

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

**A BILL ACT 459 OF 1991**  
**SENATE BILL 370**

**For An Act To Be Entitled**

8 "AN ACT TO AMEND TITLE 19, CHAPTER 8, SUBCHAPTER 1 OF THE  
9 ARKANSAS CODE OF 1987 TO PROVIDE A HARDSHIP WAIVER FROM  
10 THE IN-STATE DEPOSITORY REQUIREMENT FOR CERTAIN SCHOOL  
11 DISTRICTS; AND FOR OTHER PURPOSES."

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

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15 SECTION 1. Arkansas Code §19-8-104 is hereby amended to read as  
16 follows:

17 "19-8-104. Deposits in state only.

18 (a) Except as provided below, all public funds as defined in 19-8-101  
19 shall be deposited in banks located in the State of Arkansas.

20 (b) A school district may seek a hardship waiver from the Joint  
21 Auditing Committee from the provisions of this section and deposit state funds  
22 in an out-of-state bank under the following conditions:

23 (1) The school district is designated as an isolated school  
24 district under the provisions of §§6-20-601 and 6-20-602;

25 (2) The school district lies on the borders of the state line;

26 (3) The nearest Arkansas bank is located at least eighteen (18)  
27 miles from the administrative offices of the district;

28 (4) The administrative offices of the district are located within  
29 six (6) miles from an out-of-state bank; and

30 (5) The out-of-state bank meets all other requirements concerning  
31 collateralization of state funds."

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

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