

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Senator Wilson**

A Bill

ACT 520 OF 1995
SENATE BILL 209

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 12-80-105 TO PROVIDE FOR
9 AN EXEMPTION FOR PARK AND RECREATIONAL FACILITIES AND FOR
10 BRIDGE FACILITIES FROM THE EARTHQUAKE RESISTANT DESIGN
11 RESTRICTIONS FOR PUBLIC BUILDINGS; AND FOR OTHER
12 PURPOSES."

Subtitle

15 "TO PROVIDE FOR AN EXEMPTION FOR PARK
16 AND RECREATIONAL FACILITIES AND BRIDGE
17 FACILITIES FROM THE EARTHQUAKE RESISTANT
18 DESIGN RESTRICTIONS FOR PUBLIC BUILDINGS
19 AND STRUCTURES."

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

23 SECTION 1. Arkansas Code § 12-80-105 is amended to read as follows:

25 "12-80-105. Exemptions.

26 (a) Certain building types such as single family residential, duplexes,
27 triplexes, fourplexes, and agricultural structures shall not be included in
28 the requirements of this chapter.

29 (b) The park and recreational facilities of the State of Arkansas, any
30 of its agencies or departments, or any city, town, or county government or any
31 school district shall not be included in the requirements of this chapter. As
32 used in this section, park and recreational facilities shall mean any
33 facilities which are generally open structures and have three or fewer sides
34 and are used for athletics, recreation, relaxation, entertainment, cultural
35 development, and other recreational activities including, without limitation,
36 park pavilions, amphitheaters, covered stage areas, camping centers, tennis

1 courts, golf course shelters, athletic fields, baseball fields and dugouts,
2 and various other similar park and recreational facilities. *No facility shall*
3 *be exempted from the requirements of this chapter which has any part intended*
4 *for use by the public with standing or seating surfaces more than eight (8)*
5 *feet above the ground or which has any covered area of greater than fifteen*
6 *hundred (1,500) square feet intended for use by the public."*

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8 SECTION 2. All provisions of this act of general and permanent nature
9 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
10 Revision Commission shall incorporate the same in the Code.

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

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

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/s/Wilson

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APPROVED: 3-6-95

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