

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: H2/25/97

A Bill

ACT 481 OF 1997
SENATE BILL 369

5 By: Senator Hopkins
6 By: Representatives Faris and Wallis
7

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 6-53-302 TO AUTHORIZE THE
10 LOCAL BOARD OF A TECHNICAL COLLEGE AND A MUNICIPALITY TO
11 COOPERATE IN PROVIDING A BUILDING OR STRUCTURE THAT SHALL
12 BE UTILIZED BY THE COLLEGE FOR TECHNICAL EDUCATIONAL
13 PURPOSES; *TO AUTHORIZE THE LOCAL BOARD OF COMMUNITY*
14 *COLLEGE AND A MUNICIPALITY TO COOPERATE FOR SIMILAR*
15 *PURPOSES; AND FOR OTHER PURPOSES.*"
16

Subtitle

17 "AN ACT TO AUTHORIZE THE LOCAL BOARD OF
18 A *TECHNICAL COLLEGE OR COMMUNITY COLLEGE*
19 *AND A MUNICIPALITY* TO COOPERATE IN
20 PROVIDING A BUILDING OR STRUCTURE THAT
21 SHALL BE UTILIZED BY THE COLLEGE FOR
22 TECHNICAL EDUCATIONAL PURPOSES."
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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28 SECTION 1. Arkansas Code 6-53-302, concerning the local board of a
29 technical college is amended by adding the following new subsections:

30 §(j)(1) The local board of a technical college may contract with a
31 municipality for:

32 (A) the transfer of real property including any buildings
33 or structures thereon from the college to the municipality;

34 (B) any or all of the following: the construction, repair,
35 renovation of buildings or structures, construction of additions to buildings
36 or structures, and the provision of equipment, apparatus, library materials

1 and fixtures for the buildings or structures by the municipality; and

2 (C) the long term lease, of at least fifty (50) years, of
3 the buildings or structures by the municipality to the college for nominal
4 monetary and other valuable consideration. The leased building or structure
5 shall be utilized by the college for educational and technical educational
6 purposes.

7 (2) The college may expend funds under the Arkansas Existing
8 Workforce Training Act of 1995, as amended, §§ 6-50-701 et seq., the Arkansas
9 College Savings Bond Act of 1989, as amended, §§ 6-62-701 et seq., and the
10 college and the municipality may expend any other funds available pursuant to
11 applicable law for such purposes and for the operation of the facility or
12 structure, if the college receives a long term lease of at least fifty (50)
13 years.

14 (3) If, pursuant to subdivision (j)(1), the college receives a
15 long term lease, of at least fifty (50) years, the college and the
16 municipality are authorized to jointly do any or all of the following:
17 construct, repair, renovate buildings or structures, construct additions to
18 buildings or structures, and provide equipment, apparatus, library materials
19 and fixtures for the buildings or structures.

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21 SECTION 2. (a) The local board of a community college may contract
22 with a municipality for:

23 (1) the transfer of real property including any buildings or
24 structures thereon from the college to the municipality;

25 (2) any or all of the following: the construction, repair,
26 renovation of buildings or structures, construction of additions to buildings
27 or structures, and the provision of equipment, apparatus, library materials
28 and fixtures for the buildings or structures by the municipality; and

29 (3) the long term lease, of at least fifty (50) years, of the
30 buildings or structures by the municipality to the college for nominal
31 monetary and other valuable consideration. The leased building or structure
32 shall be utilized by the college for educational purposes.

33 (b) The college may expend funds under the Arkansas College Savings
34 Bond Act of 1989, as amended, §§ 6-62-701 et seq., and the college and the
35 municipality may expend any other funds available pursuant to applicable law
36 for such purposes and for the operation of the facility or structure, if the

1 college receives a long term lease of at least fifty (50) years.

2 (c) If, pursuant to subsection (a), the college receives a long term
3 lease, of at least fifty (50) years, the college and the municipality are
4 authorized to jointly do any or all of the following: construct, repair,
5 renovate buildings or structures, construct additions to buildings or
6 structures, and provide equipment, apparatus, library materials and fixtures
7 for the buildings or structures.

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9 SECTION 3. All provisions of this act of a general and permanent nature
10 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
11 Revision Commission shall incorporate the same in the Code.

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13 SECTION 4. If any provision of this act or the application thereof to
14 any person or circumstance is held invalid, such invalidity shall not affect
15 other provisions or applications of the act which can be given effect without
16 the invalid provision or application, and to this end the provisions of this
17 act are declared to be severable.

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

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22 SECTION 6. EMERGENCY. It is found and determined by the General
23 Assembly of the State of Arkansas that this act is needed to immediately build
24 facilities, without which education needs and facilities may be jeopardized.
25 Therefore, an emergency is declared to exist and this act being immediately
26 necessary for the preservation of the public peace, health and safety shall
27 become effective on the date of its approval by the Governor. If the bill is
28 neither approved nor vetoed by the Governor, it shall become effective on the
29 expiration of the period of time during which the Governor may veto the bill.
30 If the bill is vetoed by the Governor and the veto is overridden, it shall
31 become effective on the date the last house overrides the veto.

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34 /s/Senator Hopkins, et al

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APPROVED:3-13-97