Exhibit C

Proposed Funds Recodification Bill

Exhibit C

Summary of Funds Recodification Bill

The Funds Recodification Bill accomplishes two primary purposes: (1) it ends the dual codification of creation language of State Treasury funds; and (2) it codifies the creation language of State Treasury funds in Title 19 of the Arkansas Code. The bill achieves its purposes by repealing the creation language of funds that is located outside of Title 19 and placing the creation language of funds in Title 19 if it is not already there. Title 19 has dedicated chapters for the creation of funds, so it is the appropriate location for the creation language of funds. The bill also makes minor technical and stylistic changes to language.

The bill does not make substantive changes to funds. When the bill is repealing fund language, it is because that fund language is already codified somewhere else or is being moved to someplace else. When the bill is enacting new fund language, it is because that fund language is being repealed from someplace else.

For example, Section 1 of the bill repeals § 2-9-112, which creates the Arkansas Catfish Promotion Fund, because that language is already codified at § 19-43-252. This solves the dual codification of the Arkansas Catfish Promotion Fund. For another example, Section 20 of the bill repeals § 6-20-205(d), which creates the Arkansas History Textbook Revolving Fund, because Section 104 of the bill places this language in Title 19 at § 19-22-105. This solves the issue of the creation language of the Arkansas History Textbook Revolving Fund not being in Title 19.

The initial proposal for the bill was presented to the Arkansas Code Revision Commission at its July 17, 2025, meeting. Commissioners expressed support for the proposal, and the Chair asked staff to work with and keep informed the Bureau of Legislative Research's Fiscal Division and the Chairs of the Joint Budget Committee, which was done. The bill was developed by staff of the Bureau in cooperation with the Department of Finance and Administration.

Exhibit C

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
95th General Assembly

A Bill

DRAFT JLL/JLL
HOUSE BILL

By: Representative NA

For An Act To Be Entitled

AN ACT TO MAKE TECHNICAL CHANGES TO THE ARKANSAS CODE CONCERNING FUNDS; TO ELIMINATE THE DUAL CODIFICATION OF FUNDS; TO AMEND PROVISIONS OF THE LAW AFFIRMED BY REFERRED ACT 1 OF 1990; TO AMEND PROVISIONS OF THE LAW ENACTED BY INITIATED ACTS 1948, NO. 4; TO MAKE CONFORMING CHANGES; AND FOR OTHER PURPOSES.

Subtitle

TO ELIMINATE THE DUAL CODIFICATION OF FUNDS; TO AMEND PROVISIONS OF THE LAW AFFIRMED BY REFERRED ACT 1 OF 1990; TO AMEND PROVISIONS OF THE LAW ENACTED BY INITIATED ACTS 1948, NO. 4; AND TO MAKE CONFORMING CHANGES.

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

SECTION 1. Arkansas Code § 2-9-112 is repealed because the language is already codified at § 19-43-252.

~~2-9-112. Arkansas Catfish Promotion Fund.~~

~~(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State, the Arkansas Catfish Promotion Fund.~~

~~(b) The fund shall consist of those special revenues from assessments as specified in this chapter, there to be used in such manner as the Arkansas Catfish Promotion Board deems appropriate for Arkansas catfish promotion and~~

~~research and for the operation and maintenance of the board office and payment of expenses of the board members as set out in § 2-9-103.~~

SECTION 2. Arkansas Code § 2-20-406(c)(1), concerning assessments on Arkansas-grown soybeans, is amended to read as follows to clarify a reference and make stylistic changes:

(c)(1)(A) The proceeds of the assessment shall be deposited with the Treasurer of State into ~~a special fund to be established~~ the Soybean Board Escrow Account Trust Fund for the Arkansas Soybean Promotion Board~~; provided, that the~~.

(B) The Secretary of the Department of Finance and Administration may deduct not more than three percent (3%) of the proceeds of the assessment to cover the cost of collections.

SECTION 3. Arkansas Code § 2-20-507(c)(1), concerning assessments on grown rice, is amended to read as follows to repeal language that is already codified at § 19-43-241:

(c)(1) The proceeds of the assessment, less not more than three percent (3%) to cover the cost of collections, shall be deposited with the Treasurer of State ~~in a special fund to be established for the Arkansas Rice Research and Promotion Board to the credit of the board~~ into the Arkansas Rice Research and Promotion Board Fund.

SECTION 4. Arkansas Code § 2-33-111(b)(2)(B), concerning livestock and poultry diagnostic services, is repealed because the language is being added to § 19-43-264.

~~(B) Before the close of each fiscal year, the Chief Fiscal Officer of the State shall determine the amount of moneys which will remain at the end of the fiscal year into the account from fees collected under this section and shall allow the moneys to be carried forward and made available for the same purposes in the next succeeding fiscal year.~~

SECTION 5. Arkansas Code § 2-33-307(a), concerning the Poultry and Egg Grading Fund, is amended to read as follows to repeal language that is already codified at § 19-43-208:

(a) All funds received by the Department of Agriculture for providing

poultry and egg grading services shall be deposited into the State Treasury. Upon receipt of the funds, the Treasurer of State shall monthly credit them as special revenues to ~~an account to be known as~~ the "Poultry and Egg Grading Fund", to be used for salaries, expenses, equipment, maintenance, operation, and administrative expenses of the Poultry and Egg Grading Program as provided by law.

SECTION 6. Arkansas Code § 2-35-308(b)(1), concerning the disposition of funds from assessments and penalties levied by the Arkansas Beef Council, is amended to read as follows to repeal language that is already codified at § 19-43-232:

(b)(1) After deducting three percent (3%) for credit to the Constitutional and Officers Fund and the State Central Services Fund, the Treasurer of State shall credit the remainder to the Arkansas Beef Council Fund~~, which is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State~~.

SECTION 7. Arkansas Code §§ 2-35-406 and 2-35-407 are repealed because the language is being moved to § 19-43-232.

~~2-35-406. National Beef Promotion Account.~~

~~There is created a National Beef Promotion Account in the Arkansas Beef Council Fund.~~

~~2-35-407. State Beef Promotion Account.~~

~~There is created a State Beef Promotion Account in the Arkansas Beef Council Fund.~~

SECTION 8. Arkansas Code § 2-40-206(b)(2)(B), concerning the funding of the bovine disease program, is repealed because the language is being moved to § 19-43-238.

~~(B) Before the close of each fiscal year, the Chief Fiscal Officer of the State shall determine the amount of funds which will remain at the end of the fiscal year in the Animal Health Disease and Pest Control Fund from fees collected under the provisions of this section. He or she shall allow such funds to be carried forward and made available for the same purposes in the next succeeding fiscal year.~~

SECTION 9. Arkansas Code § 2-40-826(b), concerning equine infectious anemia services, is amended to read as follows to repeal language already codified at § 19-43-225:

(b) The fees collected shall be deposited into the State Treasury as special revenues and shall be credited to the Animal Health Equine Infectious Anemia Control Fund ~~created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State~~.

SECTION 10. Arkansas Code § 2-40-1201(d), concerning the disposition of funds from fees levied on spent sows and boars sold at livestock markets, is repealed because the language is being added to § 19-43-254.

~~(d) Before the close of each fiscal year, the Chief Fiscal Officer of the State shall determine the amount of funds which will remain at the end of the fiscal year in the fund from fees collected under the provisions of this section. The Chief Fiscal Officer of the State shall allow such funds to be carried forward and made available for the same purpose in the next-succeeding fiscal year.~~

SECTION 11. Arkansas Code § 3-5-908 is repealed because the language is already codified at § 19-27-251.

~~3-5-908. Arkansas Agricultural Marketing Grants Fund.~~

~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State the Arkansas Agricultural Marketing Grants Fund, into which shall be paid the fees specified by § 19-43-311(b) and such moneys as may be provided by law to be used for making payments of grants to eligible Arkansas wineries under this subchapter.~~

SECTION 12. Arkansas Code § 4-88-207 is repealed because the language is already codified at § 19-43-259.

~~4-88-207. Elder Person and Person with a Disability Victims Fund created.~~

~~The "Elder Person and Person with a Disability Victims Fund" is hereby created and established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State and shall consist of~~

~~those special funds as may be provided by law. This fund shall be used for the investigation and prosecution of deceptive acts against an elder person or person with a disability and for consumer education initiatives directed toward elder persons or persons with a disability, law enforcement officers, the judicial system, social services professionals, and the general public on the provisions of this chapter and related statutes.~~

SECTION 13. Arkansas Code § 5-38-301(d)(1)(C), concerning the Governor's power to offer a reward for information related to arson, is amended to read as follows to repeal language that is already codified at § 19-27-272:

(C) The Governor may increase the amount of any reward offered by use of funds from the Reward Pool Fund ~~created in this section~~.

SECTION 14. Arkansas Code § 5-38-301(d)(3)(A), concerning the Governor's power to offer a reward for information related to arson, is amended to read as follows to repeal language that is already codified at § 19-27-272:

(3)(A) The Governor may ~~establish and~~ administer ~~a fund to be known as~~ the ~~"~~Reward Pool Fund~~"~~.

SECTION 15. Arkansas Code § 5-64-505(i)(3), concerning property subject to forfeiture and the disposition of moneys received from forfeiture, is amended to read as follows to repeal language being moved to § 19-26-259:

(3) Special State Assets Forfeiture Fund.

(A) ~~There is created and established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Special State Assets Forfeiture Fund".~~

~~(B)(i) The Special State Assets Forfeiture Fund shall consist of revenues~~ Revenues obtained under ~~subdivision~~ subdivisions (i)(1)(B)(iv) and (i)(4)(B)(i) of this section ~~and any other revenue as may be provided by law~~ shall be deposited into the State Assets Forfeiture Fund.

~~(ii)~~(B) Moneys from the Special State Assets Forfeiture Fund may not supplant other local, state, or federal funds.

~~(C) The Special State Assets Forfeiture Fund is not subject to the provisions of the Revenue Stabilization Law, § 19-20-101 et~~

~~seq., or the Special Revenue Fund Account, § 19-21-103(b)(2)(A).~~

~~(D)(i)~~(C)(i) The Arkansas Drug Director shall establish through rules a procedure for proper investment, use, and disposition of state moneys deposited into the Special State Assets Forfeiture Fund in accordance with the intent and purposes of this chapter.

(ii) State moneys in the Special State Assets Forfeiture Fund shall be distributed by the Arkansas Alcohol and Drug Abuse Coordinating Council and shall be distributed for drug interdiction, eradication, education, rehabilitation, the State Crime Laboratory, and drug courts.

SECTION 16. Arkansas Code § 5-64-505(i)(4)(B)(ii), concerning property subject to forfeiture and the disposition of moneys received from forfeiture, is amended to read as follows to clarify the language:

(ii) Of the moneys contained in the Special State Assets Forfeiture Fund at the beginning of each fiscal year due to federal forfeitures, no more than:

(a) Twenty-five percent (25%) shall be retained by the Division of Arkansas State Police to be used for law enforcement purposes consistent with governing federal law; and

(b) Sixty-five percent (65%) may be distributed among other state and local law enforcement agencies to be used for law enforcement purposes consistent with federal law.

SECTION 17. Arkansas Code § 6-5-301(a), concerning the creation and funding of the Educational Excellence Trust Fund, is amended to read as follows to repeal language already codified at § 19-26-231:

(a)~~(1) There is hereby established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Educational Excellence Trust Fund".~~

~~(2)~~ For each of the state's fiscal years, the Chief Fiscal Officer of the State shall determine as an annual allocation for ~~this fund~~ the Educational Excellence Trust Fund an amount based on the total net general revenues as enumerated in § 19-41-201(1) and (2), which were collected in the immediate past year, times a factor of 0.1414.

SECTION 18. Arkansas Code § 6-18-111(d)(3), concerning the duties of the University of Arkansas for Medical Sciences Psychiatric Research Institute with respect to the school safety and crisis line, is amended to read as follows to correct a reference:

(3) Use funding from the ARSafeSchools Fund under § ~~6-18-112~~ 19-27-330 to provide training for personnel regarding the operation of the school safety and crisis line under this section.

SECTION 19. Arkansas Code § 6-18-112 is repealed because the language is already codified at § 19-27-330.

~~6-18-112. School safety and crisis line fund — Report.~~

~~(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a miscellaneous fund to be known as the "ARSafeSchools Fund".~~

~~(b) The fund shall consist of:~~

~~(1) Moneys obtained from private grants or other sources that are designated to be credited to the fund; and~~

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

~~(c) The fund shall be used by the University of Arkansas for Medical Sciences Psychiatric Research Institute solely to create and maintain the ARSafeSchools school safety and crisis line under § 6-18-111.~~

~~(d) Moneys remaining in the fund at the end of each fiscal year shall carry forward and be made available for the purposes stated in this section in the next fiscal year.~~

~~(e) The University of Arkansas for Medical Sciences Psychiatric Research Institute is not required to implement provisions of this section if the ARSafeSchools school safety and crisis line under § 6-18-111 is not funded.~~

~~(f)(1) The University of Arkansas for Medical Sciences Psychiatric Research Institute shall submit an annual report containing the following information to the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee:~~

~~(A) The balance of the fund as of the reporting date;~~

~~(B) A list of administrative costs paid for from the fund, including without limitation salaries, pensions, and packages;~~

~~(C) The total revenue received by the fund during the~~

~~reporting period; and~~

~~(D) A detailed description of steps taken to create and implement the ARSafeSchools school safety and crisis line.~~

~~(2) The annual report required under this subsection shall be submitted by January 1 and July 1 of each year.~~

SECTION 20. Arkansas Code § 6-20-205(d), concerning the Public School Fund and the Arkansas History Textbook Revolving Fund, is repealed because the language is being moved to § 19-22-105.

~~(d) There is established in the Public School Fund an Arkansas History Textbook Revolving Fund for the purpose of expediting the purchase and sale of an Arkansas history textbook.~~

SECTION 21. Arkansas Code § 6-20-801(a), concerning the continuance of the Revolving Loan Fund, is amended to read as follows to repeal language already codified at § 19-26-205:

(a) The ~~fund in the State Treasury known as the "Revolving Loan Fund"~~ Revolving Loan Fund shall continue, under the exclusive jurisdiction of the State Board of Education, as the lending fund for the Public School Fund.

SECTION 22. Arkansas Code § 6-20-812(a), concerning interest and payments of principal deposited into the State Treasury under the revolving loan program, is amended to read as follows to correct the name of a fund:

(a) Subject to the provisions of subsection (b) of this section, all interest received on securities held in the Revolving Loan Fund shall be deposited into the State Treasury and credited to the ~~Permanent School~~ Revolving Loan Fund.

SECTION 23. Arkansas Code § 6-20-2609(b), concerning proceeds of bonds under the Arkansas Public School Academic Facilities Financing Act of 2007, is repealed because the language is being added to § 19-26-340.

~~(b)(1) There is established as a trust fund in the State Treasury an account designated as the School Academic Facilities Financing Act of 2007 Bond Fund that is being created to provide for payment of all or a part of the debt service in connection with bonds issued under this subchapter.~~

~~(2)(A) The Treasurer of State shall establish separate accounts~~

~~and subaccounts within the fund to correspond to the applicable series of bonds.~~

~~(B) In addition, there may be created in the State Treasury such other funds, accounts, or subaccounts as the commission may determine to be necessary to accomplish the purposes of this subchapter.~~

SECTION 24. Arkansas Code § 6-42-307 is repealed because the language is already codified at § 19-22-103(cc).

~~6-42-307. School for Math, Sciences, and Arts Fund.~~

~~(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "School for Math, Sciences, and Arts Fund".~~

~~(b) The fund shall be used to provide for the maintenance, operation, and improvement required by the Arkansas School for Mathematics, Sciences, and the Arts in carrying out its powers, functions, and duties as set out by law.~~

~~(c) The fund shall consist of moneys allocated and transferred from the Educational Excellence Trust Fund, any general revenues as may be provided by the Revenue Stabilization Law, § 19-20-101 et seq., and any other moneys as may be authorized by law.~~

SECTION 25. Arkansas Code § 6-51-607(b), concerning the Private Career School Student Protection Trust Fund, is amended to read as follows to repeal language already codified at § 19-26-248:

(b) The fee will be deposited into ~~a trust fund in the State Treasury to be called~~ the "Private Career School Student Protection Trust Fund".

SECTION 26. Arkansas Code § 6-55-107(a), concerning the Arkansas Construction Industry Craft Training Trust Fund and apprenticeship program requirements, is amended to read as follows to repeal language already codified at § 19-26-291:

(a) The net proceeds received pursuant to § 6-55-106 shall be deposited into ~~a special trust account in~~ the State Treasury ~~known as~~ to the credit of the "Arkansas Construction Industry Craft Training Trust Fund".

SECTION 27. Arkansas Code § 6-60-102(b), concerning consolidations and

mergers of public higher education institutions, is amended to read as follows to repeal language already codified at § 19-27-263 and to make stylistic changes:

(b)(1) ~~A fund account is hereby established called the Higher Education Consolidation Matching Fund.~~

~~(2)~~ Moneys deposited into ~~this account~~ the Higher Education Consolidation Matching Fund shall be made available to match documented savings at public institutions of higher education that consolidate or merge.

~~(3)~~(2) The amount of matching funds to be made available from the fund shall be determined by the Arkansas Higher Education Coordinating Board.

~~(4)~~(3) Upon review and approval of the Chief Fiscal Officer of the State, the funds shall be transferred to the newly constituted or merged institution from the fund.

SECTION 28. Arkansas Code § 6-60-303 is repealed because the language is codified at § 19-27-254.

~~6-60-303. Higher Education Tuition Adjustment Fund.~~

~~(a) Higher Education Tuition Adjustment Fund.~~

~~(1) The Higher Education Tuition Adjustment Fund is hereby created upon the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.~~

~~(2) The Higher Education Tuition Adjustment Fund shall consist of those revenues that are allocated to it by law.~~

~~(b) Purpose of Higher Education Tuition Adjustment Fund.~~

~~(1) It is the intent of the General Assembly that the Higher Education Tuition Adjustment Fund ensure that bona fide Arkansas income taxpayers and their dependents who are residents of a bordering state in a contiguous county to the Arkansas state line which is contiguous to a county where an institution of higher education is located receive the same higher education opportunities as all other taxpayers.~~

~~(2) In establishing this policy, it is the intent of the General Assembly that taxpayers should have affordable access to the state's higher education institutions.~~

~~(c) Tracking and Reporting.~~

~~(1) Furthermore, the Division of Higher Education will require~~

~~each institution to track and report the number of qualifying students each year.~~

~~(2)(A) A list of students who benefit from the out-of-state tuition waiver, including their Social Security numbers or their Arkansas taxpaying parents' or guardians' names and Social Security numbers, will be furnished by the division to the Department of Finance and Administration for confirmation that they or their parents are employed in Arkansas at a wage in excess of five thousand five hundred dollars ($5,500) per annum.~~

~~(B) Documentation should be either an official W-2 form from an Arkansas employer reflecting wages of at least five thousand five hundred dollars ($5,500) in the tax year prior to enrollment in college or official employer verification of a current year salary minimum of at least five thousand five hundred dollars ($5,500), which the college will keep on file for enrollment audit purposes.~~

~~(d) Appropriation Transfer Procedures.~~

~~(1) The Commissioner of the Division of Higher Education shall determine the difference between the amount of tuition revenue that would have been generated by charging the Arkansas Higher Education Coordinating Board-approved out-of-state tuition rate to the students as compared to the approved in-state or out-of-district rate.~~

~~(2) Upon the determination, the commissioner shall certify to the Chief Fiscal Officer of the State and the Treasurer of State those amounts that are required to be transferred from the Higher Education Tuition Adjustment Fund.~~

~~(3) Upon receiving the certification, the Chief Fiscal Officer of the State and the Treasurer of State shall cause to be transferred the necessary funds and appropriation to the fund account of the institution receiving certification from the commissioner.~~

~~(4) In order to provide funding for the appropriation set out in the line item entitled "Tuition Adjustment" in the biennial operations appropriation act for the division, the Chief Fiscal Officer of the State shall transfer to the Higher Education Tuition Adjustment Fund from the Higher Education Grants Fund Account three hundred fifty thousand dollars ($350,000) for each year of the biennium.~~

SECTION 29. Arkansas Code § 6-62-723(a), as affirmed by Referred Act 1

of 1990 and concerning proceeds from bonds under the Arkansas College Savings Bond Act of 1989, is amended to read as follows to repeal language already codified at §§ 19-26-261, 19-26-262, and 19-26-263:

(a) The proceeds from the sale of the bonds, together with all revenues derived from any project financed under this subchapter shall be deposited by the Arkansas Development Finance Authority, as received, into trust funds in the State Treasury, to accomplish the purposes of this subchapter, specifically, in amounts or portions as may be set forth in the resolution or trust indenture authorizing or securing the bonds issued to finance the development of such project, into trust funds ~~created hereby and designated~~ as follows:

(1) Into the Higher Education Projects Development Fund, to provide for the development of projects at state institutions of higher education and the payment of project costs and expenses of the issuance of the bonds;

(2) Into the College Savings Bond Fund, to provide for payment of all or a part of debt service on bonds issued under this subchapter; and

(3) Into the College Savings Bond Debt Service Reserve Fund, to provide a reserve or reserves for payment of debt service on the bonds.

SECTION 30. Arkansas Code § 6-64-305(4), concerning exemptions from certain laws for the University of Arkansas Grantham – University of Arkansas system, is amended to read as follows to correct a reference:

(4) Section ~~6-60-303~~ 19-27-254;

SECTION 31. Arkansas Code § 7-9-124(c), concerning the voter registration signature imaging system and the creation of the Voter Registration Signature Imaging System Fund, is repealed as obsolete.

~~(c) There is hereby created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Voter Registration Signature Imaging System Fund".~~

SECTION 32. Arkansas Code § 8-1-105 is amended to read as follows to repeal language already codified at § 19-26-312 and to make stylistic changes:

8-1-105. ~~Division of Environmental Quality Fee Trust Fund~~ Funds

collected by the division — Cost recovery for environmental damages.

(a) ~~A Division of Environmental Quality Fee Trust Fund is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.~~

~~(b)~~ All interest earnings and fees collected under the provisions of all laws administered by the Division of Environmental Quality shall be deposited into ~~this fund~~ the Division of Environmental Quality Fee Trust Fund unless otherwise provided by law. The division shall use these funds to defray the costs of operating the division.

~~(c)~~(b) The division ~~is hereby authorized to~~ may promulgate such rules as are necessary to administer the fees, rates, tolls, or charges for services established by this section and ~~is directed to~~ shall prescribe and collect such fees, rates, tolls, or charges for the services delivered by the division in such manner as may be necessary to support the programs of the division as directed by the Governor and the General Assembly.

~~(d)(1)~~(c) Expenditures from the fund for the cleanup of a nonhazardous site that poses a threat to the environment, as appropriated for that purpose, shall be funded only through interest earnings from the fund.

~~(2)~~(d) The division shall seek cost recovery from the party responsible for damages to the environment requiring the use of appropriated funds and other funds spent by a governmental entity for nonhazardous site cleanup and remediation.

SECTION 33. Arkansas Code § 8-6-302 is repealed because the language is already codified at § 19-27-216.

~~8-6-302. County Solid Waste Management System Aid Fund.~~

~~There is established in the State Treasury a fund to be known as the "County Solid Waste Management System Aid Fund", to consist of such special or general revenues or other moneys that may be deposited therein as provided by the General Assembly, to be used for the purpose of providing financial assistance to counties in the manner provided in this subchapter and for the establishment, expansion, maintenance, and operation of county solid waste collection and disposal systems.~~

SECTION 34. Arkansas Code § 8-6-605 is amended to read as follows to repeal language already codified at § 19-26-249 and to make stylistic

changes:

8-6-605. Administration of Solid Waste Management and Recycling Fund.

(a) ~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Solid Waste Management and Recycling Fund".~~

~~(b)~~ The ~~fund~~ Solid Waste Management and Recycling Fund shall be administered by the Division of Environmental Quality, which shall authorize distributions and administrative expenditures from the fund under this subchapter for solid waste management and recycling programs.

~~(c)~~(b) In addition to all moneys appropriated by the General Assembly to the fund, there shall be deposited into the fund all landfill disposal fees collected pursuant to §§ 8-6-606 and 8-6-607, United States Government moneys designated to enter the fund, any moneys received by the state as a gift or donation to the fund, and all interest earned upon money deposited into the fund.

~~(d)~~(c) No more than twenty percent (20%) of the moneys received annually into the fund shall be used by the division for:

(1) The administration of a solid waste management and recycling program;

(2) The administration of a computer and electronic equipment recycling program under § 8-6-613; and

(3) Solid waste management compliance and enforcement activities at landfills and open dumps.

SECTION 35. Arkansas Code § 8-6-909(b), concerning fees related to the licensing of operators of solid waste management facilities, is amended to read as follows to repeal a reference to language being repealed from § 8-1-105:

(b) All of the fees shall be deposited into the Division of Environmental Quality Fee Trust Fund~~, as established in § 8-1-105~~.

SECTION 36. Arkansas Code § 8-6-1002(a), concerning the creation of the Landfill Post-Closure Trust Fund, is amended to read as follows repeal language already codified at § 19-26-265 and to make stylistic changes:

(a)(1) ~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund~~

~~to be known as the "Landfill Post-Closure Trust Fund".~~

~~(2)~~ In addition to all moneys appropriated by the General Assembly to the ~~fund~~ Landfill Post-Closure Trust Fund, there shall be deposited into the fund all landfill disposal fees collected pursuant to this subchapter and any moneys received by the state as a gift or donation to the fund or any federal moneys designated to enter the fund and all interest earned upon moneys deposited into the fund.

~~(3)~~(2) Moneys received into the fund may also be used by the Division of Environmental Quality for administrative purposes at a level not to exceed three hundred thousand dollars ($300,000) annually with an annual escalator not to exceed three percent (3%).

SECTION 37. Arkansas Code § 8-6-1604 is amended to read as follows to repeal language already codified at § 19-27-226 and to make stylistic changes:

8-6-1604. Solid Waste Performance Bond Fund.

(a) ~~A Solid Waste Performance Bond Fund is hereby established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.~~

~~(b)~~ In addition to any moneys appropriated by the General Assembly to the ~~fund~~ Solid Waste Performance Bond Fund, there shall be deposited into the fund all forfeitures collected under this subchapter, United States Government moneys designated to enter the fund, any moneys received by the state as a gift or donation to the fund, and all interest earned upon moneys deposited into the fund.

~~(c)~~(b) The fund shall be administered by the Division of Environmental Quality and will be used to accomplish remedial action, including closure of lands covered by performance bonds forfeited under this subchapter.

~~(d)~~(c) Moneys received annually into the fund shall be used by the division for the administration of remedial actions performed as a result of this subchapter.

SECTION 38. Arkansas Code § 8-7-226(c), concerning fees under the Arkansas Hazardous Waste Management Act of 1979 and the creation of the Hazardous Waste Permit Fund, is amended to read as follows to repeal language already codified at § 19-43-226:

(c) ~~The Hazardous Waste Permit Fund is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.~~ All fees collected under ~~the provisions of~~ this section shall be deposited into ~~this fund~~ the Hazardous Waste Permit Fund.

SECTION 39. Arkansas Code § 8-7-509(a), concerning the Hazardous Substance Remedial Action Trust Fund, is repealed because the language is already codified at § 19-26-223.

~~(a) The Hazardous Substance Remedial Action Trust Fund is created.~~

SECTION 40. Arkansas Code § 8-7-808 is amended to read as follows to repeal language already codified at § 19-43-251 and to revise language for clarity:

8-7-808. Moneys to be deposited into Regulated Substance Storage Tank Program Fund.

~~There is hereby established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Regulated Substance Storage Tank Program Fund". Such Regulated Substance Storage Tank Program Fund shall consist of federal funds, any necessary state matching funds as may be provided by the General Assembly, licensure fees, annual registration fees, and any moneys recovered by the Division of Environmental Quality which are attributable to collections of civil penalties under § 8-7-806 or to costs under § 8-7-807 not owed the Petroleum Storage Tank Trust Fund. All said~~ The following moneys shall be deposited into the Regulated Substance Storage Tank Program Fund as special revenues to be used in the administration of this subchapter:

(1) Federal funds designated for the Regulated Substance Storage Tank Program Fund;

(2) Any necessary state matching funds as may be provided by the General Assembly;

(3) Licensure fees;

(4) Annual registration fees; and

(5) Any moneys recovered by the Division of Environmental Quality that are attributable to collections of civil penalties under § 8-7-806 or to costs under § 8-7-807 not owed to the Petroleum Storage Tank Trust Fund.

SECTION 41. Arkansas Code § 8-7-905 is amended to read as follows to repeal language already codified at § 19-26-247 and to make stylistic changes:

8-7-905. Petroleum Storage Tank Trust Fund.

(a) ~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Petroleum Storage Tank Trust Fund", hereinafter referred to as the "fund".~~

~~(b)~~ The ~~fund~~ Petroleum Storage Tank Trust Fund will be administered by the Director of the Division of Environmental Quality, who shall make disbursements from the fund as authorized by this subchapter.

~~(c)~~(b) The fund shall consist of gifts, grants, donations, and such other funds as may be made available by the General Assembly, including all interest earned upon money deposited into the fund, fees assessed under this subchapter, any moneys recovered by the Division of Environmental Quality, the proceeds of bonds issued by the Arkansas Development Finance Authority for the benefit of the fund, and any other moneys legally designated for the fund.

~~(d)~~(c) Moneys in the fund may be expended by the director solely for the following purposes, as limited by the provisions of subsection ~~(c)~~(d) of this section:

(1) The state share mandated by the Resource Conservation and Recovery Act of 1976, 42 U.S.C. § 6901 et seq.;

(2) To pay costs incurred by the Arkansas Pollution Control and Ecology Commission, the director, the Attorney General, or the Advisory Committee on Petroleum Storage Tanks in the performance of their duties under this subchapter;

(3) To pay reimbursement to owners and operators for taking corrective action or to pay third parties for compensatory damages caused by accidental releases from qualified storage tanks;

(4) To pay reasonable and necessary costs and expenses of the division for taking corrective action caused by accidental releases from a storage tank of unknown ownership or when corrective action is not commenced by the owner or operator in a timely manner;

(5)(A) To reimburse owners and operators in the vicinity of the

release for performing short-term testing or monitoring ~~which~~ that is in addition to that required by the division's rules if the division has a reasonable basis for believing that the petroleum underground storage tank or tanks may be the source of the release.

(B) The owners and operators of petroleum underground storage tanks, including out-of-service and nonoperational petroleum underground storage tanks, not found to be the source of the release and who cooperate with the division may apply to the fund for reimbursement for such testing and monitoring costs, not including lost managerial time or loss of revenues because of temporary business closure; and

(6) To reimburse a consultant under § 8-7-907(k) for the purchase of equipment needed to undertake corrective action.

~~(e)~~(d) Notwithstanding any other provisions of this subchapter, the director, upon finding that a release may present an imminent and substantial hazard to the health of persons or to the environment and that an emergency exists requiring immediate action to protect the public health and welfare or the environment, may, without receiving prior advice from the committee, issue an order reciting the existence of such an imminent hazard and emergency and ordering a disbursement or reimbursement of up to fifty thousand dollars ($50,000) from the fund so that such action may be taken as he or she determines to be necessary to protect the health of such persons or the environment and to meet the emergency.

~~(f)(1)~~(e)(1) No expenditure from the fund shall be made for expenses for retrofitting or replacement of petroleum storage tanks.

(2) No expenditure from the fund pursuant to subdivisions ~~(d)(3) and (5)~~ (c)(3) and (5) of this section shall be made for attorney's fees.

~~(g)~~(f) The liability or obligation of the fund is not the liability or obligation of the State of Arkansas. However, this subsection shall not be construed as relieving the fund of any liability or obligation prescribed in this subchapter upon the entry of a valid court order or valid final order of the Arkansas State Claims Commission establishing a judgment against any state agency, board, department, or commission or when a settlement agreement has been reached arising from third-party claims against any state agency, board, department, or commission when the state agency, board, department, or commission is determined to be the owner or operator.

~~(h)~~(g) Nothing in this subchapter shall be construed to abrogate or

waive the provisions of Arkansas Constitution, Article 5, § 20.

~~(i)(1)~~(h)(1) An owner or operator who considers himself or herself injured in his or her business, person, or property by a final decision of the director or the director's delegatee under this subchapter may appeal the decision to the Arkansas Pollution Control and Ecology Commission within thirty (30) days after the date of the final decision of the director or the director's delegatee.

(2) The procedures of the division and the Arkansas Pollution Control and Ecology Commission for issuance of rules, conduct of hearings, notice, power of subpoena, right of appeal, presumptions, finality of actions, and related matters shall be as provided in §§ 8-4-202, 8-4-210 — 8-4-214, and 8-4-218 — 8-4-229, and in rules applicable to administrative procedures of the division and the Arkansas Pollution Control and Ecology Commission to the extent they are not in conflict with the provisions of this subchapter.

SECTION 42. Arkansas Code § 8-7-908(a)(1)(A), concerning exceptions to the prohibition on the payment of third-party claims from the Petroleum Storage Tank Trust Fund, is amended to read as follows to correct a reference resulting from the repeal of language from § 8-7-905:

(A) The Director of the Division of Environmental Quality is using his or her emergency authority under § ~~8-7-905(e)~~ 8-7-905(d); or

SECTION 43. Arkansas Code § 8-12-103 is amended to read as follows to repeal language already codified at § 19-26-285 and to make stylistic changes:

8-12-103. Moneys to be deposited into Natural Resources Damages Trust Fund.

(a)~~(1) There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Natural Resources Damages Trust Fund".~~

~~(2)~~ In addition to all moneys appropriated by the General Assembly to the ~~fund~~ Natural Resources Damages Trust Fund, there shall be deposited into the fund: ~~all~~

(1) All payments collected by the state for restoration, rehabilitation, replacement, or acquisition of natural resources~~,~~; ~~any~~

(2) Any moneys received by the state as a gift or donation to the fund or any federal moneys designated to enter the fund~~,~~; and ~~all~~

(3) All interest earned upon moneys deposited into the fund.

~~(3)~~(b) All moneys received into the fund shall be utilized for natural resource restoration, rehabilitation, replacement, or acquisition.

~~(b)~~(c) All expenditures from the fund shall be authorized by the Natural Resources Damages Advisory Board according to the provisions of this chapter and the requirements or conditions of any orders, settlement agreements, gifts, or donations.

SECTION 44. Arkansas Code § 9-30-109 is amended to read as follows to repeal language already codified at § 19-26-237 and language being added to § 19-26-237:

9-30-109. Additional fee for marriage license – Children's Trust Fund.

~~(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special trust fund to be known as the "Children's Trust Fund".~~

~~(b)~~ All county clerks in this state shall charge a fee of ten dollars ($10.00) in addition to all other fees prescribed by law for each marriage license issued, and the clerks shall transmit the ten-dollar fee to the Treasurer of State who shall deposit it into the ~~trust fund~~ Children's Trust Fund as special revenues.

~~(c)(1) Until the balance of the trust fund reaches ten million dollars ($10,000,000), not more than eighty percent (80%) of the money credited to the trust fund during any fiscal year shall be disbursed during that fiscal year.~~

~~(2) When the balance in the trust fund reaches ten million dollars ($10,000,000), disbursements from the trust fund shall be limited to the amount in excess of ten million dollars ($10,000,000).~~

~~(d) The Treasurer of State shall credit to the trust fund all moneys earned on the trust fund balance.~~

~~(e) No more than twenty percent (20%) of the revenues derived from the marriage license fees during any fiscal year shall be used to cover the administrative costs of the trust fund.~~

~~(f) The twenty-percent limitation does not apply to capital expenditures.~~

SECTION 45. Arkansas Code § 11-9-301, derived from Initiated Acts 1948, No. 4, § 47, is amended to read as follows to repeal language already codified at §§ 19-26-208, 19-26-219, and 19-26-220:

11-9-301. ~~Funds established~~ Administration of funds.

(a) ~~There are established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State, three (3) separate funds:~~

~~(1) The "Workers' Compensation Fund";~~

~~(2) The "Second Injury Trust Fund"; and~~

~~(3) The "Death and Permanent Total Disability Trust Fund".~~

~~(b)~~ Except for funds transferred into the General Revenue Fund Account specified in § 11-9-303(c) or other sections of this subchapter, no money shall be appropriated from ~~these funds~~ the Workers' Compensation Fund, Second Injury Trust Fund, or Death and Permanent Total Disability Trust Fund for any purpose except for the use and benefit, or at the direction of, the Workers' Compensation Commission.

~~(c) All funds established pursuant to this section~~ (b) The Workers' Compensation Fund, Second Injury Trust Fund, and Death and Permanent Total Disability Trust Fund shall be administered, disbursed, and invested under the direction of the commission.

~~(d)~~(c) All incomes derived through investment of the Workers' Compensation Fund, the Second Injury Trust Fund, and the Death and Permanent Total Disability Trust Fund shall be credited, as investment income, to the fund that participated in the investment. For the purpose of investment, Workers' Compensation Fund moneys shall be invested in accordance with the State Treasury Management Law, § 19-3-301 et seq.

~~(e)~~(d) Except for moneys transferred into the General Revenue Fund Account specified in § 11-9-303(c) or other sections of this subchapter, all moneys deposited ~~to the aforementioned funds~~ into the Workers' Compensation Fund, Second Injury Trust Fund, or Death and Permanent Total Disability Trust Fund shall not be subject to any deduction, tax, levy, or any other type of assessment.

~~(f)~~(e) If, on or after July 1, 1983, the balance in the Second Injury Trust Fund becomes insufficient to fully compensate those employees to whom it is obligated, payment shall be suspended until such time as the Second

Injury Trust Fund is capable of meeting its obligations, paying all arrearages, and restoring normal benefit payments. In no event shall there be any reverter of responsibility to the employer or carrier on or after July 1, 1983.

~~(g)(1)~~(f)(1) Upon the effective maturity dates of each investment, the investment shall be transferred to the Treasurer of State for deposit into the Death and Permanent Total Disability Trust Fund ~~created in this section~~.

(2) The free balances of the Death and Permanent Total Disability Bank Fund shall be transferred to the Death and Permanent Total Disability Trust Fund.

SECTION 46. Arkansas Code § 11-9-302(d), derived from Initiated Acts 1948, No. 4, § 47, and concerning qualifying fees for carriers, third-party administrators, and self-insurers under the Workers' Compensation Law, is amended to read as follows to repeal language already codified at § 19-26-219:

(d) These fees shall be deposited into the Workers' Compensation Fund ~~created in § 11-9-301~~.

SECTION 47. Arkansas Code § 11-9-303(c), derived from Initiated Acts 1948, No. 4, § 47, and concerning the payment of tax by carrier under the Workers' Compensation Law, is amended to read as follows to repeal language already codified at §§ 19-26-208, 19-26-219, and 19-26-220 and to clarify references:

(c)(1) This tax shall be collected by the commission from the carriers at the same time and in the same manner as insurance premium taxes under § 26-57-601 et seq. and deposited into the ~~funds created in § 11-9-301~~ Workers' Compensation Fund, Second Injury Trust Fund, and Death and Permanent Total Disability Trust Fund.

(2) This transfer from the ~~funds created in § 11-9-301~~ Workers' Compensation Fund, Second Injury Trust Fund, and Death and Permanent Total Disability Trust Fund shall be in the same proportions that deposits were made into the ~~three (3) funds~~ Workers' Compensation Fund, Second Injury Trust Fund, and Death and Permanent Total Disability Trust Fund as set forth in § 11-9-306(a)-(c).

SECTION 48. Arkansas Code § 11-9-306(f), derived from Initiated Acts 1948, No. 4, § 47, and concerning the determination of the surplus and the rate of taxation under the Workers' Compensation Law, is amended to read as follows to repeal language already codified at §§ 19-26-208, 19-26-219, and 19-26-220, clarify references, and make stylistic changes:

(f) The commission ~~shall have the authority to~~ may promulgate rules for administration of the assessment and tax collection process, including~~, but not limited to,~~ without limitation rules applicable to the ~~funds established in § 11-9-301~~ Workers' Compensation Fund, Second Injury Trust Fund, and Death and Permanent Total Disability Trust Fund.

SECTION 49. Arkansas Code § 11-9-525(a)(1), derived from Initiated Acts 1948, No. 4, § 13, and concerning the compensation for a disability under the Workers' Compensation Law, is amended to read as follows to repeal language already codified at § 19-26-208:

(a)(1) The Second Injury Trust Fund ~~established in this chapter~~ is a special fund designed to ensure that an employer employing a worker with a disability will not, in the event that the worker suffers an injury on the job, be held liable for a greater disability or impairment than actually occurred while the worker was in his or her employment.

SECTION 50. Arkansas Code § 11-9-525(b)(4), derived from Initiated Acts 1948, No. 4, § 13, and concerning the compensation for a disability under the Workers' Compensation Law, is amended to read as follows to repeal language already codified at § 19-26-208:

(4) After the compensation liability of the employer for the last injury, considered alone, which shall be no greater than the actual anatomical impairment resulting from the last injury, has been determined by an administrative law judge or the Workers' Compensation Commission, the degree or percentage of employee's disability that is attributable to all injuries or conditions existing at the time the last injury was sustained shall then be determined by the administrative law judge or the commission, and the degree or percentage of disability or impairment that existed prior to the last injury plus the disability or impairment resulting from the combined disability shall be determined, and compensation for that balance, if any, shall be paid out of the fund ~~provided for in § 11-9-301~~.

SECTION 51. Arkansas Code § 11-10-320(a), concerning the Employment Security Administration Fund, is repealed because the language is being moved to § 19-27-348.

~~(a) There is created in the State Treasury a special fund to be known as the "Employment Security Administration Fund".~~

SECTION 52. Arkansas Code § 12-12-323 is amended to read as follows to repeal language already codified at § 19-43-249:

12-12-323. Use of Crime Lab Equipment Fund.

~~(a) There is created the Crime Lab Equipment Fund on the books of the Auditor of State, the Treasurer of State, and the Chief Fiscal Officer of the State.~~

~~(b)~~ The moneys in the ~~fund~~ Crime Lab Equipment Fund shall be used by the State Crime Laboratory only for:

(1) The purchase of equipment;

(2) Operating expenses;

(3) Constructing and equipping regional crime laboratories; and

(4) The personal services and operating expenses of regional crime laboratories.

SECTION 53. Arkansas Code § 12-12-906(a)(2)(C)(iii)(a), concerning the duties of a sex offender required to register outside of Arkansas, is amended to read as follows to repeal an obsolete reference:

(iii)(a) Pay the mandatory fee of two hundred fifty dollars ($250) to be deposited into the DNA Detection Fund ~~established by § 12-12-1119~~ within ninety (90) days from the date of registration.

SECTION 54. Arkansas Code § 12-12-910(c), concerning fines under the Sex Offender Registration Act of 1997, is amended to read as follows to repeal obsolete language and references:

(c)(1) The fine provided in subsection (a) of this section and collected in circuit court~~,~~ or district court~~, or city court~~ shall be remitted by the tenth day of each month to the Administration of Justice Funds Section of the Office of Administrative Services of the Department of Finance and Administration on a form provided by that office for deposit into

the Sex Offenders Registration Fund ~~as established by § 12-12-911~~.

(2) The fee provided in subsection (b) of this section shall be collected by the law enforcement agency having jurisdiction over the person's sex offender verification and shall be remitted by the tenth day of each month to the Administration of Justice Funds Section of the Office of Administrative Services of the Department of Finance and Administration on a form provided by that office for deposit into the Sex Offenders Registration Fund ~~as established by § 12-12-911~~.

SECTION 55. Arkansas Code § 12-12-911 is repealed because the language is codified at or is being moved to § 19-43-245.

~~12-12-911. Sex Offenders Registration Fund.~~

~~(a) There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Sex Offenders Registration Fund".~~

~~(b)(1) This fund shall consist of special revenues collected pursuant to § 12-12-910, there to be used equally by the Arkansas Crime Information Center and the Department of Corrections for the administration of this subchapter.~~

~~(2) Any unexpended balance of this fund shall be carried forward and made available for the same purpose.~~

SECTION 56. Arkansas Code § 12-12-1012(b), concerning fees for noncriminal justice record searches, is amended to read as follows to repeal language already codified at § 19-43-260 and to make stylistic changes:

(b)(1) ~~There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State the State Police Equipment Fund.~~

~~(2)~~ Except as provided in subdivision ~~(b)(3)~~ (b)(2) of this section, all fees collected pursuant to this section shall be deposited into the State Treasury as special revenue and credited:

(A) Fifty percent (50%) to the Crime Information System Fund, there to be used for the continued operation and expansion of the automated criminal history system; and

(B) Fifty percent (50%) to the State Police Equipment Fund, there to be used for the continued operation and expansion of the

automated fingerprint identification system.

~~(3)~~(2) Fees collected under subdivision (a)(2)(B) of this section shall be deposited into the State Treasury as special revenue as follows:

(A) Ten dollars ($10.00) of each fee collected shall be credited to the Crime Information System Fund; and

(B) The portion of a collected fee that exceeds ten dollars ($10.00) shall be credited to the State Police Equipment Fund.

~~(4)(A)~~(3) Special revenues deposited into the Crime Information System Fund and the State Police Equipment Fund may be used for personal services and operating expenses as provided by law and for conducting criminal background checks for noncriminal justice purposes.

~~(B) The special revenues unused at the end of any fiscal year shall be carried forward.~~

SECTION 57. Arkansas Code § 12-12-1118(b), concerning the mandatory fine for a person required to provide a DNA sample under the State Convicted Offender DNA Data Base Act, is amended to read as follows to repeal an obsolete reference:

(b) The fine provided in subsection (a) of this section and collected in circuit court or district court shall be remitted by the tenth day of each month to the Administration of Justice Fund Section of the Office of Administrative Services of the Department of Finance and Administration on a form provided by that office for deposit into the DNA Detection Fund ~~as established by § 12-12-1119~~.

SECTION 58. Arkansas Code § 12-12-1119 is repealed because the language is already codified at § 19-43-237.

~~12-12-1119. DNA Detection Fund.~~

~~(a) There is hereby established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "DNA Detection Fund".~~

~~(b) This fund shall consist of special revenues collected pursuant to § 12-12-1118, there to be used by the State Crime Laboratory for the administration of this subchapter.~~

SECTION 59. Arkansas Code § 12-17-102 is repealed because the language is already codified at § 19-43-289.

~~12-17-102. State Drug Crime Enforcement and Prosecution Grant Fund established.~~

~~(a) There is hereby established and created on the books of the Chief Fiscal Officer of the State, the Treasurer of State, and the Auditor of State a special revenue fund to be known as the "State Drug Crime Enforcement and Prosecution Grant Fund" for the purpose of funding state grant awards for multi-jurisdictional drug crime task forces to investigate and prosecute drug crimes within the State of Arkansas.~~

~~(b) The fund shall consist of:~~

~~(1) Revenues generated under § 12-17-106; and~~

~~(2) Any moneys authorized by the General Assembly.~~

SECTION 60. Arkansas Code § 12-17-106(c)(1), concerning drug crime special assessments, is amended to read as follows to repeal an obsolete reference:

(c)(1) All drug crime special assessments collected shall be remitted by the county official, city official, agency, or department designated in § 16-13-709 as primarily responsible for the collection of fines assessed in the circuit courts or district courts on or before the fifteenth day of each month to the Administration of Justice Funds Section of the Office of Administrative Services of the Department of Finance and Administration, for deposit into the State Drug Crime Enforcement and Prosecution Grant Fund~~, as established by § 12-17-102~~.

SECTION 61. Arkansas Code § 12-27-133 is repealed because the language is codified at § 19-43-224.

~~12-27-133. Community Correction Revolving Fund.~~

~~There is created and established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Community Correction Revolving Fund", which shall consist of those special revenues as specified in § 19-42-201(31) and fees and sanctions levied by the courts or authorized by the Board of Corrections for participation in specified programs to be paid by offenders on community correction, there to be used for continuation and expansion of community~~

~~correction programs as established and approved by the board and as may be provided by law.~~

SECTION 62. Arkansas Code § 12-64-110 is amended to read as follows to repeal language being moved to § 19-22-111:

12-64-110. Appropriations ~~— Department of the Military Fund Account - Military Justice Fund~~.

~~(a)~~ There shall be appropriated annually, for the Department of the Military, the sum of twenty thousand dollars ($20,000) for the State Judge Advocate to pay for the administration of military justice.

~~(b) For the foregoing purposes, there is created in the State Treasury a fund to be designated the "Department of the Military Fund Account-Military Justice Fund", from which expenses of military justice shall be paid in the amounts and manner prescribed by law.~~

SECTION 63. Arkansas Code § 12-84-107 is amended to read as follows to repeal language already codified at § 19-43-214 and to make stylistic changes:

12-84-107. Moneys to be deposited into Office of Hazardous Materials Emergency Management Revolving Fund — Use of fund.

~~(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special revenue fund account to be known as the "Office of Hazardous Materials Emergency Management Revolving Fund".~~

~~(b)~~ All moneys collected under this subchapter shall be deposited as special revenues into the State Treasury to the credit of ~~that fund as special revenues~~ the Office of Hazardous Materials Emergency Management Revolving Fund and shall be used by the State Office of Hazardous Materials Emergency Management to operate the office and enforce this chapter.

SECTION 64. Arkansas Code § 13-7-504 is amended to read as follows to repeal language already codified at § 19-27-203, add language for consistency with § 19-27-203, and make stylistic changes:

13-7-504. ~~Fund created —~~ Administration of Historic Preservation Revolving Loan Fund.

(a) ~~There is created on the books of the Treasurer of State, Auditor~~

~~of State, and Chief Fiscal Officer of the State, a revolving loan fund which shall be known as the "Historic Preservation Revolving Loan Fund". The Arkansas Historic Preservation Program shall administer the Historic Preservation Revolving Loan Fund and may make loans from the Historic Preservation Revolving Loan Fund in accordance with this subchapter.~~

~~(b)~~ The ~~program~~ Arkansas Historic Preservation Program shall deposit into the Historic Preservation Revolving Loan Fund all receipts from the repayment of loans made pursuant to this subchapter.

~~(c)~~(b) The program may deposit into the ~~Historic Preservation Revolving Loan Fund~~ fund: ~~any private~~

(1) Private funds made available for the purposes of this subchapter; ~~and any federal~~

(2) Federal funds made available for the purpose of making grants or loans to owners of registered historic properties~~. Such funds may be used by the program to make or to subsidize loans made pursuant to this subchapter.~~;

~~(d) The program may deposit into the Historic Preservation Revolving Loan Fund any~~

(3) Any portion of the real estate transfer taxes deemed appropriate by the program; and

(4) Repayment of loans made under this subchapter.

~~(e)~~(c) In the event the program ceases to make loans from the Historic Preservation Revolving Loan Fund, any moneys remaining in the Historic Preservation Revolving Loan Fund may be transferred to the Natural and Cultural Resources Historic Preservation Fund, as certified to the Chief Fiscal Officer of the State by the Division of Arkansas Heritage.

SECTION 65. Arkansas Code § 14-15-811(c) and (d), concerning continuing education for county treasurers, are amended to read as follows to repeal language already codified at or being moved to § 19-26-235:

(c)(1) ~~There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State the County Treasurers' Continuing Education Fund.~~

~~(2)(A)~~ The quorum court of each county shall annually appropriate and pay into the County Treasurers' Continuing Education Fund in the State Treasury the sum of eight hundred dollars ($800) from fees of the

office of county treasurer.

~~(B)~~(2) If any quorum court shall fail or refuse to appropriate and pay over the funds to the County Treasurers' Continuing Education Fund in the State Treasury, the Treasurer of State shall withhold funds from the county aid due to the county and shall credit the funds to the County Treasurers' Continuing Education Fund.

~~(d) The funds in the County Treasurers' Continuing Education Fund shall be used exclusively for:~~

~~(1) Establishing and operating a continuing education program for county treasurers;~~

~~(2) Paying the meals, lodging, registration fees, and mileage at the rate prescribed in state travel rules of county treasurers who attend the continuing education program;~~

~~(3) Acquiring educational materials; and~~

~~(4) Paying presenter fees and expenses.~~

SECTION 66. Arkansas Code § 14-15-1001(c) and (d), concerning continuing education for county collectors, are amended to read as follows to repeal language already codified at or being moved to § 19-26-234:

(c)(1)~~(A) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State the County Collectors' Continuing Education Trust Fund.~~

~~(B)~~ The quorum court of each county shall annually appropriate and pay into the ~~fund~~ County Collectors' Continuing Education Trust Fund in the State Treasury the sum of eight hundred dollars ($800) from fees of the office of county collector.

~~(C)~~(2) If any quorum court shall fail or refuse to appropriate and pay over the funds to the County Collectors' Continuing Education Trust Fund in the State Treasury, the Treasurer of State shall withhold funds from the county aid due to the county and shall credit the funds to the County Collectors' Continuing Education Trust Fund.

~~(2) The County Collectors' Continuing Education Trust Fund shall consist of all moneys required to be paid in annually as set out herein, all interest earned from the investment of fund balances, and any remaining fund balances carried forward from year to year.~~

~~(d) The funds in the County Collectors' Continuing Education Trust~~

~~Fund shall be used exclusively for:~~

~~(1) Establishing and operating a continuing education program for county collectors and sheriff-collectors;~~

~~(2) Paying the meals, lodging, registration fees, and mileage at the rate prescribed in state travel rules of county collectors and sheriff-collectors who attend the continuing education programs;~~

~~(3) Acquiring educational materials; and~~

~~(4) Paying presenter fees and expenses.~~

SECTION 67. Arkansas Code § 14-20-111(c)(3), concerning marriage license fees, is amended to read as follows to correct a reference resulting from the repeal of language from § 9-30-109:

(3) Ten dollars ($10.00) under § ~~9-30-109(b)~~ 9-30-109;

SECTION 68. Arkansas Code § 14-164-336 is amended to read as follows to repeal language already codified at § 19-26-226 and to make stylistic changes:

14-164-336. Local ~~Sales and Use Tax Trust Fund~~ sales and use taxes collected under subchapter.

(a) ~~There is created a trust fund for the remittance of local sales and use taxes collected under this subchapter which shall be known as "the Local Sales and Use Tax Trust Fund," which trust fund shall be held apart from the State Treasury by the Treasurer of State and shall be administered by the Treasurer of State as provided in this section, in addition to other duties of the Treasurer of State prescribed by law.~~

~~(b)~~ The Treasurer of State shall not deposit ~~any such moneys~~ local sales and use taxes collected under this subchapter into the State Treasury or into general revenues, but shall hold ~~such moneys~~ the local sales and use taxes collected under this subchapter apart, in trust, and shall deposit ~~such moneys~~ the local sales and use taxes collected under this subchapter as cash funds into the Local Sales and Use Tax Trust Fund ~~established by this subchapter~~.

~~(c)~~(b) The Treasurer of State shall transmit monthly to the treasurer of the municipality or county, as the case may be, or in the alternative, to a bank or other depository designated by the municipality or county, the moneys of the municipality or county held in the Local Sales and Use Tax

Trust Fund ~~established by this subchapter~~, subject to the charges payable and retainage authorized by §§ 26-74-201 — 26-74-219, 26-74-221, 26-74-315 — 26-74-317, 26-75-201 — 26-75-221, 26-75-223, 26-75-317, 26-75-318, and the Local Sales and Use Tax Economic Development Project Funding Act, § 26-82-101 et seq.

~~(d)(1)~~(c)(1) With the exception of revenue derived from taxes under subdivision ~~(d)(2)~~ (c)(2) of this section, revenue derived from a tax on aviation fuel by a city or county where a regional airport, as described by the Regional Airport Act, § 14-362-101 et seq., is located shall be remitted by the Treasurer of State directly to the regional airport located within the levying city or county.

(2) Revenue derived from a tax on aviation fuel in effect on December 30, 1987, is not subject to this section.

SECTION 69. Arkansas Code § 14-164-337(f)(2), concerning the pledge of preexisting sales and use tax under the Local Government Bond Act of 1985, is amended to read as follows to repeal an obsolete reference:

(2) The Treasurer of State shall not deposit any such moneys into the State Treasury or into general revenues, but shall hold such moneys apart, in trust, and shall deposit such moneys as cash funds into the Local Sales and Use Tax Trust Fund ~~established by this subchapter~~.

SECTION 70. Arkansas Code § 14-171-211 is repealed because the language is codified at § 19-27-232.

~~14-171-211. City-County Tourist Facilities Aid Fund — Creation.~~

~~There is created and established on the books of the Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State a fund to be known as the City-County Tourist Facilities Aid Fund.~~

SECTION 71. Arkansas Code § 14-236-116(g)(1), concerning the disposition of permit and registration fees collected under the Arkansas Sewage Disposal Systems Act, is amended to read as follows to repeal language already codified at § 19-43-240:

(1) Five dollars ($5.00) of each permit fee collected for permits issued under subsection (a) of this section shall be credited to ~~a special fund to be known as~~ the "Individual Sewage Disposal Systems

Improvement Fund~~" that is established on the books of the Treasurer of State~~, with such moneys to be used by the Division of Environmental Health Protection of the Department of Health, and in the manner recommended by the Individual Sewage Disposal Systems Advisory Committee, for the implementation of the utilization and application of alternate and experimental individual sewage disposal systems, as set forth in this chapter;

SECTION 72. Arkansas Code § 14-284-305 is amended to read as follows to repeal language already codified at § 19-27-214 and to reorganize the section for clarity:

14-284-305. Rural Fire Protection Revolving Fund generally.

(a)(1) ~~There is created and established on the books of the Treasurer of State, the Auditor of State, and the Department of Finance and Administration the "Rural Fire Protection Revolving Fund", into which shall be transferred or deposited the moneys to be provided by law for the fund, to~~ The following shall be deposited into the Rural Fire Protection Revolving Fund:

(A) Moneys provided by law for the fund;

(B) All revenues received by the Arkansas Forestry Commission from the furnishing of firefighting vehicles or equipment to rural fire protection districts or to other eligible nonprofit organizations that are eligible to purchase the firefighting vehicles or equipment from the commission; and

(C) All moneys received by the commission upon repayment of loans made from the fund.

(2) Revenues and moneys under subdivisions (a)(1)(B) and (C) of this section shall be deposited into the fund as nonrevenue receipts to be used for the purposes of the fund as set forth by law.

(b) The fund shall be used as a revolving fund by the ~~Arkansas Forestry Commission~~ commission for:

(1) The acquisition by the ~~Arkansas Forestry Commission~~ commission of vehicles and for the payment of charges for labor, equipment, and materials necessary to convert the vehicles into firefighting vehicles suitable for rural fire protection service, and to make reimbursement to the fund upon making the vehicles available to rural fire protection districts, as provided by law; and

(2)(A) Making loans to rural fire protection districts ~~which~~ that apply therefor and ~~which~~ that are qualified under rules promulgated by the ~~Arkansas Forestry Commission~~ commission as qualified rural fire protection districts.

(B) The loans shall be used by qualified rural fire protection districts to provide moneys required to pay not more than seventy-five percent (75%) of the cost of acquiring, repairing, renovating, or equipping firefighting vehicles ~~which~~ that have been converted and adapted by the ~~Arkansas Forestry Commission~~ commission for rural fire protection use.

(C) However, the moneys loaned to a rural fire protection district from the fund shall be used exclusively to defray a portion of the cost of acquiring the firefighting equipment from the ~~Arkansas Forestry Commission~~ commission.

(D) The ~~Arkansas Forestry Commission~~ commission may establish a reasonable rate of interest to be charged on loans made from the revolving fund.

~~(b) All revenues received by the Arkansas Forestry Commission from the furnishing of firefighting vehicles or equipment to rural fire protection districts, or to other eligible nonprofit organizations which are eligible to purchase the equipment from the Arkansas Forestry Commission, and all moneys received by the Arkansas Forestry Commission upon repayment of loans made from the fund shall be deposited into the State Treasury as nonrevenue receipts and shall be credited by the Treasurer of State to the fund, to be used for the purposes of the fund as set forth by law.~~

SECTION 73. Arkansas Code § 15-4-1408 is repealed because the language is already codified at § 19-26-264.

~~15-4-1408. Inventors' Assistance Program Fund.~~

~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Inventors' Assistance Program Fund". This fund shall consist of all moneys received by the Center for Prototype Development and Emerging Technologies for implementation of this subchapter and all fees received pursuant to this subchapter. Moneys received into the fund are authorized to be applied to implement this subchapter. Any amount in the fund not directly needed to implement this subchapter shall go to the general revenue fund of~~

~~the state.~~

SECTION 74. Arkansas Code § 15-4-1603 is repealed because the language is already codified at § 19-43-263.

~~15-4-1603. Economic Development Incentive Fund.~~

~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Economic Development Incentive Fund" of the Arkansas Economic Development Commission. The fund shall consist of revenues designated for this fund by the Revenue Division of the Department of Finance and Administration pursuant to agreements entered into by the commission with qualified businesses.~~

SECTION 75. Arkansas Code § 15-4-1808 is amended to read as follows to repeal language already codified at § 19-27-246 and to make stylistic changes:

15-4-1808. Administration of Major Industry Facilities Incentive Fund ~~— Creation~~.

~~There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Major Industry Facilities Incentive Fund".~~

~~(b) The Treasurer of State shall monthly, before~~ Before making the percentage distributions of general revenues as provided by law, the Treasurer of State monthly shall deduct from the General Revenue Fund Account of the State Apportionment Fund an amount of money necessary to meet the quarterly payments to state agencies and political subdivisions provided for in this subchapter and shall credit them to the Major Industry Facilities Incentive Fund, and shall quarterly pay over the amounts to each state agency or political subdivision, ~~provided that~~ if the General Assembly ~~shall have~~ has appropriated funds for them.

~~(c)(1)~~ (b)(1) The State Board of Finance shall certify to the Treasurer of State the amount of assistance to each state agency or political subdivision for paying debt service on the bonds issued to finance the eligible facility.

(2) If it should be determined that overpayments were made to the ~~entity~~ state agency or political subdivision, then the overpayments shall

be recovered by reducing the succeeding fiscal year's entitlement by the overpayment.

SECTION 76. Arkansas Code § 15-4-2305 is repealed because the language is codified at § 19-27-269.

~~15-4-2305. Public Roads Incentive Fund.~~

~~(a) There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Public Roads Incentive Fund" of the Arkansas Economic Development Council.~~

~~(b) The fund shall consist of contributions made by taxpayers for public roads projects approved by the Director of the Arkansas Economic Development Commission and any other funds as are designated or deposited to the fund by law.~~

~~(c)(1) A separate account shall be established for each project, and contributions for a project shall be applied to provide funding assistance for such a project.~~

~~(2) Any contributions which remain in the fund when a project is completed or terminated shall be held and applied to other public roads projects in such manner as the director shall direct.~~

SECTION 77. Arkansas Code § 15-4-2707(a), concerning the Economic Development Incentive Fund, is repealed because the language is already codified at § 19-43-263.

~~(a) There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Economic Development Incentive Fund" of the Arkansas Economic Development Commission.~~

SECTION 78. Arkansas Code § 15-4-3012(b), concerning the deposit of bond proceeds under the Arkansas General Obligation Economic Development Superprojects Bond and Project Funding Act, is amended to read as follows to repeal language that is already codified at § 19-26-307:

(b) ~~There is created as a trust fund in the State Treasury an account designated as the "~~ The Economic Development Superprojects Project Fund~~" to provide~~ provides for payment of all or a part of debt service on bonds issued

under this subchapter and ~~to~~ directly ~~fund~~ funds superprojects on a pay-as-you-go basis ~~should~~ if the bonds are neither ~~be~~ approved nor issued.

SECTION 79. Arkansas Code § 15-14-107 is amended to read as follows to repeal language already codified at § 19-43-288 and to add clarifying language:

15-14-107. ~~Arkansas Retirement Community Program Fund Account~~ Deposit of fees.

The ~~Arkansas Retirement Community Program Fund Account is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State and shall be funded by the~~ fees collected under § 15-14-104 shall be deposited as special revenues into the Arkansas Retirement Community Program Fund Account. ~~All moneys collected under the account shall be deposited into the State Treasury to the credit of the account as special revenues. Moneys in the account may be appropriated to the Arkansas Economic Development Institute only for the purposes of this chapter, including the payment of administrative and personnel costs of the Arkansas Association of Development Organizations connected with administering the Arkansas Retirement Community Program.~~

SECTION 80. Arkansas Code § 15-20-1309(b)(1), as affirmed by Referred Act 1 of 2008 and concerning proceeds of bonds under the Arkansas Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2007, is amended to read as follows to repeal language being codified at § 19-26-341:

(b)(1) ~~There is established as a trust fund in the State Treasury an account designated as the "Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2007 Bond Fund" that is being created to provide~~ The Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2007 Bond Fund provides for payment of all or a part of the debt service in connection with bonds issued under this subchapter.

