

Act 55 of the 1989 Regular Session.

Act 55

SB78

By: Senator Bearden

"AN ACT TO AMEND TITLE 14, CHAPTER 137, SUBCHAPTER 1 OF THE ARKANSAS CODE OF 1987 ANNOTATED TO REDEFINE THE TERMS 'OTHER CAPITAL IMPROVEMENT FACILITIES' AND 'RENEWABLE ENERGY RESOURCES' FOR PURPOSES OF THE PUBLIC FACILITIES BOARDS; AND FOR OTHER PURPOSES."

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

SECTION 1. Subparagraph (d) of Section 14-137-106 of the Arkansas Code of 1987 Annotated is hereby amended to read as follows:

"(d) As used in this section, the term 'other capital improvement facilities' means any of the following: city or town halls, courthouses, and administrative, executive, or other public offices; court facilities; jails, police and sheriff stations, apparatus, and facilities; fire fighting facilities and apparatus; public health facilities and apparatus; hospitals, nursing homes, and similar extended-care facilities; 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, sewer 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; and social and rehabilitative service facilities; provided, however, the term 'other capital improvement facilities' shall, until June 30, 1991, include, in addition to the foregoing, electric distribution facilities, and facilities related thereto, in the case of public facilities boards heretofore or hereafter created by municipalities and counties which have outstanding, on January 1, 1989, debt which was issued or incurred for the purpose of financing hydroelectric power facilities."

SECTION 2. Subdivision (21) of Arkansas Code 14-137-103 is hereby amended to read as follows:

"(21) 'Renewable energy resources' means any technology or source of energy which:

(A) Does not depend on the use of depletable fossil fuels such as oil, natural gas, and coal, or nuclear fuels; and

(B) Makes use of nondepletable supplies of energy including, without limitation, solar, wind, bioconversion, falling or flowing water, geothermal deposits, or municipal, commercial, industrial, agricultural, or individual waste products or makes use of cogeneration technology for the production of energy;'"

SECTION 3. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 4. All laws and parts of laws in conflict with this Act are hereby repealed.

APPROVED: February 14, 1989

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