

Act 52 of the Third Special Session of 1989.

Act 52

SB51

By: Senator Scott

CALL ITEM

For An Act To Be Entitled  
"AN ACT TO AMEND SECTION 10 OF ACT 462 OF 1989 RELATING TO  
THE UTILIZATION OF CERTAIN ENUMERATION DISTRICTS AND CENSUS  
BLOCKS UNDER THE ARKANSAS ENTERPRISE ZONE LAW; AND FOR OTHER  
PURPOSES."

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

SECTION 1. Section 10 of Act 462 of 1989 is amended to read as follows:

"Section 10. The Department is authorized to substitute, as an enterprise zone, an enumeration district or block group that does not meet the qualifications for an enterprise zone as established under Section 4 of this Act, subject to the following conditions:

(a) The substitute enterprise zone is being substituted for an enumeration district or block group that does meet the specifications established under Section 4 of this act, and

(b) The request for substitution is made in writing to the Department by the governing body of the enumeration district or block group for which substitution is sought, and such writing contains the reasons for the request,

(c) The reasons for seeking substitution meet the guidelines and criteria established by the Department for substituting enterprise zones, and

(d) The substitute enterprise zone is located in the same county as the enumeration district or block group for which substitution is being sought. Nothing in this section shall be construed to permit an increase in the number of enterprise zones in any county or the State. If substitution is allowed, the enumeration district or block group for which the substitution was sought shall be designated as no longer qualifying for enterprise zone status. Nothing in this section shall be construed to exempt the governing body or bodies of the substitute enterprise zone from complying with the provisions of Section 5 of this act. Nothing in this section shall be construed to exempt businesses located in the substitute enterprise zone from complying with the requirements contained in Sections 6 and 7 of this act, to the extent that such businesses are seeking the benefits accorded under those sections.

(e) All eligible enumeration districts and census block groups not activated in Ashley County are hereby declared to be under the jurisdiction of the office of the county judge and can be utilized in any manner approved by the quorum court. This includes those enumeration districts and census tracts now within the city limits of incorporated towns."

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

SECTION 3. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 4. It is hereby found and determined by the General Assembly of the State of Arkansas that certain enumeration districts and census block groups in Ashley County that would be eligible as enterprise zones under the Arkansas Enterprise Zone Law are not being utilized; that Act 462 of 1989

should be amended to provide an alternate method for activation of the eligible enumeration districts and census block groups; and that this Act is necessary for the development of the Arkansas economy. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

APPROVED: November 16, 1989

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