

State of Arkansas
87th General Assembly
Regular Session, 2009

A Bill

SENATE BILL 319

By: Senator Lavery

For An Act To Be Entitled

AN ACT TO REMOVE THE MISCELLANEOUS FUNDS RECEIVED
BY A SCHOOL DISTRICT FROM THE CALCULATION OF
STATE FUNDING ASSISTANCE; AND FOR OTHER PURPOSES.

Subtitle

TO REMOVE THE MISCELLANEOUS FUNDS
RECEIVED BY A SCHOOL DISTRICT FROM THE
CALCULATION OF STATE FUNDING ASSISTANCE.

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

SECTION 1. Arkansas Code § 6-20-2303(11), concerning the definition of miscellaneous funds, is repealed:

~~(11)(A) "Miscellaneous funds" means the average of those funds collected in the previous five (5) school years and reported to the Department of Education by April 15 of each school year, consisting of:~~

~~(i) Funds received by a school district from federal forest reserves, federal grazing rights, federal mineral rights, federal impact aid, federal flood control, wildlife refuge funds, and severance taxes; and~~

~~(ii) Funds received by the school district in lieu of taxes, and local sales and use taxes dedicated to education pursuant to § 26-74-201 et seq., § 26-74-301 et seq., § 26-75-301 et seq., and the Local Government Bond Act of 1985, § 14-164-301 et seq.~~

~~(B) If the school district no longer receives funds from a source of funds listed in subdivision (11)(A) of this section, then previous collections from that source of funds shall not be included in the five year~~



1 ~~average;~~

2
3 SECTION 2. Arkansas Code § 6-20-2303(21), concerning the definition of
4 state foundation funding aid for public schools, is amended to read as
5 follows:

6 (21) "State foundation funding aid" means the amount of state
7 financial aid provided to each school district and computed as the difference
8 between the foundation funding amount established by the General Assembly and
9 the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied
10 by the property assessment of the school district ~~plus the miscellaneous~~
11 ~~funds of the school district;~~

12
13 SECTION 3. Arkansas Code § 6-20-2305(a)(1)(A), concerning the
14 calculation of state foundation funding aid for public schools, is amended to
15 read as follows:

16 (a)(1)(A) For each school year, each school district shall receive
17 state foundation funding aid computed as the difference between the
18 foundation funding amount pursuant to subdivision (a)(2) of this section and
19 the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied
20 by the property assessment of the school district ~~plus the miscellaneous~~
21 ~~funds of the school district.~~

22
23 SECTION 4. Arkansas Code § 6-20-2503(a), concerning bonded debt
24 assistance for public schools, is amended to read as follows:

25 6-20-2503. Bonded debt assistance.

26 (a) As used in this section:

27 (1) "Eligible school district" means a school district that
28 applied for bonded debt assistance under this section before July 1, 2005;

29 (2) "Foundation funding" means an amount of money specified by
30 the General Assembly for each school year to be expended by school districts
31 for the provision of an adequate education for each student as that amount is
32 established in § 6-20-2305;

33 (3) "Local revenue per student" means in each school year
34 ninety-eight percent (98%) of the amount of revenue available, whether or not
35 collected, in a school district solely from the levy of the uniform rate of
36 tax ~~plus the average miscellaneous funds collected in the previous five (5)~~

1 ~~years~~ divided by the average daily membership of the school district; and

2 ~~(4) "Miscellaneous funds" means those funds received by a local~~
3 ~~school district from federal forest reserves, federal grazing rights, federal~~
4 ~~mineral rights, federal impact aid, federal flood control, wildlife refuge~~
5 ~~funds, severance taxes, funds received by the district in lieu of taxes, and~~
6 ~~local sales and use taxes dedicated to education pursuant to § 26-74-201 et~~
7 ~~seq., § 26-74-301 et seq., § 26-75-301 et seq., and § 14-164-301 et seq.; and~~

8 ~~(5)~~ (4) "State wealth index" means the result of one (1) minus
9 the ratio of local revenue per student divided by the difference between
10 the foundation funding and local revenue per student.