

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 965 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

As Engrossed: S3/11/09 S3/16/09

A Bill

SENATE BILL 896

4
5 By: Senator Altes
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8 **For An Act To Be Entitled**

9 AN ACT TO AMEND TITLE 6 RELATED TO PUBLIC SCHOOL
10 FINANCE; AND FOR OTHER PURPOSES.

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12 **Subtitle**

13 TO AMEND TITLE 6 RELATED TO PUBLIC
14 SCHOOL FINANCE.

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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 *SECTION 1. Arkansas Code § 6-20-2305(a)(4) concerning the foundation*
20 *aid calculation is amended to add the following subdivisions:*

21 *(C)(i) Data to verify the timely receipt of revenues*
22 *applicable to the required ninety-eight percent (98%) of the uniform rate of*
23 *tax multiplied by the property assessment of the school district shall be*
24 *collected annually by the Department of Education in cooperation with the*
25 *Assessment Coordination Department.*

26 *(ii)(a) Data may be appropriately adjusted by the*
27 *Department of Education if it is determined that irregular distributions by a*
28 *county treasurer of excess commissions cause a school district's property tax*
29 *collection rate from the uniform rate of tax to exceed ninety-eight percent*
30 *(98%).*

31 *(b) The Department of Education may adjust the*
32 *uniform rate of tax from an irregular distribution to an amount not in excess*
33 *of ninety-eight percent (98%) and apply the excess distribution amount the*
34 *following school year.*

35 *(iii) Evidence of irregular distributions shall be*



1 in the form required by the Department of Education.

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3 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
4 General Assembly of the State of Arkansas that accurate information is
5 required to determine the correct funding for school districts; that
6 variances in the distribution of excess commission payments to school
7 districts can cause aberrations in revenue levels; and that this act is
8 immediately necessary to ensure a school district receives all funding it is
9 entitled to and is not penalized for irregularities in the distribution of
10 excess commission payments. Therefore, an emergency is declared to exist and
11 this act being immediately necessary for the preservation of the public
12 peace, health, and safety shall become effective on:

13 (1) The date of its approval by the Governor;

14 (2) If the bill is neither approved nor vetoed by the Governor,
15 the expiration of the period of time during which the Governor may veto the
16 bill; or

17 (3) If the bill is vetoed by the Governor and the veto is
18 overridden, the date the last house overrides the veto.

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20 /s/ Altes

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22 **APPROVED: 4/6/2009**
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