVERSITY OF CENTRAL ARKANSAS FUND | \$ | 56,823,973 |
| (21) ARKANSAS NORTHEASTERN COLLEGE FUND | \$ | 8,885,744 |
| (22) ARKANSAS STATE UNIVERSITY - BEEBE FUND | \$ | 11,356,380 |
| (23) ARKANSAS STATE UNIVERSITY - MOUNTAIN HOME FUND | \$ | 3,537,885 |
| (24) ARKANSAS STATE UNIVERSITY - NEWPORT FUND | \$ | 6,518,999 |
| (25) COSSATOT COMMUNITY COLLEGE OF THE UNIVERSITY | | |

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| OF ARKANSAS FUND | \$ | 3,616,471 |
| (26) EAST ARKANSAS COMMUNITY COLLEGE FUND | \$ | 8,577,373 |
| (27) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND | \$ | 4,015,302 |
| (28) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND - ADTEC | \$ | 1,527,000 |
| (29) NATIONAL PARK COLLEGE FUND | \$ | 9,175,555 |
| (30) NORTH ARKANSAS COLLEGE FUND | \$ | 7,583,685 |
| (31) NORTHWEST ARKANSAS COMMUNITY COLLEGE FUND | \$ | 11,438,222 |
| (32) PHILLIPS COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS FUND | \$ | 9,105,931 |
| (33) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT RICH MOUNTAIN FUND | \$ | 3,373,487 |
| (34) SAU-TECH FUND | \$ | 5,457,310 |
| (35) SAU-TECH FUND-ENVIRONMENTAL TRAINING ACADEMY | \$ | 375,036 |
| (36) SAU-TECH FUND-FIRE TRAINING ACADEMY | \$ | 1,680,943 |
| (37) SOUTH ARKANSAS COLLEGE FUND | \$ | 6,189,410 |
| (38) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT BATESVILLE FUND | \$ | 4,276,121 |
| (39) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT HOPE-TEXARKANA FUND | \$ | 4,742,486 |
| (40) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT MORRILTON FUND | \$ | 5,193,324 |
| (41) BLACK RIVER TECHNICAL COLLEGE FUND | \$ | 5,807,841 |
| (42) ARKANSAS STATE UNIVERSITY THREE RIVERS FUND | \$ | 3,350,898 |
| (43) OZARKA COLLEGE FUND | \$ | 3,171,953 |
| (44) UNIVERSITY OF ARKANSAS - PULASKI TECHNICAL COLLEGE FUND | \$ | 14,380,567 |
| (45) SOUTHEAST ARKANSAS COLLEGE FUND | \$ | 5,354,958 |

(b) ALLOCATION B. Then 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 ninety two million six hundred forty eight thousand five hundred and thirty nine dollars (\$192,648,539) 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 | |
| (1) Division of Elementary and Secondary Education Public School Fund Account | \$ 118,298,100 |
| (2) State Library Public School Fund Account | \$ - |
| (3) Division of Career and Technical Education Public School Fund Account | \$ 79,174 |
| (4) Division of Career and Technical Education Public School Fund Account - Adult Education | \$ 350,000 |
| GENERAL EDUCATION FUND | |
| (1) Division of Elementary and Secondary Education Fund Account | \$ - |
| (2) Educational Facilities Partnership Fund Account | \$ - |
| (3) Division of Public School Academic Facilities and Transportation Fund Account | \$ - |
| (4) Educational Television Fund Account | \$ - |
| (5) School for the Blind Fund Account | \$ - |
| (6) School for the Deaf Fund Account | \$ - |
| (7) State Library Fund Account | \$ - |
| (8) Division of Career and Technical Education Fund Account | \$ - |
| (9) Rehabilitation Services Fund Account | \$ - |
| (10) Child Care Grant Fund Account | \$ - |
| (11) Child Care and Early Childhood Education Fund Account | \$ - |
| Technical Institutes: | |
| (12) Northwest Technical Institute Fund Account | \$ - |
| DEPARTMENT OF HUMAN SERVICES FUND | |
| (1) Department of Human Services Administration Fund Account | \$ - |
| (2) Children and Family Services Fund Account | 6,662,228 |

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| (3) Youth Services Fund Account | - |
| (4) Developmental Disabilities Services Fund Account | - |
| (5) Medical Services Fund Account | - |
| (6) Department of Human Services Grants Fund Account | - |
| (7) Behavioral Health Services Fund Account | 2,206,748 |
| (8) Provider Services and Quality Assurance Fund Account | - |
| (9) County Operations Fund Account | 43,252 |

STATE GENERAL GOVERNMENT FUND

| | |
|---|------------|
| (1) Division of Arkansas Heritage Fund Account | \$ - |
| (2) Department of Agriculture Fund Account | - |
| (3) Department of Labor and Licensing Fund Account | - |
| (4) Division of Higher Education Fund Account | 31,611 |
| (5) Higher Education Grants Fund Account | - |
| (6) Arkansas Economic Development Commission Fund Account | - |
| (7) Division of Correction Inmate Care and Custody Fund Account | 40,000,000 |
| (8) Division of Community Correction Fund Account | 750,000 |
| (9) Department of the Military Fund Account | 2,086,380 |
| (10) Parks and Tourism Fund Account | - |
| (11) Division of Environmental Quality Fund Account | - |
| (12) Miscellaneous Agencies Fund Account | 1,564,044 |

