

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**

A Bill

HOUSE BILL

4 **By: Representatives Pryor and Jones**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 14-137-106(d) TO AMEND THE
9 DEFINITION OF OTHER CAPITAL IMPROVEMENT FACILITIES; AND
10 FOR OTHER PURPOSES."

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Subtitle

13 "AN ACT TO AMEND THE DEFINITION OF OTHER CAPITAL
14 IMPROVEMENT FACILITIES."

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

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18 SECTION 1. Arkansas Code 14-137-106(d) is amended to read as follows:

19 "(d) As used in this section, the term other capital improvement
20 facilities means, whether obtained by purchase, lease, construction,
21 reconstruction, restoration, improvement, alternation, repair, or other means,
22 any physical public betterment or improvement or any preliminary plans,
23 studies, or surveys relative thereto; lands or rights in land including,
24 without limitations, leases, air rights, easements, rights-of-way, or
25 licenses; furnishings, machinery, vehicles, apparatus, equipment or other
26 personal property for use by the city or county; and any furnishings,
27 machinery, vehicles, apparatus, or equipment for any public betterment or
28 improvement which shall include, without limiting the generality of the
29 foregoing the following: Any and all facilities for city or town halls,
30 courthouses, and administrative, executive, or other public offices; court
31 facilities; jails, police and sheriff stations, apparatus, and facilities;
32 fire fighting facilities and apparatus; public health facilities and
33 apparatus; hospitals, nursing homes, and similar extended-care facilities;
34 residential housing for low and moderate income, elderly or handicapped
35 persons and families; parking facilities and garages; educational and training

1 facilities for public employees; auditoriums; stadiums; convention, meeting,
2 or entertainment facilities; ambulance and other emergency medical service
3 facilities; civil defense facilities; air and water pollution control
4 facilities; drainage and flood control facilities; storm sewers; arts and
5 crafts centers; museums; libraries; public parks, playgrounds, or other public
6 open space; marinas; swimming pools, tennis courts, golf courses, camping
7 facilities, gymnasiums, and other recreational facilities; tourist information
8 and assistance centers; historical, cultural, natural, or folklore sites; fair
9 and exhibition facilities; streets and street lighting, alleys, sidewalks,
10 roads, bridges, and viaducts; airports, passenger or freight terminals,
11 hangars and related facilities; barge terminals, ports, harbors, ferries,
12 wharves, docks, and similar marine services, slack water harbors, water
13 resource facilities, waterfront development facilities, and navigational
14 facilities; public transportation facilities; public water systems and related
15 transmission and distribution facilities, storage facilities, wells,
16 impounding reservoirs, treatment plants, lakes, dams, watercourses, and water
17 rights, sewer collection systems, and treatment plants; maintenance and
18 storage buildings and facilities; incinerators; garbage and solid waste
19 collection disposal, compacting, and recycling facilities of every kind; and
20 social and rehabilitative service facilities."

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

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

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

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35 SECTION 5. EMERGENCY. It is hereby found and determined by the General

1 Assembly that the present law pertaining to public facilities boards is
2 inadequate to the extent of the definition of capital improvement facilities,
3 which may be acquired by the boards; that the type of property which may be
4 acquired by the boards should be expanded as soon as possible; that this act
5 so provides and until it goes into effect the authority of the public
6 facilities boards will be unduly restrictive. Therefore, an emergency is
7 hereby declared to exist and this act being necessary for the immediate
8 preservation of the public peace, health and safety shall be in full force and
9 effect from and after its passage and approval.

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