

Stricken language will be deleted and underlined language will be added.

State of Arkansas
94th General Assembly
Fiscal Session, 2024

A Bill

HOUSE BILL 1096

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR THE REFUND OF LOCAL SALES AND USE TAXES BY THE OFFICE OF THE TREASURER OF STATE WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 65 OF 2023; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE OFFICE OF THE TREASURER OF STATE - REFUND OF LOCAL TAXES SUPPLEMENTAL APPROPRIATION.

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

SECTION 1. APPROPRIATION - CITY SHARE. There is hereby appropriated, to the Office of the Treasurer of State, to be payable from the Local Sales and Use Tax Trust Fund, for refunding each city's share of local sales and use taxes assessed by authority of Arkansas Code 26-75-307 by the Office of the Treasurer of State which shall be supplemental and in addition to those funds appropriated in Section 1 of Act 65 of 2023, the following:

| ITEM NO. | FISCAL YEAR 2023-2024 |
|---------------------------|--------------------------|
| (01) REFUNDS - CITY SHARE | <u>\$100,000,000</u> |

SECTION 2. APPROPRIATION - COUNTY SHARE. There is hereby appropriated, to the Office of the Treasurer of State, to be payable from the Local Sales and Use Tax Trust Fund, for refunding each county's share of local sales and



use taxes as assessed by authority of Arkansas Code 26-74-307 by the Office of the Treasurer of State which shall be supplemental and in addition to those funds appropriated in Section 2 of Act 65 of 2023, the following:

| ITEM | FISCAL YEAR |
|-----------------------------|---------------------|
| <u>NO.</u> | <u>2023-2024</u> |
| (01) REFUNDS - COUNTY SHARE | <u>\$90,000,000</u> |

SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that funds provided by the General Assembly for the operations of the Office of the Treasurer of State are, due to unforeseen circumstances, insufficient for the Office of the Treasurer of State to continue to provide essential governmental services; that the provisions of this act will provide the necessary monies for the Office of the Treasurer of State to continue such services; and that a delay in the effective date of this Act could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist

and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after the date of its passage and approval.

If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto.