

**VAN BUREN COUNTY QUORUM COURT**

**ORDINANCE NO. 2013-11**

**BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, AN APPROPRIATION ORDINANCE TO BE ENTITLED:**

**AN APPROPRIATION ORDINANCE TO AMEND THE ORIGINAL APPROPRIATION ORDINANCE #2012-18, THE ANNUAL OPERATING BUDGET FOR 2013, IN ORDER TO TRANSFER \$14,000.00 FROM THE EMERGENCY RESCUE FUND #19 AND APPROPRIATE SAID AMOUNT INTO THE EMERGENCY RESCUE BUDGET FUND #19, DEPARTMENT 1900, LINE ITEM 86 – SPECIAL PROJECTS.**

**WHEREAS:** Due to unexpected maintenance cost of the water crafts, increased water rescue and dive training costs, mandated craft enhancements, the Rescue Squad is in need of additional funding; and

**WHEREAS:** As stipulated in General Provisions, 27-101-111 (see attachments) a percentage of the funds collected in Emergency Rescue Squad Fund 19 may be used for boating safety and maintenance.

**WHEREAS:** There is now an urgent need and necessity to appropriate these funds, in order to pay for unexpected expenditures that have been incurred.

**THEREFORE BE IT ORDAINED**

**Section 1.** That Ordinance No. 2012-18, the annual operating budget for 2013 is hereby amended; and

**Section 2.** That the sum of \$14,000.00 is hereby transferred from the Emergency Rescue Fund #19; and appropriated into the Emergency Rescue Budget Fund 19, Department 1900, Line Item 86 – Special Projects.

**TOTAL APPROPRIATION**

**\$14,000.00**

Dated July 18 2013

APPROVED: Roger W. Hooper  
Roger Hooper, County Judge

ATTEST: Bobbie Bennett  
Bobbie Bennett, County Clerk

CERTIFICATE OF RECORD  
JORD 00008-0109  
VAN BUREN CO, AR FEE \$0.00  
RECORDED: 7/22/2013 8:39:51 AM  
BOBBIE BENNETT, COUNTY CLERK  
BY: Juanita Hester



(c) The interfund transfers authorized to be made under subsection (a) of this section shall be made by the Treasurer of State upon certification of the Chief Fiscal Officer of the State at the request of each of the several county courts.

(d)(1) Advance transfers, pursuant to § 27-72-320(a), may be made from time to time and in such amounts as may be respectively requested by each of the several county courts.

(2) Advance transfer requests shall be duly recorded as county court orders in each of the respective counties and shall be filed in a manner and form prescribed by the Chief Fiscal Officer of the State.

**History.** Acts 1975, No. 607, § 2; 1975 (Extended Sess., 1976), No. 1037, § 1; A.S.A. 1947, § 76-461.2; reen. Acts 1987, No. 863, § 1.

**A.C.R.C. Notes.** This section was reenacted by Acts 1987, No. 863, § 1. Acts 1987, No. 834 provided that 1987 legislation reenacting acts passed in the 1976 Extended Session should not repeal any other 1987 legislation and that such other legislation would be controlling in the event of conflict.

## **SUBTITLE 7. WATERCOURSES AND NAVIGATION**

### **CHAPTER 101 WATERCRAFT**

#### **SUBCHAPTER 1 — GENERAL PROVISIONS**

##### **SECTION.**

27-101-111. Distribution of funds.

#### **27-101-111. Distribution of funds.**

(a) On or before the fifth of the month next following the month during which the funds shall have been received by him or her, the Treasurer of State shall distribute the funds in the manner provided in this section:

(1) Three percent (3%) of the amount to the Constitutional Officers Fund and the State Central Services Fund to be used for defraying the necessary expenses of the state government; and

(2) Ninety-seven percent (97%) of the amount as follows:

(A) Eight percent (8%) to the Constitutional Officers Fund and the State Central Services Fund;

(B) Thirty-four percent (34%) to the Game Protection Fund for use by the Arkansas State Game and Fish Commission as provided by law;

(C) Thirty-four percent (34%) to the County Aid Fund, which, on or before the tenth of the month following the end of each calendar quarter, shall be remitted by state warrants to the various county treasurers in the proportions thereof as between the respective counties that the total of the fees produced from each county bears to the

total of the fees produced from all counties as certified by the Director of the Department of Finance and Administration to the Treasurer of State; and

(D) Twenty-four percent (24%) to the Marine Sanitation Fund for use by the Department of Health to administer a marine sanitation program.

