

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Hopkins**

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE TITLE 6, CHAPTER 20,
9 SUBCHAPTER 3 TO ADD A NEW SECTION; TO REQUIRE PUBLIC
10 SCHOOL DISTRICTS TO SPEND TWENTY-THREE PERCENT (23%) OF
11 NET CURRENT REVENUE FOR THE PURPOSE OF MAINTENANCE/
12 OPERATION, TECHNOLOGY AND SUPPLIES, AND OTHER EQUIPMENT
13 AND SUPPLIES NEEDED FOR THE EDUCATION OF THE CHILDREN IN
14 THE PUBLIC SCHOOLS IN THE STATE OF ARKANSAS; AND FOR OTHER
15 PURPOSES."

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

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19 SECTION 1. Arkansas Code Title 6, Chapter 20, Subchapter 3 is amended
20 by adding an additional section to read as follows:

21 "6-20-321. (a) For each school year, each school district in the state
22 shall spend on operation/maintenance, technology and supplies and other
23 supplies needed for the education of the children an amount at least equal to
24 twenty-three percent (23%) of its net current revenue as defined in this
25 section.

26 (b) For the purpose of this section:

27 (1) Gross current revenue shall consist of the following items:
28 all property taxes actually collected including the forty percent (40%)
29 pullback, delinquent taxes, excess commissions, and land redemption; revenue
30 from any local government or in lieu of tax donations; tuition from all
31 sources; county apportionment, severance taxes; 16th section rents; all
32 unrestricted state aid; and all unrestricted federal revenue including public
33 law 81-874 (categories A and B) forest reserve, wild life refuge, flood
34 control, mineral leases, federal grazing, and any other revenue that may be
35 considered as in lieu of tax payments.

1 (2) Net current revenue shall be the gross current revenue as
2 defined in subdivision (1) of this subsection less the following amounts:

3 (A) State transportation aid;

4 (B) Set aside for textbook program aid;

5 (C) The amount required to meet principal and interest
6 on the state revolving loan program;

7 (D) The amount required to meet principal and interest on
8 commercial bonds; and

9 (E) Salaries for contracted maintenance and operation employees.

10 (c) If the requirements of this section shall cause any district to
11 have less than full term of school, that district may apply to the State Board
12 of Education for relief under regulations and criteria to be determined by the
13 State Department of Education in the administration of this section.

14 (d) It is the intent of this section to guarantee that districts have a
15 reasonable and proper amount of money to be spent on the care and maintenance
16 of facilities and the children are provided with the technology and supplies
17 necessary to provide them with the necessary where-with-all to have an
18 opportunity for success into the 21st century."

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20 SECTION 2. All provisions of this act of a general and permanent
21 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
22 Code Revision Commission shall incorporate the same in the Code.

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24 SECTION 3. If any provision of this act or the application thereof to
25 any person or circumstance is held invalid, such invalidity shall not affect
26 other provisions or applications of the act which can be given effect without
27 the invalid provision or application, and to this end the provisions of this
28 act are declared to be severable.

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30 SECTION 4. All laws and parts of laws in conflict with this act are
31 hereby repealed.

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33 SECTION 5. EMERGENCY. It is hereby found and determined by the General
34 Assembly that this act establishes the criteria for setting the minimum
35 expenditures for maintenance/operation, technology and supplies, and other

1 supplies necessary for students; that this act should go into effect at the
2 beginning of the next school year; and that unless this emergency clause is
3 adopted this act may not go into effect until after the beginning of the next
4 school year. Therefore, an emergency is hereby declared to exist and this act
5 being necessary for the immediate preservation of the public peace, health and
6 safety shall be in full force and effect from and after its passage and
7 approval.

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