SECTION 81. Arkansas Code § 15-20-1509(b)(1), concerning proceeds of bonds under the Arkansas Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2025, is amended to read as follows to repeal language being codified at § 19-26-342:

(b)(1) ~~There is established as a trust fund in the State Treasury an~~

~~account designated as the "~~ The Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2025 Bond Fund~~" that is created to~~ shall provide for payment of all or a part of the debt service in connection with bonds issued under this subchapter.

SECTION 82. Arkansas Code § 15-22-614(a), as affirmed by Referred Act 1 of 1982 and concerning the deposit of revenues under the Arkansas Water Resources Development Act of 1981, is amended to read as follows to repeal language that is already codified at §§ 19-26-251, 19-26-252, and 19-26-253:

(a) All revenues derived by the Arkansas Natural Resources Commission from any project financed under this subchapter shall be deposited by the commission, as received, into trust funds in the State Treasury to accomplish the purposes of this subchapter, specifically, in amounts or portions as set forth in the resolution or trust indenture authorizing or securing the bonds issued to finance the development of such a project into trust funds ~~created and designated~~ as follows:

(1) Into the Water Resources Development Bond Fund to provide for payment of all or a part of debt service on bonds issued under this subchapter;

(2) Into the Water Resources Development Debt Service Reserve Fund to provide a reserve for payment of debt service on the bonds; and

(3) Into the Water Resources Development Operation and Maintenance Fund to provide for all or a part of the operation and maintenance needs of such a project or of other projects financed under this subchapter.

SECTION 83. Arkansas Code § 15-23-806 is repealed because the language is already codified at § 19-26-287.

~~15-23-806. Ouachita River Waterways Project Trust Fund.~~

~~(a) There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Ouachita River Waterways Project Trust Fund".~~

~~(b) This fund shall consist of those moneys approved by the General Assembly and the interest income earned from the investment of funds accruing to the fund.~~

~~(c)(1) The fund may be used for such purposes as may be authorized by~~

~~law, including, but not limited to, wildlife and recreation purposes and bank stabilization.~~

~~(2) The funds shall not be used for bend cuts or bend widenings.~~

~~(d)(1) Investment of the funds available shall be by the Treasurer of State in such amounts and in such manner as may be directed by the Ouachita River Commission.~~

~~(2) In no event, however, shall the funds be invested for longer than a continuous two-year period.~~

SECTION 84. Arkansas Code § 15-23-903 is repealed because the language is already codified at § 19-27-281.

~~15-23-903. Port Priority Improvement Fund created.~~

~~There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Port Priority Improvement Fund", to consist of the funds or other moneys that may be deposited therein as provided by the General Assembly, and to be used by the Arkansas Waterways Commission for the purpose of providing financial assistance to public port authorities in the manner provided in this subchapter and for development of port infrastructure, including the engineering and construction costs.~~

SECTION 85. Arkansas Code § 15-31-108 is repealed because the language is already codified at § 19-43-210.

~~15-31-108. State Forestry Fund.~~

~~There is created and established in the State Treasury a fund which shall be designated and known as the "State Forestry Fund". All moneys from whatever source received and deposited into the fund shall be used exclusively by the Arkansas Forestry Commission in carrying out its respective functions and duties as provided by law.~~

SECTION 86. Arkansas Code § 15-57-319 is amended to read as follows to repeal language already codified at § 19-26-267 and to make stylistic changes:

15-57-319. ~~Land Reclamation Fund~~ Deposit of fees and moneys — Permit fee.

(a) ~~A Land Reclamation Fund is established on the books of the~~

~~Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State. The Land Reclamation Fund shall consist of civil penalty and bond forfeiture amounts, gifts, grants, donations, and other funds as may be made available by the General Assembly, including all interest earned upon moneys deposited into the Land Reclamation Fund. The Division of Environmental Quality shall use the funds to accomplish reclamation of affected lands.~~

~~(b)~~ All fees and any moneys collected as reimbursement for expenses, costs, and damages to the state under ~~the provisions of~~ this subchapter shall be deposited into the general revenue fund of the ~~division~~ Division of Environmental Quality and shall be used to defray the administrative and enforcement costs of this subchapter.

~~(c)~~(b) The Arkansas Pollution Control and Ecology Commission may by rule prescribe an annual permit fee on affected lands.

SECTION 87. Arkansas Code § 15-71-115 is amended to read as follows to repeal language already codified at § 19-43-280 and to reorganize the language for clarity:

15-71-115. Administration of Abandoned and Orphaned Well Plugging Fund.

(a) ~~There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special revenue fund to be known as the "Abandoned and Orphaned Well Plugging Fund".~~

~~(b)(1) The fund shall receive funds from:~~

~~(A) Fees assessed by the Oil and Gas Commission;~~

~~(B) Forfeited bonds;~~

~~(C) Proceeds from the sale of hydrocarbons and production equipment located at the site of abandoned and orphaned wells;~~

~~(D) Grants and gifts from private and public sources; and~~

~~(E) Any other revenue as may be authorized by law.~~

~~(2) All moneys collected under the fund shall be deposited into the State Treasury to the credit of the fund as special revenues.~~

~~(c)(1)~~ The ~~fund~~ Abandoned and Orphaned Well Plugging Fund shall be used by the ~~commission~~ Oil and Gas Commission to:

~~(A)~~(1) Make expenditures through contracts to plug abandoned and orphaned wells and to remediate associated production facilities;

~~(B)~~(2) Award grants to landowners to plug abandoned and orphaned wells and to remediate associated production facilities; ~~and~~

~~(C)~~(3) Make expenditures for emergency repairs to wells or production facilities endangering the public health and safety; and

(4) Provide security if an oil well operator or a gas well operator, or both, fails to perform plugging responsibilities under § 15-72-217 or fails to correct well conditions that create an imminent danger to the health or safety of the public or threaten significant environmental harm or damage to property.

~~(2)~~(b) Expenditures from the fund may be authorized by the commission through contracts or grants for the payment of plugging costs or the cost of performing corrective work as follows:

~~(A)~~(1) If after the commission gives the well operator notice and hearing and finds that an abandoned well must be plugged, that a leaking well must be plugged, replugged, or repaired, or that a well site must be restored and the well operator fails to perform the required plugging, replugging, repair, or restoration work within the time frame prescribed in the commission order, the commission may authorize fund expenditures to plug, replug, or repair the well or wells and to restore the well site in accordance with commission rules; and

~~(B)~~(2) If the abandoned well or well site operator cannot be identified or located for purposes of notice and hearing, the commission may administratively determine the well or well site to be orphaned, as defined by commission rules, and may authorize expenditures from the fund to plug the orphaned well and restore the orphaned well site.

~~(d) The fund may be used by the commission to provide security in the event an oil or gas well operator fails to perform plugging responsibilities under the provisions of § 15-72-217 or fails to correct well conditions that create an imminent danger to the health or safety of the public or threaten significant environmental harm or damage to property.~~

SECTION 88. Arkansas Code § 16-13-712(a), concerning the Judicial Fine Collection Enhancement Fund, is amended to read as follows to repeal language already codified at § 19-27-262:

(a) ~~There is hereby created on the books of the Treasurer of State the "Judicial Fine Collection Enhancement Fund", into which the~~ The time-payment

fees established by § 16-13-704 shall be deposited into the Judicial Fine Collection Enhancement Fund.

SECTION 89. Arkansas Code § 16-87-213(b)(4)(A), concerning certificates of indigency and fees paid to the Arkansas Public Defender Commission for the appointment of an attorney, is amended to read as follows to repeal language being moved to § 19-21-105(e)(1)(B)(xv):

(4)(A) The commission shall deposit the money collected under subdivision (b)(1) of this section into ~~a separate account within the State Central Services Fund entitled "~~ the Public Defender User Fees~~"~~ Account as provided under § 19-21-105, to which access shall only be available to the commission.

SECTION 90. Arkansas Code § 16-90-717 is amended to read as follows to repeal language already codified at or being moved to § 19-26-238 and to make stylistic changes:

16-90-717. Administration of Crime Victims Reparations Revolving Fund.

~~There is created in the State Treasury a revolving fund for the Crime Victims Reparations Board to be designated the "Crime Victims Reparations Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all moneys received by the board from any source including moneys applied for and received from any state, federal, or private source. All interest earned as a result of investing moneys in the Crime Victims Reparations Revolving Fund shall be paid into the fund and not into the general revenues of this state.~~ All moneys accruing to the credit of the ~~fund~~ Crime Victims Reparations Revolving Fund are appropriated and may be budgeted and expended by the ~~board~~ Crime Victims Reparations Board for the purpose of implementing ~~the provisions of~~ this subchapter and ~~the provisions of the sexual assault statutes,~~ §§ 12-12-401 — 12-12-404.

SECTION 91. Arkansas Code § 16-92-109(d)(2), concerning costs, fees, and reimbursements to counties related to bringing certain persons to trial, is amended to read as follows to repeal language already codified at or being moved to § 19-27-241:

(2) The secretary shall cause the amount of such costs as he or she determines comply with this section to be paid to the county or counties

from the Trial Expense Assistance Fund~~, which is established by this section on the books of the Treasurer of State, the secretary, and the Auditor of State, which shall consist of moneys transferred to the Trial Expense Assistance Fund, as costs are incurred, from the Miscellaneous Revolving Fund~~.

SECTION 92. Arkansas Code § 16-92-118(d)(2), concerning the collection and deposit of fines, is amended to read as follows to repeal an obsolete reference:

(2) The fee provided for in subdivision (d)(1) of this section collected by the Administrative Office of the Courts shall be deposited by the fifth day of each month into the Judicial Fine Collection Enhancement Fund ~~established by § 16-13-712~~.

SECTION 93. Arkansas Code § 16-123-347 is amended to read as follows to repeal language already codified at § 19-26-310 and to make stylistic changes:

16-123-347. Administration of Arkansas Fair Housing Commission Trust Fund.

(a) ~~There is hereby established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Arkansas Fair Housing Commission Trust Fund".~~

~~(b) The fund shall consist of:~~

(1) Funds received by the Arkansas Fair Housing Commission~~,~~ and any other moneys as may be provided by the General Assembly~~, there to be~~ that are deposited into the Arkansas Fair Housing Commission Trust Fund shall be used for the administration and operations of the commission~~; and~~.

(2) Any administrative or civil penalty levied and collected ~~pursuant to~~ under this subchapter~~, to be~~ shall be solely used for fair housing education of the public and the operational expenses of the commission.

~~(c)~~(b) The appropriation to the commission providing for "public education" may be used to fund all expenses incurred in conducting educational seminars and other forms of educational projects for use and benefit generally of the public, including the production and distribution of information literature of an educational nature.

SECTION 94. Arkansas Code § 17-33-101(9), concerning the definitions to be used in relation to the licensing of heating, ventilation, air conditioning, and refrigeration workers, is amended to read as follows to correct a reference to language being repealed because it is already codified at § 19-43-257:

(9) "HVACR Licensing Fund" means a fund established ~~under this chapter~~ in § 19-43-257 to be used exclusively to fund all activities covered under this chapter;

SECTION 95. Arkansas Code § 17-33-205(a)(1), concerning the disposition of funds collected by the HVACR Licensing Board, is amended to read as follows to repeal language already codified at § 19-43-257:

(a)(1) All fees or payments of any type collected by the HVACR Licensing Board under this chapter shall be deposited into the State Treasury as special revenues, and the Treasurer of State shall credit those fees or payments to the ~~"~~HVACR Licensing Fund~~" which is hereby created~~.

SECTION 96. Arkansas Code § 17-38-205 is amended to read as follows to repeal language already codified at § 19-43-213, to make stylistic changes, and to correct the name of a fund:

17-38-205. Disposition of funds — Loans.

(a) All fees or payments of any type collected by the State Board of Health under this chapter shall be deposited into the State Treasury on or before the fifth day of the month next following the month of collection thereof, and the Treasurer of State shall credit the fees or deposits to the credit of the ~~"~~ Department of Health Plumbers Licensing Fund~~", which is hereby created~~.

(b) All funds deposited into the Department of Health Plumbers Licensing Fund shall be used for the maintenance, operation, and improvement of the plumbers licensing and inspection services of the board.

(c) The Chief Fiscal Officer of the State ~~is authorized~~, from time to time, ~~to~~ may make transfers of moneys in the Budget Stabilization Trust Fund as loans to the Department of Health Plumbers Licensing Fund to be used for maintenance and operation of the plumbers licensing and plumbing inspection program of the Department of Health. Any moneys loaned from the Budget

Stabilization Trust Fund to the Department of Health Plumbers Licensing Fund shall be repaid from fees derived from the plumbers licensing and plumbing inspection program on or before the last day of the fiscal year in which the loan of the funds is made.

(d) All moneys received from the sale or trade of motor vehicles purchased with funds from the Department of Health Plumbers Licensing Fund shall be credited to the Department of Health Plumbers Licensing Fund.

SECTION 97. Arkansas Code § 17-52-312 is amended to read as follows to repeal language being moved to § 19-27-349:

17-52-312. ~~Fund~~ Moneys collected under subchapter.

~~(a) There is created in the State Treasury a fund to be known as the "State Board of Appraisers, Abstracters, and Home Inspectors Fund".~~

~~(b)~~ All funds, fees, charges, costs, and collections accruing to or collected under ~~the provisions of~~ this subchapter shall be deposited into the State Treasury to the credit of ~~this fund~~ the State Board of Appraisers, Abstracters, and Home Inspectors Fund.

SECTION 98. Arkansas Code § 17-88-105 is amended to read as follows to repeal language being moved to § 19-27-350:

17-88-105. Disposition of funds.

All fees and penalties provided for in this chapter shall be received by the Arkansas State Medical Board, shall be deposited into the State Treasury, shall be credited to the State Medical Board — Occupational Therapy Fund~~, which is created,~~ and shall be expended by the board in accordance with the appropriation by the General Assembly.

SECTION 99. Arkansas Code § 17-89-204(c), concerning financial reporting and the disposition of funds under the Ophthalmic Dispensing Act, is amended to read as follows to repeal language already codified at § 19-43-229:

(c) ~~There is created the Arkansas Board of Dispensing Opticians Fund on the books of the Treasurer of State.~~ All moneys collected by the board shall be deposited as special revenues to the credit of ~~that fund~~ the Arkansas Board of Dispensing Opticians' Fund.

SECTION 100. Arkansas Code § 17-103-204(a), concerning the disposition of funds under the Social Work Licensing Act, is amended to read as follows to repeal language already codified at § 19-43-231 and to make stylistic changes:

(a) The Director of the Arkansas Social Work Licensing Board or his or her designee shall receive and account for all money derived under ~~the provisions of~~ this chapter and shall pay the money to the Treasurer of State, who shall ~~keep the money in a separate fund to be known as~~ deposit the money into the "Social Work Licensing Fund".

SECTION 101. Arkansas Code § 18-28-213(a)(1), concerning the deposit of funds under the Unclaimed Property Act, is amended to read as follows to repeal language being moved to § 19-26-343:

(a)(1) The funds received under this subchapter, including the proceeds from the sale of abandoned property, shall be deposited by the administrator into ~~a special trust fund to be known as~~ the "Unclaimed Property Proceeds Trust Fund", from which he or she shall make prompt payment of claims allowed by him or her as provided under this subchapter.

SECTION 102. Arkansas Code § 18-28-403(a)(1)(B), concerning abandoned mineral proceeds and the disposition of unclaimed funds, is amended to read as follows to repeal language being moved to § 19-26-344:

(B) Abandoned mineral proceeds are subject to the unclaimed property provisions of the Unclaimed Property Act, § 18-28-201 et seq., except that funds received by the Auditor of State under this section shall be deposited by the Auditor of State into ~~a special trust fund to be known as~~ the "Abandoned Mineral Proceeds Trust Fund".

SECTION 103. Arkansas Code § 19-21-105(e)(1)(B)(xv), concerning the moneys going into the State Central Services Fund, is amended to read as follows to add language repealed from § 16-87-213(b)(4)(A):

(xv) Public defender user fees to be used to defray the costs of the public defender system, § 16-87-213, which shall be held in a separate account created as the "Public Defender User Fees Account" within the State Central Services Fund;

SECTION 104. Arkansas Code § 19-22-105(a), concerning the Public School Fund, is amended to add an additional subdivision to read as follows to add language being repealed from § 6-20-205(d):

(4) Arkansas History Textbook Revolving Fund Account. The Arkansas History Textbook Revolving Fund Account shall be used for the purpose of expediting the purchase and sale of an Arkansas history textbook.

SECTION 105. Arkansas Code Title 19, Chapter 22, Subchapter 1, is amended to add an additional section to read as follows to add language being moved from § 12-64-110:

19-22-111. Department of the Military Fund Account-Military Justice Fund.

(a) The Department of the Military Fund Account-Military Justice Fund shall consist of moneys appropriated to the fund as described in § 12-64-110 and other moneys as provided by law.

(b) The fund shall be used for the expenses of military justice, which shall be paid in the amounts and in the manner provided by law.

SECTION 106. Arkansas Code Title 19, Chapter 22, Subchapter 1, is amended to add an additional section to read as follows:

19-22-112. State Aid Road Fund.

(a) The State Aid Road Fund shall consist of moneys as provided under § 27-72-305.

(b) The fund shall be used as provided under § 27-72-305.

SECTION 107. Arkansas Code § 19-26-205(b), concerning the Revolving Loan Fund, is amended to read as follows to add language to be consistent with § 6-20-812:

(b) The fund shall consist of the repayment of moneys loaned or invested through the Revolving Loan Program of the Division of Elementary and Secondary Education and interest received on securities held under § 6-20-812.

SECTION 108. Arkansas Code § 19-26-208(b), concerning the Second Injury Trust Fund, is amended to read as follows to add a reference to § 11-9-301 et seq., which has administrative provisions concerning the Second

Injury Trust Fund, and to make stylistic changes:

(b) The fund shall consist of the revenues provided by §§ 11-9-101 — 11-9-105, 11-9-107 — 11-9-112, 11-9-301 et seq., 11-9-401 — 11-9-403, 11-9-409, 11-9-501 — 11-9-529, 11-9-601 — 11-9-603, 11-9-701, 11-9-702, 11-9-704 — 11-9-716, and 11-9-801 — 11-9-811 and shall be used for the purposes as set out in ~~those statutes~~ §§ 11-9-101 — 11-9-105, 11-9-107 — 11-9-112, 11-9-301 et seq., 11-9-401 — 11-9-403, 11-9-409, 11-9-501 — 11-9-529, 11-9-601 — 11-9-603, 11-9-701, 11-9-702, 11-9-704 — 11-9-716, and 11-9-801 — 11-9-811.

SECTION 109. Arkansas Code § 19-26-219(b), concerning the Workers' Compensation Fund, is amended to read as follows to add a reference to § 11-9-301 et seq., which has administrative provisions concerning the Workers' Compensation Fund:

(b) The fund shall consist of the revenues provided by §§ 11-9-101 — 11-9-105, 11-9-107 — 11-9-112, 11-9-301 et seq., 11-9-401 — 11-9-403, 11-9-409, 11-9-501 — 11-9-529, 11-9-601 — 11-9-603, 11-9-701, 11-9-702, 11-9-704 — 11-9-716, and 11-9-801 — 11-9-811, and shall be used for the purposes as set out in §§ 11-9-101 — 11-9-105, 11-9-107 — 11-9-112, 11-9-301 et seq., 11-9-401 — 11-9-403, 11-9-409, 11-9-501 — 11-9-529, 11-9-601 — 11-9-603, 11-9-701, 11-9-702, 11-9-704 — 11-9-716, and 11-9-801 — 11-9-811.

SECTION 110. Arkansas Code § 19-26-220(b), concerning the Death and Permanent Total Disability Trust Fund, is amended to read as follows to add a reference to § 11-9-301 et seq., which has administrative provisions concerning the Death and Permanent Total Disability Trust Fund:

(b) The fund shall consist of the revenues provided by §§ 11-9-101 — 11-9-105, 11-9-107 — 11-9-112, 11-9-301 et seq., 11-9-401 — 11-9-403, 11-9-409, 11-9-501 — 11-9-529, 11-9-601 — 11-9-603, 11-9-701, 11-9-702, 11-9-704 — 11-9-716, and 11-9-801 — 11-9-811, and shall be used for the purposes as set out in §§ 11-9-101 — 11-9-105, 11-9-107 — 11-9-112, 11-9-301 et seq., 11-9-401 — 11-9-403, 11-9-409, 11-9-501 — 11-9-529, 11-9-601 — 11-9-603, 11-9-701, 11-9-702, 11-9-704 — 11-9-716, and 11-9-801 — 11-9-811.

SECTION 111. Arkansas Code § 19-26-234 is amended to read as follows to add language repealed from § 14-15-1001(c) and (d):

19-26-234. County Collectors' Continuing Education Trust Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "County Collectors' Continuing Education Trust Fund".

(b) The County Collectors' Continuing Education Trust Fund shall consist of: ~~fees~~

(1) Fees, ~~as annually appropriated by the quorum court of each county,~~ of the office of county collector as annually appropriated by the quorum court of each county and as required under § 14-15-1001; ~~and funds~~

(2) Funds withheld from the County Aid Fund for those counties that fail or refuse to provide the appropriated fees;

(3) All interest earned from the investment of fund balances; and

(4) Any remaining fund balances carried forward from year to year.

(c) The County Collectors' Continuing Education Trust Fund shall be used exclusively for: ~~the establishment and operation of a continuing education program for county collectors and sheriff-collectors as set out in § 14-15-1001~~

(1) Establishing and operating a continuing education program for county collectors and sheriff-collectors;

(2) Paying the meals, lodging, registration fees, and mileage at the rate prescribed in state travel rules of county collectors and sheriff-collectors who attend the continuing education programs;

(3) Acquiring educational materials; and

(4) Paying presenter fees and expenses.

