

State of Arkansas

76th General Assembly

Regular Session, 1987

SENATE BILL 438

By: Senators Walters and Hardin

"AN ACT TO AMEND SECTION 137 OF ACT 169 OF 1931 [ARK. STATS. 80-725] TO PROVIDE THAT IN THE CASE OF A SCHOOL DISTRICT WHICH IS COMPRISED OF TERRITORY IN TWO OR MORE COUNTIES, THE COUNTY TREASURER OF THE COUNTY IN WHICH THE DISTRICT IS ADMINISTERED SHALL BE ALLOWED A COMMISSION FOR HANDLING FUNDS OF THE DISTRICT; AND FOR OTHER PURPOSES."

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

SECTION 1. Section 137 of Act 169 of 1931, the same being Arkansas Statute 80-725, is hereby amended to read as follows:

"Section 137. Unless otherwise provided by law, the county treasurer shall be allowed a commission of two percent (2%) on all school funds paid into his hands, except on borrowed money, or the proceeds of the sale of bonds and all other funds on which the law shall not allow commission. Provided in the case of a school district which is comprised of area in two or more counties, only the county treasurer of the county in which the school district is administered shall be allowed a commission on the funds of such school district, unless the school district has a district treasurer, in which case the treasurer of the county collecting the school district funds shall be allowed a commission on the funds of such school district. The county school funds shall pay such proportional part of the salaries and expenses of the county treasurer's office as the total county treasurer's commissions on school funds bear to the total county treasurer's commissions on all funds."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 3. EMERGENCY. It is hereby found and determined by the General

Assembly that under present law only the treasurer of a county in which a school district is administered is entitled to receive a commission on school funds; that there are some counties in the State in which no school district is administered and consequently the treasurers of such counties receive no commission on school funds; that the school districts in the respective counties should pay a proportional part of the salaries and expenses of the county treasurer's office in each county and that this Act is designed to correct this situation and should be given effect immediately. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

