

"AN ACT TO AMEND TITLE 14, CHAPTER 164, SUBCHAPTER 3 OF THE ARKANSAS CODE OF 1987 ANNOTATED; TO AUTHORIZE MUNICIPALITIES AND COUNTIES TO FINANCE CABLE TELEVISION FACILITIES BY THE USE OF BONDS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES."

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

SECTION 1. Subparagraph (2) of Section 14-164-303(a) of the Arkansas Code of 1987 Annotated is hereby amended to read as follows:

"(2) 'Capital improvements of a public nature' or 'capital improvements' for the purposes of Arkansas Constitution, Amendment 62 and this subchapter means, whether obtained by purchase, lease, construction, reconstruction, restoration, improvement, alteration, repair, or other means:

(A) Any physical public betterment or improvement or any preliminary plans, studies, or surveys relative thereto;

(B) Land or rights in land, including, without limitation, leases, air rights, easements, rights-of-way, or licenses; and

(C) Any furnishings, machinery, vehicles, apparatus, or equipment for any public betterment or improvement, which shall include, without limiting the generality of the foregoing definition, the following: City or town halls, courthouses, and administrative, executive, or other public offices; court facilities; jails; police and sheriff stations, apparatus, and facilities; firefighting facilities and apparatus; public health facilities and apparatus; hospitals, nursing homes, and similar extended-care facilities; facilities for nonprofit organizations engaged primarily in public health, health systems support, safety, disaster relief, and related activities; residential housing for low and moderate income, elderly, or handicapped persons and families; parking facilities and garages; educational and training facilities for public employees; auditoriums; stadiums; convention, meeting, or entertainment facilities; ambulance and other emergency medical service facilities; civil defense facilities; air and water pollution control facilities; drainage and flood control facilities; storm sewers; arts and crafts centers; museums; libraries; public parks, playgrounds, or other public open space, marinas; swimming pools, tennis courts, golf courses, camping facilities, gymnasiums, and other recreational facilities; tourist information and assistance centers; historical, cultural, natural, or folklore sites; fair and exhibition facilities; streets and street lighting, alleys, sidewalks, roads, bridges, and viaducts; airports, passenger or freight terminals, hangars, and related facilities; barge terminals, ports, harbors, ferries, wharves, docks, and similar marine services; slack water harbors, water resource facilities, waterfront development facilities, and navigational facilities; public transportation facilities; public water systems and related transmission and distribution facilities, storage facilities, wells, impounding reservoirs, treatment plants, lakes, dams, watercourses, and water rights; sewage collection systems and treatment plants; maintenance and storage buildings and facilities; incinerators; garbage and solid waste collection disposal, compacting, and recycling facilities of every kind; facilities for the generation, transmission and distribution of television communications, gas and electric generation, transmission, and distribution systems, including without limiting the generality of the foregoing, hydroelectric generating facilities, dams, powerhouses, and related facilities; and

social and rehabilitative service facilities."

SECTION 2. All laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 3. Emergency. It has been found and it is hereby declared that certain municipalities in this State cannot finance cable television facilities at affordable costs except by the use of bonds as authorized hereby. Therefore, an emergency is declared and this Act, being necessary for the public peace, health and safety, shall be in force upon its passage and approval.

APPROVED: 8/3/88

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