SECTION 112. Arkansas Code § 19-26-235(c), concerning the County Treasurers' Continuing Education Fund, is amended to read as follows to add language being repealed from § 14-15-811:

(c) The County Treasurers' Continuing Education Fund shall be used exclusively for: ~~the establishment and operation of a continuing education program for county treasurers and payment of expenses for attending the program, all as provided in § 14-15-811~~

(1) Establishing and operating a continuing education program for county treasurers;

(2) Paying the meals, lodging, registration fees, and mileage at

the rate prescribed in state travel rules of county treasurers who attend the continuing education program;

(3) Acquiring educational materials; and

(4) Paying presenter fees and expenses.

SECTION 113. Arkansas Code § 19-26-237 is amended to read as follows to add language being repealed from § 9-30-109 and to clarify language:

19-26-237. Children's Trust Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Children's Trust Fund".

(b) The fund shall consist of those special revenues as specified in § 19-42-201(189), ~~and~~ moneys received from the United States Government, other governments, or persons or any other entities that do not obligate the State of Arkansas, and moneys earned on the fund balance.

(c) The fund shall be used by the Department of Human Services as provided under § 9-30-101 et seq.

(d)(1) Until the balance of the fund reaches ten million dollars ($10,000,000), not more than eighty percent (80%) of the money credited to the fund during any fiscal year shall be disbursed during that fiscal year.

(2) When the balance in the fund reaches ten million dollars ($10,000,000), disbursements from the fund shall be limited to the amount in excess of ten million dollars ($10,000,000).

(e)(1) No more than twenty percent (20%) of the revenues derived from the additional marriage license fees under § 9-30-109 during any fiscal year shall be used to cover the administrative costs of the fund.

(2) The twenty-percent limitation under subdivision (e)(1) of this section does not apply to capital expenditures.

SECTION 114. Arkansas Code § 19-26-238 is amended to read as follows to add language repealed from § 16-90-717:

19-26-238. Crime Victims Reparations Revolving Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Crime Victims Reparations Revolving Fund".

(b) The Crime Victims Reparations Revolving Fund shall consist of:

(1) Moneys transferred or deposited from the State Administration of Justice Fund;

(2) Twenty-four percent (24%) of the fees collected under § 12-12-1510(c); ~~and~~

(3) All other moneys received by the Crime Victims Reparations Board, including without limitation moneys applied for and received from any state, federal, or private source; and

(4) All interest earned as a result of investing moneys in the Crime Victims Reparations Revolving Fund.

(c) The ~~fund~~ Crime Victims Reparations Revolving Fund shall be used to compensate and assist victims of criminal acts as set out in the Arkansas Crime Victims Reparations Act, § 16-90-701 et seq.

(d) The Crime Victims Reparations Revolving Fund shall be a continuing fund and not subject to fiscal year limitations.

SECTION 115. Arkansas Code § 19-26-242(c), concerning the Self-Insured Fidelity Bond Trust Fund, is amended to read as follows to add language to be consistent with § 21-2-701 et seq.:

(c) The fund shall be administered and disbursed by the Governmental Bonding Board for the use and benefit of participating governmental entities for bond claims and board expenses as provided under § 21-2-701 et seq.

SECTION 116. Arkansas Code § 19-26-245(c)(2), concerning the use of the Identification Pending Trust Fund for Local Sales and Use Taxes, is amended to read as follows to correct references:

(2) Under subdivisions (b)(3) and (4) of this section shall be distributed to cities and counties under §§ ~~26-74-221(a)(2)(C)(ii), 26-75-223(a)(2)(C)(ii), and 26-82-113(a)(2)(A)(ii)~~ 26-74-221(a)(2)(B), 26-75-223(a)(2)(B), and 26-82-113(a)(2)(B).

SECTION 117. Arkansas Code § 19-26-259 is amended to read as follows to add language being repealed from § 5-64-505(i)(3) and to clarify language:

19-26-259. Special State Assets Forfeiture Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Special State Assets Forfeiture Fund".

(b) The fund shall consist of revenues as provided in § 5-64-505(i)(1)(B)(iv) and § 5-64-505(i)(4)(B)(i) and any other revenues as may be provided by law.

(c) The fund shall be administered and distributed through rules established ~~by the Arkansas Drug Director and distributed by the Arkansas Alcohol and Drug Abuse Coordinating Council in accordance with the intent and purposes of the Uniform Controlled Substances Act, § 5-64-101 et seq~~ under § 5-64-505(i)(3) and (4).

(d) The fund is not subject to the Revenue Stabilization Law, § 19-20-101 et seq., or § 19-21-103(b)(2)(A).

SECTION 118. Arkansas Code § 19-26-263(a), concerning the College Savings Debt Service Reserve Fund, is amended to read as follows to correct the name of the fund to be consistent with § 6-62-723(a):

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "College Savings Bond Debt Service Reserve Fund".

SECTION 119. Arkansas Code § 19-26-269, concerning the Arkansas Medicaid Program Trust Fund, is amended to add an additional subsection to read as follows to add language being repealed from §§ 20-77-1904 and 20-77-2805:

(c) There is created the Hospital Assessment Account within the Arkansas Medicaid Program Trust Fund to be administered under § 20-77-1904.

(d) There is created the Medical Transportation Assessment Account within the Arkansas Medicaid Program Trust Fund to be administered under § 20-77-2805.

SECTION 120. Arkansas Code § 19-26-284(b)(3), concerning the State Insurance Department Prepaid Trust Fund, is amended to read as follows to add language being moved from § 23-40-125(a):

~~(3)~~(c) ~~The State Insurance Department Prepaid Trust Fund shall also consist of the assets of~~ There is created the Prepaid Funeral Contracts Recovery Program Fund~~, there~~ within the State Insurance Department Prepaid Trust Fund to be administered ~~by the commissioner~~ as provided in § 23-40-125.

SECTION 121. Arkansas Code § 19-26-285(c), concerning the Natural Resources Damages Trust Fund, is amended to read as follows to add language to be consistent with § 8-12-103:

(c) The fund shall be used for natural resource restoration, rehabilitation, replacement, or acquisition, as authorized by the Natural Resources Damages Advisory Board, contingent upon any order of a court of appropriate jurisdiction, settlement agreement, and conditions contained in gifts or donations, as may be provided by law, including without limitation the Natural Resources Damages Trust Fund Act, § 8-12-101 et seq.

SECTION 122. Arkansas Code § 19-26-312 is amended to read as follows to add language to be consistent with § 8-1-105:

19-26-312. Division of Environmental Quality Fee Trust Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Division of Environmental Quality Fee Trust Fund".

(b) The fund shall consist of: ~~those~~

(1) Interest earnings and fees as provided in § 8-1-105; and

(2) Those special revenues as specified in:

~~(1)~~(A) Section 19-42-201(104), there to be used to defray the costs of operating the Division of Environmental Quality as set out in §§ 8-1-101 — 8-1-107; and

~~(2)~~(B) Section 8-6-607(b), there to be used for the administrative support of the Compliance Advisory Panel.

SECTION 123. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows to add language being repealed from § 6-20-2609(b):

19-26-340. School Academic Facilities Financing Act of 2007 Bond Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "School Academic Facilities Financing Act of 2007 Bond Fund".

(b) The fund shall consist of moneys as provided under the Arkansas Public School Academic Facilities Financing Act of 2007, § 6-20-2601 et seq.

(c) The fund shall be used to provide for payment of all or a part of the debt service in connection with bonds issued under the Arkansas Public

School Academic Facilities Financing Act of 2007, § 6-20-2601 et seq.

(d)(1) The Treasurer of State shall establish separate accounts and subaccounts within the fund to correspond to the applicable series of bonds.

(2) In addition, there may be created in the State Treasury such other funds, accounts, or subaccounts as the Commission for Arkansas Public School Academic Facilities and Transportation may determine to be necessary to accomplish the purposes of the Arkansas Public School Academic Facilities Financing Act of 2007, § 6-20-2601 et seq.

SECTION 124. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows to add language repealed from § 15-20-1309:

19-26-341. Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2007 Bond Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2007 Bond Fund".

(b) The fund shall consist of moneys as provided under the Arkansas Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2007, § 15-20-1301 et seq.

(c) The fund shall be used as provided under the Arkansas Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2007, § 15-20-1301 et seq.

SECTION 125. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows to add language repealed from § 15-20-1509:

19-26-342. Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2025 Bond Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2025 Bond Fund".

(b) The fund shall consist of moneys as provided under the Arkansas Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of

2025, § 15-20-1501 et seq.

(c) The fund shall be used as provided under the Arkansas Water, Waste Disposal, and Pollution Abatement Facilities Financing Act of 2025, § 15-20-1501 et seq.

SECTION 126. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows to add language repealed from § 18-28-213 and to add language to be consistent with § 18-28-213:

19-26-343. Unclaimed Property Proceeds Trust Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Unclaimed Property Proceeds Trust Fund".

(b) The fund shall consist of moneys as provided under § 18-28-213.

(c) The fund shall be used as provided under § 18-28-213.

SECTION 127. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows to add language repealed from § 18-28-403 and to add language to be consistent with § 18-28-403:

19-26-344. Abandoned Mineral Proceeds Trust Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Abandoned Mineral Proceeds Trust Fund".

(b) The fund shall consist of moneys as provided under § 18-28-403.

(c) The fund shall be used as provided under § 18-28-403.

SECTION 128. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows to add language repealed from § 20-9-207 and to add language to be consistent with § 20-9-207:

19-26-345. Hospital and Medical Facility Survey and Planning Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Hospital and Medical Facility Survey and Planning Fund".

(b) The fund shall consist of moneys as provided under §§ 20-9-207 and

20-10-218.

(c) The fund shall be used as provided under §§ 20-9-207 and 20-10-218.

SECTION 129. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows:

19-26-346. Division of Economic and Medical Services Administrative Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Division of Economic and Medical Services Administrative Fund".

(b) The fund shall consist of moneys as provided under § 20-10-224.

(c) The fund shall be used as provided under § 20-10-224.

SECTION 130. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows to language repealed from § 20-21-207 and to add language to be consistent with § 20-21-207:

19-26-347. Radiation Site Closure and Reclamation Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Radiation Site Closure and Reclamation Fund".

(b) The fund shall consist of moneys as provided under § 20-21-207.

(c) The fund shall be used as provided under § 20-21-207.

SECTION 131. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows to add language repealed from § 27-70-205 and to add language to be consistent with § 27-70-205:

19-26-348. Federal Revenue Sharing State Highway Trust Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Federal Revenue Sharing State Highway Trust Fund".

(b) The fund shall consist of moneys as provided under § 27-70-205.

(c) The fund shall be used as provided under § 27-70-205.

SECTION 132. Arkansas Code Title 19, Chapter 26, Subchapter 3, is amended to add an additional section to read as follows to add language repealed from § 27-88-104 and to add language to be consistent with § 27-88-104:

19-26-349. State Highway Bridge Revenue Construction Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "State Highway Bridge Revenue Construction Fund".

(b) The fund shall consist of moneys as provided under § 27-88-104.

(c) The fund shall be used as provided under § 27-88-104.

SECTION 133. Arkansas Code § 19-27-203 is amended to read as follows to add language to be consistent with § 13-7-504:

19-27-203. Historic Preservation Revolving Loan Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a miscellaneous fund to be known as the "Historic Preservation Revolving Loan Fund".

(b) The fund shall consist of:

(1) Private funds made available for the purposes of the Historic Preservation Loan Act, § 13-7-501 et seq.;

(2) Federal funds made available for the purpose of making grants or loans to owners of registered historic properties;

(3) Any portion of real estate transfer taxes deemed appropriate by the Arkansas Historic Preservation Program; and

(4) Repayment of loans made pursuant to the Historic Preservation Loan Act, § 13-7-501 et seq.

(c) The fund shall be used to make loans or loan subsidies as provided in the Historic Preservation Loan Act, § 13-7-501 et seq., as administered by the Arkansas Historic Preservation Program.

SECTION 134. Arkansas Code § 19-27-210(c), concerning the Property Sales Holding Fund, is amended to read as follows to add a reference to be consistent with § 25-8-106:

(c) The fund shall be used for the expenditure of proceeds from the sale or disposition of property by the benefiting state agency and for the maintenance, operation, and improvement of the Marketing and Redistribution

Section as provided under § 25-8-106.

SECTION 135. Arkansas Code § 19-27-216 is amended to read as follows to update a reference and repeal language already codified at § 8-6-301 et seq.:

19-27-216. County Solid Waste Management System Aid Fund — ~~Definitions~~.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a miscellaneous fund to be known as the "County Solid Waste Management System Aid Fund".

(b) The fund shall consist of such special or general revenues or other moneys that may be deposited into the ~~County Solid Waste Management System Aid Fund~~ fund as provided by the General Assembly, to be used for the purpose of providing financial assistance to counties in the manner provided in ~~this section~~ § 8-6-301 et seq., for the establishment, expansion, maintenance, and operation of county solid waste collection and disposal systems.

~~(c) As used in this section:~~

~~(1) "County solid waste collection and disposal system" or "county solid waste management system" means:~~

~~(A) A county-owned and operated solid waste management and disposal system funded by moneys appropriated by the quorum court;~~

~~(B) A municipally owned and operated solid waste management and disposal system located within the county or adjoining counties, operated under contract with the county whereby the county is provided access thereto, and the quorum court appropriates funds to defray the county's share of the cost of operating such facility;~~

~~(C) A privately owned solid waste management and disposal system located within the county, or an adjoining county, in which the county has entered into a contract providing access and services of the facility for the use and benefit of the county under the terms of which the county's share of the operating cost is funded by an appropriation made by the quorum court of the county; or~~

~~(D) A solid waste collection and disposal system operated by two (2) or more counties, or by one (1) or more counties and one (1) or more municipalities, or operated by a private owner, under a compact or~~

~~agreement whereby each of the participating counties and municipalities has access to the facility and appropriates, through its governing body, funds to defray their respective shares of the cost of the facility; and~~

~~(2) "Solid waste management system" means the entire process of storage, collection, transportation, processing, treatment, and disposal of solid waste.~~

~~(d) All of the general revenues and special revenues and other funds deposited into the County Solid Waste Management System Aid Fund during each fiscal year shall be allocated by the Treasurer of State to each of the counties in the state, to be distributed to the counties only as provided in this section, on the basis of seventy-five percent (75%) divided equally among the seventy-five (75) counties of the state and twenty-five percent (25%) on the basis of population according to the most recent federal decennial census, with each county to receive an allocation of the funds in the proportion that its population bears to the total population of the state.~~

~~(e)(1) Before any county is eligible to receive its portion of the moneys in the County Solid Waste Management System Aid Fund during any fiscal year, the county, on or before the first day of the fiscal year, shall furnish the Treasurer of State the following information on forms to be developed by the Treasurer of State:~~

~~(A) Proof that the county operates, or is in the process of establishing, a solid waste management system for that county and that the solid waste management system is available to serve the residents of the county and may be available for service to various cities and towns within the counties through interlocal agreements, compacts, or authorities;~~

~~(B) That the quorum court of the county has established and approved a budget for the operation of the county solid waste management system for the fiscal year and has appropriated funds for it in an amount sufficient to support not less than fifty percent (50%) of the costs of operating the solid waste management system and that the funds appropriated for this purpose will be used solely for the cost of establishing, operating, and maintaining the solid waste management system, and for the hiring of personnel and for the acquisition of equipment and land required to operate the solid waste management system; and~~

~~(C) That the amount of funds allocated to the county for~~

~~the year under this section shall be used exclusively for establishing, operating, and maintaining the solid waste management system, meeting the requirements of this section, including the acquisition of land, and acquisition, maintenance, repair, and operation of equipment used in connection with the operation of the solid waste management system.~~

~~(2)(A) If any county fails, during any fiscal year, to expend an amount of county funds equal to at least fifty percent (50%) of the cost of operating its solid waste management system, or uses any of the state funds allocated under this section for any purpose other than as intended by it, the county shall be ineligible to receive moneys during the next-following fiscal year from the County Solid Waste Management System Aid Fund.~~

~~(B) However, the quorum court may make reapplication for state assistance funds during the year thereafter, upon offering the appropriate assurances in writing that it will meet the full requirements of the intent and purposes of this section in the use of the funds.~~

~~(f)(1) The moneys saved from legislation enacted by the Seventy-Fifth General Assembly that reduced contributions made by the state for state employees who are employed by a state agency funded, in whole or in part, with general revenues shall be set aside and implemented by the Chief Fiscal Officer of the State and the Treasurer of State in the amount and in accordance with procedures set forth in this subsection:~~

~~(A) Beginning the month after the month in which the reductions in retirement contributions occur, the Chief Fiscal Officer of the State shall determine the amount of the general revenue savings, by fund or fund account, based upon the previous month's payroll deductions for retirement contributions to the Arkansas Public Employees' Retirement System;~~

~~(B) During each fiscal year, the Chief Fiscal Officer of the State shall cause to be transferred on the books and those of the Treasurer of State the amount of the monthly general revenue savings from each affected fund or fund account to the Revenue Holding Fund Account before the close of business on the last day of each month until an aggregate of five million dollars ($5,000,000) of the general revenue savings during a fiscal year has been transferred to the Revenue Holding Fund Account from those sources. Monthly transfers of the general revenue savings to the Revenue Holding Fund Account shall then cease for the remainder of the fiscal year; and~~

~~(C) After providing for the distribution of general revenues available for distribution, the Treasurer of State shall transfer the total amount of the general revenue savings as certified to the Treasurer of State by the Chief Fiscal Officer of the State from the Revenue Holding Fund Account to the County Solid Waste Management System Aid Fund. This amount shall be used to make monthly distributions from the County Solid Waste Management System Aid Fund in the manner provided by law to the respective counties of this state to be used for the support of the county solid waste management system as provided in this section.~~

~~(2)(A) If any county fails to qualify for its proportionate share of the moneys in the County Solid Waste Management System Aid Fund during any fiscal year, the moneys shall be reapportioned among various counties that qualify to receive their proportionate shares of the County Solid Waste Management System Aid Fund moneys during the fiscal year, in accordance with the distribution formula set forth in subsection (d) of this section.~~

~~(B) The Treasurer of State shall monthly distribute moneys to the eligible counties as authorized in this section in the same manner as other county aid funds are distributed, and the moneys shall be credited and used solely for the support and operation of the county solid waste management system.~~

SECTION 136. Arkansas Code § 19-27-226(b), concerning the Solid Waste Performance Bond Fund, is amended to read as follows to add language to be consistent with § 8-6-1604:

(b) The fund shall consist of: ~~all~~

(1) All forfeitures collected under the Arkansas Solid Waste Management Act, § 8-6-201 et seq., and § 8-6-1601 et seq.;

(2) Any moneys appropriated by the General Assembly to the fund;

(3) United States Government moneys designated for the fund;

(4) Any moneys received by the state as a gift or donation to the fund; and

(5) All interest earned on moneys in the fund.

SECTION 137. Arkansas Code § 19-27-231(c), concerning the Rural Medical Clinic Revolving Loan Fund, is amended to read as follows to add

language to be consistent with § 20-12-201 et seq.:

(c) The fund shall be used exclusively for the making of loans by the State Board of Finance, upon application therefor, for the construction and equipping of rural medical clinics in rural areas of this state, as ~~defined~~ provided in § ~~20-12-202~~ 20-12-201 et seq.

SECTION 138. Arkansas Code § 19-27-241(b), concerning the Trial Expense Assistance Fund, is amended to read as follows to add language repealed from § 16-92-109(d)(2):

(b) The Trial Expense Assistance Fund shall consist of moneys transferred to ~~it~~ the Trial Expense Assistance Fund from the Miscellaneous Revolving Fund as costs are incurred.

SECTION 139. Arkansas Code § 19-27-246(b), concerning the Major Industry Facilities Incentive Fund, is amended to read as follows to add language to reflect that transfers occurs under § 15-4-1808:

(b) The fund shall consist of those moneys transferred from the General Revenue Fund Account under § 15-4-1808.

SECTION 140. Arkansas Code § 19-27-251(c), concerning the Arkansas Agricultural Marketing Grants Fund, is amended to read as follows to simplify the language and to add language concerning § 3-5-901 et seq.:

(c) The fund shall be used for making payments of grants under § 3-5-901 et seq. to ~~eligible~~ Arkansas wineries ~~with respect to the purchase of grapes, fruits, berries, or vegetables produced in this state and purchased for use in this state for the production of wine~~ that are eligible to receive a grant under § 3-5-901 et seq.

SECTION 141. Arkansas Code § 19-27-254(e), concerning the Higher Education Tuition Adjustment Fund, is amended to add an additional subdivision to read as follows to add language repealed from § 6-60-303:

(4) In order to provide funding for the appropriation set out in the line item entitled "Tuition Adjustment" in the operations appropriation act for the division, the Chief Fiscal Officer of the State shall transfer to the fund from the Higher Education Grants Fund Account three hundred fifty thousand dollars ($350,000) each fiscal year.

SECTION 142. Arkansas Code § 19-27-255 is repealed because the language is codified at § 20-76-211.

~~19-27-255. Administrative Services — Client Specific Emergency Services Revolving Fund Paying Account.~~

~~(a) The Office of Finance and Administration of the Department of Human Services is authorized to establish and maintain as a cash fund account the Client Specific Emergency Services Revolving Fund Paying Account consisting of federal grants, aids, cash donations, reimbursements, and state general revenue, not to exceed a daily balance of ten thousand dollars ($10,000), for delivery of immediate care, short-term, or emergency services to eligible clients.~~

~~(b) The account shall be established and maintained in accordance with procedures established by the Chief Fiscal Officer of the State for cash funds and shall be administered under the direction of the Secretary of the Department of Human Services.~~

SECTION 143. Arkansas Code § 19-27-323(b), concerning the Arkansas Foresters for the Future Scholarship Fund, is amended to read as follows to correct a reference:

(b) The Arkansas Foresters for the Future Scholarship Fund shall consist of:

(1) Moneys received and deposited into the State Forestry Fund under § ~~15-31-108~~ 19-43-210 that are equal to the cost of the Arkansas Foresters for the Future Scholarship each academic semester; and

(2) Special revenue funds.

