

As Engrossed: 1/26/93 1/28/93 2/18/93

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Brownlee**

A Bill

HOUSE BILL 1114

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 6-14-102 TO PROVIDE MORE
9 FLEXIBILITY IN CHANGING THE DATE OF THE ANNUAL SCHOOL
10 ELECTION FOLLOWING A DISASTER; DECLARING AN EMERGENCY; AND
11 FOR OTHER PURPOSES."

Subtitle

14 "AN ACT TO PROVIDE MORE FLEXIBILITY IN CHANGING THE DATE
15 OF THE ANNUAL SCHOOL ELECTION FOLLOWING A DISASTER."

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

19 SECTION 1. Arkansas Code § 6-14-102 is hereby amended to read as
20 follows:

21 "6-14-102. Annual election date.

22 (a) The annual school election shall be held in each school district of
23 the state on the *third* Tuesday in *September*.

24 (b) *The board of directors of any school district shall have the*
25 *authority to change the date of an annual school election that has been set*
26 *when the district suffers damage to its physical facilities in an amount*
27 *exceeding one hundred twenty-five thousand dollars (\$125,000) as a result of*
28 *fire or other natural disaster, provided that all constitutional requirements*
29 *are met."*

31 SECTION 2. This act shall be applicable to fires and other natural
32 disasters occurring after July 15, 1992.

34 SECTION 3. All provisions of this act of general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

1 Revision Commission shall incorporate the same in the Code.

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3 SECTION 4. If any provisions of this act or the application thereof to
4 any person or circumstance is held invalid, the invalidity shall not affect
5 other provisions or applications of the act which can be given effect without
6 the invalid provisions or application, and to this end the provisions of this
7 act are declared to be severable.

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9 SECTION 5. All laws and parts of laws in conflict with this act are
10 hereby repealed.

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12 SECTION 6. Emergency. It is hereby found and determined by the
13 Seventy-Ninth General Assembly of the State of Arkansas that some school
14 districts in this state incurred substantial damages to their physical
15 facilities from fires or other natural disasters occurring prior to the 1992
16 annual school election, but too late to enable such districts to change the
17 date of the 1992 election, that present law does not clearly permit such
18 districts to change the date of the 1993 election, and that there is an urgent
19 need for such school districts to be able to advance the date of the 1993
20 election to obtain voter approval for new continuing annual debt service taxes
21 to retire bonds to be issued to finance restoration of the physical facilities
22 of the district. Therefore, an emergency is hereby declared to exist, and
23 this act being necessary for the immediate preservation of the public peace,
24 health, and safety, shall be in full force and effect from and after its
25 passage and approval.

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29 */s/Christene Brownlee*

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