

1 State of Arkansas *As Engrossed: S2/4/15 S2/26/15*

2 90th General Assembly

A Bill

3 Regular Session, 2015

SENATE BILL 205

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5 By: Senator Rice

6 By: Representative Richmond

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For An Act To Be Entitled

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AN ACT TO ENSURE THAT A SCHOOL DISTRICT CAN DONATE

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BUILDINGS OR REAL PROPERTY TO AN INCORPORATED TOWN;

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AND FOR OTHER PURPOSES.

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Subtitle

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TO ENSURE THAT A SCHOOL DISTRICT CAN

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DONATE BUILDINGS OR REAL PROPERTY TO AN

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INCORPORATED TOWN.

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

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SECTION 1. Arkansas Code § 6-21-108(b), concerning donations of school district property, is amended to read as follows:

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(b)(1) If the board of directors for a school district determines that real property owned or controlled by the school district is not required for the present or future needs of the school district and that the donation of the real property would serve a beneficial educational service for the citizens of the school district, then the school district may donate real property to a publicly supported institution of higher education, a technical institute, a community college, a not-for-profit organization, a county, a city, an incorporated town, or any entity thereof for the following limited purposes:

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(A) Having the real property preserved, improved, upgraded, rehabilitated, or enlarged by the donee;

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(B) Providing a publicly supported institution of higher education, a technical institute, or a community college with the donated

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1 property in which to hold classes; or

2 (C) Providing community programs and beneficial educational
3 services, social enrichment programs, or after-school programs.

4 (2) A school district may donate the fee simple title and
5 absolute interest in real property, without any reservations or restrictions
6 to the real property, to a publicly supported institution of higher learning,
7 a technical institute, a community college, a not-for-profit organization, a
8 county, ~~or a city,~~ an incorporated town, or any entity thereof.

9 (3) If two (2) years after the effective date of consolidation
10 the real property of the consolidated school district is not used by the
11 school district for educational purposes and has not been sold, preserved,
12 leased, or donated, the school district board of directors shall make the
13 real property available to a publicly supported institution of higher
14 education, a technical institute, a community college, a not-for-profit
15 organization, a county, ~~or a city,~~ an incorporated town, or any entity
16 thereof, by donation or low-cost long-term lease, for the following limited
17 purposes:

18 (A) Having the real property preserved, improved, upgraded,
19 rehabilitated, or enlarged by the donee;

20 (B) Providing a publicly supported institution of higher
21 education, a technical institute, or a community college with the donated
22 property in which to hold classes; or

23 (C) Providing community programs and beneficial educational
24 services, social enrichment programs, or after-school programs.

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26 /s/Rice

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29 **APPROVED: 03/12/2015**