

State of Arkansas

77th General Assembly

A Bill

HOUSE BILL

Third Extraordinary Session, 1989

CALL ITEM 63 1059

By: Representative Davis

For An Act To Be Entitled

"AN ACT TO AUTHORIZE COUNTIES TO EXPEND STATE AID ROAD FUNDS FOR THE CONSTRUCTION, REPLACEMENT, OR RECONSTRUCTION OF BRIDGES LOCATED IN INCORPORATED TOWNS WITHIN THE COUNTIES; AND FOR OTHER PURPOSES."

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

SECTION 1. Upon approval of the State Highway Commission, the quorum court and the county judge, any county may expend State aid road funds, as deposited in the State Aid Road Fund pursuant to Arkansas Code Annotated §27-72-303 and as administered pursuant to the policies of the Division of State Aid Road Construction as provided in Arkansas Code Annotated §27-72-304, for the construction, replacement, or reconstruction of bridges located in incorporated towns with a population of 500 or less, according to the latest federal census, within the county and may use the State aid road funds as matching funds for State, federal and local funds available for the replacement, construction, or reconstruction of the bridges, provided, such bridges are on highways, roads or streets in such incorporated towns which are extensions to "State aid roads", as that term is defined in Arkansas Code Annotated §27-72-301. Such extensions shall not be included in the county's allocated State aid system mileage total. Provided, further, such approval may be granted only on a project-by-project basis. For the purposes of this Act, the term "reconstruction" shall include not only a complete rebuilding or replacement of a bridge, but shall also include major renovations which will extend the service life of an existing bridge. Maintenance of such facilities, utility adjustments, and right-of-way acquisitions shall be the responsibility of the incorporated town.

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 All laws and parts of laws in conflict with this Act are hereby repealed.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. Emergency. It is hereby found and determined by the General Assembly that counties desperately need additional revenues for constructing, replacing or reconstructing bridges; that this Act authorizes counties to expend State aid road funds for the replacement, construction, or reconstruction of certain bridges; that this Act will provide counties with the means of replacing or reconstructing bridges which are in a dangerous condition; and that this Act should be given effect immediately in order to provide the means of constructing, replacing or reconstructing the bridges as soon as possible. Therefore, an emergency is hereby declared to exist and this Act being immediately 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.