SECTION 144. Arkansas Code Title 19, Chapter 27, Subchapter 3, is amended to add an additional section to read as follows to create the Employment Security Administration Fund from Title 11:

19-27-348. Employment Security Administration Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a miscellaneous fund to be known as the "Employment Security Administration Fund".

(b) The fund shall consist of moneys as provided by law.

(c) The fund shall be used by the Division of Workforce Services for

the payment of expenses of administration under § 11-10-803(d)(3)(A), for the purposes set forth in §§ 11-10-320 — 11-10-322, and as otherwise provided by law.

SECTION 145. Arkansas Code Title 19, Chapter 27, Subchapter 3, is amended to add an additional section to read as follows to add language repealed from § 17-52-312 and to add language to be consistent with § 17-52-312:

19-27-349. State Board of Appraisers, Abstracters, and Home Inspectors Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a miscellaneous fund to be known as the "State Board of Appraisers, Abstracters, and Home Inspectors Fund".

(b) The fund shall consist of moneys as provided under the Arkansas Home Inspectors Registration Act, § 17-52-301 et seq.

(c) The fund shall be used as provided under the Arkansas Home Inspectors Registration Act, § 17-52-301 et seq.

SECTION 146. Arkansas Code Title 19, Chapter 27, Subchapter 3, is amended to add an additional section to read as follows to add language repealed from § 17-88-105 and to add language to be consistent with § 17-88-105:

19-27-350. State Medical Board — Occupational Therapy Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a miscellaneous fund to be known as the "State Medical Board — Occupational Therapy Fund".

(b) The fund shall consist of moneys as provided under § 17-88-105.

(c) The fund shall be used as provided under § 17-88-105.

SECTION 147. Arkansas Code § 19-41-201(52), concerning the enumeration of general revenues, is amended to read as follows to correct a reference:

(52) Until July 1, 2011, moneys in excess of one million dollars ($1,000,000) in the State Securities Department Fund from collections of securities agents initial or renewal registration filing fees and securities registration statement filing fees, § ~~23-42-211(a)(4)~~ 23-42-211(a)(3);

SECTION 148. Arkansas Code § 19-43-204, concerning the Arkansas Department of Transportation Fund, is amended to add an additional subsection to read as follows to add language repealed from § 27-70-103:

(d) There is created the State Highway Special Construction Account within the Arkansas Department of Transportation Fund to be administered under § 27-70-103.

SECTION 149. Arkansas Code § 19-43-208(c), concerning the Poultry and Egg Grading Fund, is amended to read as follows to add a reference:

(c) The fund shall be used for the maintenance, operation, and improvement required by the poultry and egg grading programs, in carrying out the functions, powers, and duties as set out in § 2-33-101 et seq.~~,~~ and § 2-33-307 or other duties imposed by law upon the Department of Agriculture.

SECTION 150. Arkansas Code § 19-43-213(b), concerning the Department of Health Plumbers Licensing Fund, is amended to read as follows to add language to be consistent with § 17-38-205(d):

(b) The fund shall consist of: ~~those~~

(1) Those special revenues as specified in § 19-42-201(64); and

(2) All moneys received from the sale or trade of motor vehicles purchased with funds from the fund.

SECTION 151. Arkansas Code § 19-43-218(c), concerning the Division of Correction Prison Industry Fund, is amended to read as follows to add language to be consistent with § 22-3-1218:

(c) The fund shall be used for the maintenance, operation, and improvement of the Division of Correction's ~~prison industries activities~~ Arkansas Correctional Industries program as provided under § 22-3-1218.

SECTION 152. Arkansas Code § 19-43-232 is amended to read as follows to clarify the language and to add language repealed from §§ 2-35-406 and 2-35-407:

19-43-232. Arkansas Beef Council Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special revenue

fund to be known as the "Arkansas Beef Council Fund".

(b) The fund shall consist of those special revenues as specified in § 19-42-201(113).

(c) ~~The~~ As set out in § 2-35-301 et seq., the fund shall be used in such manner as the Arkansas Beef Council deems appropriate for:

(1) Arkansas beef promotion and research; ~~and for the~~

(2) The operation and maintenance of the council office; and ~~payment~~

(3) Payment of expenses of the council members ~~as set out in § 2-35-301 et seq~~.

(d) There is created in the fund the:

(1) National Beef Promotion Account; and

(2) State Beef Promotion Account.

SECTION 153. Arkansas Code § 19-43-238, concerning the Animal Health Disease and Pest Control Fund, is amended to add an additional subsection to read as follows to add language repealed from § 2-40-206:

(d)(1) Before the close of each fiscal year, the Chief Fiscal Officer of the State shall determine the amount of funds that will remain at the end of the fiscal year in the fund from fees collected under § 2-40-206.

(2) The Chief Fiscal Officer of the State shall allow funds under subdivision (d)(1) of this section to be carried forward and made available for the same purposes in the next-succeeding fiscal year.

SECTION 154. Arkansas Code § 19-43-245 is amended to read as follows to add language repealed from § 12-12-911:

19-43-245. Sex Offenders Registration Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special revenue fund to be known as the "Sex Offenders Registration Fund".

(b) The fund shall consist of those special revenues as specified in § 19-42-201(198).

(c) The fund shall be used equally by the Arkansas Crime Information Center and the Department of Corrections for the administration of the Sex Offender Registration Act of 1997, § 12-12-901 et seq.

(d) Any unexpended balance of the fund shall be carried forward and

made available for the same purpose.

SECTION 155. Arkansas Code § 19-43-251(b), concerning the Regulated Substance Storage Tank Program Fund, is amended to read as follows to add language to be consistent with § 8-7-808:

(b) The fund shall consist of:

(1) Those special revenues as specified in § 19-42-201(153);

(2) Federal funds designated for the fund; ~~and~~

(3) Any state matching funds as may be provided by the General Assembly; and

($) Other fees and moneys as provided under § 8-7-808.

SECTION 156. Arkansas Code § 19-43-252(c), concerning the Arkansas Catfish Promotion Fund, is amended to read as follows to correct a reference:

(c) The fund shall be used for Arkansas catfish promotion and research and for the operation and maintenance of the Arkansas Catfish Promotion Board office and payment of board member expenses, as provided in § ~~2-9-112~~ 2-9-101 et seq.

SECTION 157. Arkansas Code § 19-43-254, concerning the Animal Health Swine Testing Fund, is amended to add an additional subsection to read as follows to add language repealed from § 2-40-1201:

(d)(1) Before the close of each fiscal year, the Chief Fiscal Officer of the State shall determine the amount of funds that will remain at the end of the fiscal year in the fund from fees collected under § 2-40-1201.

(2) The Chief Fiscal Officer of the State shall allow funds under subdivision (d)(1) of this section to be carried forward and made available for the same purpose in the next-succeeding fiscal year.

SECTION 158. Arkansas Code § 19-43-257(b), concerning the HVACR Licensing Fund, is amended to read as follows to add language to be consistent with § 17-33-205(b):

(b) The fund shall consist of: ~~those~~

(1) Those special revenues as specified in § 19-42-201(160); and

(2) Any moneys received from the sale or trade of motor vehicles or other capital equipment purchased with HVACR licensing funds.

SECTION 159. Arkansas Code § 19-43-263(c), concerning the Economic Development Incentive Fund, is amended to read as follows to add language being repealed from § 15-4-1603:

(c) The fund shall be used for financial incentive plans to provide qualified businesses with an incentive to locate a new facility or expand an existing facility in Arkansas and for the other purposes as set out in the Arkansas Economic Development Incentive Act of 1993, § 15-4-1601 et seq.

SECTION 160. Arkansas Code § 19-43-264, concerning the Animal Health Special Revenue Fund, is amended to add an additional subsection to read as follows to add language being repealed from § 2-33-111:

(e) Before the close of each fiscal year, the Chief Fiscal Officer of the State shall determine the amount of moneys that will remain at the end of the fiscal year in the Animal Health Special Revenue Fund from fees collected under § 2-33-111 and shall allow the moneys to be carried forward and made available for the same purposes in the next-succeeding fiscal year.

SECTION 161. Arkansas Code § 19-43-280(c), concerning the Abandoned and Orphaned Well Plugging Fund, is amended to read as follows to repeal language already codified at § 15-71-115 and to add language to be consistent with § 15-71-115:

(c) The fund shall be used by the Oil and Gas Commission ~~to provide security if an oil well operator or a gas well operator, or both, fails to perform plugging responsibilities under § 15-72-217 or fails to correct well conditions that create an imminent danger to the health or safety of the public, or threaten significant environmental harm or damage to property~~ as provided under § 15-71-115.

SECTION 162. Arkansas Code § 19-46-201(c), concerning nonrevenue receipts, is amended to read as follows to correct references:

(c) The first eighteen million dollars ($18,000,000) received each fiscal year by the State of Arkansas under the State and Local Fiscal Assistance Act of 1972, ~~31 U.S.C. § 6701~~ Pub. L. No. 92-512, commonly referred to as the "Federal Revenue Sharing Act", shall be transferred by the Treasurer of State to the Federal Revenue Sharing State Highway Trust Fund

~~Account in the Arkansas Department of Transportation Fund~~.

SECTION 163. Arkansas Code § 20-7-204(a), concerning the State Health Department Building and Local Grant Trust Fund, is repealed to repeal language already codified at § 19-26-250.

~~(a) There is established on the books of the Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State a fund to be known as the "State Health Department Building and Local Grant Trust Fund".~~

SECTION 164. Arkansas Code § 20-9-207 is amended to read as follows to repeal language being moved to § 19-26-345:

20-9-207. Construction program — Federal funds for surveying and planning.

(a) The State Board of Health may make application to the United States Surgeon General for and receive federal funds to assist in carrying out the survey and planning activities provided in § 20-9-206(a) and § 20-10-217(a).

(b) The funds shall be deposited with the Treasurer of State ~~as a trust fund designated~~ into the "Hospital and Medical Facility Survey and Planning Fund", which shall be kept separate and apart from all public funds of the state and shall be available to the Department of Health for expenditure in carrying out the survey and planning activities provided under § 20-9-206(a) and § 20-10-217(a).

(c) Any funds received and not expended for ~~such~~ the purposes described in this section shall be repaid to the United States Treasury.

(d) Warrants for all payments from the fund shall bear the signature of the Secretary of the Department of Health or his or her agent.

SECTION 165. Arkansas Code § 20-10-209 is amended to read as follows to repeal language already codified at § 19-26-241:

20-10-209. Disposition of funds.

~~(a)(1) There is established on the books of the Treasurer of State, Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Long-Term Care Trust Fund".~~

~~(2) The fund shall consist of all~~ All moneys and interest received from the imposition of civil penalties levied by the state on long-

term care facilities found to be out of compliance with the requirements of federal or state law, rules, or regulations~~, there to be administered by the Secretary of the Department of Human Services solely for the protection of the health or property of residents of long-term care facilities, including, but not limited to, the payment for the costs of relocation of residents to other facilities, maintenance and operation of a facility pending correction of deficiencies or closure, and reimbursement of residents for personal funds lost.~~

~~(b) Funds from the Long-Term Care Trust Fund may also be administered by the secretary for programs or uses that, in the determination of the Director of the Office of Long-Term Care, enhance the quality of life for long-term care facility residents through the adoption of principles and building designs established by the Eden Alternative, Inc. or Green House Project programs or other means~~ shall be deposited into the Long-Term Care Trust Fund.

SECTION 166. Arkansas Code § 20-10-218 is amended to read as follows to repeal language being moved to § 19-26-345 and to make clarifying changes:

20-10-218. Construction program — Federal funds for surveying and planning.

(a) The Department of Human Services may make application to the United States Surgeon General for, and receive, federal funds to assist in carrying out the survey and planning activities provided for in § 20-10-217.

(b) The funds shall be deposited with the Treasurer of State ~~as a trust fund designated "~~ into the Hospital and Medical Facility Survey and Planning Fund~~"~~, which shall be kept separate and apart from all public funds of the state and shall be available to the department for expenditure in carrying out the survey and planning activities provided for in § 20-10-217.

(c) Any funds received and not expended for ~~such~~ the purposes described in this section shall be repaid to the United States Treasury.

(d) Warrants for all payments from the fund shall bear the signature of the ~~Director~~ Secretary of the Department of Human Services or his or her agent.

SECTION 167. Arkansas Code § 20-10-910(b), concerning the compensation of a receiver under the Arkansas Long-Term Care Facility Receivership Law, is

amended to read as follows to repeal a reference to language being repealed in § 20-10-916:

(b) If the receiver does not have sufficient funds to pay the salary from the revenues of the facility, the receiver may petition the court for permission to file a claim with the Department of Human Services for payment from the Long-Term Care Facility Receivership Fund Account ~~as established in § 20-10-916~~.

SECTION 168. Arkansas Code § 20-10-916 is amended to read as follows to repeal language already codified at § 19-22-106(10):

20-10-916. Long-Term Care Facility Receivership Fund Account.

(a) ~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund account to be known as the "Long-Term Care Facility Receivership Fund Account" of the Department of Human Services Fund. The Long-Term Care Facility Receivership Fund Account shall consist of general revenues and such other funds as may be provided by law.~~

~~(b)~~ The Long-Term Care Facility Receivership Fund Account ~~established in this section~~ shall be administered and disbursed under the direction of the Secretary of the Department of Human Services for the purpose of paying the expenses of receivers appointed under this subchapter.

~~(c)~~(b) No money shall be expended from the Long-Term Care Facility Receivership Fund Account for any purpose except when the funds generated by a long-term care facility in this state are found to be insufficient by a court of law to pay the reasonable expenses of a receiver after all other operating expenses of the facility have been paid from the facility's revenue.

~~(d)~~(c) Any balance remaining in the Long-Term Care Facility Receivership Fund Account at the close of each fiscal year shall be retained in the Long-Term Care Facility Receivership Fund Account to be available for the same purposes.

~~(e)~~(d) Beginning July 1, 1991, and each July 1 of an odd-numbered year thereafter, the Treasurer of State shall transfer from the General Revenue Fund Account of the State Apportionment Fund to the Long-Term Care Facility Receivership Fund Account an amount sufficient to maintain a fund balance of one hundred thousand dollars ($100,000).

SECTION 169. Arkansas Code § 20-10-1008 is amended to read as follows to correct a reference:

20-10-1008. Disposition of civil penalties.

All moneys received from the imposition of civil penalties levied by the state on long-term care facilities found to be out of compliance with the requirements of this subchapter shall be deposited into the Long-Term Care Trust Fund for uses as prescribed in § ~~20-10-209~~ 19-26-241.

SECTION 170. Arkansas Code § 20-12-203(a), concerning the administration of the Rural Medical Clinic Revolving Loan Fund, is amended to read as follows to repeal language already codified at § 19-27-231 and to make stylistic changes:

(a)(1) ~~There is established on the books of the Treasurer of State, the Chief Fiscal Officer of the State, and the Auditor of State, a fund to be known as the "~~ The Rural Medical Clinic Revolving Loan Fund~~", which shall consist of moneys provided by law to~~ shall be used solely and exclusively for the making of loans by the State Board of Finance, upon application ~~therefor~~ for a loan, for the construction and equipping of rural medical clinics in rural areas of this state.

(2) Loans for any one (1) medical practitioner or for the same rural medical clinic shall not exceed in the aggregate the sum of one hundred fifty thousand dollars ($150,000).

(3) Loans shall be at five percent (5%) interest annually and shall not be for a period of more than ten (10) years.

SECTION 171. Arkansas Code § 20-12-403 is repealed because the language is already codified at § 19-27-230.

~~20-12-403. Creation.~~

~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State, a fund to be known as the "Rural Health Services Revolving Fund".~~

SECTION 172. Arkansas Code § 20-13-101(b), concerning the Emergency Medical Services Revolving Fund Act, is repealed because the language is already codified at § 19-27-247.

~~(b) There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be designated the "Emergency Medical Services Revolving Fund".~~

SECTION 173. Arkansas Code § 20-17-502(a) and (b), concerning the Organ Donor Awareness Education Trust Fund, is repealed because the language is already codified at § 19-26-306.

~~(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Organ Donor Awareness Education Trust Fund".~~

~~(b) The fund shall consist of all moneys donated or collected for the purpose of educating or informing the public of the need for organ donations, all interest earned from the investment of fund balances, and any remaining fund balances carried forward from year to year.~~

SECTION 174. Arkansas Code § 20-21-207(c)(1)(B)(i), concerning the powers and duties of the State Radiation Control Agency, is amended to read as follows to repeal language being moved to § 19-26-347:

(B)(i) All sureties required under subdivision (c)(1)(A) of this section that are forfeited shall be paid to the State Radiation Control Agency for deposit by the Treasurer of State ~~in a special fund called~~ into the "Radiation Site Closure and Reclamation Fund".

SECTION 175. Arkansas Code § 20-25-112 is amended to read as follows to repeal language already codified at § 19-43-222 and to make stylistic changes:

20-25-112. Disposition of funds.

All fees collected by the Director of the Arkansas Manufactured Home Commission under this chapter shall be deposited into the State Treasury~~. The Treasurer of State shall credit the amount paid into a special fund to be designated~~ to the credit of the "Manufactured Home Standards Fund" from which appropriations shall be made for the administration of this chapter.

SECTION 176. Arkansas Code § 20-29-103 is amended to read as follows to repeal language already codified at § 19-26-236 and to make stylistic changes:

20-29-103. Disposition of funds.

(a) ~~There is created on the books of the Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State a trust fund to be known as the "Manufactured Housing Recovery Fund".~~

~~(b) The fund shall consist of trust~~ Trust fund receipts derived from fees assessed under this chapter by the Arkansas Manufactured Home Commission ~~and~~ shall be deposited into the Manufactured Housing Recovery Fund to be used for such purposes as are set out in §§ 20-29-104 — 20-29-108~~, 20-29-109 [repealed],~~ and 20-29-110.

~~(c)~~(b) No money shall be expended from the fund for any purpose except at the direction of the commission.

~~(d)~~(c) The fund shall be administered, disbursed, and invested under the direction of the commission.

~~(e)(1)~~(d)(1) All incomes derived through investment of the fund shall be credited to the fund as investment income.

(2) For the purposes of investment, moneys invested and interest earned thereon shall be administered as trust funds pursuant to the State Treasury Management Law, § 19-3-301 et seq.

~~(f)~~(e) Further, all moneys deposited into the fund shall not be subject to any deduction, tax, levy, or any other type of assessment.

SECTION 177. Arkansas Code § 20-58-215(d), concerning inspection fees under the Arkansas Egg Marketing Act of 1969, is amended to read as follows to repeal language already codified at § 19-43-208 and to make stylistic changes:

(d) Upon receipt of the funds and after deducting from the funds the collection charge authorized by law, the Treasurer of State shall~~, after deducting therefrom the collection charge authorized by law,~~ credit the net amount ~~thereof~~ of the funds to the ~~credit of the fund to be known as the~~ "Poultry and Egg Grading Fund".

SECTION 178. Arkansas Code § 20-77-703 is amended to read as follows to repeal language already codified at § 19-26-243, to add clarifying language, and to make stylistic changes:

20-77-703. ~~Creation~~ Presumption — Administration of Special Needs Trust Revolving Fund.

(a) ~~There is created in the State Treasury a revolving fund to be designated the "Special Needs Trust Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of:~~

~~(1) All moneys received from those individuals who desire to establish or maintain eligibility for benefits under the medical assistance program but who possess income or resources, including funds recovered from third parties, in excess of the established federal eligibility requirements, and the~~ The consideration for divestiture of income and resources ~~shall be~~ from an individual who desires to establish or maintain eligibility for benefits under a medical assistance program is presumed to be for adequate and fair compensation~~; and~~

~~(2) All moneys received by the cotrustees of the Special Needs Trust Revolving Fund from any other source, including moneys received from any state, federal, or private source~~.

(b) ~~All interest earned as a result of investing moneys in the fund shall be paid into the fund and not into the general revenues of this state.~~ All moneys accruing to the credit of the ~~fund~~ Special Needs Trust Revolving Fund are appropriated and may be budgeted and expended by the cotrustees of the fund for the purpose of implementing ~~the provisions of~~ this subchapter. If the cotrustees of the fund do not agree about the payment of any benefit or benefits, the determination of the Department of Human Services ~~shall be~~ is binding.

SECTION 179. Arkansas Code § 20-77-1904(a), concerning the Hospital Assessment Account, is amended to read as follows to repeal language being moved to § 19-26-269(c):

(a)~~(1) There is created within the Arkansas Medicaid Program Trust Fund a designated account known as the "Hospital Assessment Account".~~

~~(2)~~ The hospital assessments imposed under § 20-77-1902 shall be deposited into the Hospital Assessment Account.

SECTION 180. Arkansas Code § 20-77-2805(a), concerning the Medical Transportation Assessment Account, is amended to read as follows to repeal language being moved to § 19-26-269(d):

(a)~~(1) There is created within the Arkansas Medicaid Program Trust~~

~~Fund a designated account known as the "Medical Transportation Assessment Account".~~

~~(2)~~ The medical transportation provider assessments imposed under § 20-77-2803 shall be deposited into the Medical Transportation Assessment Account.