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| ARKANSAS CHILDREN'S EDUCATIONAL FREEDOM ACCOUNT FUND | \$ - |
| COUNTY AID FUND | \$ - |
| COUNTY JAIL REIMBURSEMENT FUND | \$ - |
| CRIME INFORMATION SYSTEM FUND | \$ - |
| CHILD SUPPORT ENFORCEMENT FUND | \$ - |
| PUBLIC HEALTH FUND | \$ - |
| PERFORMANCE FUND | \$ - |
| MOTOR VEHICLE ACQUISITION REVOLVING FUND | \$ - |
| MUNICIPAL AID FUND | \$ - |
| DIVISION OF ARKANSAS STATE POLICE FUND | \$ 6,265,294 |

| | | |
|---|----|-----------|
| DIVISION OF WORKFORCE SERVICES FUND-TANF | \$ | - |
| DIVISION OF WORKFORCE SERVICES FUND-ADULT EDUCATION | \$ | - |
| STATE SERVICES FOR THE BLIND FUND | \$ | - |
| SKILLS DEVELOPMENT FUND | \$ | - |
| | | |
| INSTITUTIONS OF HIGHER EDUCATION | | |
| (1) ARKANSAS STATE UNIVERSITY FUND | \$ | 544,585 |
| (2) ARKANSAS TECH UNIVERSITY FUND | \$ | - |
| (3) HENDERSON STATE UNIVERSITY FUND | \$ | - |
| (4) SOUTHERN ARKANSAS UNIVERSITY FUND | \$ | - |
| (5) UNIVERSITY OF ARKANSAS FUND | \$ | 6,405,192 |
| (6) UNIVERSITY OF ARKANSAS FUND-UA SYSTEM | \$ | - |
| (7) UNIVERSITY OF ARKANSAS FUND-ARCHEOLOGICAL SURVEY | \$ | - |
| (8) UNIVERSITY OF ARKANSAS FUND-DIVISION OF AGRICULTURE | \$ | - |
| (9) UNIVERSITY OF ARKANSAS FUND-CLINTON SCHOOL | \$ | - |
| (10) UNIVERSITY OF ARKANSAS FUND-CRIMINAL JUSTICE INSTITUTE | \$ | - |
| (11) SCHOOL FOR MATH, SCIENCES, AND ARTS FUND | \$ | - |
| (12) UNIVERSITY OF ARKANSAS AT FORT SMITH FUND | \$ | - |
| (13) UNIVERSITY OF ARKANSAS AT LITTLE ROCK FUND | \$ | 187,833 |
| (14) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND | \$ | 5,000,000 |
| (15) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - CHILD ABUSE/RAPE/DOMESTIC VIOLENCE | \$ | - |
| (16) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - PEDIATRICS/PSYCHIATRIC RESEARCH | \$ | - |
| (17) UNIVERSITY OF ARKANSAS MEDICAL CENTER FUND - INDIGENT CARE | \$ | - |
| (18) UNIVERSITY OF ARKANSAS AT MONTICELLO FUND | \$ | - |
| (19) UNIVERSITY OF ARKANSAS AT PINE BLUFF FUND | \$ | - |
| (20) UNIVERSITY OF CENTRAL ARKANSAS FUND | \$ | 81,644 |
| (21) ARKANSAS NORTHEASTERN COLLEGE FUND | \$ | 58,990 |
| (22) ARKANSAS STATE UNIVERSITY - BEEBE FUND | \$ | - |
| (23) ARKANSAS STATE UNIVERSITY - MOUNTAIN HOME FUND | \$ | 21,066 |
| (24) ARKANSAS STATE UNIVERSITY - NEWPORT FUND | \$ | 31,911 |
| (25) COSSATOT COMMUNITY COLLEGE OF THE UNIVERSITY | | |

| | | |
|---|----|---------|
| OF ARKANSAS FUND | \$ | 166,954 |
| (26) EAST ARKANSAS COMMUNITY COLLEGE FUND | \$ | 224,062 |
| (27) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND | \$ | 116,869 |
| (28) ARKANSAS STATE UNIVERSITY MID-SOUTH FUND - ADTEC | \$ | - |
| (29) NATIONAL PARK COLLEGE FUND | \$ | 49,515 |
| (30) NORTH ARKANSAS COLLEGE FUND | \$ | 22,041 |
| (31) NORTHWEST ARKANSAS COMMUNITY COLLEGE FUND | \$ | 208,515 |
| (32) PHILLIPS COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS FUND | \$ | - |
| (33) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT RICH MOUNTAIN FUND | \$ | 108,590 |
| (34) SAU-TECH FUND | \$ | - |
| (35) SAU-TECH FUND-ENVIRONMENTAL TRAINING ACADEMY | \$ | - |
| (36) SAU-TECH FUND-FIRE TRAINING ACADEMY | \$ | - |
| (37) SOUTH ARKANSAS COLLEGE FUND | \$ | 19,123 |
| (38) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT BATESVILLE FUND | \$ | 301,316 |
| (39) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT HOPE-TEXARKANA FUND | \$ | - |
| (40) UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT MORRILTON FUND | \$ | - |
| (41) BLACK RIVER TECHNICAL COLLEGE FUND | \$ | 147,771 |
| (42) ARKANSAS STATE UNIVERSITY THREE RIVERS FUND | \$ | 30,462 |
| (43) OZARKA COLLEGE FUND | \$ | 240,038 |
| (44) UNIVERSITY OF ARKANSAS - PULASKI TECHNICAL COLLEGE FUND | \$ | 345,231 |
| (45) SOUTHEAST ARKANSAS COLLEGE FUND | \$ | - |

SECTION 7. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DUPLICATE ACTS. If the House bill to amend the Revenue Stabilization Law and the Senate bill to amend the Revenue Stabilization Law of the 2023 Regular Session of the 94th General Assembly are both enacted and adopted by the 94th 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 ninety-day period after adjournment sine die is later than July 1, 2023, the changes required by this act will not be timely. Therefore, an emergency is declared to exist, and this act being necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2023.

APPROVED: 4/13/23