

ARKANSAS SENATE
86th General Assembly - Regular Session, 2007
Amendment Form

Subtitle of Senate Bill No. 933

"AN ACT TO PROVIDE FOR THE CONSTRUCTION OF EARLY CHILDHOOD CENTERS."

Amendment No. 1 to Senate Bill No. 933.

Amend Senate Bill No. 933 as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 6-21-108(c) and (d), concerning the authority of school districts to donate real property for educational purposes, are amended to read as follows:

(c)(1) A school district may donate to the state all or part of its interest in real property for the purpose of constructing a facility operated by a state-funded prekindergarten program.

(2) A school district that desires to donate real property for the purposes of this subsection (c) shall submit to the Department of Education its proposal for constructing the facility and describing the real property to be donated.

(3) The department, in conjunction with the Division of Public School Academic Facilities and Transportation, shall review each proposal.

(4) If the department approves the proposal, the school district may convey to the state the fee simple title and absolute interest in the real property, free of restrictions and reservations.

(5) Each state-funded prekindergarten program operating in a facility acquired and constructed under this subsection (c) shall be operated by the education service cooperative for the school district that donated the real property.

(6)(A) The state shall provide all funding for the construction and the school district shall contract for the construction of the improvements to real property donated under this subsection (c).

(B) Funding for the construction of the facility shall be distributed by the department under rules established by the State Board of Education.

(C) The department may expend up to two percent (2%) of funds made available for purposes of this subsection (c) to:

(i) Administer the program; and

(ii) Monitor school district compliance with applicable law, regulations, ordinances, and standards for the construction of improvements to the real property.

(7) The state board shall establish rules for the implementation



of this subsection (c).

~~(e)~~(d) The execution of all contracts and conveyances and lease contracts shall be performed by the president and confirmed by the secretary of the school board when authorized by a resolution in writing and approved by a majority vote of the school board.

~~(d)(1)~~(e)(1) If the school district donates real property ~~to an entity~~ under this section, then the school district shall have the right of first refusal to reacquire the real property if the ~~entity~~ grantee decides to sell or otherwise dispose of the real property.

(2) The school district shall not be required to compensate the ~~entity~~ grantee for any improvements to real property reacquired under this subsection."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Bryles

CLR/CLR - 03-16-2007 08:35

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Secretary