SECTION 181. Arkansas Code § 20-78-219(b)(1), concerning fines and penalties and the disposition of funds under the Childcare Facility Licensing Act, is amended to read as follows to repeal language already codified at § 19-43-253 and to make stylistic changes:

(b)(1) All fines and penalties collected under ~~the provisions of~~ this subchapter ~~shall be~~ are special revenues to be deposited into the State Treasury to the credit of ~~a special fund to be known as~~ the "Child Care Fund", to be used by the division to meet the costs of conducting the statewide criminal records checks required under § 20-78-606 or to provide grants to childcare facilities for enhancement of the childcare facility or for training of personnel in childcare facilities under the direction of the division.

SECTION 182. Arkansas Code § 20-78-224 is amended to read as follows to repeal language codified at § 19-43-253 and to make stylistic changes:

20-78-224. Administration of Child Care Fund.

(a) ~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State, the Child Care Fund, to be administered by the~~ The Division of Child Care and Early Childhood Education of the Department of Human Services shall administer the Child Care Fund.

(b) The division shall certify each month the amount of fees collected and deposited ~~to~~ into the fund and shall transmit, from funds appropriated for the maintenance and operation of the division, an amount of money equal to one-half (½) of the fees transmitted to the Treasurer of State.

SECTION 183. Arkansas Code § 21-2-711(a), concerning the Self-Insured Fidelity Bond Trust Fund, is repealed because the language is already codified at § 19-26-242.

~~(a) There is established on the books of the Treasurer of State, the~~

~~Auditor of State, and the Chief Fiscal Officer of the State a separate fund to be known as the "Self-Insured Fidelity Bond Trust Fund".~~

SECTION 184. Arkansas Code § 21-6-401(f), concerning the Clerk of the Supreme Court, is amended to read as follows to repeal an obsolete reference:

(f) All of the collected fees provided in subdivisions (a)(2) and (3) of this section and subsection (d) of this section shall be remitted by the Clerk of the Supreme Court on or before the fifteenth day of each month to the Administration of Justice Funds Section on a form provided by the Office of Administrative Services for deposit into the Judicial Fine Collection Enhancement Fund ~~established by § 16-13-712~~.

SECTION 185. Arkansas Code § 21-6-416(c), concerning the technology fees charged by courts, is amended to read as follows to repeal obsolete references:

(c)(1) The fee provided under subdivision (b)(1) of this section collected in the Supreme Court or the Court of Appeals shall be remitted by the Clerk of the Supreme Court on or before the fifteenth day of each month to the Administration of Justice Funds Section on a form provided by the Office of Administrative Services for deposit into the Judicial Fine Collection Enhancement Fund ~~established by § 16-13-712~~.

(2) The fee provided under subdivisions (b)(2) and (3) of this section collected in circuit court or district court shall be remitted by the county or city official, agency, or department designated under § 16-13-709 as primarily responsible for the collection of fines assessed in circuit court or district court on or before the fifteenth day of each month to the section, on a form provided by the office, for deposit into the Judicial Fine Collection Enhancement Fund ~~established by § 16-13-712~~.

SECTION 186. Arkansas Code § 22-3-215(d)(1), concerning the Vietnam Veterans' Monument, is amended to read as follows to repeal language already codified at § 19-26-225, to correct the name of a fund, and to make stylistic changes:

(d)(1) The Secretary of State ~~is authorized to~~ may accept gifts, grants, and donations from individuals and organizations to be deposited as trust funds into the Vietnam ~~Veterans'~~ Veterans Monument Fund~~, which is~~

~~created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State~~.

SECTION 187. Arkansas Code § 22-3-219(c)(4), concerning the Arkansas Military War Veterans Monument Design Selection Committee, is amended to read as follows to repeal language already codified in § 19-26-266 and to make stylistic changes:

(4)(A) The Secretary of State ~~is hereby authorized to~~ may accept gifts, grants, and donations from individuals and organizations, to be deposited as trust funds into the Arkansas Military War Veterans Monument Fund ~~which is hereby created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State~~.

(B) All funds deposited into the Arkansas Military War Veterans Monument Fund shall be used exclusively for the purpose of constructing and erecting a monument in the memory and recognition of the military war veterans of the State of Arkansas.

SECTION 188. Arkansas Code § 22-3-1210(c)(1)(B), concerning certificates of indebtedness and the Public Facilities Debt Service Fund, is amended to read as follows to repeal language already codified at § 19-26-224 and to make stylistic changes:

(B) Commencing on the first day of the month next succeeding the issuance of certificates of indebtedness under this subchapter, but not before July 1, 1983, and so long as any certificates are outstanding under this subchapter, the pledged revenues, except as provided ~~herein~~ in this subchapter, shall be deposited into the State Treasury as and when received by the Division of Correction, by the Building Authority Division, by state-supported institutions of higher education, or by any other state agency, as the case may be, to the credit of ~~a fund to be designated~~ the "Public Facilities Debt Service Fund".

SECTION 189. Arkansas Code § 22-3-1212(b)(2), concerning the duties of the Treasurer of State upon the maturity of a certificate of indebtedness, is amended to read as follows to repeal a reference to language being repealed from § 22-3-1210(c)(1)(B):

(2) Withdraw from the Public Facilities Debt Service Fund

~~established by this subchapter~~ the aggregate amount of principal and interest then due on the certificate;

SECTION 190. Arkansas Code § 22-3-1217(b)(1), concerning the disposition of revenues from agricultural and livestock activities of a correctional facility, is amended to read as follows to repeal a reference to language being repealed from § 22-3-1210(c)(1)(B):

(b)(1) Commencing the first day of the month next succeeding the issuance of any certificates of indebtedness as authorized by this subchapter, the moneys described in this section shall be pledged revenues, as stated in § 22-3-1210, and shall be deposited into the Public Facilities Debt Service Fund as established in § ~~22-3-1210~~ 19-26-224.

SECTION 191. Arkansas Code § 22-3-1218(a)(1), concerning the disposition of revenues from prison labor, is amended to read as follows to repeal language already codified at § 19-43-218, to correct the name of a fund, and to make clarifying and stylistic changes:

(a)(1)(A) ~~Prior to~~ Before the issuance of certificates of indebtedness as authorized by this subchapter, all moneys collected by the Board of Corrections from the sale or disposition of articles and products manufactured or produced by prison labor shall be ~~forthwith~~ immediately deposited with the Treasurer of State, to be ~~there~~ kept and maintained ~~as a special revolving account designated as~~ in the "Division of Correction Prison ~~Industries~~ Industry Fund" as authorized by law.

(B) The moneys ~~so~~ collected and deposited under subdivision (a)(1)(A) of this section shall be used solely for the purchase of manufacturing supplies, equipment, machinery, and buildings used to carry out the purposes of the Arkansas Correctional Industries program within the Division of Correction as well as for the payment of the necessary personnel in charge ~~thereof~~ of the Arkansas Correctional Industries program and to otherwise defray the necessary expenses incident ~~thereto~~ to the Arkansas Correctional Industries program, all of which shall be under the direction and subject to the approval of the board.

SECTION 192. Arkansas Code § 22-8-206(b), concerning the purchase of automobiles under the Automobile and Pickup Truck Acquisition Act for the

State of Arkansas, is amended to read as follows to repeal language already codified at § 19-27-202:

(b) ~~There is created and established upon the financial records of the Department of Finance and Administration, the Treasurer of State, and the Auditor of State a fund to be known as the "Motor Vehicle Acquisition Revolving Fund", which~~ The Motor Vehicle Acquisition Revolving Fund shall be used for the purpose of acquiring motor vehicles as authorized by this subchapter.

SECTION 193. Arkansas Code § 22-8-210(a), concerning motor vehicle renovation under the Automobile and Pickup Truck Acquisition Act for the State of Arkansas, is amended to read as follows to repeal a reference to language being repealed from § 22-8-206 and to make stylistic changes:

(a) Funds deposited into the Motor Vehicle Acquisition Revolving Fund created by § 19-27-202 ~~and § 22-8-206(b), which~~ may be made available for the purchase of motor vehicles for the Division of Arkansas State Police~~,~~ and may in addition be made available and used for expenses associated with the renovation of ~~state police~~ Arkansas State Police motor vehicles.

SECTION 194. Arkansas Code § 23-15-216 is amended to read as follows to repeal language already codified at § 19-43-220:

23-15-216. Disposition of funds.

On receipt of the fees, charges, and penalties provided for in this subchapter, the secretary of the Arkansas Public Service Commission shall pay the fees, charges, and penalties into the State Treasury. The amounts received by the Treasurer of State shall be credited by him or her as special revenues ~~and designated as~~ to the ~~"~~Arkansas Public Service Commission Utility Safety Fund~~", which will be a separate fund account established by the Treasurer of State~~.

SECTION 195. Arkansas Code § 23-40-107(b)—(d), concerning the Division of Prepaid Funeral Benefits and the State Insurance Department Prepaid Trust Fund, are amended to read as follows to repeal language already codified at § 19-26-284 and to make stylistic changes:

(b) ~~There is hereby established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund~~

~~to be known as the "~~ The State Insurance Department Prepaid Trust Fund~~" to~~ shall be used to pay the expenses of the ~~State Insurance Department~~ department in the discharge of its regulation of prepaid funeral benefits contracts.

(c) ~~No money~~ Money shall not be appropriated from this fund for any purpose other than to pay for personal services, operating expenses, maintenance and operations, and support of and improvements to the division, except as provided in § 23-40-119(f).

(d) The fund ~~established pursuant to this section~~ shall be administered, disbursed, and invested under the direction of the commissioner and the Treasurer of State.

SECTION 196. Arkansas Code § 23-40-125(a), concerning the Prepaid Funeral Contracts Recovery Program Fund, is repealed because the language is being moved to § 19-26-284.

~~(a) There is established within the State Insurance Department Prepaid Trust Fund an account to be known as the "Prepaid Funeral Contracts Recovery Program Fund".~~

SECTION 197. Arkansas Code § 23-42-211(a), concerning the disposition of fees under the Arkansas Securities Act, is amended to read as follows to repeal language already codified at § 19-43-261:

(a)(1) ~~There is created on the books of the Chief Fiscal Officer of the State, the Auditor of State, and the Treasurer of State a fund to be known as the "State Securities Department Fund".~~

~~(2)~~ The State Securities Department Fund shall be used for the maintenance, operation, support, and improvement of the State Securities Department in carrying out ~~its~~ the department's functions, powers, and duties as set out by law and by rule not inconsistent with law.

~~(3)~~(2) The State Securities Department Fund shall consist of those portions of fees designated for deposit into the State Securities Department Fund under § 23-42-304(a)(2), ~~(a)(4), and (a)(5)~~ § 23-42-304(a)(4) and (5), § 23-42-404(b)(1), and § 23-42-509(a).

~~(4)~~(3) Notwithstanding subdivision ~~(a)(3)~~(a)(2) of this section, at the end of each fiscal year, the Securities Commissioner shall transfer into the General Revenue Fund Account of the State Apportionment Fund any

moneys in the State Securities Department Fund that exceed the amount of the department's next fiscal-year budget.

SECTION 198. Arkansas Code § 23-42-213(a), concerning the Investor Education Fund and the disposition of fines under the Arkansas Securities Act, is repealed because the language is already codified at § 19-43-275.

~~(a) There is created on the books of the Chief Fiscal Officer of the State, the Auditor of State, and the Treasurer of State a fund to be known as the "Investor Education Fund".~~

SECTION 199. Arkansas Code § 23-61-702 is amended to read as follows to repeal language already codified at § 19-26-217 and to make stylistic changes:

23-61-702. Administration of State Insurance Department Trust Fund — ~~Creation~~.

(a) ~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "State Insurance Department Trust Fund", to~~ The State Insurance Department Trust Fund shall be used to:

(1) Defray the expenses of the State Insurance Department in the discharge of its administrative and regulatory powers and duties as prescribed by law;

(2) Defray the administrative expenses and losses incurred by the Arkansas Comprehensive Health Insurance Pool or its successor; and

(3) Fund capital expenditures and training for fire departments certified by the ~~Arkansas Department~~ Division of Emergency Management.

(b) ~~No money is to~~ Money shall not be appropriated from ~~this~~ the fund for any purpose except:

(1) As provided in subsection (a) of this section;

(2) For the personal services and operating expenses, maintenance and operations, and support of and improvements to the State Insurance Department; or

(3) At the direction of the Insurance Commissioner for the use, benefit, and support of the State Insurance Department.

(c) The fund ~~established pursuant to this section~~ shall be administered, disbursed, and invested under the direction of the commissioner

and the Treasurer of State.

(d) All income derived through grants, refunds, and gifts to the fund shall be credited as income to the fund and deposited ~~therein~~ into the fund.

(e) ~~Further, all~~ All moneys deposited ~~to~~ into the fund shall not be subject to any deduction, tax, levy, or any other type of assessment except as may be provided in this subchapter.

SECTION 200. Arkansas Code § 23-64-307(a), concerning the Insurance Continuing Education Trust Fund, is amended to read as follows to repeal language already codified at § 19-26-246 and to make stylistic changes:

(a) All funds received ~~pursuant to the provisions of~~ under this subchapter shall be transmitted by the Insurance Commissioner to the Treasurer of State to the credit of ~~an account or fund to be entitled~~ the ~~"~~Insurance Continuing Education Trust Fund~~", which is hereby established~~.

SECTION 201. Arkansas Code § 23-100-103 is amended to read as follows to repeal language already codified at § 19-26-222 and to make stylistic changes:

23-100-103. Administration of State Insurance Department Criminal Investigation Division Trust Fund ~~— Creation~~.

(a) ~~There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "State Insurance Department Criminal Investigation Division Trust Fund" to~~ The State Insurance Department Criminal Investigation Division Trust Fund shall be used to defray the expenses of the Criminal Investigation Division in the discharge of ~~its~~ the division's administrative and regulatory powers and duties as prescribed by law.

(b) ~~No money is to~~ Money shall not be appropriated from ~~this~~ the fund for any purpose except for the personal services and operating expenses, maintenance and operations, and support of and improvements to the division, and at the direction of the Insurance Commissioner, for the use, benefit, and support of the division.

(c) The fund ~~established pursuant to this section~~ shall be administered, disbursed, and invested under the direction of the commissioner and the Treasurer of State.

(d) All income derived through:

(1) Investment of the fund, including~~, but not limited to,~~ without limitation interest and dividends, shall be credited as investment income to the fund; and

(2) Grants, refunds, gifts, or any other sources to the fund shall be credited as income to the fund and deposited ~~therein~~ into the fund.

(e) ~~Further, all~~ All moneys deposited into the fund shall not be subject to any deduction, tax, levy, or any other type of assessment, except as may be provided by law.

SECTION 202. Arkansas Code § 23-112-205(a), concerning the disposition of funds received by the Arkansas Motor Vehicle Commission, is amended to read as follows to repeal language already codified at § 19-43-219:

(a) All funds received by the Arkansas Motor Vehicle Commission shall be deposited into the State Treasury as special revenues to the credit of ~~a special fund to be known as~~ the "Arkansas Motor Vehicle Commission Fund".

SECTION 203. Arkansas Code § 24-4-201(a), concerning the Arkansas Public Employees' Retirement System Fund, is repealed because the language is already codified at § 19-26-215:

~~(a)(1) There is established on the books of the Treasurer of State, the Auditor of State, and the Secretary of the Department of Finance and Administration a fund to be known as the "Arkansas Public Employees' Retirement System Fund".~~

~~(2) This fund shall consist of trust funds as provided by law and shall be used for the payment of personal services, operating expenses, investments, benefits, refunds, and for such other purposes as may be authorized by law.~~

SECTION 204. Arkansas Code § 24-6-206(a), concerning the State Police Retirement Fund, is repealed because the language is already codified at § 19-26-213.

~~(a)(1) There is established on the books of the Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State a fund to be known as the "State Police Retirement Fund", which shall consist of the trust funds designated by law.~~

~~(2) The State Police Retirement Fund shall be used for payment~~

~~of personal services, operating expenses, investments, benefits, refunds, and for such other purposes as may be authorized by law.~~

SECTION 205. Arkansas Code § 25-4-121(a) and (b), concerning the Office of State Technology Revolving Fund, is repealed because the language is already codified at § 19-27-243.

~~(a) There is created and established on the books of the Treasurer of State, the Auditor of State, and the Department of Finance and Administration the Office of State Technology Revolving Fund.~~

~~(b) The Office of State Technology Revolving Fund shall consist of nonrevenue receipts derived from services provided to various agencies of the federal, state, city, and county governments, and any other moneys which may be provided by law for credit to the Office of State Technology Revolving Fund.~~

SECTION 206. Arkansas Code § 25-4-123 is repealed because the language is already codified at § 19-27-244.

~~25-4-123. Information Technology Reserve Fund.~~

~~(a) There is established on the books of the Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State a fund to be known as the "Information Technology Reserve Fund".~~

~~(b) The Information Technology Reserve Fund shall consist of those funds transferred from the Office of State Technology Revolving Fund in an amount up to the authorized reserve for equipment acquisition as certified by the Chief Fiscal Officer of the State within thirty (30) days following the closing of each fiscal year, any loans which may be received from the Budget Stabilization Trust Fund, and any other moneys which may be provided by law, there to be used exclusively for major equipment acquisitions or improvements as set out in § 25-4-122.~~

SECTION 207. Arkansas Code § 25-8-106(e)(3)(A), concerning the marketing and redistribution of state personal property, is amended to read as follows to repeal language already codified at § 19-27-210:

(3)(A) Proceeds from the sale or transfer of property deposited into the State Treasury shall be classified as nonrevenue receipts and credited to the Property Sales Holding Fund ~~herein created on the books of~~

~~the Treasurer of State as a trust fund~~.

SECTION 208. Arkansas Code § 25-35-103(a), concerning the Arkansas Multi-Agency Insurance Trust Fund, is repealed because the language is already codified at § 19-26-305.

~~(a) There is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State, a separate fund to be known as the "Arkansas Multi-Agency Insurance Trust Fund".~~

SECTION 209. Arkansas Code § 25-35-103(c)(2), concerning the Arkansas Multi-Agency Insurance Trust Fund, is amended to read as follows to repeal language already codified at § 19-26-305:

(2) All income derived through investment of the Arkansas Multi-Agency Insurance Trust Fund ~~as established under this chapter~~ shall be credited as investment income to the Arkansas Multi-Agency Insurance Trust Fund.

SECTION 210. Arkansas Code § 25-35-103(d), concerning the Arkansas Multi-Agency Insurance Trust Fund, is amended to read as follows to repeal language already codified at § 19-26-305 and to make stylistic changes:

(d) All moneys received by the risk manager, including~~, but not limited to,~~ without limitation the premiums collected and any insured loss or loss expenses paid by insurance or reinsurance companies shall be deposited into the Arkansas Multi-Agency Insurance Trust Fund ~~created in this section~~.

SECTION 211. Arkansas Code § 26-51-205(c)(1), concerning the income tax levied on corporations and the Work Force 2000 Development Fund, is repealed because the language is already codified at § 19-43-255.

~~(c)(1)(A) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Work Force 2000 Development Fund".~~

~~(B) The Work Force 2000 Development Fund shall consist of those special revenues as specified in subdivision (c)(2) of this section and all other revenues as may be authorized by law.~~

SECTION 212. Arkansas Code § 26-51-2502(e)(1)(A), concerning the

Arkansas Disaster Relief Program, is amended to read as follows to repeal language already codified at § 19-26-282:

(e)(1)(A) ~~There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State an~~ The Arkansas Disaster Relief Program Trust Fund ~~to~~ shall be used by the Division of Emergency Management for disaster relief.

SECTION 213. Arkansas Code § 26-55-714(a)(1), concerning interstate users and the refund procedure for motor fuel taxes paid in the state, is amended to read as follows to repeal language already codified at § 19-26-273:

(a)(1) The Secretary of the Department of Finance and Administration shall quarterly determine the amount estimated to be necessary to pay refunds to interstate users of motor fuels who are entitled to refunds with respect to a portion of the motor fuel taxes paid in this state as authorized in § 26-55-710, and upon certification by the secretary, the Treasurer of State shall transfer from the gross amount of motor fuel taxes collected each month the amount so certified and shall credit it to the Interstate Motor Fuel Tax Refund Fund~~, which is established on the books of the State Treasury,~~ from which the Department of Finance and Administration shall make refunds as provided by law.

SECTION 214. Arkansas Code § 26-56-215(a)(1), concerning interstate users and the refund procedure for special motor fuel taxes paid in the state, is amended to read as follows to repeal language already codified at § 19-26-273:

(a)(1) The Secretary of the Department of Finance and Administration shall quarterly estimate the amount necessary to pay refunds to interstate users of special motor fuels who are entitled to refunds with respect to special motor fuel taxes paid in this state as authorized in § 26-56-214, and upon certification by the secretary, the Treasurer of State shall transfer from the gross amount of special motor fuel taxes collected each month the amount so certified and shall credit the amount to the Interstate Motor Fuel Tax Refund Fund~~, which is established on the books of the State Treasury,~~ from which the Department of Finance and Administration shall make refunds as provided by law.

SECTION 215. Arkansas Code § 26-57-1106(a), concerning the distribution of funds for breast cancer research and control that are collected from an additional tax on cigarettes and tobacco products, is amended to read as follows to repeal language already codified at §§ 19-27-270 and 19-27-271:

(a) All remaining moneys collected from the additional tax levied in §§ 26-57-1101 and 26-57-1102 shall be deposited into the State Treasury as special revenues to be distributed as follows:

(1) Twenty percent (20%) shall be credited to the Breast Cancer Research Fund~~, which is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State~~ to be used exclusively for the purposes set forth in § 20-15-1303; and

(2)(A) Eighty percent (80%) shall be credited to the Breast Cancer Control Fund~~, which is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State~~ to be used exclusively for the purposes set forth in § 20-15-1304 and at the option of the Department of Health in an amount not to exceed the amount appropriated by the General Assembly for the purpose of cervical cancer control.