(b) Upon receipt of any fees, each county treasurer shall deposit them into the county treasury to the credit of the boating safety and enforcement fund, if the county sheriff of that county has established a patrol on the waterways within the county.

(c)(1) In the event the county sheriff has not established a patrol on the waterways within the county and if either the county or any city or town within a county, or both, has established an emergency rescue service, each county treasurer shall deposit his county's share of the total fees collected into the county emergency rescue fund for use exclusively by either the county or the cities within the county, or both, for operating and maintaining emergency rescue services within the county and cities within the county. After the treasurer receives the funds, he shall divide the funds in the county emergency rescue fund equally among the county and the cities within the county, if any, having emergency rescue services.

(2) Otherwise, the fees shall be deposited into the Game Protection Fund for use by the Arkansas State Game and Fish Commission.

**History.** Acts 1987, No. 122, § 2; 2003, No. 1774, § 8.

**Amendments.** The 2003 amendment substituted "Eight percent (8%)" for "Ten percent (10%)" in (a)(2)(A); substituted "Thirty-four percent (34%)" for "Forty-five percent (45%)" in (a)(2)(B); substituted "Thirty-four percent (34%)" for "Forty-five percent (45%)" in (a)(2)(C); and added (a)(2)(D).

## **TITLE 28**

### **WILLS, ESTATES, AND FIDUCIARY RELATIONSHIPS**

#### **SUBTITLE 1. GENERAL PROVISIONS**

#### **CHAPTER 1**

#### **GENERAL PROVISIONS**

##### **SECTION.**

28-1-108. Records.

#### **28-1-108. Records.**

The following records of the court shall be maintained:

## **Van Buren County Rescue Expenses**

### **Related to Water Safety**

**Purchased Truck to be used as Water Unit .... \$9,850.00**

**Insurance on Boats .... \$367.00**

**Repairs on Boats and Jet Skis .... \$4,841.81**

**Boat School expense .... \$1,621.24**

**Re-certification of Dive Equipment .... \$888.59**

**Three outboard motors for flat bottom boats .... \$450.00**

**Repairs to underwater camera recorder .... \$138.54**

**Batteries for Dive and Water equipment .... \$54.34**

**Total .... \$16,590.28**

**Fund #19 County Emergency Rescue 27-101-111**

5/20/2013 Balance \$ 17,326.26

Another source of "special revenue" for the County Sheriff comes from boat registration fees. A percentage of those fees are credited to the County Aid Fund and remitted to the County Treasurers in the proportions thereof as between the respective counties that the total of the fees produced from each county bears to the total of the fees produced from all counties. [A.C.A. 27-101-111]

Upon receipt of these funds the County Treasurer credits the funds to the Boating Safety and Enforcement Fund - if the Sheriff has established a patrol on the waterways within the county. Otherwise, the funds are credited to the County Emergency Rescue Fund for use exclusively by either the county or the cities within the county, or both, for operating and maintaining emergency rescue services.

If neither the county nor any of the cities within the county operate emergency rescue services the fees should be deposited into the Game Protection Fund for use by the Arkansas State Game and Fish Commission

**Currently these funds are spent to pay the cell phone bill of our local Game and Fish Commission.**

Last year this amounted to \$ 2500.<sup>00</sup>  
and we have \$ 3,000.<sup>00</sup> currently  
appropriated, leaving \$ 15,900.<sup>00</sup> available to  
appropriate.