(B) The Secretary of the Department of Health shall be the disbursing officer for the Breast Cancer Control Fund, and the Chancellor of the University of Arkansas for Medical Sciences shall be the disbursing officer for the Breast Cancer Research Fund.

SECTION 216. Arkansas Code § 26-62-210(a)(1), concerning the tax refund procedure for interstate users and IFTA carrier users of alternative fuels, is amended to read as follows to repeal language already codified at § 19-26-271:

(a)(1) The Secretary of the Department of Finance and Administration shall quarterly estimate the amount necessary to pay refunds to licensed interstate users and licensed IFTA carrier users of alternative fuels who are entitled to refunds with respect to alternative fuels taxes paid in this state as authorized in § 26-62-209, and upon certification by the secretary, the Treasurer of State shall transfer from the gross amount of alternative fuels taxes collected each month the amount to the Interstate Alternative Fuels Refund Fund~~, which is established on the books of the State Treasury,~~

from which the Department of Finance and Administration shall make refunds as provided by law.

SECTION 217. Arkansas Code § 26-63-405 is amended to read as follows to repeal language already codified at § 19-26-244 and to make stylistic changes:

26-63-405. Tourism Development Trust Fund.

(a) ~~There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Tourism Development Trust Fund".~~

~~(b)~~ The revenues derived from the tourism tax levied by this subchapter shall be remitted to the Treasurer of State who shall deposit the revenues into the State Treasury as special revenues and shall credit the revenues to the ~~fund~~ Tourism Development Trust Fund.

~~(c)~~(b) All revenues collected under this subchapter and credited to the fund shall be used by the Department of Parks, Heritage, and Tourism exclusively for the promotion of tourism in Arkansas.

SECTION 218. Arkansas Code § 26-73-106 is amended to read as follows to repeal language already codified at § 19-27-229:

26-73-106. Revenue Local Tax Revolving Fund — Revenue Local Tax Operating Fund.

~~(a) There are created on the books of the Treasurer of State, the Auditor of State, and the Secretary of the Department of Finance and Administration a Revenue Local Tax Revolving Fund and a Revenue Local Tax Operating Fund.~~

~~(b)~~ All taxes collected by the ~~secretary~~ Secretary of the Department of Finance and Administration under this subchapter shall be deposited into the State Treasury and credited to the Revenue Local Tax Revolving Fund and transmitted at least quarterly in each state fiscal year to the local government levying the tax.

SECTION 219. Arkansas Code § 26-74-221(a), concerning the administration of the Local Sales and Use Tax Trust Fund, is amended to read as follows repeal language already codified at §§ 19-26-226 and 19-26-245 and to make stylistic changes:

(a)(1) ~~There is created a trust fund for the remittance of local sales and use taxes which shall be known as the "Local Sales and Use Tax Trust Fund".~~

~~(2)(A) There is also created a trust fund which shall be known as the "Identification Pending Trust Fund for Local Sales and Use Taxes".~~

~~(B)(i)~~(A) Money reported as local sales and use taxes ~~which~~ that was collected in local taxing jurisdictions ~~which~~ that are not immediately identifiable and money collected in local jurisdictions ~~which~~ that have no tax shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes.

~~(ii)~~(B) When a local tax jurisdiction is identified for money ~~which~~ that has been deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes, the money shall be transferred to the Local Sales and Use Tax Trust Fund.

~~(iii)~~(C) When the total amount in the Identification Pending Trust Fund for Local Sales and Use Taxes exceeds fifty thousand dollars ($50,000), the Treasurer of State shall transfer any amount in excess of fifty thousand dollars ($50,000) to general revenues.

~~(C)(i)~~(2)(A) Money reported as local sales and use taxes, which was collected by an out-of-state vendor and which is not identifiable, shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes. Any such funds so deposited shall not be included for computation of transfer to general revenue in subdivision ~~(a)(2)(B)~~ (a)(1) of this section.

~~(ii)~~(B) The Treasurer of State shall distribute unidentified local sales and use taxes collected by out-of-state vendors to the county treasurers and city treasurers as determined by their proportionate share of distribution from the Local Sales and Use Tax Trust Fund on a monthly basis.

SECTION 220. Arkansas Code § 26-74-317(a), concerning the administration of the Local Sales and Use Tax Trust Fund, is amended to read as follows to repeal language already codified at §§ 19-26-226 and 19-26-245 and to make stylistic changes:

(a)(1) ~~There is created a trust fund for the remittance of local sales and use taxes which shall be known as the "Local Sales and Use Tax Trust~~

~~Fund".~~

~~(2)(A) There is also created a trust fund which shall be known as the "Identification Pending Trust Fund for Local Sales and Use Taxes".~~

~~(B)(i)~~(A) Money reported as local sales and use taxes ~~which~~ that was collected in local taxing jurisdictions ~~which~~ that are not immediately identifiable and money collected in local jurisdictions ~~which~~ that have no tax shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes.

~~(ii)~~(B) When a local tax jurisdiction is identified for money ~~which~~ that has been deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes, the money shall be transferred to the Local Sales and Use Tax Trust Fund.

~~(iii)~~(C) When the total amount in the Identification Pending Trust Fund for Local Sales and Use Taxes exceeds fifty thousand dollars ($50,000), the Treasurer of State shall transfer any amount in excess of fifty thousand dollars ($50,000) to general revenues.

~~(C)(i)~~(2)(A) Money reported as local sales and use taxes, ~~which~~ that was collected by an out-of-state vendor and ~~which~~ that is not identifiable, shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes. Any such funds so deposited shall not be included for computation of transfer to general revenue in subdivision ~~(a)(2)(B)~~ (a)(1) of this section.

~~(ii)~~(B) The Treasurer of State shall distribute unidentified local sales and use taxes collected by out-of-state vendors to the county treasurers and city treasurers as determined by their proportionate share of distribution from the Local Sales and Use Tax Trust Fund on a monthly basis.

SECTION 221. Arkansas Code § 26-74-413(a), concerning the administration of the Local Sales and Use Tax Trust Fund, is amended to read as follows to repeal language already codified at §§ 19-26-226 and 19-26-245 and to make stylistic changes:

(a)(1) ~~There is created a trust fund for the remittance of local sales and use taxes which shall be known as the "Local Sales and Use Tax Trust Fund".~~

~~(2)(A) There is also created a trust fund which shall be known~~

~~as the "Identification Pending Trust Fund for Local Sales and Use Taxes".~~

~~(B)(i)~~ Money reported as local sales and use taxes ~~which~~ that was collected in local taxing jurisdictions ~~which~~ that are not immediately identifiable and money collected in local jurisdictions ~~which~~ that have no tax shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes.

~~(ii)~~(2) When a local tax jurisdiction is identified for money ~~which~~ that has been deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes, the money shall be transferred to the Local Sales and Use Tax Trust Fund.

~~(iii)~~(3) When the total amount in the Identification Pending Trust Fund for Local Sales and Use Taxes exceeds fifty thousand dollars ($50,000), the Treasurer of State shall transfer any amount in excess of fifty thousand dollars ($50,000) to general revenues.

SECTION 222. Arkansas Code § 26-74-613(a), concerning the administration of the Local Sales and Use Tax Trust Fund, is amended to read as follows to repeal language already codified at §§ 19-26-226 and 19-26-245 and to make stylistic changes:

(a)(1) ~~There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund for the remittance of local sales and use taxes that shall be known as the "Local Sales and Use Tax Trust Fund".~~

~~(2)(A) There is also created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund which shall be known as the "Identification Pending Trust Fund for Local Sales and Use Taxes".~~

~~(B)(i)~~ Money reported as local sales and use taxes that was collected in local taxing jurisdictions that are not immediately identifiable and money collected in local jurisdictions that have no tax shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes.

~~(ii)~~(2) When a local tax jurisdiction is identified for money that has been deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes, the money shall be transferred to the Local Sales and Use Tax Trust Fund.

~~(iii)~~(3) When the total amount in the Identification Pending Trust Fund for Local Sales and Use Taxes exceeds fifty thousand dollars ($50,000), the Treasurer of State shall transfer any amount in excess of fifty thousand dollars ($50,000) to general revenues.

SECTION 223. Arkansas Code § 26-75-223(a), concerning the administration of the Local Sales and Use Tax Trust Fund, is amended to read as follows to repeal language already codified at §§ 19-26-226 and 19-26-245 and to make stylistic changes:

(a)(1) ~~There is created a trust fund for the remittance of local sales and use taxes which shall be known as the "Local Sales and Use Tax Trust Fund".~~

~~(2)(A) There is also created a trust fund which shall be known as the "Identification Pending Trust Fund for Local Sales and Use Taxes".~~

~~(B)(i)~~(A) Money reported as local sales and use taxes ~~which~~ that was collected in local taxing jurisdictions ~~which~~ that are not immediately identifiable and money collected in local jurisdictions ~~which~~ that have no tax shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes.

~~(ii)~~(B) When a local tax jurisdiction is identified for money ~~which~~ that has been deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes, the money shall be transferred to the Local Sales and Use Tax Trust Fund.

~~(iii)~~(C) When the total amount in the Identification Pending Trust Fund for Local Sales and Use Taxes exceeds fifty thousand dollars ($50,000), the Treasurer of State shall transfer any amount in excess of fifty thousand dollars ($50,000) to general revenues.

~~(C)(i)~~(2)(A) Money reported as local sales and use taxes ~~which~~ that was collected by an out-of-state vendor and ~~which~~ that is not identifiable shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes. Any such funds so deposited shall not be included for computation of transfer to general revenue in subdivision ~~(a)(2)(B)~~ (a)(1) of this section.

~~(ii)~~(B) The Treasurer of State shall distribute unidentified local sales and use taxes collected by out-of-state vendors to the county treasurers and city treasurers as determined by their

proportionate share of distribution from the Local Sales and Use Tax Trust Fund on a monthly basis.

SECTION 224. Arkansas Code § 26-75-318(a), concerning the administration of the Local Sales and Use Tax Trust Fund, is amended to read as follows to repeal language already codified at §§ 19-26-226 and 19-26-245 and to make stylistic changes:

(a)(1) ~~There is created a trust fund for the remittance of local sales and use taxes which shall be known as the "Local Sales and Use Tax Trust Fund".~~

~~(2)(A) There is also created a trust fund which shall be known as the "Identification Pending Trust Fund for Local Sales and Use Taxes".~~

~~(B)(i)~~(A) Money reported as local sales and use taxes ~~which~~ that was collected in local taxing jurisdictions ~~which~~ that are not immediately identifiable and money collected in local jurisdictions ~~which~~ that have no tax shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes.

~~(ii)~~(B) When a local tax jurisdiction is identified for money ~~which~~ that has been deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes, the money shall be transferred to the Local Sales and Use Tax Trust Fund.

~~(iii)~~(C) When the total amount in the Identification Pending Trust Fund for Local Sales and Use Taxes exceeds fifty thousand dollars ($50,000), the Treasurer of State shall transfer any amount in excess of fifty thousand dollars ($50,000) to general revenues.

~~(C)(i)~~(2)(A) Money reported as local sales and use taxes ~~which~~ that was collected by an out-of-state vendor and ~~which~~ that is not identifiable shall be deposited into the Identification Pending Trust Fund for Local Sales and Use Taxes. Any such funds so deposited shall not be included for computation of transfer to general revenue in subdivision ~~(a)(2)(B)~~ (a)(1) of this section.

~~(ii)~~(B) The Treasurer of State shall distribute unidentified local sales and use taxes collected by out-of-state vendors to the county treasurers and city treasurers as determined by their proportionate share of distribution from the Local Sales and Use Tax Trust Fund on a monthly basis.

SECTION 225. Arkansas Code § 27-15-4904(a), concerning the In God We Trust License Plate Fund, is repealed because the language is already codified at § 19-43-281.

~~(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special revenue fund to be known as the "In God We Trust License Plate Fund".~~

SECTION 226. Arkansas Code § 27-23-124 is repealed because subsection (a) is already codified at § 19-43-248 and subsection (b) is obsolete.

~~27-23-124. Commercial Driver License Fund.~~

~~(a) There is hereby established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State, a fund to be known as the "Commercial Driver License Fund" of the Revenue Division of the Department of Finance and Administration. The Commercial Driver License Fund shall consist of special revenues as set out in § 27-23-118, to be used to establish and maintain the Arkansas Commercial Driver License Program, and for other related purposes as required by the Secretary of the Department of Finance and Administration in carrying out the functions, powers, and duties of the division.~~

~~(b) On July 1, 1989, a loan to the Commercial Driver License Fund shall be made from the Budget Stabilization Trust Fund, in an amount or amounts to be determined by the Chief Fiscal Officer of the State, for the purpose of establishing the Arkansas Commercial Driver License Program. Loans to the Commercial Driver License Fund during the fiscal year ending June 30, 1990, shall be repaid to the Budget Stabilization Trust Fund on or before June 30, 1991. Provided, further loans to the Commercial Driver License Fund from the Budget Stabilization Trust Fund may be made after July 1, 1989. However, the loans made after July 1, 1990, must be repaid on or before the fiscal year in which the loans were made.~~

SECTION 227. Arkansas Code § 27-70-103(b), concerning the State Highway Special Construction Account, is amended to read as follows to repeal language being moved to § 19-43-204(d) and to make stylistic changes:

(b) After deducting ~~therefrom~~ the three percent (3%) for credit to the Constitutional Officers Fund and the State Central Services Fund as required

by § 27-70-206(1) from the taxes, penalties, and other amounts described in subsection (a) of this section, the Treasurer of State shall transfer the net amount remaining to the Arkansas Department of Transportation Fund to be set aside in ~~a special account therein to be known as~~ the "State Highway Special Construction Account" to be used solely and exclusively by the State Highway Commission:

(1) For construction of roads and highways on the state highway system; and

(2) To provide funds for transfer to the State Aid Road Fund as may be provided by law.

SECTION 228. Arkansas Code § 27-70-205 is amended to read as follows to repeal language be moved to § 19-26-348 and to make stylistic changes:

27-70-205. Federal Revenue Sharing State Highway Trust Fund ~~Account~~.

(a) Commencing with the federal funds received by the State of Arkansas under the ~~provisions of~~ the State and Local Fiscal Assistance Act of 1972, Pub. L. No. 92-512, as amended, ~~commonly and hereinafter~~ referred to as "federal revenue-sharing funds" in this section, all federal ~~revenue sharing~~ revenue-sharing funds received each fiscal year by the ~~State of Arkansas~~ state for the use and benefit of the ~~State of Arkansas~~ state shall be transferred to and allocated to ~~a special trust fund to be established in the Arkansas Department of Transportation Fund, to be known as~~ the "Federal Revenue Sharing State Highway Trust Fund ~~Account~~", to be set aside and used by the State Highway Commission solely and exclusively for construction of highways on the state highway system and the state aid street system. ~~All funds shall be administered and the~~

(b) The administration, controls, and accounting ~~thereof~~ of the funds under this section shall be in accordance with the ~~provisions of the~~ State and Local Fiscal Assistance Act of 1972, Pub. L. No. 92-512, as amended, and all regulations promulgated ~~thereunder~~ under the State and Local Fiscal Assistance Act of 1972, Pub. L. No. 92-512, as amended, and in accordance with the laws of this state governing the advertising and awarding contracts for, and payment of, construction contracts to be awarded by the commission.

SECTION 229. Arkansas Code § 27-70-207(e)(2)(A), concerning the duties of the Department of Finance and Administration with respect to the

distribution to county and city funds, is amended to read as follows to update the language concerning the creation of a fund:

(2)(A) Permanently dedicate the revenues to the State Aid Street Fund created under § ~~27-72-407~~ 19-43-301.

SECTION 230. Arkansas Code § 27-72-305(a), concerning the State Aid Road Fund, is amended to read as follows to repeal language being moved to § 19-22-112:

(a)~~(1) There is created in the State Treasury a fund to be known as the State Aid Road Fund, to which the~~ The Treasurer of State shall transfer to the State Aid Road Fund one hundred percent (100%) of the revenues credited to the State Highway Special Construction Account of the Arkansas Department of Transportation Fund each month ~~until an aggregate total of thirteen million dollars ($13,000,000) each fiscal year is so transferred~~, there to be used for construction, reconstruction, and improvements of the state aid road system.

~~(2)(A) For the fiscal year beginning July 1, 2000, the limitation on the transfer of funds in this subsection (a) shall be increased to fifteen million dollars ($15,000,000).~~

~~(B) For the fiscal year beginning July 1, 2001, the limitation on the transfer of funds in this subsection (a) shall be increased to seventeen million dollars ($17,000,000).~~

~~(C) For the fiscal year beginning July 1, 2002, the limitation on the transfer of funds in this subsection (a) shall be increased to nineteen million dollars ($19,000,000).~~

~~(D) For the fiscal year beginning July 1, 2003, and for all fiscal years thereafter, there shall be no limitation on the transfer of funds to the State Aid Road Fund.~~

SECTION 231. Arkansas Code § 27-72-317(a), concerning the County Road Construction and Maintenance Revolving Fund, is amended to read as follows to repeal language already codified at § 19-27-250:

(a) ~~There is created and established on the books of the Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State, in the State Treasury, a fund to be designated and known as the County Road Construction and Maintenance Revolving Fund, the~~ The exclusive jurisdiction for the

administration of ~~which~~ the County Road Construction and Maintenance Revolving Fund is vested in the Chief Fiscal Officer of the State, subject, however, to the limitations, conditions, uses, and purposes hereinafter prescribed.

SECTION 232. Arkansas Code § 27-72-407 is repealed because the language is already codified at § 19-43-301.

~~27-72-407. State Aid Street Fund.~~

~~(a) There is created in the State Treasury a fund to be known as the "State Aid Street Fund", there to be used for construction, reconstruction, and improvements of the state aid street system.~~

~~(b)(1) All revenues deposited into the fund shall be apportioned to the municipalities as prescribed in § 27-72-413 for the distribution on the state aid street system among the various municipalities.~~

~~(2) The apportioned funds shall remain for a period of two (2) years from the date they are apportioned.~~

~~(3) Any unused funds shall be returned to the fund for redistribution in accordance with § 27-72-413.~~

~~(4)(A) For a municipality to receive these funds, the municipality must be matched in the ratio of ninety percent (90%) of moneys from the fund to not less than ten percent (10%) municipal matching funds for all municipalities with a population in excess of twenty-five thousand (25,000) residents.~~

~~(B) For all other municipalities, the state aid street project shall be funded at one hundred percent (100%), and all municipalities receiving moneys from the fund shall comply with the provisions of this subchapter.~~

SECTION 233. Arkansas Code § 27-88-104(b), concerning the authority to issue bonds for the construction or reconstruction of a bridge or ferry, is amended to read as follows to repeal language being moved to § 19-26-348 and to make stylistic changes:

(b) The proceeds from the sale of revenue construction bonds shall be paid into the State Treasury to the credit of the State Highway Bridge Revenue Construction Fund, ~~which fund is created,~~ to the credit of the State Highway ..... River Bridge (Ferry), and shall be used, in addition to

any other available funds, for paying the cost of construction and reconstruction of any bridge and the acquisition, construction, and reconstruction of approaches ~~thereto~~ to the bridge or for paying the costs of constructing any ferry and the acquisition and construction of approaches to the ferry, except that the accrued interest paid when the bonds are delivered shall be credited to the sinking fund provided by the commission for the payment of the principal of and interest on the bonds and the fiscal agency charges in connection therewith.

SECTION 234. Arkansas Code § 27-101-110(b), concerning the deposit of funds into the State Treasury, is amended to read as follows to repeal language already codified in § 19-43-243:

(b) The fees collected under subsection (a) of this section shall be credited to the Boating Safety Account Fund~~, which is established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State~~.

SECTION 235. DO NOT CODIFY. CONSTRUCTION AND LEGISLATIVE INTENT.

It is the intent of the General Assembly that:

(1) The enactment and adoption of this act shall not expressly or impliedly repeal an act passed during the regular session of the Ninety-Sixth General Assembly;

(2) To the extent that a conflict exists between an act of the regular session of the Ninety-Sixth General Assembly and this act:

(A) The act of the regular session of the Ninety-Sixth General Assembly shall be treated as a subsequent act passed by the General Assembly for the purposes of:

(i) Giving the act of the regular session of the Ninety-Sixth General Assembly its full force and effect; and

(ii) Amending or repealing the appropriate parts of the Arkansas Code of 1987; and

(B) Section 1-2-107 shall not apply; and

(3) This act shall make only technical, not substantive, changes to the Arkansas Code of 1987.

SECTION 236. DO NOT CODIFY. References to provisions amended or

repealed by this act.

(a) The General Assembly finds that:

(1) This act makes technical changes throughout the Arkansas Code by amending, repealing, and enacting provisions for purposes of improving their codification, including without limitation repealing provisions that are codified in two (2) or more Arkansas Code sections so that the provisions are codified only in one (1) Arkansas Code section; and

(2) These technical changes may result in erroneous references in the acts passed during the Ninety-Sixth Regular Session of the General Assembly.

(b) It is the intent of the General Assembly that a reference to an Arkansas Code provision in an act passed during the Ninety-Sixth General Assembly that is amended or repealed by this act shall be to the applicable or corresponding Arkansas Code provision regardless of whether the applicable or corresponding Arkansas Code provision is amended or enacted by this act.

(c) All references in the acts passed during the Ninety-Sixth Regular Session of the General Assembly to Arkansas Code provisions amended or repealed by this act shall be deemed to refer to the applicable or corresponding Arkansas Code provisions regardless of whether the applicable or corresponding Arkansas Code provisions are amended or enacted by this act.

(d) To the extent this act repeals and recreates a fund, in whole or in part, the repeal and recreation of the fund or portion of the fund is intended to be a recodification of the fund and has no effect on any moneys in the fund.